

**People v. V.M. (9/22)**

**THROUGH AGGRESSIVE MOTION PRACTICE MR. CORLETTA  
PROLONGS CLIENT'S ABILITY TO DRIVE, SAVES CLIENT'S JOB, &  
GETS SIGNIFICANT REDUCTION BEFORE ANY COURT  
APPEARANCE**

Quick action is usually the best action; particularly in DWI cases. It is always better to be on offense. The “my client is a nice guy” defense often used by inexperienced defense attorneys never works in DWI cases. This is because most DA offices have strict policies regarding plea bargaining in DWI cases. Therefore, favorable plea bargains are only achieved through aggressive motion practice and making the DA work.

Such was the case in rural Cayuga County in **People v. V.M. (9/22)**. In that case, the client had a significant job supervising retail store locations in multiple counties. Driving was essential for the client's employment, and the client's employer had a strict policy regarding alcohol-related driving offenses, even if committed outside of work hours. Most employers have such policies for insurance purposes where employees drive during the scope of their employment for insurance purposes.

When retained by the client, their license was in immediate jeopardy. Acting quickly, Mr. Corletta analyzed the case and noted some defects in the Accusatory Instrument. He immediately filed a Motion to Dismiss and requested an adjournment to prolong the client's ability drive. He was successful on both counts.

In the meantime, the DA, immediately served with Motions, contacted Mr. Corletta and immediately offered a significant reduction, including the complete dismissal of a speeding ticket for excessive speed that accompanied the **DWI**. That tack would have resulted in revocation of the client's license by itself.

Mr. Corletta accepted the reduction on behalf of his client who will now suffer no loss of driving privileges, and will be immediately eligible for a Conditional License, which will preserve their ability to work.

The client, who has significant family responsibilities, was more than grateful or Mr. Corletta's quick and aggressive action.