

IN THE CIRCUIT COURT OF THE NINTH
JUDICIAL CIRCUIT, IN AND FOR ORANGE
COUNTY, FLORIDA

STATE OF FLORIDA
Plaintiff,

CASE # _____
Division _____

vs.

_____/
Defendant.

VIOLATION OF PROBATION / COMMUNITY CONTROL PLEA

1. I withdraw my previously entered denial and enter an admission / a *no contest* plea to the charge of Violation of Probation/Community control in the above styled case.
2. I understand that if the Court accepts this plea, I give up my right to an evidentiary hearing, the right to require the State to prove by evidence the violation, the right to have the Judge decide whether I violated my probation/community control, the right to see and hear the witnesses against me and to have my lawyer question them, the right to subpoena and present witnesses or other evidence or any defenses I may have and to testify. I further understand that I give up my right to appeal the facts of the case.
3. I understand the Court may sentence me to a maximum of _____ years in prison and a \$ _____ fine.
4. I understand that this admission / plea of no contest allows the court to make a finding that I violated my probation / community control and further means there will be no evidentiary hearing and I will be sentenced based upon this plea.
5. I understand the charge which has been placed against me and to which I am pleading. My lawyer has explained as the nature of the violation alleged and any defenses I may have. I am satisfied with my lawyer's advice and help.
6. No one has pressured me or forced me to enter this admission / *no contest* plea. No one has promised me anything to get me to enter this admission / *no contest* plea, but there has been an understanding that:
 - a. No dispositional understanding.
 - b. The Assistant State Attorney recommends the following disposition:

 - c. The Court has agreed to the following disposition:

7. I understand that this plea may result in my Driver's License being revoked for up to two (2) years.
8. If this is a pre-guidelines case, I wish do not wish to be sentenced under the Sentencing Guidelines.

9. I am entering this admission / *no contest* plea because I believe it is in my best interest and it is what I wish to do of my own free will.
10. I agree that the Judge may find a factual basis for this admission / *no contest* plea based upon the Affidavit filed by my Probation / Community Control Officer.
11. The highest level of education I have completed is _____.
I am not under the influence of any alcoholic beverages or drugs at the time I sign this form. I am not taking any medicine which interferes with my thinking. I am not suffering from any mental problem which affects my understanding of this plea.
12. I understand that I might be deported if I am not a U.S. citizen.
13. I understand that if this is a sexually motivated or sexually violent offense, or if in the past I have had a sexually motivated or sexually violent offense, that this plea could subject me to involuntary civil commitment.
14. I have read every work in this written plea and have discussed it with my lawyer. I understand this form fully. The form was completely filled in when I signed it. There were no blanks.
15. I am seeking credit for _____ days time served and I waive any additional credit for time served.

SWORN TO, SIGNED AND FILED in court in the presence of my lawyer and the Judge this _____ day of _____, 20_____ in Orlando, Orange County, Florida.

LYDIA GARDNER, Clerk of the
Circuit and County Court

Defendant's Signature
Address _____

By: _____
Deputy Clerk in Attendance

Telephone: (____) _____
Date of Birth ____/____/____

CERTIFICATE OF DEFENDANT'S ATTORNEY AND PROSECUTOR

I, Defendant's Attorney of Record, certify that: I have discussed this case with Defendant, including the nature of the charge(s); essential elements of each; the evidence against him/her of which I am aware; Defendant's possible defenses; the maximum penalty for the charge(s) and their appeal rights. No promises have been made to the Defendant other than as set forth in this plea or on the record. I believe Defendant fully understands this written plea; the consequences of entering it; and that Defendant enters this plea of their own free will.

Shane Fischer, Attorney at Law
Florida Bar #493821
Defendant's attorney

I, the Assistant State Attorney, confirm the representations in Paragraph 6.

Assistant State Attorney
Florida Bar # _____