



**DINWIDDIE COUNTY VA TRAFFIC ATTORNEY**

**DISCLAIMER: CASE RESULTS DEPEND ON A VARIETY OF FACTORS UNIQUE TO EACH CASE. THEY DO NOT GUARANTEE OR PREDICT A SIMILAR RESULT IN ANY FUTURE CASE**

***Reckless Driving Speeding 95 mph DISMISSED Case Result***



The reckless driving and speeding laws in Virginia are different. Speed evidence alone can trigger a violation of Virginia’s criminal misdemeanor reckless driving law for speeding as little as 11 miles an over the speed limit if the offense occurs on the interstate where the speed limit is 70. Additionally, reckless driving cases can also trigger an active jail sentence. Something hard to believe for out-of-state drivers. Interstate 85 is strictly enforced in Dinwiddie County VA and the Dinwiddie Courts take these matters very seriously. A misdemeanor conviction and the subsequent penalties can negatively affect any driver for years - if not forever.

In this case, Riley & Wells Attorneys-At-Law was contacted by a First Lieutenant serving in the U.S. Army as an engineer who later became a client. Our client had a very serious case pending with an allegation of reckless driving speeding 95 mph on Interstate 85 in Dinwiddie County. Generally, the first appearance by the defendant with cases like this is called the arraignment. The arraignment is the part of the case where the Judge has to make sure the defendant understands his or her right to be represented by a lawyer. In many courts, we can file a notice of representation so that the client does not have to return for this hearing and we set the client’s case for a later trial date. This is particularly helpful for clients from out-of-state. In this instance, our client was on military orders and advised that he would not be able to make the arraignment or the later trial date. Additionally, our client indicated that a jail sentence would end his Army career with his elite unit and that his national security clearance was also in jeopardy if convicted of a misdemeanor offense. On the day of the traffic stop, our client, a North Carolina licensed driver, was travelling north on I85 thru Dinwiddie VA on his way to Richmond on his Harley Davidson Wide Glide around 5 p.m., when 2 erratic cars put him in a dangerous situation. He made a decision to speed up to avoid a possible accident. Unfortunately, it was around this moment that the Virginia State Trooper gathered the speed evidence. On the trial date, we again renewed our motion to have our client’s appearance waived, which was granted. We presented an extensive amount of evidence and made various persuasive arguments to the Judge that were successful. The Judge granted our motion to dismiss the case, which saved our clients future.

By Mitch Wells 5/27/2016

**(804) 673-7111**

