

**Using This Revisable PDF Form**

1. Copies – (Contact the court to determine if you should bring copies to the Clerk's Office or if copies will be made upon filing.)
  - a. Original – to court.
  - b. First copy – to person whose license or privilege has been suspended.
2. The form is completed by the person whose license or privilege has been administratively suspended. The clerk schedules the court date for hearing of the motion for the next day the court will sit, and inserts the court date and time on form DC-202.
3. Attachments – DC-201, NOTICE OF ADMINISTRATIVE SUSPENSION OF DRIVER'S LICENSE/DRIVING PRIVILEGE
4. Preparation Details

Form DC-202 is the form that should be used to request the court to review the administrative suspension of a driver's license prior to the expiration of the suspension period.

MOTION FOR REVIEW OF ADMINISTRATIVE SUSPENSION OF DRIVER'S LICENSE/DRIVING PRIVILEGE

MOTION FOR REVIEW OF ADMINISTRATIVE SUSPENSION OF DRIVER'S LICENSE/DRIVING PRIVILEGE

Case No. 1

HEARING DATE AND TIME

Commonwealth of Virginia Va. Code § 46.2-391.2

2

- [ ] General District Court
[ ] Juvenile and Domestic Relations District Court

3 CITY/COUNTY

4 NAME OF LICENSE HOLDER/DRIVER

5 RESIDENCE ADDRESS

6 DRIVER'S LICENSE NUMBER

7 STATE

8 SOCIAL SECURITY NUMBER

10 I request that the above-identified Court review the administrative suspension of my driver's license/driving privilege imposed effective 9 [ ] for a period of seven (7) days, [ ] for a period of 60 days or until date of trial, whichever occurs first [ ] until date of trial pursuant to Virginia Code § 46.2-391.2. I understand that the court may rescind the suspension only if I prove at the hearing, by a preponderance of the evidence, that there was no probable cause for my arrest or that the magistrate did not have probable cause to issue the warrant or that there was no probable cause for the issuance of the petition. The court may reduce the period of suspension only if it finds that there was no probable cause to charge a second, third or subsequent offense. I have received a copy of the Motion for Review and understand that if I fail to attend the hearing as indicated above, without just cause, my right to review will be waived.

11

DATE

12

SIGNATURE OF LICENSE HOLDER

ORDER AND NOTICE

The administrative suspension of the driver's license/driving privilege of the above-named driver pursuant to Virginia Code § 46.2-391.2

[ ] is affirmed.

[ ] is reduced to [ ] sixty days or date of trial, whichever occurs first [ ] seven days from the effective date of this administrative license suspension noted above. The Clerk shall deliver to the license holder/driver a notice that the suspension has been reduced and forwarded to the Commissioner of the Department of Motor Vehicles a copy of the notice that the suspension under Virginia Code § 46.2-391.2 has been rescinded. The license holder will be provided with a certificate copy of this order to carry for the remainder of the reduced suspension period.

13

[ ] is rescinded. The Clerk shall return the suspended license, if any, to the license holder (unless the license has been otherwise suspended or revoked), deliver to the license holder/driver a notice that the suspension has been rescinded, and forward to the Commissioner of the Department of Motor Vehicles a copy of the notice that the suspension under Virginia Code § 46.2-391.2 has been rescinded. The license holder will be provided with a certified copy of this order to carry for the remainder of the rescinded suspension period.

[ ] is rescinded, but license not returned as license is otherwise revoked or suspended.

14 [ ] The license holder/driver failed to appear without just cause and thereby waived his/her right to have the suspension reviewed.

15

DATE

16

JUDGE'S SIGNATURE

FOR USE BY CLERK'S OFFICE

17 [ ] License returned to license holder.

17 [ ] License not returned as license is otherwise suspended or revoked.

[ ] License not returned because administrative suspension affirmed or reduced.

[ ] License not returned because license holder/driver failed to appear.

18

DATE

19

[ ] CLERK [ ] DEPUTY CLERK

**Data Elements**

To be completed by the clerk at the time of filing:

1. Court case number.
2. Hearing date and time.
3. City or county where court is located. Check applicable box for type of court.
4. Name of driver.
5. Address of driver.
6. Driver's license number.
7. State where license was issued.
8. Social security number of driver.
9. Date administrative suspension of license effective.
10. Check appropriate box for length of time of period of license suspension.
11. Date motion signed.
12. Signature of license holder/driver.

To be completed by judge at the hearing:

13. Check appropriate box reflecting disposition of motion.
14. Check if driver failed to appear.
15. Date signed.
16. Judge's signature.

For court use only:

17. Check appropriate box regarding return of license.
18. Date signed.
19. Clerk's or deputy clerk's signature.