DEFENDANT INFORMATION

Please complete with CURRENT information:

NAME: _____

MAILING ADDRESS: _____

CITY: _____ STATE: _____ ZIP _____

PHONE - HOME/CELL: _____

SOCIAL SECURITY NUMBER - (Last 4 Digits Only) _____

DATE OF BIRTH: _____ AGE: _____

EMAIL ADDRESS: _____

I prefer to receive court documents by - MAIL: ☐ EMAIL: ☐

The Judge **may** allow you to appear by phone if you are unable to travel for your court appearance due to distance or other significant circumstances. **You must appear in person unless approved for telephonic appearance by the Judge.** If you are requesting to appear by phone you must enter the reasons justifying your request.

☐ I request appearance by teleconference by reason as follows:

☐ The above information is true and complete to the best of my knowledge.

Dated this _____ day of _____, 20_____.

NON PUBLIC DOCUMENT

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA Plaintiff, vs. Defendant.	Case Number:

WAIVER OF DEFENDANT'S RIGHTS TO BE REPRESENTED BY COUNSEL EITHER RETAINED OR APPOINTED

I, _____, defendant in the above designated action, having appeared before the Honorable Mark L. Carman, United States Magistrate Judge for the District of Wyoming, who has fully informed me of: (1) the charges(s) set forth in the complaint or violation notice; (2) the range of penalties, including the maximum sentence of confinement and fine, that may be imposed upon conviction; (3) my right to be represented by counsel and that if I am financially unable to employ counsel, I may request the Court to appoint counsel to represent me; and (4) that the Court will not appoint counsel if a sentence of confinement will not be imposed; do hereby, with the full understanding of the charge(s) and with full realization that in defending this charge(s) the experience and professional training of an attorney would be helpful, specifically waive the right to be represented by counsel in this case, either retained or appointed, and I do hereby state that the above-named Magistrate Judge has made personal inquiry of me to ascertain my thorough knowledge and understanding of all that I have herein stated.

Dated this _____ day of _____, 20_____.

/s/_____
Signature of Defendant

_____
Mark L. Carman
United States Magistrate Judge

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA Plaintiff, vs. Defendant.	Case Number:

STATEMENT OF RIGHTS FOR PROCEEDINGS
BEFORE A UNITED STATES MAGISTRATE JUDGE

This document advises you of your constitutional rights and to assure you thoroughly understand these rights. You are informed you have the following rights:

RIGHT TO ATTORNEY

You have the right to be represented by an attorney throughout all proceedings to be held in this matter. You may retain counsel at your own expense or, at the expense of the United States, a court appointed attorney may represent you if you qualify as an indigent and may be sentenced to a term of imprisonment. U.S. CONST. amends. VI, XIV; Scott v. Illinois, 440 U.S. 367 (1979). If you fully understand you have the right to an attorney, but do not want an attorney's services, you must sign the Waiver of Rights to Attorney form.

FIFTH AMENDMENT RIGHT TO REMAIN SILENT

You have the right to remain silent and anything you voluntarily say about the charge(s) brought against you can and will be used against you. If you testify on your own behalf at trial, you will be considered as having waived your Fifth Amendment right to remain silent and any statement you make under oath may be used against you, especially if the statement may be incriminating. You may also be subject to cross-examination by the prosecutor and trial judge.

RIGHT TO BAIL

You have the right to be released on reasonable bail pending trial if you are not determined as a flight risk or a danger to the community.

ENTRY OF PLEA

You may plead guilty or not guilty to any or all charges filed against you in this matter. If you plead not guilty, the government must prove your guilt beyond a reasonable doubt at a trial. If any witnesses testify against you, you have the right to cross-examine those witnesses. You also have the right to present evidence in your defense and the right to choose whether or not you want to testify; you cannot be made to testify against your will. If you choose not to testify, thereby exercising your right to remain silent, the court will draw no infer-ence as to your guilt or innocence.

If you plead guilty, you are admitting all the essential elements against you. There will be no trial and you will give up your right to confront and cross-examine witnesses. If convicted, a defendant who is not a United States citizen may be removed from the United States, denied citizenship, and denied future admission into the United States.

RIGHT TO MAKE MITIGATING STATEMENTS

If you plead guilty, you have a right to make mitigating statements to explain the circumstances leading to your arrest, which may lessen certain penalties at sentencing.

THE RIGHT TO APPEAL

In the event you plead not guilty before the Magistrate Judge and are subsequently convicted, you have the right to appeal the conviction to the United States District Court within fourteen (14) days from the entry of judgment against you by filing written notice thereof with the Clerk of Court.

CONSENT TO PROCEED BY VIDEO TELECONFERENCE OR TELEPHONE

If applicable, and by signing this document, you consent to an arraignment and sentencing to occur by video teleconference or telephone. FED. R. CIV. P. 43(b)(2).

I hereby acknowledge I have read the foregoing Statement of Rights and fully understand them.

Dated this _____ day of _____, 20_____. /s/_____
Signature of Defendant

_____
Mark L. Carman
United States Magistrate Judge

Click here to submit by e-mail