**CAUSE NO. \_\_\_\_\_\_\_\_\_\_\_\_\_**

**STATE OF TEXAS \* IN THE \_\_\_\_\_\_\_\_\_\_\_\_ COURT \_\_\_\_\_\_\_\_\_**

 **\***

**V. \* OF**

 **\***

 **\* MIDLAND COUNTY, TEXAS**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \* \_\_\_\_\_\_\_\_\_ JUDICIAL DISTRICT**

## WRITTEN ADMONISHMENTS ON WAIVER OF COUNSEL FOR TRIAL

On this day, the Court admonishes the defendant in writing of the dangers and disadvantages of self-representation, as follows:

(a) that there are substantive laws that apply to the defendant's case and technical rules of evidence and procedure that govern the admission of evidence and the course of a trial and that the defendant will be bound by the substantive law and the rules of evidence and procedure and all other rules in the same manner as a lawyer;

(b) that the defendant will be granted no special consideration because the defendant is not a lawyer and may not know or understand the substantive laws or rules that govern the admission of evidence and the course of a trial;

(c) that the Court will not help the defendant or explain the substantive law or rules to the defendant;

(d) that because the defendant may not know the substantive law that applies to the defendant's case or the rules of evidence of evidence and procedure that govern the admission of evidence and the course of the trial, the defendant may fail to assert and thereby give up a defense that the defendant might have to the offense charged against him or her or waive an error committed by the State or the Court;

(e) that the defendant cannot claim ineffective assistance of counsel if the defendant chooses represent himself or herself;

(f) that the defendant cannot defend himself or herself in this case as well as a lawyer could defend the defendant; and

(h) that by electing to represent himself or herself in this cause, the defendant is responsible for his or her defense.

The Court further informs the defendant in writing that if the defendant chooses to represent himself or herself, the defendant does not have the right to the appointment of standby counsel to advise and assist the defendant, but that the Court may appoint standby counsel to advise and assist the defendant.

SIGNED this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_.

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

**JUDGE PRESIDING**

**CERTIFICATION**

I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Judge sitting for the \_\_\_\_\_ District Court of Midland County, Texas, certify that a true and correct copy of the foregoing written admonishments was delivered to the defendant in this cause in open court on the \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_.

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

**JUDGE PRESIDING**

**ACKNOWLEDGEMENT BY DEFENDANT**

I have been advised on this day, by the judge of the \*\*\* COUNTY COURT \*\*\* COUNTY COURT AT LAW \*\*\* DISTRICT COURT \*\*\* of my right to representation by counsel in the trial of the charge pending against me. I have been advised by the court of the dangers and disadvantages of self-representation in this case. I have been further advised that if I am unable to afford counsel, one will be appointed for me free of charge. Understanding the dangers and disadvantages of self-representation in this case, my right to counsel, and my right to have counsel appointed for me free of charge if I am not financially able to employ counsel, I wish to waive my right to counsel and request the court to proceed with my case without an attorney being appointed for me. I hereby waive my right to counsel.

SIGNED this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_.

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

**DEFENDANT**