

**IN THE CIRCUIT COURT, SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA**

STATE OF FLORIDA

CASE NO: _____

VS.

DEFENDANT

ADMISSION OF VIOLATION OF PROBATION/COMMUNITY CONTROL

1. I, _____, the Defendant herein, withdraw my previously entered Denial (Not Guilty Plea) and enter this Admission to the charge of Violation of Probation/Community Control in the above-styled case.
2. I understand that by signing this document I admit that I violated my Probation/Community Control, and that I can be sentenced based upon this Admission. However, I do have the right to be heard regarding what sentence is appropriate.
3. I understand that if the court accepts this Admission (Guilty Plea), I give up the right to an evidentiary hearing, the right to require the State to prove this violation, the right to have the judge decide whether I violated my probation/community control, the right to see and hear witnesses against me and to have my lawyer (or myself, pro se) question them, the right to subpoena and present witnesses or other evidence or any defenses I may have. I further understand that I give up the right to appeal any issue concerning the facts or law of the case or any issue concerning my violation. I understand what an appeal is and that I have the right to the assistance of a lawyer in taking an appeal, at the expense of the state if I am indigent. I understand that I do not have the right to appeal a lawful sentence.
4. I understand the charges (factual allegations of violation) which have been placed against me and which I am admitting, the maximum penalty I could receive, which is _____, and any defenses I may have, which I am giving up by entering this Admission. I am fully satisfied with my lawyer's advice and services.
5. No one has pressured me or forced me to enter this Admission. No promises have been made to me regarding "gain time" or any post-sentencing matter. No one has promised me anything to get me to enter this Admission.
6. I am entering this Admission because I believe it to be in my best interest and it is what I want to do of my own free will.
7. I agree that the judge may find a factual basis for accepting this Admission based on an Affidavit filed by the Department of Corrections or my Probation/Community Control Officer.
8. My education consists of _____. I am not under the influence of any alcohol, drug or medicine at the time I sign and swear to this Admission document. I am not suffering from any mental problem or condition which affects my ability to understand this document or to swear to the truth of the statements made in it.
9. I have read every word of this written Admission document and have had an adequate opportunity to discuss it and my case with my lawyer. This document was completely filled in when I signed it. I am fully satisfied with the services of my attorney and have had a full opportunity to discuss this case and my plea(s) with my attorney.

Terms: _____

SIGNED in open court at Daytona Beach, Volusia County, Florida on _____.

DEFENDANT

I hereby certify that, as counsel for the Defendant, I have discussed this case with my client and explained the rights, defenses and evidence relating to it with him/her. In my professional opinion, as an officer of the court, the defendant understands this Admission, his/her rights, and the consequences of this Admission. His/her Admission is being made freely, voluntarily and knowingly.

COUNSEL FOR DEFENDANT

Accepted by the Court.

CIRCUIT JUDGE

Revised 10/3/2012 rhr