

BURLINGTON MUNICIPAL COURT

CITY OF BURLINGTON,  
Plaintiff,

vs.

\_\_\_\_\_  
Defendant.

CASE NO. \_\_\_\_\_

WAIVER OF DEFENDANT'S PHYSICAL  
APPEARANCE FOR ENTRY OF DEFERRED  
PROSECUTION, GUILTY PLEA, JUDGMENT AND  
SENTENCE AND ASSOCIATED ORDERS

**DEFENDANT'S CERTIFICATION:**

I HEREBY CERTIFY:

initial

1. I am the defendant in the above-entitled case. \_\_\_\_\_
2. I understand that under the state and federal constitutions, as well as by statute and court rule, I have a right to be physically present at any time my case is before the court. \_\_\_\_\_
3. I further understand that there are certain times which are critical where my presence is required, unless specifically waived. These times are arraignment, trial, and imposition of sentence \_\_\_\_\_
4. I understand these rights and requirements, and have had them explained to me by my attorney. **I knowingly, intelligently, and voluntarily waive my right to be physically present for entry of a deferred prosecution, or a guilty plea, entry of judgement and sentence, and entry of associated orders that the Court may enter based upon the charge (s) that I am pleading guilty to.** \_\_\_\_\_
5. The judge may order me to report to the jail, jail alternatives, probation or undertake other responsibilities after this video hearing. I agree that I will report to each place upon the completion of this hearing or at another time that the judge ordered. \_\_\_\_\_
6. I acknowledge that the court will accept my "electronic signature" on any documents generated by the court. I agree that this "electronic signature" is binding as if I personally signed it in the courtroom. \_\_\_\_\_
7. I stipulate the entry of my entry of deferred prosecution guilty plea and entry of judgment and sentence may be conducted during a video conference proceeding as provided for in CrRLJ 3.4 (d). I understand that upon acceptance of my deferred prosecution or guilty plea and entry of Judgment and Sentence that it will have the same operation of law as if this matter was conducted with me physically present in Court. I also understand that this conviction will be included in my criminal history and will qualify as a predicate offense or prior conviction should I be charged and/or sentenced in another matter. \_\_\_\_\_

Dated: \_\_\_\_\_

\_\_\_\_\_  
Defendant

**ATTORNEY CERTIFICATION:**

I HEREBY CERTIFY:

initial

1. I have discussed with my client, the above-named defendant, the rights and requirements to be physically present at entry of a deferred prosecution, or a guilty plea and entry of Judgment and Sentence. My client understands these rights and requirements and I believe the waiver of these rights and consent to a Video Conference Proceeding is given knowingly, intelligently, and voluntarily. \_\_\_\_\_
  
2. I believe my client also understands that a deferred prosecution or guilty finding and conviction on this matter will be included in their criminal history and will qualify as a predicate offense and/or prior conviction should they be charged and/or sentenced in another matter. \_\_\_\_\_

Dated: \_\_\_\_\_

\_\_\_\_\_  
Defense Counsel      WSBA# \_\_\_\_\_