

**IN THE COURT OF COMMON PLEAS  
MEDINA COUNTY, OHIO**

STATE OF OHIO ) Plaintiff ) -vs- ) _____) ) Defendant )	)	CASE NO. ____ CR_____  <b>JUDGE JOYCE V. KIMBLER</b>  <b><u>WRITTEN PLEA OF GUILTY or NO CONTEST</u></b>
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I hereby withdraw my former not guilty plea and enter a plea of GUILTY or NO CONTEST (circle one) to the following offense(s):

<i>Count or Specification</i>	<i>Offense/Specification</i>	<i>ORC Section</i>	<i>Level</i>
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Count [ ]	
Count [ ]	
Count [ ]	
Count [ ]	
Count [ ]	

**Maximum Penalty.** I understand that the maximum penalty as to each count is as follows:

<i>Count or Specification</i>	<i>Range of Possible Prison Term (Yrs./Mos.)</i>	<i>Qualifying Offense Max Indefinite Term</i>	<i>Maximum Fine</i>	<i>Mandatory Fine</i>	<i>License Suspension</i>	<i>Prison Term Mandatory or Consecutive</i>	<i>Prison Term Presumed Necessary</i>	<i>Sex Offender Registration</i>	<i>Violent Offender Registration</i>
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Count [ ]	
Count [ ]	
Count [ ]	
Count [ ]	
Count [ ]	

1. Prison terms for multiple charges, even if consecutive sentences are not mandatory, may be imposed consecutively by the Court. Court costs, restitution and other financial sanctions, including fines and reimbursement for the cost of any sanctions, may also be imposed. If I am now on felony probation, parole, or community control, this plea may result in revocation proceedings and any new felony sentence may be imposed consecutively.

2. I understand that if I am convicted of a qualifying offense pursuant to R.C. 2929.144, that I will be subject to an indefinite sentence consisting of a minimum and maximum term, that there is a rebuttable presumption that I would be released from prison at the expiration of the minimum term or presumptive early release date, whichever is earlier, and that the DRC may rebut the presumption of release at that time if certain determination are made after a hearing.

3. I have been informed that if I am imprisoned, after my release from prison:

- I will be supervised by adult parole authority under post-release control for a mandatory period of 5 years. (all sex offenses) Count(s) \_\_\_\_\_.
- I will be supervised by adult parole authority under post-release control, for a mandatory minimum of 2 years, up to a maximum of 5 years at the discretion of the APA. (F1's) Count(s) \_\_\_\_\_.
- I will be supervised by adult parole authority under post-release control for a mandatory minimum of 18 months, up to a maximum of 3 years at the discretion of the APA.. (F2's) Count(s) \_\_\_\_\_.

- I will be supervised by adult parole authority under post-release control for mandatory minimum 1 year, up to a maximum of 3 years at the discretion of the APA.. (F3 offenses of violence) Count(s) \_\_\_\_\_.
- I may be supervised by adult parole authority under post-release control for a maximum of 2 years at the discretion of the APA (other F3's and F-4s and F5's) Count(s) \_\_\_\_\_.

I understand that if I violate the terms of my post-release control, I could receive an additional prison term **of up to 50% of the prison term this Court imposed here today.** I understand that if I am granted community control at any point, I will have conditions to follow and if I violate any of those conditions, I could be given a longer period under court control and/or greater restrictions, or a prison term in the amount advised by the Court at the time of sentencing.

4. I have been informed that I **may be eligible**, as determined by the Department of Rehabilitation and Corrections, for days of credit I earn while in prison pursuant to R.C. 2967.193. **(Credit is not automatically awarded.)**

5. I have been informed by my attorney and by the Judge of the effect of my guilty or no contest plea and its consequences, and I understand them; and, upon accepting my guilty or no contest plea, the Court may immediately proceed with judgment and sentencing.

6. I have been informed by my attorney and by the Judge that by pleading guilty or no contest, I waive the following Constitutional Rights, and I understand these rights and it is my intention to waive them:

- (a) My right to a jury trial.
- (b) My right to confront and cross-examine the witnesses against me.
- (c) My right to have compulsory process, which is the right to subpoena witnesses to court to testify in my favor.
- (d) My right to require the State to prove my guilt beyond a reasonable doubt at trial at which I could not be compelled to testify against myself.
- (e) I have been informed that by pleading guilty I waive my right to appeal any issues that might have been raised had I gone to trial and been convicted, and I understand that right of appeal and it is my intention to waive it.

7. I have been fully advised by my attorney of the Criminal Rule 11(F) plea negotiations which have also been stated in open court and I accept those negotiations as my own. I understand the nature of these charges and the possible defenses I might have. I am satisfied with my attorney's advice and competence. I am not under the influence of drugs or alcohol. No threats have been made to me. No promises have been made except as part of this plea agreement stated entirely as follows:

\_\_\_\_\_

\_\_\_\_\_

I further understand that the Prosecutor's recommendation does not have to be followed by the Court.

8. If pleading guilty, I admit committing the offense(s) and will tell the Court the facts and circumstances of my guilt. I know the Judge may either sentence me today or refer my case for a pre-sentence report. I understand my right to appeal a maximum sentence, my other limited appellate rights, and that any appeal must be filed within 30 days of my sentence.

9. I have either read this Written Plea of Guilty or No Contest or it has been read to me and I understand it, and I wish to waive all of the rights set forth, herein and voluntarily plead to the charge(s) as set forth above.

10. I am \_\_\_\_\_ or I am not \_\_\_\_\_ (PLEASE INDICATE) a citizen of the United States of America (2943.031).

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ATTORNEY FOR DEFENDANT      DEFENDANT      PROSECUTOR

Signed in open court this \_\_\_\_ day of \_\_\_\_\_.

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JUDGE JOYCE V. KIMBLER