

CASE NO. \_\_\_\_\_

REQUEST FOR HEARING OF  
TOWED VEHICLE OR BOOTED VEHICLE

Chapter 2308 Occupations Code

Section 2308.456

\$41.00 FILING FEE

An owner or operator of a vehicle that has been **removed** and placed in a vehicle storage facility or **booted** without the consent of the owner or operator of the vehicle is entitled to a hearing, if the owner/operator files with the court, a written request for the hearing, **before the fourteenth** (14<sup>th</sup>) day after the vehicle was **removed/booted** (strike one). In computing time under this subsection, Saturdays, Sundays and legal holidays are excluded. An owner/operator, who fails to file the request within the specified time period, waives the right to the hearing.

The hearing under this chapter shall be held **before the fourteenth** (14<sup>th</sup>) working day after the date the request for the hearing was filed with the court.

**1. OWNER OR OPERATOR OF VEHICLE**

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE #: \_\_\_\_\_

**2. DATE AND LOCATION FROM WHICH VEHICLE WAS REMOVED OR BOOTED:**

DATE: \_\_\_\_\_

LOCATION: \_\_\_\_\_

**3. PERSON OR LAW ENFORCEMENT AGENCY AUTHORIZING REMOVAL OR BOOTING:**

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE #: \_\_\_\_\_

4. **VEHICLE STORAGE FACILITY:**

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE #: \_\_\_\_\_

5. **TOWING OR BOOTING COMPANY:**

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE #: \_\_\_\_\_

6. **ATTACH A COPY OF ANY RECEIPT OR NOTIFICATION THAT YOU THE OWNER OR OPERATOR RECEIVED FROM THE TOWING COMPANY OR BOOTING COMPANY, OR VEHICLE STORAGE FACILITY, AND**

7. **IF THE VEHICLE WAS REMOVED FROM OR BOOTED IN A PARKING FACILITY, ATTACH PHOTOGRAPHS SHOWING THE LOCATION AND TEXT OF ANY SIGNS POSTED AT THE FACILITY RESTRICTING PARKING OF VEHICLES OR A STATEMENT THAT NO SIGNS RESTRICTING PARKING WERE POSTED AT THE PARKING FACILITY.**

**IF VEHICLE TOWED:**

- A. **PHOTOGRAPHS THAT SHOW THE LOCATION AND TEXT OF ANY SIGN POSTED AT THE FACILITY RESTRICTING PARKING OF VEHICLES; OR**
- B. **A STATEMENT THAT NO SIGN RESTRICTING PARKING WAS POSTED AT THE PARKING FACILITY.**
- C. **IF NOTICE WAS NOT GIVEN UNDER SECTION 2308.454, OCCUPATION CODE, THE 14-DAY DEADLINE FOR REQUESTING A HEARING UNDER SUBSECTION (a) DOES NOT APPLY, AND THE OWNER OR OPERATOR OF THE VEHICLE MAY DELIVER A WRITTEN REQUEST FOR A HEARING AT ANY TIME.**
- D. **A PERSON WHO FAILS TO DELIVER A REQUEST IN ACCORDANCE WITH SUBSECTION (a) WAIVES THE RIGHT TO A HEARING.**

\_\_\_\_\_  
SIGNATURE OF OWNER OR OPERATOR

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
DATE