

STATE OF LOUISIANA

24TH JUDICIAL DISTRICT COURT

VERSUS

PARISH OF JEFFERSON

CASE NO. _____

FILED: _____

DEPUTY CLERK: _____

JUDGE _____,

DIVISION " _____ "

WAIVER OF CONSTITUTIONAL RIGHTS

PLEA OF GUILTY

I, _____, date of birth _____, do hereby plead guilty to the crime of _____, in violation of La. R.S. _____.

By doing so, I understand that I am giving up the following rights:

- 1) to a trial by judge or jury. _____
- 2) to be presumed innocent until the District Attorney proves my guilt beyond a reasonable doubt. _____
- 3) to require the District Attorney to call witnesses who, under oath, would have to testify against me at trial; and to have my attorney confront, ask questions and cross examine each of those witnesses. _____
- 4) to testify myself at trial, if I choose to do so; or to remain silent, if I choose not to testify and not have my silence held against me or considered as evidence of my guilt. _____
- 5) to present witnesses who would testify for me and present favorable or helpful evidence. _____
- 6) to appeal any verdict of guilty that might be returned against me at trial. _____

I understand that the sentencing range is:

I understand that my sentence will be:

If my sentence is deferred under the provisions of La. R.S. arts. 893 or 894 and I subsequently violate the conditions of probation, I understand that my probation could be revoked and that I could be sentenced to any term of imprisonment within the sentencing range noted above.

I understand that I must comply with the following special conditions of probation:

_____ Undergo an evaluation with IPS/JPHSA within 30 days and complete any and all courses recommended within 180 days of the evaluation.

_____ Undergo random drug screening.

_____ Complete 40 hours of community service per month for 6 months.

_____ Obtain a GED or Vo-Tech training if you do not have a high school diploma.

_____ Pay court costs, fines, and any fees within 180 days.

I am not suffering from any physical or mental impairment that would affect my competency to enter this plea. _____

I am able to read, write and understand the English language. _____

I am satisfied with the way that my attorney and the Court have handled my case. _____

I have not been forced, coerced or threatened in any way to enter this plea of guilty? _____

I understand all of the possible legal consequences of pleading guilty and wish to plead guilty at this time because I am, in fact, guilty of this crime. _____

I understand that I have two (2) years after the judgment of conviction and sentence has become final to file for post conviction relief. _____

I understand that I have thirty (30) days to appeal this sentence. _____

I understand that this crime carries the following enhanced penalties for a subsequent offense.

I understand that this guilty plea could be used to enhance the penalty for any future conviction, should I be convicted of another felony in the future. _____

I understand that at all stages of the proceedings, including appeals, I have the right to retain an attorney of my choice to defend me. If I cannot afford an attorney, one will be appointed to represent me, at no cost to myself. _____

This form has been fully explained to me by my attorney. In addition, I have read it, and I fully understand it. _____

WARNING TO NON-CITIZENS – After speaking to my Attorney, I know and fully understand that if I am not a citizen of the United States, entering a plea of “guilty” or “no contest” could have serious immigration consequences, including, but not limited to, deportation, the exclusion of admission to this country, or the denial of naturalization under federal law. _____

DEFENDANT

DATE

I have informed the defendant of his or her rights, particularly the nature of the crime to which he or she is pleading guilty, the maximum sentence the court could impose under the law, any plea offers made by the state and the fact that the defendant, by entering this plea of guilty is waiving his or her right to a trial by jury or by judge, his or her right to confront and cross-examine his or her accusers, his or her right against self-incrimination, and lastly that his or her only appeal is for review of jurisdictional defects; and I am entirely satisfied that the defendant knowingly, intelligently, freely and voluntarily entered this plea of guilty knowing the consequences.

DEFENSE ATTORNEY

DATE

The Court accepts this plea of guilty as having been knowingly, intelligently, freely and voluntarily entered into by the defendant. The Court further finds that there is a factual basis for acceptance of this plea.

