

Matt Rorie

From: Leverett, Mark
Sent: Wednesday, July 09, 2014 2:56 PM
To: Lightle, Alice F.
Cc: Carpenter, Tom; Fleming, Vic; Lenehan, Sara; Massanelli, Scott; Moore, Bruce; Curry, Caran; Mann, Bill; Austin, LaTonya; Engster, Bonnie
Subject: Re: Time pay charges

We follow the same course of action in Third Division.

Mark D. Leverett
Sent from my iPhone

On Jul 9, 2014, at 2:38 PM, "Lightle, Alice F." <alightle@littlerock.org> wrote:

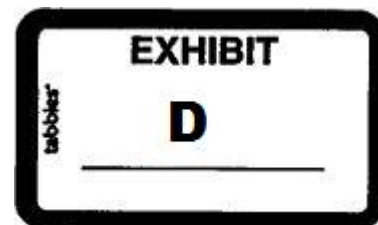
Tom,

We only charge a time pay fee by the month if a balance remains unpaid. So if you come in and pay off your fine/costs before it is due you only pay the \$10.00 fee for the months that you were on the time pay.

I hope this is responsive to your question.

afl

Alice F. Lightle, District Judge
Little Rock District Court, Department 1
600 West Markham St.
Little Rock, AR 72201
501-371-4543



From: Carpenter, Tom
Sent: Wednesday, July 09, 2014 12:53 PM
To: Lightle, Alice F.; Fleming, Vic; Leverett, Mark
Cc: Lenehan, Sara; Massanelli, Scott; Moore, Bruce; Curry, Caran; Mann, Bill; Austin, LaTonya; Engster, Bonnie
Subject: Time pay charges

Dear Judges,

I send this email to you with the hope that you will pass it on to the appropriate person on your staff. They should work with Mr. Massanelli.

State law permits a \$10 per month fee to be charged for time pay of fines. There have been occasions when a person requests 90 days for payment, and a \$30 fee is charged up front. But, the statute states that this charge cannot be made until the time is due. So, for example, if I owed a \$100 fine, asked for three months, and paid the entire \$100 before second month, then I could only be charged \$10 for time pay. Or, same scenario, except I paid \$50 one month and \$50 the next, I could not be charged the last \$10 for time pay.

Right now the City has been sued for an illegal exaction where a person requested a certain number of months but paid the fine early. One court is working to adjust how this fee is paid. I am not sure how this impacts the other two courts, but I wanted to send this email so appropriate arrangements can be met. I am also going to conduct the Administrative Office of the Courts on this issue.

Tom

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