



STATE OF SOUTH CAROLINA

COUNTY/MUNICIPALITY OF

\_\_\_\_\_

The State of South Carolina

v.

\_\_\_\_\_,

Defendant.

Ticket/Warrant Number(s):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

### GUILTY PLEA INFORMATION

I, \_\_\_\_\_, am the defendant in this matter. I have been informed and agree to the following:

1. I understand that I have the right to representation by an attorney and that if I cannot afford to pay for an attorney, one will be provided at no cost to me.
2. If I have not hired an attorney or been screened to have an attorney appointed to represent me, I understand that by entering this plea, I waive my right to representation by an attorney.
3. I understand the charge(s) against me.
4. I understand that I have the rights listed below, and that by pleading guilty, I forfeit, waive, and/or give up these rights:
  - (a) The right to a speedy and public trial by an impartial jury in the county/municipality where the crime is alleged to have been committed;
  - (b) The right to remain silent before and during trial, and the right to refuse to testify against myself. My decision to remain silent and not testify against myself could not be used as evidence against me;
  - (c) The right at trial to hear and question the witnesses who testify against me;

\_\_\_\_\_ *Defendant's Initials*



- (d) The right at trial to testify and call witnesses to testify on my behalf. Pursuant to the Court's subpoena power, these witnesses would be required to appear in court and testify.
- (e) The right to be presumed innocent unless the State proves its case beyond a reasonable doubt or I enter a plea of guilty;
- (f) The right to present any potential defenses that I may have;
- (g) The right to challenge the admissibility of any statement(s) I may have made.

5. In considering the consequences of my guilty plea, I understand that:

- (a) By pleading guilty, I will be found guilty without a trial.
- (b) I may be sentenced to a fine and/or jail time, community service, or other penalties.
- (c) The judge may order me to pay restitution to any victim(s) who incurred a loss or sustained damage resulting from these charges. The judge may also require me to pay costs, fees, and assessments authorized by law.
- (d) My guilty plea will result in a conviction on my record which may have several collateral consequences, including, but not limited to: increased penalties for subsequent offenses; suspension or loss of my driver's license; restrictions on my right to possess a firearm and/or ammunition; effects on immigration status; and scholarship eligibility.
- (e) If the charge to which I am pleading is Domestic Violence under S.C. Code Ann. § 16-25-20, *et. seq.*, notice is being given, that pursuant to federal law, it is unlawful for me to ship, transport, possess, or receive a firearm or ammunition (18 U.S.C. 922).
- (f) If I am currently on probation, parole, or community supervision, this plea could cause my probation, parole, or community supervision to be revoked.
- (g) If I am currently participating in a Pre-trial Intervention Program or another diversion program, this plea could result in my termination from the program

6. I understand that I have the right to appeal this guilty plea within ten (10) days of entering this plea.

*Defendant's Initials*



7. I understand that I have the right to file a Post-Conviction Relief application regarding this case within one year of this plea.
8. My attorney and/or the Court has reviewed all of the rights I am waiving and explained everything to me to complete satisfaction, including but not limited to the *Faretta Warnings*.
9. By entering this plea, I swear, affirm, and certify that:
  - a. I am not under the influence of drugs or alcohol.
  - b. I am not mentally ill or mentally incompetent.
  - c. I am pleading guilty freely and voluntarily. No one has threatened, pressured or otherwise influenced my decision to plead guilty.
  - d. I am pleading guilty because I am guilty.
  - e. I fully understand my actions and the rights I am waiving.

I have fully and completely read this document and have had any and all questions answered to my complete satisfaction. I am **FREELY** and **VOLUNTARILY** pleading **GUILTY** to the above-referenced charge(s).

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
Attorney for Defendant (if represented)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Date