

The Village of North Randall – Mayor’s Court

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Mayor David Smith



YOUR RIGHTS AND PROCEDURES IN COURT

WHEN YOUR NAME IS CALLED YOU WILL APPROACH THE BENCH. YOUR CHARGE WILL BE READ TO YOU AND YOU WILL BE ASKED WHAT YOUR PLEA IS. YOU MAY PLEAD **NOT GUILTY, GUILTY OR NO CONTEST**.

IF YOU PLEAD **NOT GUILTY**, **YOU ARE IN FACT DENYING THE TRUTH OF THE CHARGE**. THE MATTER THEREUPON WILL BE TRANSFERRED TO THE **BEDFORD MUNICIPAL COURT** AND SET FOR TRIAL. AT TRIAL, THE PROSECUTOR MUST PROVE EVERY ELEMENT OF THE CHARGE BEYOND A REASONABLE DOUBT BEFORE A **GUILTY** FINDING MAY BE MADE. YOU HAVE A RIGHT TO A TRIAL BY JURY IN YOUR CRIMINAL CASE, OR A TRIAL BY THE COURT. YOU ALSO HAVE A RIGHT TO CROSS-EXAMINE THE WITNESSES CALLED AGAINST YOU AND THE RIGHT NOT TO TESTIFY IF YOU CHOOSE. YOU HAVE THE RIGHT TO SUBPOENA ANY WITNESS IN YOUR OWN DEFENSE.

IF YOU PLEAD **GUILTY**, **THEN YOU ARE ADMITTING THE TRUTH OF THE CHARGE**. THE COURT WILL THEREAFTER IMPOSE THE PENALTY IT FEELS IS APPROPRIATE IN THE CIRCUMSTANCE.

IF YOU PLEAD **NO CONTEST**, **IT IS NEITHER AN ADMISSION NOR DENIAL OF THE OFFENSE CHARGE IN THE COMPLAINT, BUT AN ADMISSION TO THE TRUTH OF THE FACTS CONTAINED IN THE COMPLAINT** WITH THE UNDERSTANDING THAT YOU MAY BE FOUND GUILTY AND THAT THE COURT WILL THEREAFTER IMPOSE THE PENALTY IT FEELS IS APPROPRIATE IN THE CIRCUMSTANCE.

WHEN THE COURT’S JUDGEMENT IS ANNOUNCED, IF YOU ARE FOUND **NOT GUILTY**, **YOU WILL BE ORDERED DISCHARGED FORTHWITH**; IF YOU ARE FOUND **GUILTY**, **YOU WILL BE REMANDED TO THE CUSTODY OF THE BAILIFF OR OTHER AUTHORIZED PERSONNEL TO CARRY OUT THE PENALTY**.

IF YOU ARE NOT A CITIZEN OF THE UNITED STATES OF AMERICA, YOU ARE HEREBY ADVISED THAT A CONVICTION OF THE OFFENSES TO WHICH YOU ARE PLEADING **GUILTY** OR **NO CONTEST** (WHEN APPLICABLE) MAY HAVE THE CONSEQUENCES OF DEPORTATION, EXCLUSION FROM ADMISSION TO THE UNITED STATES, OR DENIAL OF NATURALIZATION PURSUANT TO THE LAWS OF THE UNITED STATES.

IN THE VILLAGE OF NORTH RANDALL, EACH OFFENSE THAT YOU ARE CHARGED WITH IS A MISDEMEANOR OF THE FIRST DEGREE AND IS PUNISHABLE BY A JAIL TERM OF UP TO SIX (6) MONTHS AND/OR A FINE OF UP TO ONE THOUSAND DOLLARS (\$1,000.00).

**IF YOU HAVE ANY QUESTIONS,
PLEASE ASK THE COURT WHEN YOUR CASE IS CALLED.**



The Village of North Randall Mayor's Court

David Smith, Mayor

CITATION NUMBER _____

NO CONTEST GUILTY NOT GUILTY

I HEREBY ACKNOWLEDGE RECEIPT OF A COPY OF THE TICKET OR COMPLAINT, WHICH STATES THE CHARGES AGAINST ME.

I ACKNOWLEDGE HAVING BEEN ADVISED OF MY RIGHTS AS LISTED BELOW.

1. I HAVE THE RIGHT TO COUNSEL AND THE RIGHT TO A REASONABLE CONTINUANCE OF THE PROCEEDING TO SECURE COUNSEL. I RECOGNIZE MY RIGHT TO HAVE COUNSEL PROVIDED IF I AM BOTH UNABLE TO AFFORD AN ATTORNEY (AS DETERMINED BY THE APPROPRIATE OFFICIALS), AND MY CHARGE IS ONE WHICH MAY RESULT IN IMPRISONMENT. IF I DESIRE TO HAVE COURT APPOINTED COUNSEL, I REALIZE THAT MY CASE MUST BE TRANSFERRED TO **THE** BEDFORD MUNICIPAL COURT TO HAVE IT PLACED ON THAT COURT'S DOCKET.
2. I HAVE THE RIGHT TO BAIL AS PROVIDED FOR IN THE TRAFFIC RULES.
3. I NEED NOT MAKE ANY STATEMENT AT ANY POINT IN THE PROCEEDINGS AND ACKNOWLEDGE THAT ANY STATEMENTS MADE MIGHT BE USED AGAINST ME.
4. I HAVE, WHERE SUCH RIGHTS EXIST, THE RIGHT TO DEMAND A JURY TRIAL. I REALIZE THAT SUCH A DEMAND WILL RESULT IN MY CASE BEING TRANSFERRED TO THE BEDFORD MUNICIPAL COURT TO BE SCHEDULED FOR A PRETRIAL HEARING AT THAT COURT'S EARLIEST CONVENIENCE.

IF CONVICTED, I KNOW THAT A RECORD OF THE CONVICTION WILL BE SENT TO THE BUREAU OF MOTOR VEHICLES TO BECOME PART OF MY DRIVING RECORD.

AS PROVIDED IN RULE 11 OF THE TRAFFIC COURT RULES OF OHIO, I KNOW OF THREE PLEAS, OF WHICH I MUST SELECT ONE TO ENTER AT MY APPEARANCE BEFORE THIS COURT.

- GUILTY** THIS PLEA IS TOTAL ADMISSION OF GUILT ON MY PART, TO THE CHARGE AGAINST ME.
- NO CONTEST** THIS PLEA IS AN ACKNOWLEDGMENT THAT THE FACTS STATED ARE ACCURATE, BUT, THERE IS NO CONFESSION OF A GUILTY MIND; SUCH A PLEA MAY NOT BE USED AGAINST ME IN ANY FUTURE CIVIL OR CRIMINAL PROCEEDING.
- NOT GUILTY** WITH THIS PLEA I AM DENYING BOTH GUILT AND THE ACCURACY OF THE FACTS AS PRESENTED AGAINST ME. I REALIZE THAT SUCH A PLEA WILL RESULT IN MY CASE BEING TRANSFERRED TO THE BEDFORD MUNICIPAL COURT.

I HAVE READ THE ABOVE, AND I REALIZE THAT I HAVE BEEN FULLY ADVISED, SUCH THAT I MAY KNOWINGLY AND INTELLIGENTLY PROCEED WITH THE DISPOSITION OF MY CASE.

NAME OF DEFENDANT DATE

NAME OF ATTORNEY ID NUMBER