

D.M.V. HEARING REQUEST - ADMIN PER SE - IN PRO PER

(0.08% B.A.C., Chemical Test Refusal, .01 Under 21, or .01 DUI Probation)

Name: _____

Driver's License No.: _____

I was arrested for drunk driving (Veh. C. §§ 23152, 23153 or an equivalent offense)

on (date): _____, in the State of California

at (location of arrest): _____

I hereby demand a D.M.V. hearing in accordance with the provisions of Veh. C. §13558, which requires the hearing to be held and a decision to be reached, prior the effective date of the suspension or revocation. I do not waive my right to have a hearing held and decision reached prior to the effective date of the suspension or revocation.*

Additionally:

I demand a stay of the suspension or revocation pending the hearing and decision, but only for such time as no other driving privilege suspension or revocation is effective.

I demand discovery under Gov. C. §11507.6.

I object to conducting all or part of the hearing by telephone, television or other electronic means, but may be willing to agree to that later.

_____ (Check if applicable) I do not speak English. I will require an interpreter at the hearing who speaks _____.

At this time, I am representing myself in this matter, but I expect to hire an attorney soon and when I do you will be informed of that.

Signature

Date

Phone number: _____

* NOTICE: Vehicle Code §§ 13353.3, 13558 and 40000.1, makes it an infraction to fail to hold my hearing and decide the matter prior to the effective date of the suspension or revocation herein, unless the hearing date is continued with good cause or held later with my consent. In addition, Gov. C. §1222 makes it a misdemeanor for a government employee to fail to follow his or her official duty.

* In calculating the 10th day, the first day is excluded (Civil. C. §10). If the last day to request the hearing falls on a Saturday, Sunday or a holiday, the request may be made on the next business day (Gov. C. §§ 6700 and 6707).