

CAUSE NO. _____

THE STATE OF TEXAS

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§
§

IN THE DISTRICT COURT

VS.

49TH JUDICIAL COURT

WEBB COUNTY, TEXAS

WRITTEN PLEA ADMONISHMENTS
ON MOTION TO REVOKE COMMUNITY SUPERVISION
OR PETITION TO PROCEED TO ADJUDICATION

ON THIS THE ____ day of _____, 20 __, pursuant to the requirements of law,
you, the Defendant in this cause are hereby admonished in writing as follows:

1. A motion to revoke your community supervision or a petition to proceed to adjudication has been filed in which you are charged with a violation of the conditions of your community supervision.
2. The punishment agreement is: _____

WRITTEN WAIVER OF DEFENDANT - JOINED BY ATTORNEY

COMES NOW the Defendant, joined by my counsel, and state:

- (A) I am able to read the English language. I fully understand the contents of this document. If I am unable to read the English language, then my attorney or an interpreter for my attorney has read this entire document to me in my own language and I fully understand the entire document. I have no questions about this document or my rights.
- (B) I give up and waive a formal reading of the Motion or Petition;
- (C) I am aware of the consequences of my plea;
- (D) I am mentally competent and my plea is knowingly, freely, and voluntarily entered. No one has threatened, coerced, forced, persuaded or promised me anything in exchange for my plea;
- (E) Should my attorney be recently appointed, I give up and waive any right I may have for further time to prepare for trial;
- (F) Should I be tried on more than one case, I agree that all may be heard and determined at one time;
- (G) I give up and waive all pretrial motions that may have been filed in connection with my case;

- (H) I am totally satisfied with the representation given to me by my attorney. My attorney provided me fully effective and competent representation;
- (I) I give up and waive all rights given to me by law; whether of form, substance, or procedure under Art.1.14, Code of Criminal Procedure;
- (J) I give up and waive my right to appearance, confrontation, and cross-examination of witnesses. I consent to oral and written stipulations of evidence;
- (K) I give up and waive my right not to incriminate myself; and agree to testify under oath and judicially confess my guilt if requested by my attorney or the State's attorney;
- (L) I give up and waive any and all rights of appeal;
- (M) I give up and waive the attendance and record of a court reporter under rule 13.1, Texas Rules of Appellate Procedure;
- (N) Should any proceedings in my case be heard by a magistrate, I have no objection to having a magistrate hear that proceeding;
- (O) Neither the Court nor my attorney has made any promise or representation about the amount of actual time I will serve on a sentence of incarceration in the Institutional Division or the State Jail Division of the Texas Department of Criminal Justice. Neither the Court nor my attorney has made any representation about the disposition of any parole revocation hearing;
- (P) I understand that if I have entered a plea of true to any allegations in a motion to revoke community supervision that the Court may set my punishment anywhere from the minimum of the range of punishment up to and including the amount of time in my original sentence. I understand that I have entered a plea of true to any allegation in a petition to proceed to adjudication that my punishment can be set anywhere within the range of punishment prescribed by law for this offense.
- (Q) I request that the Court approve the plea agreement set out above, and dispose of my case in accordance therewith.

DEFENDANT

I have fully reviewed and explained the above and foregoing court admonishments, rights, and waivers, as well as the following judicial confession to the Defendant is legally competent and has intelligently, knowingly, and voluntarily waived his/ her rights and will enter his/ her plea understanding the consequences thereof.

ATTORNEY FOR DEFENDANT

JUDICIAL CONFESSION

Upon my oath I swear my true name is _____, and that I am the Defendant in this case, I further state that I have read the Motion or Petition filed in this case.

I enter my plea of TRUE to a violation of () _____

Or () each and every act alleged therein. I committed each and every act alleged therein, except those acts waived by the State. All facts alleged in the Motion or Petition are true and correct. I further admit my guilt on any unadjudicated offenses set forth in the plea agreement set out above, and request the Court to take each into account in determining my sentence for the instant offense. I swear to all of the foregoing and I further swear that all testimony I give in the case will be the truth, the whole truth and nothing but the truth, so help me God.

DEFENDANT

SWORN TO AND SUBSCRIBED to before me on this date: _____, 20 ____.

DEPUTY DISTRICT CLERK
WEBB COUNTY, TEXAS

We join and approve the above waivers and any stipulates of evidence. We agree to the plea agreement set out above. We further agree and consent to the admission of guilt of any unadjudicated offense under Sec.12.45, Texas Penal Code. It is agreed that the Court may take judicial notice of this document and its contents;

The Court has given the Defendant the admonishments set out above. In addition, the Court finds that the Defendant is mentally competent and that his/ her plea is intelligently, freely and voluntarily entered.

ATTORNEY FOR STATE

SBN _____

ATTORNEY FOR DEFENDANT

SBN _____

JOSE A. LOPEZ, JUDGE
49th JUDICIAL DISTRICT COURT
WEBB COUNTY, TEXAS

CAUSE NO. _____

THE STATE OF TEXAS

§

IN THE DISTRICT COURT

vs.

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49th JUDICIAL DISTRICT

§

WEBB COUNTY, TEXAS

EXHIBIT "A"

(To Judgment in Above Styled and Numbered Cause)

I am the Defendant in the above and described cause. My fingerprints were taken by the Bailiff and/or Sergeant at Arms in the presence of the Deputy District Clerk.

DEFENDANT - ACUSADO

I hereby certify that in accordance with Art.38.22 of the Texas Code of Criminal Procedure that I caused the Defendant, _____, to place his/her fingerprints in the space provided below.

BAILIFF AND/OR SERGEANT AT ARMS

SWORN AND SUBSCRIBED BEFORE ME, came on the day the Defendant _____ in this cause. I further certify that the fingerprints of the Defendant were taken by the Bailiff and/or Sergeant at Arms in my presence.

Deputy District Clerk
ESTHER DEGOLLADO
Clerk of the District Courts of Webb County, Texas

RIGHT HAND - MANO DERECHA

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THUMB

INDEX

MIDDLE

RING

LITTLE

LEFT HAND - MANO IZQUIERDA

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THUMB

INDEX

MIDDLE

RING

LITTLE

CAUSE NO. _____

THE STATE OF TEXAS

§

IN THE DISTRICT COURT

vs.

§

49th JUDICIAL DISTRICT

§

WEBB COUNTY, TEXAS

EXHIBIT "B"

(To Judgment in Above Styled and Numbered Cause)

I am the Defendant in the above and described cause. My fingerprints were taken by the Bailiff and/or Sergeant at Arms in the presence of the Deputy District Clerk.

DEFENDANT - ACUSADO

I hereby certify that in accordance with Art.38.22 of the Texas Code of Criminal Procedure that I caused the Defendant, _____, to place his/her fingerprints in the space provided below.

BAILIFF AND/OR SERGEANT AT ARMS

SWORN AND SUBSCRIBED BEFORE ME, came on the day the Defendant _____ in this cause. I further certify that the fingerprints of the Defendant were taken by the Bailiff and/or Sergeant at Arms in my presence.

Deputy District Clerk
ESTHER DEGOLLADO
Clerk of the District Courts of Webb County, Texas

RIGHT HAND - MANO DERECHA

THUMB	INDEX	MIDDLE	RING	LITTLE

LEFT HAND - MANO IZQUIERDA

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