Choose a location

ATTORNEY OR PARTY WITHOUT ATTORNEY *(NAME AND ADDRESS)*: TELEPHONE NO.: ATTORNEY FOR *(NAME)*:	*FOR COURT USE ONLY*
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PLAINTIFF: People of the State of California DEFENDANT: _____ PRINT OR TYPE NAME	
DECLARATION IN SUPPORT OF WAIVER OF VEHICLE IMPOUNDMENT (CVC § 23594) FINDINGS AND ORDER	CASE NUMBER:

I, _____, hereby declare as follows:

☐ The defendant is not the registered owner of the vehicle used in the commission of the offense in this case.

☐ _____ is the lawful spouse of the defendant and has a community property interest in the vehicle used in the commission of the offense in this case. This vehicle is the only vehicle available to the defendant's immediate family.

☐ This is an unusual case as defined in the Vehicle Code 23594(a) where the interests of justice require that the vehicle used in the commission of this offense not be impounded because:

- ☐ Impoundment will result in the loss of employment to the defendant or a member of the defendant's immediate family.
- ☐ Impoundment will impair the ability of the defendant or a member of the defendant's immediate family to attend school or obtain medical care.
- ☐ Impoundment will result in the loss of the vehicle because of inability to pay impoundment fees.
- ☐ Impoundment will unfairly infringe upon community property rights.

STATE HERE IN DETAIL WHY YOU BELIEVE IMPOUNDMENT SHOULD BE WAIVED.
(Attach financial declaration if claiming financial hardship.)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and that this is executed at _____, California.

Dated: _____ _____
Defendant

DO NOT WRITE BELOW THIS LINE - FOR COURT USE ONLY

FINDINGS AND ORDER

Based on the foregoing, the Court finds that this is an unusual case where the interests of justice would be best served by not ordering vehicle impoundment. Impoundment of the vehicle used in the commission of the instant offense is hereby waived.

Dated: _____ _____
Judge of the Superior Court

Clear Fields Print Form

Choose a location

ATTORNEY OR PARTY WITHOUT ATTORNEY *(NAME AND ADDRESS)*: TELEPHONE NO.: ATTORNEY FOR *(NAME)*:	*FOR COURT USE ONLY*
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PLAINTIFF: People of the State of California DEFENDANT: _____ ESCRIBA SU NOMBRE	
DECLARACIÓN EN APOYO A LA RENUNCIA AL EMBARGO DE VEHÍCULO (CVC §23594) FALLOS Y ORDENES	CASO NO:

Yo, _____, aqui declaro lo siguiente:

☐ El acusado no es el propietario registrado del vehículo usado en la comisión del delito en este caso.

☐ _____ es el/la esposo(a) legal del acusado(a) y tiene interes de propiedad en comun en el vehículo usado en la comisión del delito en este caso. Este vehículo es el unico vehículo disponible a la familia inmediata del acusado.

☐ Este es un caso fuera de lo comun como esta definido en el Codigo de Vehículos 23594(a) donde el interes de la justicia requiere que el vehículo usado en la comisión de este delito no sea embargado porque:

- ☐ El embargo resultaria en la perdida de empleo al acusado o algun miembro de la familia inmediata del acusado.
- ☐ El embargo incapacitaria la habilidad del acusado o algun miembro de la familia inmediata del acusado de asistir a la escuela o de obtener cuidado medico.
- ☐ El embargo resultaria en la perdida del vehículo debido a la falta de habilidad de pagar los cargos del almacen.
- ☐ El embargo injustamente infringiria en los derechos a la propiedad comun

DECLARE AQUI EN DETALLE PORQUE UD. CREE QUE LA ORDEN DE EMBARGO DEBE SER DEJADO AL LADO.
(Adjunte una declaración financiera si reclama dificultad economica.)

Yo declaro bajo pena de perjurio bajo las leyes del Estado de California que lo suscrito es verdad y que esto es ejecutado en _____, California.

Fecha: _____ _____
Firma del Acusado

FALLOS Y ORDENES

Basado en lo antedicho, la Corte declara que este es un caso raro donde los intereses de la justicia serian mejor servidos al no ordenar el embargo del vehículo. Se renuncia el embargo del vehículo usado en la comisión de esta ofensa.

Fecha: _____ _____
Juez del Tribunal Superior

Clear Fields Print Form