

# SUPERIOR COURT OF CALIFORNIA, COUNTY OF SACRAMENTO

## PLEA IN ABSENTIA

(Vehicle Code Sections 23152, 23153, 23103)

This form must be attached to the waiver form.

DEFENDANT NAME	CASE NUMBER
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## DEFENDANT'S CERTIFICATION

I certify that I have read the attached form # \_\_\_\_\_ entirely, that I understand it; that my attorney has orally explained it to me; that I have personally and voluntarily placed the answers in the boxes and I enter a plea of

\_\_\_\_\_ to the charge of violation of the Veh. Code Sections) \_\_\_\_\_.

I authorize and direct my attorney, \_\_\_\_\_, to enter to the court in my absence my plea and admit any prior convictions and/or any refusal allegation as indicated on the attached waiver form(s). My attorney is further authorized and directed to waive time for sentencing, and to receive the sentence in my absence. I specifically waive my right to personally enter my plea, I waive my right to be personally present when the sentence is imposed. I waive my right to delay sentencing not less than six hours nor more than five days after entry of the plea, and I waive my right to personally address the court in mitigation of any sentence which may be imposed. I understand that if the court grants probation, it shall be for not less than 3 years nor more than 5 years, and the terms and conditions of probation shall include, but not be limited to, fine, jail time, restitution and the conditions that I not drive without a valid California driver's license, not drive with any measurable amount of alcohol in my system, not refuse to take a chemical test or tests of blood, breath or urine when requested to do so by a peace officer, and obey all laws. I authorize my attorney to accept the conditions on my behalf.

Signed: \_\_\_\_\_ Dated: \_\_\_\_\_

DEFENDANT'S SIGNATURE

## ATTORNEY'S CERTIFICATION

I certify that I am the attorney of record for the defendant; that I have fully discussed the matters on the attached form # \_\_\_\_\_ with the defendant and advised the defendant thereon; that the representations above are the defendant's own; that I believe the plea and waivers were intelligently, voluntarily and expressly made; that I join in the plea and waivers, and that the above signature and the signature on the waiver form, if not notarized, were made in my presence. I stipulate there is a factual basis for the plea, and that time is waived for the judgment and sentencing. I have discussed potential conditions of probation with the defendant and I am satisfied that he/she understands them.

Signed: \_\_\_\_\_ Dated: \_\_\_\_\_

## FINDINGS AND ORDER

This document having been completed and presented to the Court; the Court being satisfied that the plea and waivers were expressly, intelligently and voluntarily made; and the Court finding that there is a factual basis for said plea, the Court accepts such plea and enters it on the record.

Signed: \_\_\_\_\_ Dated: \_\_\_\_\_

JUDGE/COMMISSIONER OF THE SUPERIOR COURT