

IN THE CIRCUIT COURT OF THE EIGHTEENTH  
JUDICIAL CIRCUIT IN AND FOR SEMINOLE COUNTY,  
FLORIDA

STATE OF FLORIDA

CASE NO.

v.

\_\_\_\_\_/\_\_\_\_\_  
Defendant.

**ADMISSION OF VIOLATION OF PROBATION/COMMUNITY CONTROL**

I hereby withdraw my not guilty plea, and admit violating condition(s) \_\_\_\_\_  
\_\_\_\_\_ of my probation/community control order(s). I am  
on probation or community control for the following offenses: \_\_\_\_\_  
\_\_\_\_\_ which carry the total maximum penalty of \_\_\_\_\_.

By entering this admission, I give up the right to a trial without a jury, to see and hear the witnesses testify, to have my lawyer question the witness, to subpoena witnesses on my behalf, to testify or remain silent, except I can be called to testify about any non-criminal violations, to require the prosecutor to prove my guilt by admissible evidence to the satisfaction of the judge and my right to appeal any matters except the legality of my sentence and the jurisdiction of the court. My lawyer has explained what an appeal is.

I understand that if the court accepts my admission(s) of violating my probation or community control there will be no trial and the judge can put me back on supervision with the same or new conditions or my supervision can be revoked and I can be sentenced up to the maximum sentence authorized by law. If I am required to spend one or more weekends in jail, I agree to report to the jail as ordered, on time and not under the influence of alcohol or nonprescription drugs. I waive my right to an evidentiary hearing if I miss a weekend and agree to accept an additional weekend in jail as an administrative penalty if my probation or community control officer determines my absence was unauthorized. I further understand that if I have three unauthorized absences I will be in violation of my probation or community control order.

No one has threatened or coerced me to enter this admission. No one, including the prosecutor, my lawyer or the judge has promised me any particular sentence except as set forth below or stated in open court:

A. The prosecutor, my lawyer, and I have agreed as follows:

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

B. The judge has agreed as follows:

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

I understand that if I am allowed to remain out of custody prior to sentencing, this plea is condition upon the following requirements:

1. I must appear at the Department of Corrections office not later than 4:00 P.M. on the first business day following the entry of this plea if a pre-sentence investigation (PSI) has been ordered in my case. I must return to that office as instructed until my PSI has been completed.
2. I must obey the order of the court requiring me to undergo drug or alcohol evaluation or for other evaluation if it has been ordered in my case.
3. I must appear on time for all appointments with the assigned probation officer and any evaluator and not be under the influence of any drugs or alcohol.
4. I must appear on time for sentencing and not be under the influence of any drugs or alcohol.

I realize this agreement is subject to final acceptance or rejection by the judge at the time of sentencing and if it is rejected for any reason, other than for a breach of this agreement, I may withdraw my plea and have my violation(s) set for trial without a jury. I acknowledge receipt of a copy of the notice of my sentencing date. I understand and agree that if I fail to comply with any of the four (4) conditions set forth above I will have breached my plea agreement. In that event, I will not be allowed to withdraw my plea, the sentencing guidelines will not apply and the judge may sentence me to any sentence up to the maximum sentence authorized by law for the violation(s) to which I have admitted.

\_\_\_\_\_  
Defendant's signature

\_\_\_\_\_  
Defendant's Date of Birth

Sworn to, signed and filed in open court, in my presence and accepted by me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Circuit Judge

#### **CERTIFICATE OF DEFENSE ATTORNEY**

I HEREBY CERTIFY that I have fully discussed this case and this plea agreement with the defendant including the nature of the violation(s), the defendant's right to a hearing, the evidence against the defendant of which I am aware, and the maximum penalty which may be imposed for the violation(s), the applicable sentencing guidelines and the right to appeal. No promises have been made by me except as are set forth in this agreement or on the record in open court. I believe the defendant fully understands the nature and consequences of this plea.

\_\_\_\_\_  
Defendant's Attorney

Florida Bar # \_\_\_\_\_

#### **CERTIFICATE OF ASSISTANT STATE ATTORNEY**

I agree to the condition(s) admitted and the sentence set forth above.

\_\_\_\_\_  
Assistant State Attorney