

IF YOU WANT TO BE YOUR OWN ATTORNEY, it is strongly suggested you consult an attorney immediately. Be prepared to answer the following questions:

1. What is the maximum sentence you could receive?
2. What is the purpose of a preliminary hearing?
3. What is the nature of the charges against you?
4. What is a prima facie case?

WAIVER OF COUNSEL

I, _____, have been informed that I have the right to have a lawyer represent me, and if I cannot afford one, one will be afforded to me without cost.

I, _____, understand the nature of the charges against me and the elements of each of those charges.

I, _____, am aware of the permissible range of sentences and/or fines for the offenses charged.

I, _____, understand that if I waive the right to counsel I will still be bound by all normal rules of procedures and that counsel will be familiar with these rules.

I, _____, understand that if there are possible defenses to these charges, counsel will be aware of them and if such defenses are not raised at trial, the right to raise the defenses may be lost permanently.

I, _____, understand that, in addition to defenses, I have many rights that, if not timely asserted, may be lost permanently; and that if errors occur and are not timely objected to, or otherwise timely raised by me, correction of these errors may be permanently unavailable to me.

I knowingly, voluntarily, and intelligently waive these rights and choose to act as my own lawyer at this hearing/trial.

WAIVER OF PRELIMINARY HEARING

I, the undersigned, certify that I waive my right to a preliminary hearing. I understand that I have a right to this hearing at which time I have the right to:

1. be represented by counsel,
2. cross-examine witnesses,
3. inspect physical evidence offered against me,
4. call witnesses on my own behalf, offer evidence on my own behalf, and testify,
5. make written notes of the proceedings or have my own counsel do so, and make a stenographic, mechanical, or electronic record of the proceedings.

I understand that if a prima facie case of guilt is not established against me at this hearing, the charges against me would be dismissed.

I have had a preliminary arraignment during which I was advised of my right to have a preliminary hearing and of my right of counsel.

I knowingly, voluntarily, and intelligently make this waiver of my preliminary hearing.