

Washington City,)
Plaintiff)
vs.)
_____)
Defendant (s))

PLEA IN ABEYANCE AGREEMENT

Case No. _____

The above named Defendant hereby appears either in person or through counsel and pleads guilty or no contest to the following charge(s) of:

- 1. _____
- 2. _____
- 3. _____
- 4. _____

The defendant further acknowledges:

- 1. That prior to entering a plea Defendant was advised of Defendant’s constitutional right to counsel by the court, and that Defendant understands that right, and does knowingly and intelligently waive the right to counsel.
- 2. That Defendant has been advised of the elements of the offense to which the Defendant has plead and the possible penalties in the event of a conviction.
- 3. That Defendant agrees to the facts of the case resulting in the charges.
- 4. That Defendant’s plea of guilty or no contest was made knowingly and voluntarily.

WHEREAS, Washington City believes that the interest of the City and the interest of Justice will best be served by entering into this agreement, and

WHEREAS, chapter 2, of title 77 Utah Code Annotated provides statutory authority for this procedure.

NOW, THEREFORE, the parties agree to the following terms and conditions:

- 1. By signing this agreement, the Defendant does hereby certify that he/she understands his/her constitutional rights regarding criminal prosecution and that by entering into this agreement Defendant knowingly and intelligently waives time for sentencing as designated in Rule 22(a), Utah Rules of Criminal Procedure.
- 2. The Defendant agrees to pay \$_____ which does not exceed the maximum fine which could have been imposed upon conviction of the same offense(s). Payment will be made: _____ in full by _____; _____ in monthly payments of \$_____ beginning _____ and continuing until paid in full.

3. The Defendant agrees to pay full restitution to the victims of Defendant's actions as provided in section 76-3-201, Utah Code Annotated.
4. The Defendant agrees to complete the following course within 45 days of signing this agreement:
 Substance Abuse Theft/Shoplifting Defensive Driving
 Parenting Cognitive Awareness None Required
 Minor Consuming
5. The Defendant agrees to the following probation. If terms of agreement are not completed according to this agreement, the defendant may face additional fines and/or jail time.
Probation is: Twelve (12) months Six (6) months None (0) months
6. Defendant hereby agrees not to violate any laws related to the charges in this case and that during the period of probation the Defendant agrees to notify the above-entitled Court of a conviction of any violations. Any such violations may lead to additional fines and/or jail time.

It is mutually agreed that if the Defendant abides by the terms of this agreement for the period of the above-stated probation, the above-stated charges shall be dismissed.

I hereby certify and state that the above has been read to me and explained to me and I understand the requirements and conditions of the plea in abeyance and agree to fully comply with all requirements and conditions contained herein.

Dated this _____ day of _____, 20_____.

Defendant

Dated this _____ day of _____, 20_____.

City Attorney

Dated this _____ day of _____, 20_____.

Justice Court Judge