

STATE OF MICHIGAN - BERRIEN COUNTY TRIAL COURT - CRIMINAL DIVISION TRAFFIC ADVICE OF RIGHTS AND PLEA

READ PART A AND COMPLETE PARTS B, C AND D TO PLEAD: GUILTY OR NOT GUILTY

1. I have the right to plead guilty (and not have a trial);
2. I have the right to plead not guilty (or to stand mute) and to have a trial by either a Judge or Jury;
3. I have the right to hire an attorney or to represent myself;
4. I have the right to have an attorney appointed to represent me in this case at public expense if I am indigent;
5. I have the right to be free on bond pending any trial in this case;
6. I have the right to have a reasonable time in which to prepare my defense;
7. I have the right to cross examine any witnesses called against me;
8. I have the right to subpoena and call witnesses on my own behalf;
9. I have the right to testify at any trial; and the right to refuse to testify if I feel my testimony might tend to incriminate me;
10. I have the right to appeal from any conviction, as provided by statute and court rules.

PART A

I have been informed that if I plead guilty, or am found guilty at a trial, I will have to be sentenced. The sentence will be a fine, not to exceed \$100, (plust court costs) and/or jail not to exceed 90 days.

I also understand that a plea of guilty has the same force and effect as a judgment of Court, and that any record of traffic conviction will be sent to the Motor Vehicle Division of the Secretary of State's Office of this State or the appropriate offices of the State where I am licensed to drive.

I understand that a plea of guilty constitutes proof of a violation of any probation sentence or parole agreement.

PART I HAVE READ AND UNDERSTAND MY RIGHTS AS LISTED ON THIS STATEMENT and hereby enter my appearance. I freely and voluntarily plead:

B **CHECK ONE:** GUILTY NOT GUILTY _____

A plea of nolo contendere, if allowed by the Court, results in the same penalties of plea of guilty in this case.

PART IF NOT GUILTY PLEA ENTERED, CHECK ON OF THE BELOW:

C **CHECK ONE:** TRIAL BY JURY TRIAL BY JUDGE

Fines, costs and fees not paid within 56 days of the date owed, are subject to a 20% late penalty on the amount owed.

I understand that the bond will apply toward the payment of the fine and costs. *

PART D

CASE#: _____

DEFENDANT'S SIGNATURE _____

DATE: _____

DEFENDANT'S NAME (PRINT) _____

LAST4#/SOFSOCSEC: _____

ADDRESS _____

PHONE#: _____

CITY, STATE, ZIP _____

EMAIL: _____

DRIVER'S LICENSE NO. _____ STATE ISSUED _____

*** BOND RELEASE**

I understand that the cash appearance bond deposited with the arresting officer or police agency will be applied toward the bail bond set by the Court and authorize the Clerk of the Court to do so. I understand any refund will be forwarded to me to my last known address. I further understand that if the bail bond deposit exceeds the cash appearance bond, I must enclose a **CERTIFIED CHECK OR MONEY ORDER** for the balance due the Court.