

IN THE MUNICIPAL COURT OF THE CITY OF SPRINGFIELD
LANE COUNTY, OREGON

CITY OF SPRINGFIELD)
)
Plaintiff,)
vs)
_____,)
Defendant.)

Docket Number(s): _____

**PETITION TO ENTER
ADMISSION(S)**
Order to Show Cause

I am the defendant in this case, and my initials and signature below indicate that I have read or have had read to me, understand, and affirm all of the following:

1. My full and true name is above, but I also am known as _____.
2. I am ___ years old. I have gone to school through _____. I have taken have NOT taken any medication or substance (whether prescribed for me, over-the-counter, or illegal) that could affect my ability to make decisions. My ability to make decisions is not affected by injury, illness, or disability.
3. My lawyer's name is _____ I choose not to have an attorney (see *Waiver of Counsel*).
4. I have told my attorney everything I know about the allegations(s) against me. My attorney has talked with me about the allegations(s), possible defenses, and legal challenges I may have in this case. I am satisfied with the advice and help my attorney gave me.
5. I know I have the following rights: (1) to have a hearing by a judge; (2) to see, hear, and question all people who testify against me; (3) to remain silent about all facts of the case; (4) to call witnesses and enter evidence; (5) to testify, or if I chose not to testify to have that decision not held against me; and (6) to require the City Prosecutor to prove the allegations(s) against me with proof by a preponderance of the evidence.
6. I understand that I give up all of the rights listed in paragraph #5 above when I enter an admission to the allegation(s). I understand that I also give up: (1) any defenses I may have to the allegation(s); (2) objections to the consideration of evidence concerning my guilt; and (3) challenges to the accusatory instrument.
7. I understand that if I enter an admission, the underlying probation, diversion or deferred prosecution may be revoked and I may be convicted of the underlying charge (if I have not already been convicted), and sentenced up to the maximum allowed by law. I understand that the judge may impose the same punishment as if I entered a denial of the allegation(s), had a hearing, and was found guilty of the allegation(s).

8. I want to:

Admit the allegation(s) in the Order to Show Cause

Docket # _____: _____,
Maximum _____, Maximum Fine: _____,
Maximum _____

the allegation(s),

Order to Show Cause

_____, Violation/ Misdemeanor

Maximum Jail Sentence: _____, Maximum Fine: _____

Maximum Driver License Suspension: _____
_____ counts

In addition to other fines, the judge may order me to pay restitution or a
compensation of _____, or an amount to be determined by the judge.

attached sheet for

10. I understand that any sentence imposed in this case can be added to any other prison or jail sentence that I have not finished serving.

11. In addition to the sentence imposed, I understand that there may be other significant consequences if I enter an admission that results in a conviction of the underlying charge including, but not limited to: Deportation/removal, exclusion from future entry into the United States, or denial of naturalization, if I am not a United States citizen; Revocation of my probation or parole, which may require me to serve any sentence(s) imposed consecutively to the sentence that is imposed in this case; Suspension or revocation of my driving privileges; Forfeiture of any weapon that was possessed, used, or available for use during the crime;

12. Other than what is contained in this plea petition, I affirm that no one has promised me anything to enter an admission to the allegations. I also affirm that no one has threatened me or forced me to enter this plea.

13. I understand that the City will move to dismiss the following: _____

14. I understand that the City will recommend the following to the court:

Docket # _____ :

- Probation CONTINUED or Diversion CONTINUED
 - Re-referrals: QRA VIP
 - New payment agreement (terms) _____
 - Probation or diversion EXTENDED TO (date) _____
 - Jail term of _____ days with credit for time served considered served
 - Work Crew term of _____ days; reporting _____ completed by _____
 - Other: _____

- Probation REVOKED or Diversion REVOKED
 - Sentence Imposed
 - Jail term of _____ days with cts considered served
 - Original fines/fees to collections
 - Other: _____

Docket # _____ :

- Probation CONTINUED or Diversion CONTINUED
 - Re-referrals: QRA VIP
 - New payment agreement (terms) _____
 - Probation or diversion EXTENDED TO (date) _____
 - Jail term of _____ days with credit for time served considered served
 - Work Crew term of _____ days; reporting _____ completed by _____
 - Other: _____

- Probation REVOKED or Diversion REVOKED
 - Sentence Imposed
 - Jail term of _____ days with cts considered served
 - Original fines/fees to collections
 - Other: _____

15. I "ADMIT" the allegation because in Springfield, Lane County, Oregon, I did the following:

16. I am signing this plea petition and entering this plea voluntarily, intelligently, and knowingly with full understanding of all matters set forth in the charging instrument and in this petition.

17. If I am appearing via video-conference (Virtual Court) or telephone, I waive any right that I have to appear "in person."

18. I declare that: I can read, speak, and understand English; or
 This form was read to me; or sight translated to me by:

(Print name of reader or translator)

Date

Signature of reader or translator

Defendant's Signature

Date

Mailing Address City State Zip

Email address

CERTIFICATE OF DEFENSE COUNSEL

I am the attorney for the defendant in this proceeding and I certify that:

1. I have fully explained to my client the allegation(s) and the possible defenses that may apply in this case.
2. I have personally examined the attached Petition to Enter Admission, explained all its provisions to my client, and discussed fully with my client all matters described and referred to in the petition.
3. I have explained to my client the maximum penalty and other consequences of entering an admission, including possible immigration consequences.
4. To the best of my knowledge and belief, my client's decision to enter this plea is made voluntarily, intelligently, and knowingly.
5. I have told my client that if he or she is eligible for court-appointed counsel and wishes to pursue an appeal, I will transmit the information necessary to perfect the appeal to the proper offices.

Date

Defense Attorney's Signature

OSB No.

CERTIFICATE OF PROSECUTING ATTORNEY

I am the prosecuting attorney in this proceeding and I certify that subject to the court's approval, this petition represents the complete agreement between the parties.

Date

City Prosecutor's Signature

OSB No.

FINDINGS OF THE COURT

The court makes the following findings regarding the defendant's ADMISSION:

Defendant's plea is made voluntarily, intelligently, and knowingly.

Other: _____

ORDER

DEFENDANT'S PLEA PETITION IS HEREBY ACCEPTED

Date

Springfield Municipal Judge