

IN THE TWENTY-THIRD JUDICIAL CIRCUIT OF MISSOURI
AT HILLSBORO, JEFFERSON COUNTY, MISSOURI
DIVISION IV

STATE OF MISSOURI
Plaintiff

v.

CAUSE # _____

Defendant.

WAIVER OF RIGHTS

I understand the charges against me (including each element of the charges), and have discussed them with my lawyer. I do not need the judge to formally read the charges to me or explain them.

I have the right to a speedy and public jury or non-trial to determine my guilt of the charges against me.

I understand I have the right to be represented by an attorney at the trial.

I understand by pleading guilty I give up my right to a trial.

I understand I am presumed innocent unless a jury or judge finds me guilty, which means the prosecutor has to prove I am guilty of each element of each charge beyond a reasonable doubt to all twelve members of the jury.

I understand that if I plead guilty the presumption of innocence is lost to me, and that I will NOT have a jury determine whether I am guilty or not guilty.

I understand that I have the right to confront the witnesses against me at trial and have my attorney cross examine them, but if I plead guilty I give up the right to confront and cross examine those witnesses.

I understand that I have the right to summon witnesses to testify on my behalf, and to present facts or bring evidence on my behalf, but if I plead guilty I give up the right to raise any defenses.

I understand that if I stand trial I have a right not to say anything that may tend to incriminate me. I also understand that no one can force me to testify in my trial.

I understand that by pleading guilty I am incriminating myself and testifying against myself.

I am not under the influence of any alcohol, legal drugs, illegal drugs, prescription medication or non-prescription medication. I understand all the paragraphs of this Waiver of Rights.

FOR PERSISTENT OFFENDERS (and PRIOR DRUG OFFENDERS):

I understand that I have the right to challenge the enhancement by submitting the matter to a jury for unanimous determination beyond a reasonable doubt whether the past offenses as plead by State were committed on separate occasions. By pleading guilty, I acknowledge that the prior convictions occurred on separate occasions.

DEFENDANT

COUNSEL FOR DEFENDANT BAR#

DATED: _____

DATED: _____