

**IN THE JUSTICE COURT OF PAHRUMP TOWNSHIP,
COUNTY OF NYE, STATE OF NEVADA**

You have been charged with a violation of the Nevada DUI Law.
The Court advises you of the following:

Your Rights

You have the right to a speedy and public trial.

You have the right to confront the witnesses against you and to question them either by yourself or through an attorney.

You have the right to present evidence in your own behalf and cannot be forced to testify; you may remain silent.

You have the right to counsel. If you are indigent (have no money), the Court will appoint an attorney to represent you.

The Penalties

In Nevada, the penalties for conviction of a 1st, 2nd, and 3rd or subsequent offense are:

1st Offense in 7 years: A minimum of 2 days in jail to a maximum of 6 months in jail, or not less than 48 hours but not more than 96 hours of community service must be performed in distinctive garb identifying you as a DUI offender; a fine of not less than \$400 nor more than \$1,000 and assessments; successful completion of an approved educational or treatment course on the abuse of alcohol and controlled substances; must attend the victim impact panel; and revocation of my driver's license for a period of 90 days by the Department of Motor Vehicles, unless I have an interlock device installed in my vehicle pursuant to NRS 483.490 and 484C.460.

2nd Offense in 7 years: A minimum of 10 days to a maximum of 6 months in jail or a minimum of 10 days to a maximum of 6 months of house arrest; a minimum fine of \$750 to a maximum of \$1,000 and assessments or the equivalent number of hours of community service must be performed in distinctive garb identifying you as a DUI offender; completion of a program of treatment for the abuse of alcohol or drugs; must attend the victim impact panel; and revocation of my driver's license for a period of 1 year by the Department of Motor Vehicles, unless I have an interlock device installed in my vehicle pursuant to NRS 483.490 and NRS 484C.460.

3rd Offense in 7 years: Not less than 1 year nor more than 6 years in Nevada State Prison; not less than \$2,000 fine but not more than \$5,000 and assessments; and revocation of my driver's license for a period of 3 years by the Department of Motor Vehicles.

4th or Subsequent Offenses ever: Not less than 2 years nor more than 15 years in Nevada State Prison; not less than \$2,000 fine but not more than \$5,000 and assessments, and revocation of my driver's license for a period of 3 years by the Department of Motor Vehicles.

Failure to comply with the terms of sentencing constitutes a separate Misdemeanor offense, which may result in additional fines, fees, and/or jail time.

Sentences for DUI convictions are mandatory under State Law, and probation for a conviction is not an option. Terms of sentencing must be completed within six (6) months of the date you are sentenced. There are no exceptions.

Ways You May Plead

There are three (3) ways you may plead to the charge of DUI:

GUILTY – means you admit to the charges alleged in the Complaint.

NOLO CONTENDERE (no contest) – means you are neither admitting nor denying the charge, or contesting it. In other words, you feel the State could prove their case at trial, and you wish to waive your right to a trial. This plea carries the same penalties as a guilty plea; or

NOT GUILTY – means you are denying the charges alleged in the Complaint and that you wish to have a trial, at which time the State would have the burden of proving your guilt beyond a reasonable doubt.

If you plead Guilty or Nolo Contendere (No Contest) and your blood alcohol (BA) level was 0.18% or higher, you must have an evaluation prior to sentencing to determine if you are an alcoholic or an abuser of drugs. The counselor may make sentencing recommendations to the Court.

The DUI laws are lengthy, and not all provisions are covered here. You are urged to discuss your options with an attorney.

ACKNOWLEDGEMENT

I have read this information. I understand the charge(s) against me, my rights, the ways in which I may plead, and the consequences of a guilty plea or conviction for a 1st, 2nd, and 3rd Offense DUI in the State of Nevada.

Court Case Number

Print Name

Today's Date

Defendant's Signature