

1 IN THE MUNICIPAL COURT OF THE CITY OF MCMINNVILLE
2 IN THE COUNTY OF YAMHILL

3
4 CITY OF MCMINNVILLE, Plaintiff)
5)
6 vs.)
7)
8 _____, Defendant)

Case No. _____

**PETITION TO ENTER
PLEA OF GUILTY**

Misdemeanor Charge(s)

10
11 I, the above-named individual, hereby state my intention to plead GUILTY to the following charge or charges:

Count	Charge	Class		
1		A	B	C
2		A	B	C
3		A	B	C

12
13
14
15
16 **My Rights:** I understand that I may plead Not Guilty to any misdemeanor charge against me. If I choose to
17 plead Not Guilty, the Constitution guarantees me:

- 18 a) the right to a speedy and public trial by jury. This jury would consist of six persons and all six would
19 have to be convinced beyond a reasonable doubt before I could be convicted of the offense(s);
- 20 b) the right to see, hear, and face in open court all witnesses called to testify against me and, the right to
21 use the power and process of the Court to compel the production of any evidence, including the
22 attendance of any witnesses in my favor;
- 23 c) the right to have the assistance of a lawyer at all stages of the proceedings and, if I cannot afford an
24 attorney, and qualify for one, the court will appoint one to represent me; and
- 25 d) the right to take the witness stand at my sole option. The city prosecutor cannot force me to testify
26 against myself. If I do not take the witness stand, the jury will be told that this may not be held
27 against me or will be told nothing, at my option.

28
29 **The Potential Penalties and Consequences:** I understand that if I plead Guilty I give up the above
30 rights. I know that if I plead Guilty, the maximum possible sentence is as follows:

31 Class A Misdemeanor: One year in jail and/or a fine of \$6,250.00.

32 Class B Misdemeanor: Six months in jail and/or a fine of \$2,500.00.

33 Class C Misdemeanor: Thirty days in jail and/or a fine of \$1,250.00.

34 I understand that there may be additional statutory fees and assessments and there is the potential that my
35 driver's license will be suspended or revoked.

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

38
39 I offer my plea or pleas of guilty freely and voluntarily. I certify that I fully understand all matters set forth in
40 the complaint and in the petition. I acknowledge that there is a basis in fact for the guilty plea(s).

41
42 Signed: _____ Date: _____

43 Printed Name: _____

44 Address: _____

45
46 Attorney Name: _____ Attorney Signature: _____

47 OSB# _____

48
49 White-Court
50 Yellow-Defendant
51 Pink-City Prosecutor

CERTIFICATE OF COUNSEL

The undersigned, attorney for the above defendant, hereby certifies:

1. Defendant has read, or I have read to the defendant, the allegations contained in the accusatory instrument(s) and the contents of this plea petition.
2. I have explained the possible consequences of entering this plea to the defendant including the possible minimum and maximum penalties that may be imposed if a judgment is entered on this plea.
3. To the best of my knowledge and belief, I consider the defendant competent to understand the charges and to enter this plea.
4. In my opinion, the defendant offers this plea voluntarily, intelligently, and knowingly.
5. Having discussed this matter carefully with the defendant, I am satisfied that the defendant is mentally and physically competent and that there is no mental or physical condition that would affect the defendant's understanding of these proceedings.
6. The plea offered by the defendant has a factual basis.
7. To the best of my knowledge and belief, the declarations made by defendant in the petition are true and accurate.

Signed by me in the presence of the above-named defendant and after full discussion of the contents of the certificate with the defendant this

_____ day of _____, 20_____.

Defendant's Attorney's Signature

Attorney's Name (typed or printed)
Bar Number _____

CERTIFICATE OF INTERPRETER

I, the undersigned interpreter, hereby certify that I have read aloud the petition to the above defendant in the _____ language.

Signed by me in the presence of the above-named defendant and after full discussion of the contents of the certificate with the defendant this ____ day of _____, 20_____.

Interpreter's Signature

Interpreter Name (typed or printed)

ORDER

The court finds the defendant's plea of no contest guilty to be knowingly, intelligently, and voluntarily made. The court accepts this plea.

Judge's Signature

Date