

STATE OF LOUISIANA

24TH JUDICIAL DISTRICT COURT

VERSUS

PARISH OF PLAQUEMINES

CASE NO. _____ "B"

FILED: _____

DEPUTY CLERK: _____

JUDGE MICHAEL D. CLEMENT - DIVISION "B"

WAIVER OF CONSTITUTIONAL RIGHTS
PLEA OF GUILTY

I, _____, (Date of Birth _____), do hereby plead guilty to the crime of _____ in violation of La. R.S. _____.

By doing so, I understand that I am giving up the following rights:

- 1) to a trial by judge or jury. _____
Defendant Initial Here
- 2) to be presumed innocent until the District Attorney proves my guilt beyond a reasonable doubt. _____
Defendant Initial Here
- 3) to require the District Attorney to call witnesses who, under oath, would have to testify against me at trial; and to have my attorney confront, ask questions and cross examine each of those witnesses. _____
Defendant Initial Here
- 4) to testify myself at trial, if I choose to do so; or to remain silent, if I choose not to testify and not have my silence held against me or considered as evidence of my guilt. _____
Defendant Initial Here
- 5) to present witnesses who would testify for me and present favorable or helpful evidence. _____
Defendant Initial Here
- 6) to appeal any verdict of guilty that might be returned against me at trial. _____
Defendant Initial Here

I understand that the sentencing range is:

I understand that my sentence will be:

If my sentence is deferred under the provisions of La. R.S. arts. 893 or 894 and I subsequently violate the conditions of probation, I understand that my probation could be revoked and that I could be sentenced to any term of imprisonment within the sentencing range noted above. _____
Defendant Initial Here

I understand that I must comply with the following special conditions of probation:

_____ Pay court costs, fines, and any fees within 180 days.

I am not suffering from any physical or mental impairment that would affect my competency to enter this plea. _____
Defendant Initial Here

I am able to read, write and understand the English language

Defendant Initial Here

I am satisfied with the way that my attorney and the Court have handled my case.

Defendant Initial Here

I have not been forced, coerced or threatened in any way to enter this plea of guilty.

Defendant Initial Here

I understand all of the possible legal consequences of pleading guilty and wish to plead guilty at this time because I am, in fact, guilty of this crime.

Defendant Initial Here

I have been informed by my attorney of any plea offers made by the state.

Defendant Initial Here

I am pleading guilty as the result of a negotiated plea agreement with the state

Defendant Initial Here

I understand that I have two (2) years after the judgment of conviction and sentence has become final to file for post-conviction relief.

Defendant Initial Here

I understand that this crime carries the following enhanced penalties for a subsequent offense.

Defendant Initial Here

I understand that I have thirty (30) days to appeal this sentence.

Defendant Initial Here

I understand that this guilty plea could be used to enhance the penalty for any future conviction, should I be convicted of another felony in the future.

Defendant Initial Here

I understand that at all stages of the proceedings, including appeals, I have the right to retain an attorney of my choice to defend me. If I cannot afford an attorney, one will be appointed to represent me, at no cost to myself.

Defendant Initial Here

This form has been fully explained to me by my attorney. In addition, I fully understand it and waive my right to be physically present at this proceeding.

Defendant Initial Here

WARNING TO NON-CITIZENS – After speaking to my Attorney, I know and fully understand that if I am not a citizen of the United States, entering a plea of “guilty” or “no contest” could have serious immigration consequences, including, but not limited to, deportation, the exclusion of admission to this country, or the denial of naturalization under federal law.

Defendant Initial Here

, DEFENDANT

DATE

I have informed the defendant of his or her rights, particularly the nature of the crime to which he or she is pleading guilty, the maximum sentence the court could impose under the law, and the fact that the defendant, by entering this plea of guilty is waiving his or her right to a trial by jury or by judge, his or her right to confront and cross-examine his or her accusers, his or her right against self-incrimination, and lastly that his or her only appeal is for review of jurisdictional defects; and I am entirely satisfied that the defendant knowingly, intelligently, freely and voluntarily entered this

plea of guilty knowing the consequences. Additionally, I have gone over this entire plea form with him/her. The Defendant waives his right to be physically present at this proceeding.

DEFENSE ATTORNEY

DATE

The Court accepts this plea of guilty as having been knowingly, intelligently, freely and voluntarily entered into by the defendant. The Court further finds that there is a factual basis for acceptance of this plea.

JUDGE MICHAEL D. CLEMENT

DATE