JUDGE

DATE

Misdemeanor

24TH JUDICIAL DISTRICT COURT, PARISH OF JEFFERSON
STATE OF LOUISIANA

Case No. _____, Division “ ____ ”

State of Louisiana v. _____

MISDEMEANOR: SCHEDULE OF COURT COSTS, FINES, FEES, SENTENCING PROVISIONS & PROBATION REQUIREMENTS

Part I	Guilty of Offense(s) / Date of Offense(s): _____	
____ Sentence of _____ months. <i>JP Correctional Center.</i> SUSPENDED.		____ Imposition of sentence is DEFERRED, under C.Cr.P. art. 894(B) ; Defendant is placed on:
___ Active Probation _____ months		___ Active Probation _____ months
___ Inactive Probation _____ months		___ Inactive Probation _____ months

IT IS THE ORDER OF THE COURT that defendant shall comply with the following **Sentencing Provisions** (initial next to item):

Part II	Non-drug cases Drug cases	* Judge increases / decreases fine to	Judge adds Public Defender’s Office fee of \$ _____ as reimbursement for services performed.
A	Pay court costs of: \$ 299.50 Pay fine of: 250.00* Total payable: <u>\$ 549.50</u>	\$ _____.	
B	Pay a Commissioner Fund Fee of \$175, due at the first meeting with the Collections Officer. <i>(LSA R.S. 13:718(I)(1))</i>		
C	Pay a special fine of \$150 to the Twenty-Fourth Judicial District Intensive Probation Drug Court. <i>(LSA R.S. 13:5304(I), C.Cr.P. 895(B))</i>		
D	Pay a Probation Supervision Fee of \$ _____ (minimum \$70 to maximum \$110) per month. <i>(C.Cr.P. Art. 895.1(C))</i>		
E	Pay an Indigent Transcript Fee of \$2.00. <i>(LSA R.S. 13:967(M)(2))</i>		
F	Make reasonable reparation or restitution to the aggrieved party / victim for damage or loss caused by defendant’s offense(s) in an amount of \$ _____ within _____ months in equal monthly installments through the Collections Office. <i>(C.Cr.P. Art. 895.1(A))</i>		
G	Pay a fee of _____, not to exceed one thousand dollars (<i>see JPSO fee schedule</i>) as reimbursement to the commission if laboratory personnel performed a scientific test of any evidence seized pursuant to the investigation or prosecution of a violation. The commission may establish a schedule stating the estimated cost of performing the test which shall be used by the court in determining the amount of the fees. <i>(LSA R.S. 40:2266.1.1)</i>		
H	Pay a fee of ___ \$100.00 (14:98, 98.1 or 99), ___ \$50.00 (14:92, 93.11, 93.12 or 32:333), or ___ \$25.00 (14:91.7, 103) to the Twenty-Fourth Judicial District DWI Treatment Court. <i>(LSA R.S. 13:1000.10)</i>		
I	Pay a fee of ___ \$250.00 (14:98.4), ___ \$100.00 (14:98.3), ___ \$50.00 (14.98.2), ___ \$25.00 (14:98.1) or ___ \$5.00 speeding or reckless driving offenses) to the Traumatic Head and Spinal Cord Injury Trust Fund. <i>(LSA R.S. 46:2633)</i>		
J	Defendant agrees that he/she alone is responsible to pay all fines, fees, costs within _____ days/months as scheduled by the Collections Officer. If not paid within 60 days, a civil money judgment will be issued against defendant in an amount equal to the court costs, fine, fees, restitution, judicial interest, contempt fine, plus costs of this and any subsequent proceeding and will be recorded with the Clerk of Court’s office. <i>(C.Cr.P. Art. 885.1; C.Cr.P. Art. 886)</i>		
K	Report in person to the Collections Department immediately at Suite 1403, Thomas F. Donelon Building, 200 Derbigny Street, Gretna, Louisiana 70053, (504) 364-3716 today and as directed; defendant must report any changes to address, telephone number, or employment to the Collections Department. <i>(C.Cr.P. Art. 895)</i>		

