



## **Parking and Transportation Services - Contesting a Parking Violation at Court**

**Policy Administrator:** Vice President for Administration and Finance/CFO

**Authority:** [California Vehicle Code Section 40230](#)

**Effective Date:** January 1, 2010

**Updated:** October 23, 2013

## **Parking and Transportation Services - Contesting a Parking Violation at Court**

### **Policy**

In accordance with the California Vehicle Code (CVC), Parking and Transportation Services has established the following procedures for court hearings for notices of parking violations issued on California State University, Fullerton campuses.

### 3<sup>rd</sup> Level Notice of Appeal to Court

Per CVC 40230(a), Within 30 calendar days after the mailing of the final decision described in subdivision (b) of Section [40215](#), the contestant may seek review by filing an appeal to be heard by the superior court where the same shall be heard de novo, except that the contents of the California State University, Fullerton's Parking & Transportation Services file in the case shall be received in evidence. A copy of the notice of parking violation or, if the citation was issued electronically, a true and correct abstract containing the information set forth in the notice of parking violation shall be admitted into evidence as prima facie evidence of the facts stated therein. A copy of the notice of appeal shall be served in person or by first-class mail upon the University by the contestant.

### **Responsibilities**

The Vice President for Administration and Finance/CFO has the overall responsibility for the rules, processes and procedures that govern parking ticket appeals.

### **Scope**

The fee for filing the notice of appeal is as provided in Section 70615 of the Government Code. The court shall request that California State University, Fullerton's file on the case be forwarded to the court, to be received within 15 calendar days of the request. The court shall notify the contestant of the appearance date by mail or personal delivery. The court shall retain the fee under Section 70615 of the Government Code regardless of the outcome of the appeal. If the court finds in favor of the contestant, the amount of the fee shall be reimbursed to the contestant by the University. Any deposit of parking penalty shall be refunded by California State University, Fullerton in accordance with the judgment of the court.

### **Information**

[California Vehicle Code Section 40230](#)

[Parking and Transportation Website](#)

[CSUF Traffic and Parking Regulations](#)