

F. EFFECT OF A "TRUE" FINDING

If the Court finds any count in the charging instrument herein being considered before the Court, to be, in fact, TRUE, then the Court would have a number of options, to-wit: the Court could do nothing and keep you on probation on the same terms and conditions, or the Court could revoke your probation and sentence you to the Institutional Division of the Texas Department of Criminal Justice, or the State Jail Facility of the State of Texas, or proceed to final adjudication, it will find you guilty, and pronounce sentence up to the full range of punishment allowed by law for the offense for which you are on probation, said range more particularly shown in the record of the initial proceedings herein, and/or in the original admonishment herein, or otherwise as provided by law.

G. EFFECT OF PLEA NEGOTIATIONS

The Court is not bound by any plea negotiation you may have entered with the State of Texas. If the Court rejects any agreement which has been negotiated, you will be so advised, allowed to withdraw your plea of true and the case will proceed to trial with a "not true" plea entered on your behalf.

H. RIGHT TO AN ATTORNEY AND CONFRONT WITNESSES

The defendant understands he or she has a right to an attorney if indigent, whether or not he or she can afford an attorney. The defendant understands he or she has the right to confront witnesses against said defendant, in this matter, in a judicial setting, as provided by law.

I. RIGHT TO APPEAL

In certain situations, especially with regard to those matters raised by written motion prior to trial, the defendant may be able to appeal any judgment and sentence, in this cause. If the defendant is indigent and unable to afford an attorney, one can be appointed to represent the defendant and prosecute the appeal at no cost to the defendant. A copy of the transcription can be provided unto that attorney for his or her use in prosecuting the appeal, again at no cost to defendant, in such event. A trial court's "revocation" of deferred adjudication community supervision is reviewable in the same manner as a revocation hearing in which an adjudication of guilt had not been deferred.

THE ABOVE DEFENDANT, TOGETHER WITH HIS OR HER ATTORNEY, IF ANY, HEREBY ACKNOWLEDGES, THAT BY SIGNING THIS WRITTEN DOCUMENT, THE COURT HAS PROVIDED SAID DEFENDANT THE ABOVE STYLED ADMONITIONS AND THAT SAID DEFENDANT FULLY UNDERSTANDS EACH SAID ADMONITION AND WARNING AND CONSEQUENCES REGARDING SAME, AND THAT SAID DEFENDANT HAS BEEN DULY AND FULLY ADMONISHED.

DEFENDANT

ATTORNEY FOR DEFENDANT, IF ANY

WAIVERS

The above named defendant, and counsel, if applicable, being duly admonished, in open court, freely and voluntarily elects to WAIVE and give up the rights checked below, by defendant, and counsel, if applicable, and said waivers are approved by the State's attorney, as well, to-wit:

- ___ 1. Reading Aloud Charging Instrument (item B above);
- ___ 2. Waiver of Counsel (separate waiver document required-item H above);
- ___ 3. Waiver of Appeal (item I above);
- ___ 4. Waives any claim that defendant's attorney, if any, has been ineffective in representation of defendant, and waives any claim that any plea herein is the product of coercion or duress and instead stipulates that same has been freely and intelligently and voluntarily given.

DEFENDANT

ATTORNEY FOR DEFENDANT, IF ANY

APPROVED BY:

DISTRICT OR COUNTY ATTORNEY

ENTRY OF PLEA(S) IN WRITING

A. The above named defendant enters a plea of TRUE to the following enumerated count(s) in the above said charging instrument, to-wit:
Counts _____

(list numbers or letters of applicable counts to which defendant desires to plead TRUE).

B. The above named defendant enters a plea of NOT TRUE to the following enumerated count(s) in the above said charging instrument, to-wit:
Counts _____

(List numbers or letters of applicable counts to which defendant desires to plead NOT TRUE).

DEFENDANT

DEFENDANT'S ATTORNEY, IF ANY

APPROVAL OF COURT TO ALL WAIVERS,
ADMONISHMENTS, AND ENTRY OF PLEAS

The Court being satisfied that all the above waivers, admonishments and pleas have been understood by all involved, and have been freely and voluntarily given, and are not the product of any fear, or coercion exerted on any person herein identified, all the above matters are ORDERED duly approved this date.

F. B. (Bob) McGregor, Jr.
Judge Presiding