IT IS THE ORDER OF THE COURT that defendant shall comply with the following **Special Conditions of Probation** (initial next to each condition):

Part III	Refrain from criminal conduct, specifically the violation of any federal, state, parish, or local law; refrain from frequenting unlawful or disreputable places or consorting with disreputable persons; Refrain from the use of any prohibited drug or controlled dangerous substance and submit to a urinalysis at his/her own expense to test for the presence of any such prohibited drug as directed by the court/probation staff; Submit to available medical, psychiatric, mental health, or substance abuse examination or assessment or treatment or both when deemed appropriate and ordered to do so by the probation officer. Meet specified family responsibilities including any child support obligations; and not own or possess firearms and/or dangerous weapons. <i>(C.Cr.P. Art. 895(A))</i>
A	
B	Report to the Misdemeanor Probation Department immediately and as directed at 802 Second Street, Gretna, Louisiana 70053 and make a full and truthful report; obtain employment approved by the probation officer; Permit the probation officer to visit him at his home or elsewhere; Agree to searches of person, property, place of residence, vehicle, and/or personal effects, at any time, by the probation officer assigned to him, with or without a warrant of arrest or with or without a search warrant, when the probation officer has reasonable suspicion to believe that the person who is on probation is engaged in or has been engaged in criminal activity. Remain within the jurisdiction of the Court and get permission from the probation officer before making any change in address and/or employment. Waive extradition to Louisiana from any jurisdiction in or outside of the United States where you may be found and also agree that you will not contest any effort by a jurisdiction to return you to Louisiana. <i>(C.Cr.P. Art. 895(A))</i>
C	Obtain a GED or vo-tech training in a trade if you do not have a high school diploma. If necessary, defendant must enroll in and attend an adult education or reading program until he attains a sixth grade reading level or until his term of probation expires, whichever occurs first. All costs shall be paid by the defendant. <i>(C.Cr.P. Art. 895(A))</i>
Part IV	Community Service Ordered: _____ hours _____ to be served at _____. Call Community Service Coordinator to schedule service immediately. Community Service must be completed within _____. <i>(C.Cr.P. Art. 895(A))</i>
A	
Part V	Defendant, by signing below, hereby confesses judgment ; The defendant authorizes the 24 th Judicial District Court to obtain the defendant’s credit bureau reports to collect on a debt. The defendant agrees that during the period of probation, he/she shall be subject to arrest at any time for the purpose of returning defendant to the court for disposition.
A	FAILURE TO COMPLY with any one of the foregoing sentencing provisions and/or probation conditions may result in any or all of the following: A. revocation of probation and/or imposition of any suspended or deferred sentence; B. Finding defendant in contempt of court and imposition of punishment even if the term of probation has ended; C. A judgment against the defendant in the amount equal to the fine, restitution, judicial interest, plus costs of this and any subsequent proceeding; and/or D. the seizure of any Louisiana state income tax refund due to the defendant.
Part VI	Special Order(s):
A	

ATTORNEY: I have read and explained the above-checked sentencing provisions & probation requirements to the defendant. I am satisfied that the defendant understands these provisions and requirements and understands that he/she is **agreeing to abide by all these conditions** or have the sentence imposed and/or probation revoked or extended.

Attorney (signature) _____
Attorney (print name) _____

Defendant (signature) _____
Race: _____ Sex: _____
Street Address _____ Apt. _____
City _____ State _____ Zip _____
Telephone _____ Cell: _____

Defendant is required to provide Social Security Number and Driver’s License number to the Collections Officer.

-LEGAL NOTIFICATION-

Name of **nearest relative** _____
Street address _____ Apt. _____
City _____ State _____ Zip _____

GRETNA, LOUISIANA, this _____ day of _____, 20_____.

