

YOU JUST GOT ARRESTED

RP RANDALL PAGE, P.C.
ATTORNEYS AT LAW

757.742.6115

In the event you are taken into police custody, the U.S. constitution provides you with the right to remain silent, be informed of any charges against you (and their penalties), speak to your attorney (or have one appointed if you can't afford one), and have a judge decide whether or not you should be let out of jail until your trial.

The police are allowed to ask you processing questions like your name and address. You are required to comply with their requests for this type of information regardless of your right to remain silent. You do not have to answer personal questions, questions pertaining to the crime for which you are charged, or answer anything without an attorney present.

Your silence cannot be used against you, but what you say or write can. If you want to answer their questions with a legal counsel, be sure you tell them immediately. The police are not allowed to question you without a lawyer, once requested, unless you later waive that right.

YOU GOT PULLED OVER

In the event you are pulled over for a moving violation or citation, according to the "Plain View Doctrine" you have the right to refuse a search of your vehicle if the officer does not have a warrant. If the officer can see contraband in plain sight, however, a warrant to search that visible area is not necessary. You also will need to submit to a basic body pat-down should the officer have strong reason to believe you are armed.

You also have the right to refuse to take a preliminary breath test and field sobriety test. However, your refusal may reflect poorly on you when your case is heard. Your first offense of refusal to take the breathalyzer is not a criminal offense, but can lead to a significant license suspension. A second or subsequent offense of refusal of a breathalyzer is a criminal offense in Virginia.

RP RANDALL PAGE, P.C.
ATTORNEYS AT LAW

757.742.6115

KNOW YOUR RIGHTS
when dealing with the law.

Print out these cards and keep them in your wallet so you'll know what to do in the event you are pulled over or arrested. Hopefully you will never have these issues, but if you do, it's always good to **know your rights!**