

ADVISEMENT AND WAIVER OF RIGHTS

I, _____ swear or affirm:

1. I am the Defendant in this cause.
2. I have read the Plea Agreement and understand it.
3. I have a lawyer and have talked to him/her about this Plea Agreement before signing it.
4. I understand the charge(s) against me of: _____.
5. I know that by pleading guilty, I admit a charge and that the Court will then sentence me.
6. I understand that I have certain rights which are guaranteed to me by the Constitution of The United States and of the State of Indiana, including the following: (a) The right to a speedy and public trial by jury of six (6) impartial persons. (b) The right to confront and cross-examine witnesses against me and to have compulsory process to obtain witnesses in my favor. (c) The right to have the State prove me guilty beyond a reasonable doubt at a trial at which I may not be compelled to testify against myself. (d) Should I be found guilty of the charge(s) at trial, I have the right to an appeal.
7. I understand that, by pleading guilty, I waive all of these rights.
8. I understand that the potential penalties or sentence for the charge which I am pleading guilty to are: _____.
9. I understand that the Court is not bound by this Plea Agreement until the Court approves it; and that if the Court does not approve it, it cannot be used in any manner against me or for me at trial.
10. No promises, force, or threats of any kind have been used to obtain my plea of guilty and signature to this Plea Agreement except as are set forth in the Plea Agreement; there are no other terms or conditions except those stated in the Plea Agreement.
11. Court further orders Defendant to contact the Probation Department at (219) 755-3589 or by email at Probationdivision2@gmail.com, within 72 hours for an appointment, if necessary. Failure to do so may result in a finding of contempt of court and/or a bench warrant will be issued.

Defendant

AFFIRMATION OF COUNSEL

Comes now _____ and shows the Court that:

1. I am an attorney at law duly admitted to practice before the Supreme Court of Indiana.
2. I represent the Defendant herein.
3. I have conferred with the Defendant herein and have informed him/her of the consequences of his plea of guilty and of the foregoing Plea Agreement. I have explained to my client all of his/her constitutional rights and all possible penalties.
4. There are no other terms and/or conditions, promises and/or representations with regard to this Plea Agreement except as are set forth in the Plea Agreement.

AFFIRMED UNDER THE PENALTIES OF PERJURY: _____

Defense Counsel

ACCEPTANCE

Plea Agreement accepted and approved. Bond, if any, ordered released.

Judge/Magistrate, Room Two