

March 18, 2013

To Whom It May Concern:

I am writing in regards to an alleged violation of VC 21453(a) that occurred on December 26, 2012. This letter is intended to provide you with (1) a detailed account of the events that occurred on that day, (2) an explanation of how my actions were warranted under the given conditions of the road and were not a violation of the law, (3) a copy of: a copy of the citation, and the photographic evidence. I declare under penalty of perjury that this statement is true and correct.

(1) Details of the events.

On December 26, 2012 at 5:40, I was driving from my home to my place of work. It was necessary for me make a right turn to arrive at my destination so after merging into the rightmost lane I proceeded to stop at the red light. It was only after making the appropriate stop that I then proceeded to make my right hand turn. That is when the traffic light began to take pictures of me making a legal right-hand turn.

The following section describes why my actions do not represent any legal transgressions.

(2) California Vehicle Code Section 21453 Circular Red or Red Arrow

21453. (a) A driver facing a steady circular red signal alone shall stop at a marked limit line, but if none, before entering the crosswalk on the near side of the intersection or, if

none, then before entering the intersection, and shall remain stopped until an indication to proceed is shown, except as provided in subdivision (b).

(b) Except when a sign is in place prohibiting a turn, a driver, after stopping as required by subdivision (a), facing a steady circular red signal, may turn right, or turn left from a one-way street onto a one-way street. A driver making that turn shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to any vehicle that has approached or is approaching so closely as to constitute an immediate hazard to the driver, and shall continue to yield the right-of-way to that vehicle until the driver can proceed with reasonable safety.

According to 21453 (b) a driver may turn right as long as they yield the right-of-way to pedestrians and to any vehicle that has approached or is approaching. At 5:40, I made a right-hand turn that is completely legal as stated by section 21453 subdivision (b). There were no pedestrians and no oncoming traffic. The photographs provided prove that both there were no pedestrians and no oncoming traffic as I was completing the right-hand turn thus warranting my actions and not representing any legal transgressions.

(3) See attached.

Sincerely,

Bartolo Calderon