



## INFORMATION SHEET RESTORATIVE JUSTICE DEFERRED PROSECUTION PROGRAM

### Who qualifies for the deferred prosecution program?

Individuals who are charged with violation of the Unruly Gathering Ordinance (EC 4.672) or Prohibited Noise Ordinance (EC 4.080), may be eligible to participate in the Restorative Justice Deferred Prosecution Program. The City Prosecutor will determine eligibility.

### What will I have to do if I participate in the program?

The Restorative Justice Deferred Prosecution Program entails the following:

1. Enter a Guilty or No Contest plea to the charge(s).
2. Commit no new related offenses during the deferred prosecution period.
3. Pay the court's deferred prosecution fee of \$75.00 within six months of your arraignment date.
4. Sign for a sentencing date at least six months from the date you enter into the Deferred Prosecution Program.
5. Contact the Restorative Justice (RJ) Program to set up an intake meeting *within 7 days of accepting the deferred prosecution **with the court.***
6. Attend the scheduled RJ intake meeting (30-60 minutes) and pay the program fee.
7. Participate in the RJ process (generally up to 2 hours). The process may involve:
  - a. Facilitated discussion regarding the incident/what happened and the impacts and harms that resulted from the incident. Participants in the process will include individuals directly and/or indirectly impacted, affected, or harmed by the incident. The facilitator(s) serves as an impartial third party.
  - b. Development of an agreement detailing what you will do to address the incident. This agreement is developed by ALL participants in the process, including you. All participants, including you, have equal voice in the process. The agreement varies case by case as the goal is to identify activities that will be the most meaningful and educational for your situation.  
Agreements often includes activities such as:
    - i. Community Service (typically up to 20-25 hours)
    - ii. Apology letters
    - iii. Attendance at classes or meetings, such as Alcoholics Anonymous meetings or anger management classes
    - iv. Reflection papers

8. Complete all items in the RJ agreement, maintaining regular contact with the RJ Program regarding your progress.
9. Pick up your proof of Completion from the RJ Program.
10. File your Certificate of Completion with the court before your sentencing date.
11. Appear at the end of the deferred prosecution period for sentencing.

### **What happens at the end of the six months?**

If all of the terms and conditions of the Deferred Prosecution Program **have been met**, the case will be dismissed.

### **What if I fail to successfully complete the deferred prosecution program?**

Failure to comply with the requirements of the entire deferred prosecution program including failing to provide a copy of your completion certificate and failing to appear on your sentencing date **will result in a Guilty Plea being entered, additional fines and fees will be added and a possible suspension of your driver's license.**

### **Do these charges go on my driving record?**

The charges listed above are not moving traffic violations and do not go on your driving record.

### **How much does the Restorative Justice Program cost?**

University of Oregon Students: The program costs up to \$150. This includes a \$75 deferred prosecution fee to the court and a sliding fee of up to \$75 to the University of Oregon.

Non-University Participants: The program costs a total of \$225; a \$75 deferred prosecution fee to the court and a \$150 program fee to the program provider.

### **Will these charges appear on my criminal history record?**

A citation for the offense of Unruly Gathering is a violation and will not appear on your criminal history. Arrests for accompanying misdemeanor offenses will appear on your criminal history unless expunged. Convictions on misdemeanor offenses will also appear on your criminal history.