

I. DEFENDANT AGREES TO ENTER A GUILTY PLEA TO: (the above max. penalties apply unless otherwise listed):

Count #:	Grading:	Description:
3	M	No MVA - 1st Off
		On 1st/2nd Subst - 10(1)(1)
		1st/2nd Subst - 10(1)(1)
		1st/2nd Subst - 10(1)(1)
4	M	1st/2nd Subst - 10(1)(1)

II. COMMONWEALTH AGREES TO WITHDRAW CHARGES NOT ABOVE LISTED FOR PLEA, AND IF CHARGES ARE WITHDRAWN, DEFENDANT WAIVES THE RIGHT TO FILE POST-TRIAL & POST-SENTENCE MOTIONS (except sentencing challenges), DIRECT APPEAL, & PETITIONS for POST- CONVICTION RELIEF.

III. DEFENDANT MUST PAY THE COSTS OF PROSECUTION (court costs, etc.; specific fees (labs, etc.) listed);

Pay to: For: Est. Amt: \$

Pay to: For: Est. Amt: \$

IV. DEFENDANT MUST PAY RESTITUTION (if applicable) - final amount to be confirmed prior to sentencing;

Pay to: For: Est. Amt: \$

V. NO CONTACT WITH: ☐ Victims ☐ Witnesses ☐ Other:

VI. EVALUATION REQUIRED: ☐ Anger Mgt. ☐ Mental Health ☒ D/A ☐ Batterer's Intervention

VII. OTHER TERMS/CONDITIONS: ☐ Forfeit to the District Attorney's Office.

☒ Destroy contraband after appeal period. ☒ Other:

VIII. SENTENCE AT THE COURT'S DISCRETION. *Proposed agreements must be written & have DA approval.

DEFENDANT CONTINUES TO HAVE A RIGHT TO TRIAL AND UNDERSTANDS THAT IF HE/SHE FAILS TO ABIDE BY THIS AGREEMENT, HE/SHE WAIVES THE RIGHT TO A SPEEDY TRIAL (Pa.R.Crim.P. 600) FROM THE TIME OF THIS AGREEMENT THROUGH ANY FURTHER PERIOD OF DELAY RELATED TO SUCH FAILURE. IF, IN CONTRAVENTION TO THIS AGREEMENT, DEFENDANT SEEKS A TRIAL, HE/SHE UNDERSTANDS AND AGREES THAT ALL PRIOR CHARGES CAN BE REINSTATED AT THE COURT OF COMMON PLEAS BY AMENDING THE CRIMINAL INFORMATION IN THIS CASE.

Attorney for the Commonwealth Date Law Enforcement Officer Dept.

Defendant Signature Date Counsel for Defendant ☐ PD/☐ CC/☐ Pvt.

COURT OF COMMON PLEAS

LUZERNE COUNTY DISTRICT ATTORNEY - OFFICE USE ONLY		<input type="checkbox"/> D.A.
Assigned ADA: <u>Drew P. McLaughlin</u>	Approved by: <u>Thomas Higgins</u>	<input type="checkbox"/> 1st Asst DA
	Date: <u>5/26/2020</u>	<input type="checkbox"/> Deputy DA
		<input type="checkbox"/> Div. Chief

VIII. DEFENDANT UNDERSTANDS THE AFFIDAVIT/FACTUAL BASIS FOR THE CHARGES IN THIS CASE.

IX. DEFENDANT'S CITIZENSHIP IS: ☐ U.S. CITIZEN / ☐ OTHER

*If **not** a U.S. Citizen, defendant understands a guilty plea could result in defendant's **detention or deportation**.

**Defendant has the right to information about potential deportation from defense or immigration counsel.

Defendant Signature 5/26/20 Counsel for Defendant ☒ PD/☐ CC/☐ Pvt.

***Note: All offers are withdrawn (any plea is to Information) if not accepted 7 days before week 5 of the trial list. Plea Agreement is not final unless and until accepted by the Court.

WHITE: Clerk of Courts

YELLOW: District Atty.

PINK: Judge

GOLD: Defendant