

CAUSE NUMBER:

**THE STATE OF TEXAS
VS.**

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§

**IN THE 475TH JUDICIAL
DISTRICT COURT OF
SMITH COUNTY, TEXAS**

WRITTEN PLEA ADMONISHMENTS AND STIPULATION OF EVIDENCE

ORIGINAL CRIMINAL CHARGE: _____

MAXIMUM SENTENCE POSSIBLE: _____

NOW COMES the Defendant in person and with his/her attorney, _____ and acknowledges to the Court his understanding of the following:

1. An application has been files in the above styled and numbered criminal case to:
 - Revoke the community supervision originally granted in this matter
 - Proceed to final adjudication of the original criminal charge as shown above.
2. If the Court finds that the Defendant violated the terms and conditions of community supervision, the Defendant faces up to the maximum sentence possible as shown above.
3. In assessing punishment the Court may consider recommendations made by the State and Defendant’s attorney, but the Court will consider the evidence and will assess the appropriate punishment regardless of those recommendations.
4. If the Court revokes the Defendant’s community supervision, the Defendant has the right to appeal such revocation. If the Defendant is too poor to hire an attorney to represent him/her on appeal, the Court will appoint one for him/her upon his/her request and proper showing of the Defendant’s inability to pay for an attorney. Additionally, a record of the proceedings will be provided to the Defendant at no cost upon his/her showing of his/her inability to pay for the record.

ACKNOWLEDGING THE FOREGOING, the Defendant and his/her attorney state that the Defendant fully understands and has read the foregoing admonishments as well as the allegations against him/her as set out in the State’s application. Understanding said admonishments and allegations, the Defendant makes the following freely, knowingly, intelligently, and voluntary stipulations of evidence:

1. That the Defendant whose signature appears below and who appears in person before the Court is the same person as originally placed on community supervision in this cause.
2. That the allegations as set out in paragraph(s) _____ of the State’s application are TRUE and the Defendant, joined by his/her attorney, enters his/her plea(s) of TRUE to said paragraph(s), and NOT TRUE to the remaining allegations, if any.

WHEREFORE, the Defendant waives the reading of the allegations contained in the State’s petition and requests the Court to proceed to hearing in this matter, considering the foregoing admonishments, waiver, and stipulations of evidence as offered by the State of Texas.

DEFENDANT

ATTORNEY FOR DEFENDANT

The foregoing document was presented to the Court and is considered, approved and granted on the _____ day of _____, 20____.

JUDGE PRESIDING