

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: _____