

INTERPRETER'S DECLARATION

INTERPRETER'S DECLARATION: The defendant is unable to read or understand the attached advisement and waiver of rights because:

{ } his or her primary language is (specify): _____

{ } other (specify): _____

I certify under penalty of perjury under the laws of the State of California that I have, to the best of my ability, read or translated for the Defendant the STIPULATION and ADVISEMENT AND WAIVER OF RIGHTS. The Defendant said he or she understood the STIPULATION and WAIVER OF RIGHTS before signing it.

DATE:

(TYPE OR PRINT NAME)

(INTERPRETER'S SIGNATURE)

ADVISEMENT AND WAIVER OF RIGHTS RE: CONTEMPT

1. RIGHT TO HAVE A JUDGE HEAR THE MATTER: The Commissioner will act as a judge pro tem, which means to act with all the powers of a judge. You may agree that the Commissioner take your plea and pass sentence upon you. However, you need not agree. If you choose not to agree, your case will be sent to a judge to take your plea and sentence you.

_____ I understand that I have a right to have the matter heard by a judge of the Superior Court
_____ I agree that the Commissioner act as Judge Pro Tem in this matter.

Both counsel stipulate and waive the signing of a formal written stipulation to the Court acting as judge pro tem in this Order to Show Cause re Contempt action.

So Stipulated: _____ So Stipulated: _____
Defense Counsel TCDCSS Attorney

2. RIGHT TO BE REPRESENTED BY AN ATTORNEY: I understand that I have the right to be represented by an attorney at all stages of this case and that the Public Defender has been appointed to represent me.

_____ I have had adequate time to discuss my case with the Public Defender and I agree with opinion and advice of the Public Defender.

3. RIGHT TO TRIAL: I understand that I may have a right to trial.

4. RIGHT TO CONFRONT AND CROSS EXAMINE WITNESSES: I understand that I have the right to confront and cross-examine the witnesses against me.

5. RIGHT TO PRESENT A DEFENSE: I understand I have the right to present evidence and witnesses in my own defense.

6. RIGHT TO REMAIN SILENT: I understand that I have the right to not incriminate myself and, that I may remain silent.

7. UNDERSTANDING:

- a. { } I have read and understand the Contempt and this Advisement.
- b. { } I understand the translation
- c. { } If I am represented by an attorney, I acknowledge that my attorney has read and explained to me the contents of this stipulation.

8. By my signature below I waive each and every right stated above.

DATE:

(TYPE OR PRINT NAME)

(SIGNATURE OF DEFENDANT)