

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF WASHINGTON**

THE STATE OF OREGON,

Plaintiff,

vs.

Court No. _____

D.A. No. _____

Defendant,

PETITION TO ENTER PLEA
AND ORDER ENTERING PLEA

The defendant represents to the Court:

1. My full true name is: _____
2. I wish to plead **GUILTY/NO CONTEST** to the charge(s) of: _____
3. I told my lawyer all the facts and circumstances known to me about the charges against me. I believe that my lawyer is fully informed on all such matters. My lawyer has counseled and advised me on the nature of each charge; on any and all lesser included charges; and on all possible defenses that I might have in this case. I have further advised my lawyer of all my adult and juvenile felony and misdemeanor convictions and/or adjudications. My physical and mental health are satisfactory. At this time I am not under the influence of any drugs or intoxicants (nor was I at the time the crime was committed). State any exceptions: _____
4. I understand that I may plead Not Guilty to any offense charged against me. If I choose to plead Not Guilty, the Constitution guarantees me **(A)** the right to a speedy and public trial by jury, **(B)** the right to see, hear and face in open court all witnesses called to testify against me, **(C)** the right to use the power and process of the Court to compel the production of any evidence, including the attendance of any witnesses in my favor, **(D)** the right to have the assistance of a lawyer at all stages of the proceedings, **(E)** also the right to take the witness stand at my sole option, and the District Attorney cannot force me to testify against myself, **(F)** if I do not take the witness stand, I understand the jury will be told that this may not be held against me, or will be told nothing, at my option. By pleading Guilty/No Contest, I am waiving all of these rights.
5. I also understand that if I plea **GUILTY/NO CONTEST**, the Court may impose the same punishment as if I had plead Not Guilty, stood trial and been convicted. I know further that the sentence is up to the Court only; and, in the event the District Attorney makes any recommendation, the Court is not bound to accept or follow it.
6. If represented by an attorney, I believe that my lawyer has done all that anyone could do to counsel and assist me. I AM SATISFIED WITH THE ADVICE AND HELP MY LAWYER HAS GIVEN ME. I recognize that if I have been told by my lawyer that I might receive probation or a light sentence, this is merely my lawyer's prediction and is not binding on the Court.
7. (FELONIES ONLY) I know that the Crime Seriousness Rating for this (these) crime(s) is (are) _____. I believe my Criminal History Scale is _____. I know also that under Sentencing Guidelines my presumptive sentence is _____. I know, however, that the Court could depart from that presumptive sentence and impose greater or lesser sentence.
8. I know that if I plead GUILTY/NO CONTEST the charge(s), the maximum possible sentence is _____ imprisonment, and/or a fine of \$ _____. If applicable, there is a minimum sentence of _____.
9. _____ (initial if applicable) I also know that the law provides for a minimum sentence of _____ years for the

use or threatened use of a firearm. I understand this may happen in this case.

10. I have been convicted/adjudicated of one or more misdemeanors, felonies and/or Juvenile offenses in the past as follows: _____

11. If I am presently on probation or post-prison supervision. I understand that by pleading **GUILTY/NO CONTEST** in this case this may cause revocation of my probation or parole, and this could result in a sentence of _____ months/years in that case. I further understand that if my probation or parole is revoked, any sentence in that case may be consecutive to or in addition to any sentence in this case.

12. I understand that, if applicable, the law provides for an increase in the maximum sentence described in paragraph 8 to a maximum of 30 years if I qualify as a dangerous offender.

13. I declare that no officer or agent of any branch of government (federal, state or local) has made any promises or suggestions of any kind to me, or within my knowledge to anyone else, that I will receive a lighter sentence, or probation, or any other form of leniency if I plead **GUILTY/NO CONTEST**, except:

14. I plead **GUILTY/NO CONTEST** and request the Court to accept my plea and to have it entered on the basis of: _____

15. I understand that if I am not a citizen of the United States, conviction of a crime may result, under the laws of the United States, in my deportation, exclusion from admission to the United States or denial of naturalization.

16. I OFFER MY PLEA OF **GUILTY/NO CONTEST** FREELY AND VOLUNTARILY AND OF MY OWN ACCORD AND WITH FULL UNDERSTANDING OF ALL THE MATTERS SET FORTH IN THE ACCUSATORY INSTRUMENT AND IN THIS PETITION, THE CERTIFICATE OF MY LAWYER AND IN THE ADVICE OR RIGHTS OF APPEAL WHICH ARE ATTACHED TO THIS PETITION.

Signed by me (in the presence of my attorney) this _____ day of _____.

Defendant

My usual residence is _____

Date of Birth: _____ Phone Number: _____

Interpreter _____ Language _____

ORDER

IT IS ORDERED that the defendant's plea of **GUILTY/NO CONTEST** be accepted and entered as prayed for in the petition and as recommended in the certificate of counsel.

Done in open court this _____ day of _____.

Circuit Judge

Printed/Stamped Name of Judge _____