

Cary Police Department  
Safelight Cary  
315 N. Academy St. Suite 204  
Cary, NC 27513

IN ORDER TO PAY THE FINE, make sure this address appears in the window of the enclosed envelope.

Misrepresentation: The police department is not giving you this ticket. Safelight Cary, a private company is.

Safelight Cary  
Payment Center  
P.O. Box 76674  
Cleveland, OH 44101

MARY ANN [redacted]  
[redacted]

CARY, NC 27519

## Notice of Traffic Violation

5 Amendment Violation: You have the right not to incriminate yourself. Cary Town Code Sec. 34-303 violates the 5th Amendment.

IF YOU WERE NOT THE DRIVER, make sure this address appears in the window of the enclosed envelope.

Redflex Enforcement Office  
315 N. Academy St. Ste. 204  
Cary, NC 27513

Violation of NC Constitution Article IX and NCGS 155C-437: Cary pays Redflex, a private business, 90% of gross collections. By 2008, Cary collected \$ 3,423,426.00 but \$3,033,340.00 went to Redflex. Only about 9% went to Wake County Public Schools. Cary recently changed "Safelight Cary" to "Redflex **Enforcement** Office", using the word "enforcement" in order to disguise the violation of NCGS 155C-437. There is a difference between collection fees and enforcement costs. In *Shavitz vs. City of High Point*, High Point had to pay the Guilford County School District the same kind of collection fees that Cary is presently handing over to Redflex. In an attempt to get away with this, Cary has redefined the word "clear proceeds", but the redefinition violates NC Constitution Article IX and NCGS 155C-437.

**OPTION A: MAKE A PAYMENT**

**SAFELIGHT CARY**

Violator Name: **MARY ANN**

Citation #: **CA10117220**

Thank you in advance for responding to this notice by **12/15/2010** so that we can avoid additional fines and civil action against you.

**Check or Money Order** Please make check or Money Order payable to "**SAFELIGHT CARY**"  
(ensure address on reverse side appears in the window of the envelope)

**Credit Card**  Visa Card# \_\_\_\_\_ Expiration Date: Month \_\_\_\_\_ Year \_\_\_\_\_  
 MasterCard Security Code (from the back of the Card) \_\_\_\_\_

Credit card payments can also be made online at: [www.photonotice.com](http://www.photonotice.com) (Enter City code: **CNC**)

Payments **CAN NOT** be made in person. Please mail payments to the address on the reverse side.

Name as it appears on card : \_\_\_\_\_

Mailing Address: \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Signature \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

FINE AMOUNT : 50.00 PAID : 0.00



*Tear Here*

*Tear Here*

*Tear Here*

**SAFELIGHT CARY**

**OPTION B: AFFIDAVIT OF NON-LIABILITY - IDENTIFY NEW OWNER OR DRIVER** (see instructions on Page 4)

5th Amendment Violation: You have the right not to incriminate yourself or others.

7220

**New Owner** Name (Last, First, Middle): \_\_\_\_\_ Driver's License #: \_\_\_\_\_

Address (Number & Street): \_\_\_\_\_ Driver's License State: \_\_\_\_\_

City, State, Zip Code: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

**Driver /Lessee** Name (Last, First, Middle): \_\_\_\_\_ Driver's License #: \_\_\_\_\_

Address (Number & Street): \_\_\_\_\_ Driver's License State: \_\_\_\_\_

City, State, Zip Code: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

**Stolen** Police Dept. Reported To: \_\_\_\_\_ Date: \_\_\_\_\_

Police Report #: \_\_\_\_\_ Signature: \_\_\_\_\_

Subscribed and Sworn to before me, a Notary of the State of \_\_\_\_\_, on this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

You may also fax this form to 919-380-9498



**SAFELIGHT CARY  
TOWN OF CARY, NC  
NOTICE OF VIOLATION**

**NOTICE NUMBER: CA10117220**



Unfortunately, and as you can see from the photos

Violations of the Laws of Physics. Engineering Problems: A type I dilemma zone is a region on the road where, if you are in it when the light turns yellow, no matter whether you choose to stop or go, you will run a red light. Currently 3 of the 17 red light camera intersections have straight-thru movement yellow light durations that confront you with a type I dilemma zone. All 17 intersections have left and right turn movement yellow arrows that confront you with a type I dilemma zone. Additionally since Cary adds no margin of error and sets its yellows to the bare bones minimum, Cary creates type II dilemma zones at all intersections for all movements. A type II dilemma zone is a region on the road where, though a solution is possible, it is not clear to the reasonably perceptive driver what it is.

CITY	CARY	STATE	NC	ZIP CODE	27519
VEH. LIC.NO	[REDACTED]	STATE	NC	VEH. YEAR	1995
VEH. MAKE	FORD	BODY STYLE	Truck		

PLEASE NOTE THAT RECORDED IMAGES DO CONSTITUTE EVIDENCE OF A VIOLATION OF CARY TOWN CODE 34-303 (FAILURE TO STOP AT A RED LIGHT).

LOCATION OF VIOLATION:  
High Meadow Dr and Cary Parkway WB

THIS VIOLATION WAS NOT COMMITTED IN MY PRESENCE. BASED UPON MY REVIEW AND INSPECTION OF THE RECORDED IMAGES, I STATE THAT A VIOLATION OF CARY TOWN CODE 34-303 DID OCCUR. I DECLARE, UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF NORTH CAROLINA, THAT THE FOREGOING IS TRUE AND CORRECT.

