

IN THE DISTRICT COURT OF TULSA COUNTY
STATE OF OKLAHOMA

STATE OF OKLAHOMA

Plaintiff,

CR _____ - _____ - _____

vs.

Defendant,

DOB: _____

CONFESSION OF APPLICATION TO REVOKE / ACCELERATE / TERMINATE

I am the defendant in this case and I have signed my name at the end of this statement. My lawyer has also signed at the end of this statement. I have received and read a copy of the application against me which my lawyer now has. My lawyer and I have talked about this allegation. I have told my lawyer what I did and what I know about the allegation I am accused of. My lawyer has told me what he has learned about the witnesses and evidence against me. I have talked to my lawyer as much as I want to and we both agree it would be best that I confess the allegations in the application to revoke / accelerate / termination. I believe that the witnesses and evidence against me can prove the allegations and establish facts to support my confession.

My lawyer has told me what the recommendation is for the violation and has told me the District Attorney recommends that the court give me the following sentence: _____

Attorney for State

I know that by confessing the application to revoke / accelerate / terminate I give up my right to have a fair, speedy and public hearing and all the other rights that go with the hearing. I now give up my rights and confess the allegations by signing this Confession of an Application. I also understand I waive any motions or defects in the proceeding to date.

I want the court's record to show that my lawyer has explained to me my rights and that I understand my rights. I know that the purpose of a hearing is to decide whether I have violated the rules and conditions of my sentence or program participation. I know that I have the right for a court to hear the case and make this decision. I know that I do not have to confess the allegations. I also know the District Attorney must prove that I have violated the rules and conditions of my sentence or program by a preponderance of the evidence. I know that before I can be found to have violated the rules and conditions of my sentence the witnesses and evidence against me must be presented to a court. I also know that I can be in court at all times during the hearing that my lawyer can be there with me, that my lawyer and I can participate in the hearing. I know that my lawyer and I can see and hear the witnesses and evidence against me, that we can object to certain evidence, and cross examine the witnesses against me. I know I can call witnesses who can testify for me and the court will order witnesses to attend court on my behalf. I fully understand these rights and I make a free choice at this time to give up these rights and confess the application to revoke, accelerate or terminate. I was not promised anything, or threatened or forced against my will to give up these rights and confess. I am fully competent and am not under the influence of any drugs, medication or alcohol.

To appeal from this conviction or order deferring sentence, on your confession of an application, you must file in the District court Clerk's Office a written Application to Withdraw your confession within ten (10) days from today's date. You must set forth in detail why you are requesting to withdraw your confession. The trial court must hold a hearing and rule upon your application within thirty (30) days from the date it is filed.

If the trial court denies your application, you have the right to ask the Court of Criminal Appeals to review the District Court's denial by filing a Petition for Writ of Certiorari within ninety (90) days from the date of denial. Within ten (10) days from the date of the Application to Withdraw Plea / Confession is denied, Notice of Intent to Appeal and Designation of Record must be filed pursuant to Oklahoma Court of Criminal Appeals Rule 4.2(D). If you are indigent, you have the right to be represented on appeal by a court appointed attorney.

Defendant Date _____

Attorney for Defendant Date _____

Court Minute : _____