

IN THE STATE COURT OF HOUSTON COUNTY
STATE OF GEORGIA
RECORD OF THE COURT

DEFENDANT: _____ CASE NUMBER: _____

I am the Defendant in the above referenced matter and as of this date I have read each of the following conditions as they apply to this plea.

PRIOR TO ACTUAL PLEA

- I am not under the influence of alcohol or drugs.
- I am not suffering from any mental or physical disability.
- I have been advised of the nature of the charge(s) against me.
- I understand that I have the right to be represented by a attorney at all stages of the criminal process, including a trial.
- I understand that if I cannot afford to hire an attorney one will be appointed by the Court to represent me, provided that I meet the required guide lines a provided by statute.
- I understand that if I am not a citizen of the United States, a conviction may affect my immigration status.
- I understand the maximum possible penalty, which could be imposed, would be 12 months in jail and a fine of \$1,000.00 or 24 months jail and fine of \$5,000.00 for a high and aggravated misdemeanor
- I understand the possibility of serving jail time as either part of the original sentence or later should I violate my probation or suspended sentence.
- I understand if I violate my probation and/or suspended sentence, I can be arrested and put in jail. The Judge can decide to revoke all or party of that sentence at the hearing.
- I understand if the sentence is revoked, I could spend all or part of the sentence in the Houston County Detention Center.

THE ABOVE HAVING BEEN READ, I HEREBY UNDERSTAND WHAT I HAVE READ AND PLACE MY INITIALS AS SHOWN _____

WITH THE BENEFIT OF THE ADVICE AND INFORMATION PROVIDED ABOVE AND FURTHER EXPLAINED TO ME BY THE COURT,

I NOW ELECT AS FOLLOWS: (AS SHOWN BY THE PLACEMENT OF MY INITIALS ON THE APPROPRIATE LINE.)

- _____ I desire to be represented by an attorney and will pursue all diligent and reasonable efforts to hire once, if I have not already done so.
- _____ I desire to be represented by an attorney and hereby request the appointment of an Attorney by the Court, provided that I meet the required guide lines as provided by statue. If I meet the requirements the Public Defender will represent me in this Court.
- _____ I knowingly and voluntarily waive (give up) my right to be represented by an attorney and wish to proceed at this time.

PLEA OF GUILTY or NO CONTEST – I KNOWINGLY AND VOLUNTARILY WAIVE THE FOLLOWING RIGHTS

- **The right to receive a copy of the accusation.**
- **The right of trial by jury.**
- **The presumption of innocence until proven guilty beyond a reasonable doubt.**
- **The right to confront witnesses against me.**
- **The right to subpoena witnesses on my behalf.**
- **The right not to incriminate myself today or at trial.**
- **The right to assistance of an attorney, whether by hire or appointed by Court, during my plea or trial of this case.**

THE ABOVE HAVING BEEN READ, I HEREBY UNDERSTAND WHAT I HAVE READ AND PLACE MY INITIALS AS SHOWN _____

HAVING READ ALL OF THE ABOVE CONDITIONS AND I NOW DESIRE TO ENTER MY PLEA TO THE ABOVE CHARGE:

() GUILTY () NO CONTEST

- I fully understand my rights.
- The charges against me.
- The consequences of my plea.
- I hereby acknowledge that no promises or threats have been made by anyone in order to obtain this guilty plea from me.
- I have been given a possible recommendation for a sentence by the State, which I understand is not binding.
- I have not been informed what sentence will be imposed by the Judge of Houston County State Court.
- I understand that if I am placed on reporting probation, non-reporting probation or a suspended sentence that if I violate any of the terms and conditions of my probation or suspended sentence that I may have the balance of my sentence revoked, and spend the remainder of my sentence in the Houston County Jail System.
- I understand that if I am not a citizen of the United States, a conviction may affect my immigration status.

This _____ day of _____, 20_____.

DEFENDANT

ATTORNEY FOR DEFENDANT

THE COURT HEREBY FINDS THAT DEFENDANT HAS BEEN FULLY INFORMED ABOUT HIS/HER RIGHT TO BY REPRESENTED BY AN ATTORNEY, RETAINED OR APPOINTED AND THAT DEFENDANT'S **WAIVER**, AS NOTED ABOVE, HAS BEEN MADE KNOWINGLY AND VOLUNTARILY. IF A GUILTY PLEA, THE COURT FURTHER FINDS THERE IS A FACTUAL BASIS FOR THE PLEA.

THIS _____ DAY OF _____, 20_____.

JUDGE, STATE COURT OF HOUSTON COUNTY