

STATE OF FLORIDA

CASE # _____

-v-

Defendant.

ADMISSION OF VIOLATION OF PROBATION / COMMUNITY CONTROL

1. I, _____, the defendant herein, withdraw my previously entered Denial (Not Guilty Plea) and enter this Admission to the charge of Violation of Probation / Community Control in the above-styled case.
2. I understand that by signing this document I admit that I violated my Probation / Community control, and that I can be sentenced based upon this Admission; however, I do have the right to be heard regarding the appropriate sentence.
3. I understand that if the court accepts this Admission (Guilty Plea), I give up the right to an evidentiary hearing, the right to require the Assistant State Attorney to prove this Violation, the right to have the judge decide whether I violated my probation / community control, the right to see & hear witnesses against me, & to have my lawyer (or myself, *pro se*) question them, the right to subpoena & present witnesses or other evidence or any defense I may have. I further understand that I give up the right to appeal any issue concerning the facts or law of the case or any issue concerning my violation. I understand what an appeal is and that I have the right to a lawyer's assistance in taking an appeal, at the State's expense if I am indigent. I understand that I do not have the right to appeal a lawful sentence.
4. I understand the charges (factual allegations of violation) which have been placed against me and which I am admitting, the maximum penalty I could receive, which is _____, and any defenses I may have, which I am giving up by entering this Admission. I am fully satisfied with my lawyer's advice & services.
5. No one has pressured me or forced me to enter this Admission. No promises have been made to me regarding "gain time" or any post-sentencing matter. No one has promised me anything to get me to enter this Admission.
6. I am entering this Admission because I believe it to be in my best interest and it is what I want to do.
7. I agree that the judge may find a factual basis for accepting this Admission based on an Affidavit filed by the Dept. of Corrections of my Probation / Community Control Officer.
8. My education consists of _____. I am not under the influence of any alcohol, drug or medicine at the time I sign and swear to this Admission. I am not suffering from any mental problem or condition which affects my ability to understand this document or to swear to the truth of the statements made in it.
9. I have read every word of this Admission and have had an adequate opportunity to discuss it and my case with my lawyer. This document was completely filled in when I signed it. I am fully satisfied with my attorney's services and have had a full opportunity to discuss this case and my plea(s) with my attorney.

SIGNED in open court in DeLand, Volusia County, Florida this _____ day of _____, 20_____.

Defendant

I HEREBY CERTIFY, as Defendant's attorney, that I have discussed this case with my client and explained the rights, defenses and evidence relating to it with him/her. In my professional opinion, as an officer of the court, Defendant understands this Admission, his/her rights, and the consequences of this Admission. Defendant's Admission is being made freely, voluntarily, and knowingly.

Attorney for Defendant

Accepted by the Court

Circuit Court Judge