10/25/2010 DATE ISSUED	<i>Brad Hudson</i> SIGNATURE	BRAD HUDSON CARY POLICE REPRESENTATIVE
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Please respond to this notice in one of the following ways

1. Submit the \$50 payment for the civil penalty. (See payment coupon on Option A page 2)
2. Provide information as to the driver of the vehicle. (See Affidavit coupon on Option B page 2)
3. Request a hearing to review the notice. (See Affidavit coupon on Option B page 2)

Please respond no later than 12/15/2010 to avoid an additional penalty of \$50.00 and civil action against you.

For questions regarding payment, contact the customer service call center toll free at 1-877-847-2338 between 7:00am and 5:00pm (MST).

Para preguntas con respecto al pago, contacte el peaje del centro de la llamada del servicio de cliente liberta en 1-877-847-2338 entre 7:00am y 5:00pm (MST).

Violation of Legal Precedent. Running a red light has always been prosecuted as a criminal misdemeanor. Cary prosecutes running a red light in Code 34-303 as a civil case to avoid giving you your 5th and 6th Amendment rights. The 5th and 6th Amendments are for criminal cases, not civil cases.

6 Amendment Violation. There are no witnesses, but you have the right to make your accuser present witnesses against you.

Brad Hudson is a perjurer. Hudson does not review or inspect the vast majority, if any, of the recorded images before issuing the citations. Hudson proved this when he ticketed at least 31 drivers for running blinking yellow lights in the summer of 2011.

Brad Hudson is a not a police officer. Hudson retired many years ago. Under Section 1.20 of the Redflex-Cary contract, "potential violators will be evaluated by sworn police officers" of the Town of Cary. Hudson is impersonating a police officer, a federal offense.

Hudson is also the man who signs the verdicts after the accused defends himself at an administrative hearing. The accused never reads of the conclusions of the panelists themselves, only the verdict signed by the accuser.

The accuser is the judge.

5th Amendment Violation

1. Reason You Received This Notice:

A vehicle registered in your name was photographed failing to stop for an official red traffic control signal, or the registered owner of the vehicle depicted on this citation has submitted an Affidavit naming you as the driver of the vehicle at the time of the offense. This is a violation of the Cary Town Code 34-303.

2. You Must Select One of the Following Options. Complete the coupon on the Options Page for the option you select and return the coupon in the enclosed envelope. Make sure the mailing address on the reverse side of the coupon appears in the window of the enclosed envelope.

A. Payment Methods. As the registered owner responsible for paying this fine by: 12/15/2010 assessed to your driving record, and no record of Motor Vehicles. Of course, if you were not the driver, you may wish to complete an affidavit on Option B of the mail-in coupon.

Capricious: Cary Town Code 34-303's premise is that the owner of the vehicle is sufficient evidence that the owner is driving the car. But this example citation proves otherwise. This citation is for a vehicle whose driver was not the owner. It is not sufficient evidence. Reality invalidates the 34-303's premise, making the Town Code illegal.

- 1. Please do not send cash.
- 2. Make Check or Money Order payable to the Town of Cary.
- 3. Payments by Personal Check, Money Order, or Credit Card.

5th Amendment Violation

- 4. A \$25.00 administrative fee will be assessed for rejected or declined payments.
- 5. Credit Card payments can also be made online at: <https://www.photonotice.com> (Enter city code: CNC)

B. Identify another Driver.

It is sufficient evidence of a violation of Cary Town Code 34-303, that the person registered as the owner of the vehicle was operating at the time of the violation. However, liability of the owner may be removed if the Affidavit of Non-Responsibility (Option B of the mail-in coupon on page 2) is completed and returned in the enclosed envelope by 11/24/2010.

- 1. Your responsibility can only be transferred if the driver you identified accepts the responsibility.
- 2. This notice may be withdrawn before or after the hearing.
- 3. No points will be assessed to your driving record or to the Division of Motor Vehicle.

Incorrect. Town of Cary Code 34-303c3 does not require that you identify a driver or that the identified driver must accept responsibility. All you have to do is write a affidavit to the mayor saying, "It was not me".

3. Your Right to View Video

The violation has been captured on video and is available to be viewed on the internet at: [www.photonotice.com](http://www.photonotice.com) (Enter City Code CNC) The video is available for 60 days.

Tainted Video Evidence: Redflex cameras produce foreign PAL-formatted videos which are incompatible with American display devices. The American video player has to add special effects. In the end, 16.6% of what you see on such a video did not really happen.

Violation of the 14th Amendment: Cary is violating due process. It is not a "bond". Cary charges \$50 to buy a hearing to defend yourself. Cary calls the fee a "business process". There is no legal precedent for it.

4. Right to a Hearing. You have the right to a hearing:

- If you choose to have the matter reviewed by the Town's Hearing Board, **YOU MUST SUBMIT A \$50.00 BOND PAYMENT** prior to scheduling a hearing.
- To schedule a hearing you must contact **THE SAFELIGHT CARY PHOTO VIEWING OFFICE AT 919-388-9129**. At that time, the Photo Viewing Representative will schedule a date and time for you to appear.
- **IF YOU FAIL TO PAY YOUR FINE OR SUBMIT THE BOND PAYMENT BY 12/15/2010, YOU WILL FORFEIT YOUR RIGHT TO A HEARING.**

The Accuser Issues the Verdicts  
The hearing panel transfers control over all its verdicts, assuming it makes any, to Brad Hudson. Hudson sends you his verdict. The panel also limits your defense to 5 minutes as commanded by Redflex.

Violation of the 6th Amendment: Your right to an impartial jury vanished. The Town's Hearing Board consists of employees of the Town of Cary. The Town of Cary is your accuser, your jury and your executioner. Cary also makes money from every execution.