

# Wickenburg Municipal Court

155 N. Tegner Street, Suite B Wickenburg, AZ 85390  
Fax: (928) 684-0749 [wickenburgtowncourt@courts.az.gov](mailto:wickenburgtowncourt@courts.az.gov)

STATE OF ARIZONA

Vs

CASE NUMBER: \_\_\_\_\_

Defendant

DOB

## TELEPHONIC GUILTY/NO CONTEST PLEA PROCEEDING

Defendant appears by telephone and expresses the desire to plead guilty or no contest to the charges indicated and I find the following facts.

1. Defendant understands the nature of the charges:
2. Defendant appeared \_\_\_\_\_ and understands the following:
3. Defendant has entered \_\_\_\_\_
4. Defendant understands that the range of penalty to be: \_\_\_\_\_
5. If arrested on a subsequent offense, defendant may be charged with a more serious offense and associated penalties.
6. The Court had advised the defendant that this guilty plea may result in a violation of probation or parole.
7. Defendant was advised of the following: If you are not a citizen of the United States, pleading guilty or no contest to a crime may affect your immigration status. Admitting guilt may result in deportation even if the charge is later dismissed. Your plea or admission of guilt could result in your deportation or removal, could prevent you from ever being able to get legal status in the United States, or could prevent you from becoming a United States citizen.
8. Defendant understands that the following constitutional rights are given up by changing the plea:
  - a. Right to plead not guilty and require the State to prove guilty beyond a reasonable doubt.
  - b. Right to a trial by jury by a judge.
  - c. Right to be represented by an attorney at all stages of the proceeding, including appeal. In some cases, the defendant may be eligible for a court-appointed attorney at a reduced cost or at no cost, if the defendant cannot afford one.
  - d. Right to confront witnesses against the defendant and cross-examine them as to the truthfulness of their testimony.
  - e. Right to present evidence in the defendant's behalf and the right to subpoena witnesses free of charge.
  - f. Right to remain silent and to be presumed innocent until proven guilty beyond a reasonable doubt.
  - g. Right to direct appeal.
9. Defendant wishes to give up these constitutional rights after having been advised of them.
10. There exists a basis in fact or believing the defendant guilty of the offense charged.
11. Plea is voluntary and not the result of forces, threats, or promises other than those contained in the plea agreement.
12. Defender may file a Rule 32 petition for post-conviction relief and if declines may file a petition for review.
13. Defendant understands that, if he/she is a certified teacher or is teaching in a Community College District or Charter School, a guilty or no contest plea to a Title 13 violation will be reported and may result in consequences affecting your certification to teach or your employment as a teacher.

I certify that I have read and that I understand all of the matters cited above. I wish to give up my constitutional rights, including my right to a trial by jury and my right to an attorney, and to plead guilty to the charges.

Date: \_\_\_\_\_

Defendant's Name, Address & Phone # \_\_\_\_\_

STATE OF ARIZONA

Vs

CASE NUMBER: \_\_\_\_\_

Defendant \_\_\_\_\_

DOB \_\_\_\_\_

TELEPHONIC GUILTY/NO CONTEST PLEA PROCEEDING

Date \_\_\_\_\_

Defendant's Signature \_\_\_\_\_

I CERTIFY that the above named defendant personally appeared before me, and acknowledge that he or she read all of the foregoing information and identified himself or herself to me \_\_\_\_\_  
(drivers license # and/or a picture ID) and that I have affixed a print of the defendant's right index finger to this document.

**Law Enforcement Official:**

Officer Name and Badge Number \_\_\_\_\_

Law Enforcement Agency \_\_\_\_\_

Address \_\_\_\_\_

Telephone Number \_\_\_\_\_

Right Index Finger

**OR** by notary public below

**Notary Public:**

I hereby certify that \_\_\_\_\_ personally appeared before me. IN WITNESS WHEREOF, I have herunto set my hand and affixed my official seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

(Seal)

Notary Public \_\_\_\_\_

Pursuant to Rule 17.1, Arizona Rules of Criminal Procedure, I request to resolve my pending criminal misdemeanor case(s) in through a telephonic plea proceeding. I swear under oath and penalty of perjury, that: (1.) I am not a resident of the State of Arizona, that I am resident of the County of \_\_\_\_\_ in the State \_\_\_\_\_, or (2) I reside more than 100 miles from the Court.

I CERTIFY that I have personally advised the defendant telephonically:

1. Of the nature of the charges against him or her.
2. Advised the defendant of all constitutional rights which defendant waived by pleading guilty.
3. Ascertained that the defendant wishes to give up the constitutional rights of which he or she has been advised.
4. Inquired as to the defendant's probation or parole status.

The court finds a basis in fact for believing the defendant is guilty of the offense charged and, that the defendant's plea of guilty is voluntary and not the result of force, threats or promises other than those contained in a plea agreement.

On the basis of these findings, I conclude that the defendant knowingly, voluntary and intelligently pleads guilty or no contest to the above charges, and I accept his or her plea.

Date: \_\_\_\_\_ Town Magistrate \_\_\_\_\_

Def. Counsel Signature/Bar No. \_\_\_\_\_

Interpreter Signature \_\_\_\_\_