

IN THE GENERAL SESSIONS COURT FOR KNOX COUNTY TENNESSEE

DOCKET _____

DATE _____

RIGHTS WAIVER FORM

You have the right to have an attorney represent you. If you want a lawyer and cannot afford one, the Court will appoint one to represent you. You will be assessed a nonrefundable administrative fee of between \$50.00 and \$200.00 for a court appointed attorney. The actual amount assessed will be based upon your ability to pay.

You have the right to have a preliminary hearing in this Court to determine the issue of probable cause. If this Court finds, from the evidence, that there is a probability that you have committed an offense, this Court will send your case to the grand jury and you have the right to have the Knox County grand jury review your case. If the grand jury finds enough evidence to send the case on to Criminal Court, you then have the right to a jury trial in Criminal Court. That means that there would be a jury of twelve citizens to listen to all the evidence and then decide whether you are guilty or not guilty.

During all of these proceedings, you have the right to remain silent. You cannot be compelled to testify against yourself. That means you don't have to say anything at all about your case if you choose not to.

You have the right to be presumed not guilty and make the state prove your guilt beyond any reasonable doubt.

You have the right to confront all the witnesses against you in open Court, and have your attorney cross-examine them.

You have the right to subpoena witnesses to come into Court and testify for you and compel their attendance by subpoena.

If you are convicted, you have the right to appeal the conviction to the State Court of Criminal Appeals and, if indigent, have an appointed lawyer represent you at that stage of the proceedings also.

I understand I am pleading guilty to the charge of _____ and understand that the minimum sentence is _____ and the maximum sentence is _____.

I understand that after I plead guilty, I may be placed under oath and required to answer questions including questions about my past record, and that my answers to these questions may be used against me in setting my sentence and in perjury proceedings.

I understand all of the rights set forth above. I further understand that by pleading guilty, I voluntarily waive all of the above rights.

I understand that I have the right to be tried in Criminal Court upon an indictment or presentment by the Grand Jury. I also have the right to a trial by jury. I desire to waive these rights and to be tried in General Sessions Court.

X

DEFENDANT

I have explained all of the rights and other matters set forth above to my client.

ATTORNEY FOR DEFENDANT

WAIVER AND PLEA

I understand that I have the right to be tried in Criminal Court upon an indictment or presentment by the Grand Jury. I also have the right to a trial by jury. I desire to waive these rights and to be tried in General Sessions Court on this warrant.

I plea **GUILTY** to the above listed charge.

X

DEFENDANT

POSSIBILITY OF NON-CITIZEN DEPORTATION

It is the duty of this Court to inform each non-citizen defendant that his plea and conviction may carry a risk of immigration deportation. If a defendant is a non-citizen, he or she may wish to consult with an attorney for advice prior to pleading to an offense. I have explained all of the rights and other matters set forth above to my client.

X

ATTORNEY FOR DEFENDANT

DEFENDANT

DATE

HANDGUN CARRY PERMIT

Have you been issued a Tennessee HANDGUN CARRY PERMIT in accordance with Tenn. Code Ann 39-17-1351 et seq.? NO YES PERMIT TAKEN _____ (DATE)

X

DEFENDANT

DOMESTIC VIOLENCE OFFENSE FIREARM NOTIFICATION

Tenn. Code Ann. 40-14-109

STATE OF TENNESSEE
VS

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)
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NO. _____

Prior to accepting your plea of guilty, this Court must advise you that it is a federal and state offense for a person convicted of a domestic violence offense to possess or purchase a firearm. This is a life-long prohibition. From the moment of conviction for a domestic violence offense, you will never again be able to lawfully possess or buy a firearm of any kind.

ACKNOWLEDGEMENT

I do hereby acknowledge that I understand the consequences of a conviction for a domestic violence offense and I still wish to enter this plea of guilty to this domestic violence offense. I fully understand that upon conviction of this domestic violence offense that I will never again be able to lawfully possess or buy a firearm of any kind.

DOMESTIC ASSAULT ENHANCEMENT NOTIFICATION

Tenn. Code Ann. 39-13-111

A second conviction for domestic assault is punishable by a fine of not less than \$350.00 nor more than \$3,500.00, and confinement in the county workhouse or jail for not less than 30 consecutive days nor more than 11 months and 29 days.

A third or subsequent conviction for domestic assault is punishable by a fine of not less than \$1,100.00 nor more than \$5,000.00, and confinement in the county workhouse or jail for not less than 90 consecutive days nor more than 11 months and 29 days.

ATTORNEY FOR DEFENDANT

DEFENDANT

DATE