Case Types and Initiating Documents in Justice Courts

Case Types in Justice CourtsJanuary 2017

GENERAL CIVIL CASES	
Contempt	A case filed on the court's own motion. May involve a juror or witness who refuses to testify or obey a subpoena or an attorney who fails to appear at a court hearing.
Small Claims	A case filed to collect monies owed not exceeding $10,000. *(Utah Code 78A-8-101 to 109)*
Small Claims Gov't	A case filed by a government agency to collect monies owed not exceeding $10,000. *(Utah Code 78A-8-101 to 109)*

CRIMINAL CASES AND ACTIONS	
Misdemeanor DUI	A violation of Utah driving under the influence statutes punishable by a fine and/or confinement in a local jail, but not by imprisonment in the Utah State prison system. *(Utah Code 76-3-104)*
Other Misdemeanor	A crime punishable by a fine and/or confinement in a local jail, but not by imprisonment in the Utah State prison system. (Excludes misdemeanor violations of DUI statutes.) *(Utah Code 76-3-104)*
Infraction	A violation of a statute, local ordinance or regulation punishable by a fine, but not of confinement or imprisonment. *(Utah Code 76-3-105)*

TRAFFIC AND PARKING CASES	
Parking Citation	A case in which a parking citation is resolved.
Parking Court Case	A case in which a parking citation is contested and resolved.
Traffic Citation	A violation related to the operation of a motor vehicle, usually punishable by fine.
Traffic Court Case	A case generated out of a citation related to the operation of a motor vehicle or in which the defendant contests the citation and a hearing is set, or the defendant fails to appear and a warrant is issued.

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CASE INITIATING DOCUMENTS	
All Criminal	Information/Indictment
Small Claims	Small Claims Affidavit
Small Claims Gov't	Small Claims Affidavit

Expungement Filings

Expungement Petition	This document should be <u>efiled to the existing criminal case</u>. ***eFiling Exception:*** File in paper if for arrest only, or the case is not available in efiling.