

IN THE BELLEVUE MUNICIPAL COURT, BELLEVUE, OHIO

DEFENDANT'S NAME: _____

CASE NO. _____

NOTICE TO ALL ACCUSED OF A CRIMINAL OR TRAFFIC OFFENSE:

IF YOU ARE CHARGED WITH AN OFFENSE YOU HAVE THE FOLLOWING RIGHTS:

- 1) You or your attorney have the right to read the complaint and receive a copy of the complaint.
- 2) You have the right to be informed of the nature of the charge against you and to have the charge explained to you if you do not understand the nature of the charge.
- 3) You have the right to an attorney, and to have reasonable continuance granted in these proceedings in order to obtain an attorney, even though you may wish to plead guilty or no contest.
- 4) You have the right to have an attorney assigned without cost to you if you are not able to employ counsel, and if you qualify per Ohio Law.
- 5) You need not make a statement, and any statement made may be used against you.
- 6) If you are charged with an offense that carries a possible jail sentence, you are entitled to a jury trial but it is necessary to make a written demand. That must be filed with the Clerk of the Court in accordance with Ohio Law and local court rules. There is no right to a jury in minor misdemeanor cases or traffic cases that do not have potential jail time as a penalty.
- 7) You have the right to have the court fix a reasonable bail or bond in your case.
- 8) Those of you who are charged with certain traffic offenses should be advised that, if convicted, a record of the conviction must be sent to the Ohio Bureau of Motor vehicles where it will become part of your driving record.
- 9) If you are currently charged with a theft offense, a drug offense, or a domestic violence offense, any subsequent charge could result in this offense, if convicted, being used to enhance a penalty, possibly making the subsequent charge felony.
- 10) A conviction of misdemeanor offenses of violence may subject you to firearm restrictions.

THE FOLLOWING ARE THE PLEAS WHICH MAY BE ENTERED

- 1) The plea of **GUILTY** is a complete admission of your guilt. Your case would proceed to sentencing and be resolved today.
- 2) The plea of **NO CONTEST** is not an admission of your guilt, but is an admission of the truth of the facts alleged in the complaint. The plea of no contest shall not be used against you in any later civil or criminal proceeding. If the court determines that the facts support a finding of guilty, your case would proceed to sentencing and be resolved today.
- 3) The plea of **NOT GUILTY** is a **DENIAL** of the charge and puts in issue all the essential elements of the offense. Your case would be set for trial at a later date.
- 4) The plea **NOT GUILTY BY REASON OF INSANITY** is self – explanatory and must be in writing.

NOTICE TO THOSE CHARGED WITH A FELONY: If you are charged with a felony, you have the right to a preliminary hearing in this court, and you need not enter any plea, either at the initial appearance or at the preliminary hearing.

** If you are not a citizen of the United States, you are hereby advised that conviction of the offense to which you are pleading, may have the consequences of deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

ACKNOWLEDGEMENT OF BEING ADVISED OF RIGHTS AND UNDERSTANDING THE PLEAS:

- 1) I hereby acknowledge that I have been advised of my rights as stated above and that I understand those rights. I further acknowledge that I have had the pleas explained to me, as stated above, and that I understand them.

Defendant's signature _____

- 2) **I also understand that I will be considered in default if my fines and cost are not paid today, or within the terms of my payment agreement. Default of the payment agreement may result in a WARRANT FOR MY ARREST, AND/OR A WARRANT BLOCK OR A SUSPENSION OF MY OPERATOR'S LICENSE BEING ISSUED TO THE BUREAU OF MOTOR VEHICLES. Also, unpaid cases may be turned over to Capital Recovery Systems Inc. or to the Ohio Attorney General for collection, additional fees will then be added. NO FURTHER NOTICES WILL BE SENT.**

Defendant's signature _____

WAIVER OF AN ATTORNEY: Being fully advised of my right to counsel (a lawyer) as stated above and to have a lawyer assigned to me without cost if I cannot afford one (other than in minor misdemeanor cases), I do hereby voluntarily and freely state that **I DO NOT WISH TO HAVE A LAWYER ASSIGNED TO ME IN THIS CASE.**

Defendant's signature _____ Date: _____