

STATE OF NEW MEXICO
COUNTY OF OTERO
CITY OF ALAMOGORDO
IN THE MUNICIPAL COURT

CITY OF ALAMOGORDO,

Vs.

Case No. _____

_____,
Defendant.

WAIVER OF ARRAIGNMENT OR TRIAL AND PLEA

I understand that I am charged with the following criminal offense(s) under the Code of Ordinance Alamogordo which, except for DWI, have a maximum penalty of \$500/90 days in jail:

I understand that I am entitled to personally appear before the court at every stage of the criminal proceedings. I have received and read a copy of the complaint or citation or had the complaint or citation read to me. I understand the offense or offenses charged and the penalty provided by law if I am convicted. I understand I have a right to trial before the Judge; that I have a right to be represented by an attorney; and that I have a right to present evidence in my own behalf and have the City compel witnesses of my choosing to appear and testify. I understand I have the right to remain silent and that any statement by me may be used against me. If I plead guilty or no contest, I will be required to pay the fine and fees as set by state law or local rule. If I plead not guilty, a trial will be set for a later date.

I understand that a plea of no contest has the same effect as a plea of guilty in this Court.

After reading and understanding the above, I request that the court permit me to waive a personal appearance in court for the following proceedings:

I waive my right to **Trial and Arraignment** and Plea:

no contest/guilty and agree to pay a fine and fees of \$_____. (**Penalty Assessments Only**)

OR

I waive my right to an **Arraignment** only and Plea:

not guilty and request a **Trial** date. Note: The Judge is not allowed to discuss the case until the time of the hearing or trial.

Filed in Alamogordo Municipal Court Dated _____

Defendant's Signature

Mailing Address

Phone Number

City, State, and Zip

APPROVAL OF JUDGE

Permission to waive appearance is

granted under the following conditions _____ (list any conditions).

denied.

Judge

(Date)