



## MOTION TO VACATE JUDGEMENT

**Instructions:** Please check the appropriate box and complete all sections that apply to your ticket.

- Deemed admission:** The deemed admission to the violation is entered when the vehicle owner does not answer a ticket within 60 calendar days of the date it was issued. **This form cannot be filed if a deemed admission was entered on a moving violation.**
- Default judgment:** A default judgment is entered if the ticket was scheduled for a hearing but the driver or vehicle owner did not appear and the hearing examiner found you liable based on the government's evidence.

Adjudication Services will grant a request for a hearing after a default judgment has been entered **ONLY** if all of the following items apply:

1. The vehicle was registered in your name or you have a notarized power of attorney form from the registered owner.
2. The judgment was entered within the last 60 (sixty) calendar days.
3. You prove that:
  - a. There was excusable neglect in your failure to respond; and
  - b. You have a substantial defense to the violation

### **SECTION I: DRIVER/ REGISTERED OWNER'S INFORMATION** *(Please print)*

|                       |  |            |           |
|-----------------------|--|------------|-----------|
| First Name:           |  | Last Name: |           |
| License Plate Number: |  | State:     |           |
| Street Address:       |  |            |           |
| City:                 |  | State:     | Zip Code: |
|                       |  |            |           |
|                       |  |            |           |
|                       |  |            |           |
|                       |  |            |           |

### **SECTION II: EXCUSABLE NEGLECT**

**I did not answer the tickets in a timely manner because:**

- The notice was not mailed to the address where my vehicle is registered. (Submit a copy of the vehicle registration at the time the judgment was entered)
- I had a serious medical condition when the judgment was entered. (Submit a copy of health records.)
- I was incarcerated at the time the judgment was entered. (Submit proof of the time period you were incarcerated.)
- I serve in the military and am covered by the Soldiers and Sailors Act. (Submit proof of active military service at the time the judgment was entered.)
- Other reason. (Submit explanation on a separate piece of paper with any supporting documentation.)

(over)

**SECTION III: SUBSTANTIAL DEFENSE TO THE VIOLATION(S) (Please provide an explanation on a separate sheet of paper and attach any evidence)**

**PARKING TICKET (DEEMED ADMISSION)**

**I am not liable for the ticket because:**

- I was not the vehicle owner at the time the ticket was issued. (Submit proof of ownership with dates).
- I reported my vehicle stolen at the time the tickets were issued or the tickets were issued to my tags which were stolen (submit a copy of police report).
- The relevant signs prohibiting or restricting parking were missing or obscured. (For example, submit photographs covering the side of the block where the vehicle was parked.)
- The relevant parking meter was inoperable or malfunctioned through no fault of my own. (Submit the claim number you received when you called in the broken meter.)
- The ticket is defective. (Submit an explanation with documentation as to why the facts on the ticket are inconsistent with the violation.)
- The vehicle was suddenly mechanically disabled and couldn't be moved. (Submit proof that the vehicle was inoperable and/or was repaired.)
- I suddenly needed immediate medical assistance. (Submit a copy of health records.)
- Other defense(s) (Submit explanation on a separate sheet of paper with any supporting documentation)

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**MOVING VIOLATION OR PHOTO ENFORCEMENT TICKET (DEFAULT JUDGMENT)**

**I am not liable for the ticket because:**

- The ticket is defective. (Submit an explanation with documentation as to why the facts on the ticket are inconsistent with the violation.)
- Other defense(s) (Submit explanation on a separate sheet of paper with any supporting documentation)

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**SECTION IV: DRIVER OR REGISTERED OWNER'S SIGNATURE (Please sign and date)**

\_\_\_\_\_  
*Registered Owner's Signature* \_\_\_\_\_  
*Date*  
Any person using a fictitious name or address and/or knowingly making any false statement on this application is in violation of DC Law and subject to a fine of not more than \$1,000 or 180 days imprisonment or both. (DC Official Code §22-2405).

**SECTION V: DELIVERY**

Please mail this completed form to DC DMV Adjudication Services, P.O. Box 37135, Washington, DC 20013 or bring it and any required documentation to DC DMV Adjudication Services, 301 C Street, NW, Room 1157 Washington, DC 20001.

To report waste, fraud and abuse by a DC Government Official or agency,  
call the DC Inspector General at 1-800-521-1639.  
For additional information, visit our website: [www.dmv.dc.gov](http://www.dmv.dc.gov) or call 311 or 202-737- 4404.