Judge

White	-	Court Record
Pink	-	Collections Officer
Blue	-	Judicial Administration
Goldenrod	-	Defendant

Felony

24TH JUDICIAL DISTRICT COURT, PARISH OF JEFFERSON
STATE OF LOUISIANA

Case No. _____ Division “ _____ ”
State of Louisiana v. _____

FELONY: SCHEDULE OF FINES, FEES, SENTENCING PROVISIONS & PROBATION REQUIREMENTS

Part I	Guilty of Offense(s) / Date of Offense(s): _____ _____ Sex Offender Registration / Notification? _____ Y _____ N	
____ Sentence of _____ years & _____ months Hard Labor / JP Correctional Center (check one) with _____ years & _____ months SUSPENDED. ____ Active Probation _____ months ____ Inactive Probation _____ months		____ Imposition of sentence is DEFERRED, under C.Cr.P. art. 893(E) ; Defendant is placed on ____ Active Probation _____ months ____ Inactive Probation _____ months

IT IS THE ORDER OF THE COURT that defendant shall comply with the following **Sentencing Provisions** (initial next to item):

Part II	<div>Non-drug casesDrug cases</div> <div>Pay court costs of: \$ 542.00 \$ 592.00</div> <div>Pay fine of: 500.00* 500.00*</div> <div>Total payable: \$ 1,042.00 \$ 1,092.00</div>	* Judge increases / decreases fine to \$ _____.	Judge adds Public Defender’s Office fee of \$ _____ as reimbursement for services performed
A			
B	Pay a Commissioner Fund Fee of \$175, due at the first meeting with the Collections Officer. (LSA R.S. 13:718(I)(1))		
C	Pay a special fine of \$150 to the Twenty-Fourth Judicial District Intensive Probation Drug Court. (LSA R.S. 13:5304(I) & C.Cr.P. 895(B))		
D	Pay an Indigent Transcript Fee of \$2.00. (LSA R.S. 13:967(M)(2))		
E	Pay a probation supervision fee of \$ ____ (minimum \$70 to maximum \$110) per month to the Department of Probation and Parole plus an additional \$11.00 per month assessment. (C.Cr.P. Art. 895.1(C) & Art. 895.1(F))		
F	Make reasonable reparation or restitution to the aggrieved party / victim for damage or loss caused by defendant’s offense(s) in an amount of \$ _____ within _____ months in equal monthly installments through the Collections Office. (C.Cr.P. Art. 895.1)		
G	Pay a fee of _____, not to exceed one thousand dollars (see JPSO fee schedule) as reimbursement to the commission if laboratory personnel performed a scientific test of any evidence seized pursuant to the investigation or prosecution of a violation. The commission may establish a schedule stating the estimated cost of performing the test which shall be used by the court in determining the amount of the fees. (LSA R.S. 40:2266.1.1)		
H	Pay a fee of ____ \$100.00 (14:98, 98.1 or 99), ____ \$50.00 (14:92, 93.11, 93.12 or 32.333), or ____ \$25.00 (14:91 7, 103, 107, 32:300 or any conviction where the use of alcohol was a factor) to the Twenty-Fourth Judicial District DWI Treatment Court. (LSA R.S. 13:1000.10)		
I	Pay a fee of ____ \$250.00 (14:98.4). ____ \$100.00 (14:98.3), ____ \$50.00 (14:98.2), ____ \$25.00 (14:98.1), or ____ \$5.00 speeding or reckless driving offenses to the Traumatic Head and Spinal Cord Injury Trust Fund (LSA R.S. 46:2633)		
J	Defendant agrees that he/she alone is responsible to pay all fines, fees, costs within _____ days/months as scheduled by the Collections Officer. If not paid within 60 days, a civil money judgment will be issued against defendant in an amount equal to the court costs, fine, fees, restitution, judicial interest, contempt fine, plus costs of this and any subsequent proceeding and recorded with the Clerk of Court’s office. (C.Cr.P. Art. 885.1 & C.Cr.P. Art. 886)		
K	Report in person to the Collections Department immediately at Suite 1403, Thomas F. Donelon Bldg, 200 Derbigny Street, Gretna, LA 70053 and as directed; defendant must report any changes to address, telephone number, or employment to the Collections Department. (C.Cr.P. Art. 895)		

