Humboldt Superior Court, Plea in Absentia

Defendant Name	Case Number

Defendant Certification

☐ NON DUI

I certify that I have read the attached form entirely, that I understand it; that my attorney has orally explained it to me; that I have personally and voluntarily placed the answers in the boxes and I enter a plea of _____ to the charge of violation of the code section(s) _____.

I authorize and direct my attorney, _____ , in my absence to enter my plea and admit any prior convictions and/or any allegation(s) as indicated on the attached waiver form(s). My attorney is further authorized and directed to waive time for sentencing, and to receive the sentence in my absence. My attorney is further authorized and directed to waive time for sentencing, and to receive the sentence in my absence. I specifically waive my right to personally enter my plea, I waive my right to be personally present when the sentence is imposed. I waive my right to delay sentencing not less than six hours nor more than five days after entry of the plea, and I waive my right to personally address the court in mitigation of any sentence which may be imposed. I understand that if the court grants probation, it shall be for not less than ____ years nor more than ___ years, and the terms and conditions of probation shall include, but not be limited to, fine, jail time, restitution and obey all laws. I authorize my attorney to accept the conditions on my behalf.

☐ DUI (VC 23152, 23153, 23103)

I certify that I have read the attached form entirely, that I understand it; that my attorney has orally that my attorney has orally explained it to me; that I have personally and voluntarily placed the answers in the boxes and I enter a plea of _____ to the charge of violation of the Vehicle Code Sections

_____.

I authorize and direct my attorney,_____ in my absence to enter my plea and admit any prior convictions and/or any allegation(s) as indicated on the attached waiver form(s). My attorney is further authorized and directed to waive time for sentencing, and to receive the sentence in my absence. I spe cifically waive my right to personally enter my plea, I waive my right to be personally present when the sentence is imposed. I waive my right to delay sentencing not less than six hours nor more than five days after entry of the plea, and I waive my right to personally address the court in mitigation of any sentence which may be imposed. I understand that if the court grants probation, it shall be for not less than 3 years nor more than 5 years, and the terms and conditions of probation shall include, but not be limited to, fine, jail time, restitution and the conditions that I not drive without a valid California driver's license, not drive with any measurable amount of alcohol in my system, not refuse to take a chemical test or tests of blood, breath or urine when requested to do so by a peace officer, and obey all laws. I authorize my attorney to accept the conditions on my behalf.

Defendant Signature	**Date**

Attorney Certification

I certify that I am the attorney of record for the defendant; that I have fully discussed the matters on the attached form with the defendant and advised the defendant thereon; that the representations above are the defendant's own; that I believe the plea and waivers were intelligently, voluntarily and expressly made; that I join in the plea and waivers, and that the above signature and the signature on the waiver form, if not notarized, were made in my presence. I stipulate there is a factual basis for the plea, and that time is waived for the judgment and sentencing. I have discussed potential conditions of probation with the defendant and I am satisfied that he/she understands them.

Attorney Signature	**Date**

Findings and Order

This document having been completed and presented to the Court; the Court being satisfied that the plea and waivers were expressly, intelligently and voluntarily made; and the Court finding that there is a factual basis for said plea, the Court accepts such plea and enters it on the record.

Judge / Commissioner Signature	**Date**