

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF YOLO
VIOLATION OF PROBATION ADVISEMENT OF RIGHTS, WAIVER AND ADMISSION**

People v. _____

Case Number _____

ADVISEMENT OF RIGHTS

I understand that I have been accused of violating the terms of my probation, and that I have the following rights.

- _____ 1. I have the right to a speedy and public violation of probation hearing before a judge. At that hearing,
Initial the burden would be on the People to prove by a preponderance of the evidence that I violated my probation.
- _____ 2. At that hearing, I have the right to see the evidence against me and to see, hear and cross- examine any
Initial witnesses.
- _____ 3. I have the right to ask the court to bring my own evidence and witnesses to that hearing at no cost to
Initial me, and I can use the subpoena power of the court to do so.
- _____ 4. I have the right against self-incrimination. I cannot be forced to testify against myself, but I have the
Initial right to testify in my own behalf if I so choose.
- _____ 5. I have the right to be represented by a lawyer at all stages of the proceedings. If I cannot afford an
Initial attorney, one will be appointed to represent me at no cost to me.

WAIVER AND ADMISSION

I have been advised of the rights listed above, and have been further advised of the possible consequences of this plea and the maximum sentence that could be imposed. I understand the Court has full discretion in sentencing but will consider any "recommendation" described below. I waive my listed rights (except for my right to be represented by a lawyer) and admit that I violated the terms of my probation.

Signature

Date

ATTORNEY STATEMENT

I, _____, attorney for the above-named defendant have personally read and explained the contents of this declaration to my client. I personally observed my client sign this declaration. I reviewed with my client all the allegations and charges contained in the violation of probation declaration. I discussed with my client the available options, and gave my client the opportunity to discuss the circumstances related to the violation of probation. I am satisfied that my client understands the proceedings and I join in the waiver of rights and concur in my client's admission.

Signature

Date

INTERPRETER'S STATEMENT

Having been duly sworn, I have truly translated this form to the defendant in his/her primary language. The defendant has stated a full understanding of the contents of the form prior to signing.

Signature

Date

RECOMMENDATION

The parties agree to and recommend the following disposition to the Court:

Deputy District Attorney: _____ Defense Counsel: _____

FINDINGS

The Court has reviewed the form and has questioned the defendant. The Court finds that the defendant understands his rights and the consequences of admitting the violation of probation. The Court further finds that the defendant's admission is freely and voluntarily made with an understanding of the nature and consequences thereof. The Court finds the defendant in violation of probation on the basis of the defendant's admission.

DATE

JUDGE OF THE SUPERIOR COURT