Waiver of Right to Counsel by Inmate

Request that State’s Attorney come to the jail to discuss the case

Misdemeanor Offenses Only

Defendant’s Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Offense & Misdemeanor Class: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Magistrate: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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I certify that I have magistrate the above-referenced inmate of the Nolan County Jail. In the course of our discussion, the accused indicated:

\_\_\_\_\_ That he/she has not made a decision as to whether or not to represent himself/herself, to retain counsel or to apply for court-appointed counsel. He/she would like for the County Attorney to come discuss the case at this time.

\_\_\_\_\_ That he/she intends to waive his/her right to counsel and chooses to represent himself/herself in any proceedings in this case. He/she would like for the County Attorney to come discuss the case at this time.

Subsequent to the above-referenced decision, and after marking the appropriate portion of the Magistrates Certification, I reminded the accused that:

1. The County Attorney is the attorney for the State. In a contested trial, this would be the person bringing evidence against the accused.
2. The County Attorney does not and cannot represent the accused;
3. The County Attorney is not obligated to:
   1. Make a representation in the best interest of the accused;
   2. Investigate any mitigating information which may be offered by the accused;
   3. Maintain confidentiality with respect to information offered by the accused.

It is the statement of the accused that he/she understands the right to have an attorney appointed to represent him/her, if qualified. He/she wishes to temporarily waive that right and discuss the case with the County Attorney. He/she understands that this waiver may be revoked by him/her at any time.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Magistrate Defendant

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_