

<b>SUPERIOR COURT OF CALIFORNIA COUNTY OF SANTA CLARA</b>	<p style="text-align: right;"><i>FOR COURT USE ONLY</i></p> <p style="text-align: center;"><b>FILED</b></p> <p>DATED: _____</p> <p style="text-align: center;">CLERK OF THE COURT Superior Court of California County of Santa Clara</p> <p>By _____ Deputy</p>
PLAINTIFF: <b>PEOPLE OF THE STATE OF CALIFORNIA</b>	
DEFENDANT:	
<b>PLEA IN ABSENTIA</b>	CASE NUMBER:

**THIS FORM MUST BE ATTACHED TO THE WAIVER FORM.**

**DEFENDANT'S CERTIFICATION**

I certify that I have read the attached waiver form entirely, that I understand it; that my attorney has orally explained it to me; that I have personally and voluntarily placed the answers in the boxes and I enter a plea of \_\_\_\_\_ to the charge of a violation of section(s) \_\_\_\_\_ of the \_\_\_\_\_ Code.

I authorize and direct my attorney \_\_\_\_\_ to enter before the Court in my absence my plea and admit any prior conviction as indicated on the attached waiver form and the complaint herein. My attorney is further authorized and directed to waive time for sentencing, and to receive the sentence in my absence. I specifically waive my right to personally enter my plea, I waive my right to delay in sentencing not less than six hours nor more than five days after entry of the plea, and I waive my right to personally address the Court in mitigation of my sentence which may be imposed. I understand that if the Court grants probation the terms and conditions of probation may include, **BUT ARE NOT LIMITED TO**, jail, a fine, restitution, an alcohol/drug program and conditions that I not drive without a valid California driver's license, not drive with any measurable amount of alcohol in my system, not refuse to take a chemical test or tests of blood, breath or urine when requested to do so by a peace officer, and obey all laws, not drive without proof of financial responsibility for the vehicle that I am driving and present proof of that responsibility at the request of any law enforcement officer. I authorize my attorney to accept these and **ANY OTHER CONDITIONS** imposed by the sentencing Judge in my behalf.

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

\_\_\_\_\_  
DEFENDANT'S SIGNATURE

**ATTORNEY'S CERTIFICATION**

I certify that I am the attorney of record for the defendant; that I have fully discussed the matters on the attached waiver form with the defendant and advised the defendant thereon; that the representations are the defendant's own; that the plea and waivers were intelligently, voluntarily and expressly made; and that I join in the plea and waivers, that the above signature and the signature on the waiver form, if not notarized, were made in my presence. I stipulate there is a factual basis for the plea, and that time is waived for judgment and sentencing.

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

SIGNED: \_\_\_\_\_

**FINDINGS AND ORDER**

This document having been completed and presented to the Court; the Court being satisfied that the plea and waivers were expressly, intelligently and voluntarily made; and the Court finding that there is a factual basis for said plea, the Court accepts such plea and enters it on record.

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

\_\_\_\_\_  
JUDICIAL OFFICER