IT IS THE ORDER OF THE COURT that defendant shall comply with the following **Special Conditions of Probation** (initial next to each provision):

Part III	Refrain from criminal conduct, specifically the violation of any federal, state, parish, or local law; refrain from frequenting unlawful or disreputable places or consorting with disreputable persons; Refrain from the use of any prohibited drug or controlled dangerous substance and submit to a urinalysis at his/her own expense to test for the presence of any such prohibited drug as directed by the probation staff; Submit to available medical, psychiatric, mental health, or substance abuse examination or treatment or both when deemed appropriate and ordered to do so by the probation officer. Meet specified family responsibilities including any child support obligations; and not own or possess firearms and/or dangerous weapons. (C.Cr.P. Art. 895(A))
A	
B	Remain within the jurisdiction of the Court and get permission from the probation officer before making any change in address and/or employment. Waive extradition to Louisiana from any jurisdiction in or outside the United States where you may be found and also agree that you will not contest any effort by a jurisdiction to return you to Louisiana. (C.Cr.P. Art. 895(A))
C	Obtain a GED or vo-tech training in a trade if you do not have a high school diploma. If necessary, defendant must enroll in and attend an adult education or reading program until he attains a sixth grade reading level or until his term of probation expires, whichever occurs first. All costs shall be paid by the defendant. (C.Cr.P. Art. 895(A))
D	Report to the Louisiana Department of Probation and Parole today in person and as directed; permit Probation Officer to visit defendant at home or elsewhere; in lieu of incarceration, defendant agrees that the Probation Officer may conduct random searches of his residence or vehicle(s) or home; defendant shall devote himself to an occupation approved by Probation Officer; make a full and truthful report at the end of each month to Probation Officer, whose address is: 2150 Westbank Expressway, 5 th Floor, Harvey, LA 70058 or 1919 Veterans Boulevard, Suite 400, Kenner, LA 70062. (C.Cr.P. Art. 895)
Part IV	Community Service Ordered: _____ hours _____ to be served at _____. Call Community Service Coordinator to schedule service immediately. Community Service must be completed within _____. (C.Cr.P. Art. 895(A))
A	
Part V	Defendant, by signing below, hereby confesses judgment ; The defendant authorizes the 24 th Judicial District Court to obtain the defendant’s credit bureau reports to collect on a debt. The defendant agrees that during the period of probation, he/she shall be subject to arrest at any time for the purpose of returning defendant to the court for disposition.
A	FAILURE TO COMPLY with any one of the foregoing sentencing provisions and/or probation conditions may result in any or all of the following: A. Revocation of probation and/or imposition of any suspended or deferred sentence; B. Finding defendant in contempt of court and imposition of punishment even if the term of probation has ended; C. A judgment against the defendant in the amount equal to the fine, restitution, judicial interest, plus costs of this and any subsequent proceeding; D. the seizure of any Louisiana state income tax refund due to the defendant.
Part VI	Special Order(s):

ATTORNEY: I have read and explained the above-checked sentencing provisions & probation requirements to the defendant. I am satisfied that the defendant understands these provisions and requirements and understands that he/she is **agreeing to abide by all these conditions** or have the sentence imposed and/or probation revoked or extended.

Attorney (signature) _____
Attorney (print name) _____

-LEGAL NOTIFICATION-

Name of **nearest relative** _____
Street address _____ Apt. _____
City _____ State _____ Zip _____

GRETNA, LOUISIANA, this _____ day of _____, 20_____.

Defendant (signature) _____
Race: _____ Sex: _____
Street Address _____ Apt. _____
City _____ State _____ Zip _____
Telephone _____ Cell: _____
Defendant is required to provide Social Security Number and Driver’s License number to the Collections Officer.

White	- Court Record
Pink	- Collections Officer
Blue	- Felony Probations
Goldenrod	- Defendant