

YOLO SUPERIOR COURT

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff

Vs.

Defendant

COURT USE ONLY

CASE NO. _____

DECLARATION AND WAIVER PERMITTING DEFENDANT TO ENTER WRITTEN PLEA AND RECEIVE SENTENCE IN ABSENTIA – WITH ATTORNEY

I certify that I have read this entire form; that I understand it; that my attorney has orally explained it to me; that I have personally and voluntarily placed my initials in the appropriate spaces and I hereby enter a plea of _____ to the charge of violating Section _____ of the _____ Code.

I hereby authorize and direct my attorney, _____ to enter said plea of _____ to the Court for me in my absence. My attorney is further authorized and directed to waive time for sentencing, and to receive the sentence, including probation, in my absence. I specifically waive my right to personally enter my plea, I waive my right to be personally present when sentence is imposed, I waive my right to delay sentencing not less than six hours nor more than five days after entry of the plea, and I waive my right to personally address the Court in mitigation of my sentence which might be imposed.

DATE: _____

Signature of Defendant

I certify that I am the attorney of record for the defendant; that I have fully discussed the matters herein with him/her and advised him/her thereon; that the representations above are his/her own; that the plea and waivers were intelligently, voluntarily and expressly made; and that I join in the plea and waivers, **that the above signature of my client, if not notarized, was made in my presence**, that I stipulate there is a factual basis for the plea, and that time is waived for judgment and sentencing.

DATE: _____

Signature of Attorney for Defendant

This document having been completed and presented to the Court; the Court being satisfied that the plea and waivers were expressly, intelligently, and voluntarily made; and the Court finding that there is a factual basis for said plea, the Court accepts such plea and enters it on the record.

DATE: _____

Judge of the Superior Court