

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

<input type="checkbox"/> East County Hall of Justice 5151 Gleason Drive, Dublin, CA 94568	<input type="checkbox"/> Fremont Hall of Justice 39439 Paseo Padre Parkway, Fremont, CA 94538
<input type="checkbox"/> René C. Davidson Courthouse 1225 Fallon Street, Oakland, CA 94612	<input type="checkbox"/> Wiley W. Manuel Courthouse 661 Washington Street, Oakland, CA 94607

THE PEOPLE OF THE STATE OF CALIFORNIA,
_____ Plaintiff

No. _____

vs.

PFN: _____ GEN: _____

_____ Defendant

**WAIVER OF HEARING AND ADMISSION
ON REVOCATION OF PAROLE, POSTRELEASE
COMMUNITY SUPERVISION (PRCS), OR PROBATION**

My Rights

I, _____ the accused, hereby give up my right to a hearing on the petition(s) alleging one or more violations of the terms of my probation / PRCS / parole, on or about _____, in Alameda County, and by initialing and signing this document, I either admit that I violated the law or the terms of my supervision as detailed in the petition, or I submit the matter to the judge to determine if such allegation(s) occurred.

Consequences – Punishment to be Imposed

I understand the result of me admitting will be that I will be:

- Sentenced to credit for time served of _____ with Burks waiver.
- Sentenced to _____ with Burks waiver.
- Extended on supervision by _____ months to _____.
- Restored to supervision and ordered to report to Parole (CDCR) the first business day after my release from custody.
- Restored to PRCS or Probation and ordered to report to Probation within five days after my release from custody.
- Ordered to Stay Away from _____
- Ordered Not to Harass, Annoy, Molest _____
- Other: _____
- Return to the following court location _____
on _____ at _____ in Dept. _____ for _____

Waiver of My Rights *Sign and initial the appropriate space below to give up right to a hearing and admit or submit to judge.*

- _____ I understand that I have a right to a hearing to determine whether or not I violated probation.
- _____ At the hearing, the allegation must be proved by a preponderance of the evidence.
- _____ At that hearing, I have the right to be represented by counsel, to confront and cross-examine witnesses, to present a defense, and to remain silent.
- _____ I understand that a Burks waiver means that I would not be entitled to have time to which I am being sentenced on this violation applied as credit against any subsequent sentence that I may receive on a violation on this docket which results in a state or local prison sentence.
- _____ I admit that I violated the law or the terms of my supervision; or
- _____ I submit the matter to the judge to determine if a violation of my supervision occurred.

Dated: _____ Signed: _____

(Defendant)

Attorney's Statement

I have advised my client of his/her rights to a hearing, and the consequences of giving them up and foregoing a hearing, and I believe they understand the consequences of doing so. I stipulate to a factual basis for the admission.

Dated: _____ Signed: _____

Interpreter: _____ Certification: _____

Findings of Court: Found True Not Found

~~I find the violation(s) to be true, and impose the sentence and terms described in CONSEQUENCES.~~

Dated: _____ Signed: _____

(Judge)