

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS

vs.

) Case No. _____
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)
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)
)
DEFENDANT

WAIVER OF TRIAL

I, _____, the Defendant, acknowledge that I have been advised and understand I have a constitutional right to a trial to determine the facts and whether I am guilty of the charge(s) against me. I further acknowledge that I have been advised and understand that I have a constitutional right to decide whether the trial would be either by a jury, which would consist of twelve (12) people chosen from the community where the verdict must be unanimous, or a bench trial heard by a judge only, and that if I waive my right to trial there will not be a trial by jury or a judge at any time.

I further acknowledge that I have been advised and understand that when I waive my constitutional rights, I also waive my rights during trial, which include:

1. The right to plead not guilty or persist in a previous plea of not guilty;
2. The right to be presumed innocent of the charge(s) against me;
3. The right to require the prosecution to prove my guilt beyond a reasonable doubt;
4. The right not to be compelled to incriminate myself including the right to choose whether to testify on my own behalf;
5. The right to see and hear the witnesses and evidence of the prosecution in open court and to question or cross-examine those witnesses; and
6. The right to present evidence and witnesses of my own and have the court require such witnesses to be in court.

I also acknowledge that I have been advised and understand the nature of the charge(s); the minimum and maximum sentence prescribed by law, including any possible extended or consecutive sentences; and that I have a right to counsel and, if indigent, to have counsel appointed for me by the court.

I further acknowledge that I have been advised and understand that if I am not a citizen of the United States, conviction of the offense(s) to which I am pleading guilty may have the consequences of deportation, exclusion from admission to the United States, or denial of naturalization under the laws of the United States.

I HAVE READ THE ABOVE AND KNOWINGLY, VOLUNTARILY, AND UNDERSTANDINGLY WAIVE MY RIGHT TO TRIAL, AND STATE THAT, OTHER THAN IN A PLEA AGREEMENT MADE KNOWN TO THE COURT, NO PROMISES, THREATS, OR FORCE WERE USED TO OBTAIN THIS WAIVER.

DATE

DEFENDANT

The Court has conveyed to the Defendant personally in open court the information set forth above and finds that the Defendant knowingly, voluntarily, and understandingly waives these constitutional rights.

DATE

JUDGE