NO._____

THE STATE OF TEXAS	**§**	**THE COUNTY COURT AT LAW**
VS.	**§**	**OF**
_____	**§**	**McLENNAN COUNTY, TEXAS**

WAIVER OF COUNSEL

NOW COMES the Defendant in the above styled and numbered cause and makes known to the Court that he/she wishes to waive the right to counsel and represent himself/herself in this cause in all respects, and states as follows:

1. I understand that I am charged with the misdemeanor offense of _____ in the County Court at Law of McLennan County, Texas;
2. I further understand that I am entitled and have a right to be represented by an attorney;
3. I further understand that if the Court finds me to be indigent (too poor to hire an attorney),the Court will appoint me an attorney;
4. The Court has explained to me the dangers and disadvantages of representing myself;
5. I understand I may withdraw this waiver at any time during the proceedings but, if I do so, I do not have the right to a hearing on any matter which has been heard by the Court before withdrawal of this waiver;
6. I understand that I have the right to have these proceedings recorded by a court reporter, but I wish to waive that right.

Knowing these rights, I expressly **WAIVE** the above rights and **EXPRESSLY WAIVE MY RIGHT TO COUNSEL**.

Date: _____ _____

Defendant

For the Court

On this date the Court heard the Defendant's Waiver of Counsel. The Court held a hearing to assure the Defendant understands the consequences of such a decision. The forgoing Waiver of Counsel was subscribed and sworn to in open Court by the Defendant on this date. A record of the hearing was made by the official court reporter for this Court.

The Court finds that the Defendant understands the offense with which he/she is charged and further understands his/her right to counsel, and that the Defendant wishes to waive the right to counsel.

It is, therefore ADJUDGED that the Defendant has voluntarily and knowingly waived the right to counsel.

Date: _____ _____

Judge Presiding

NO._____

THE STATE OF TEXAS	**§**	**THE COUNTY COURT AT LAW**
VS.	**§**	**OF**
_____	**§**	**McLENNAN COUNTY, TEXAS**

NOTICE OF INCORRECT NAME

I am charged under the name of _____.

My correct name is _____ _____ _____.
First *Middle* *Last*

My date of birth is _____ _____ _____
Day *Month* *Year*

My driver's license number is: ***** _____ *(last 3 digits)* (_____) *State*

Signed on: _____. _____
Defendant

ORDER CORRECTING DEFENDANT'S NAME

The above entitled and numbered cause came on for arraignment this date, and the Defendant, Defendant's attorney (unless counsel was waived), and the State's attorney, were all present. The Court proceeded to arraign the Defendant, and the Defendant suggested to the Court that said he/she is not charged in this cause by his/her true name, but that his/her true name is as set out above. The Court finds that the Defendant's true name is as corrected above, and ORDERS that the Information in this cause be corrected by the clerk by inserting therein the true name of the Defendant, that the style of this case be amended to reflect the Defendant's correct name, and that this cause proceed as if the correct name of the Defendant had been first recited in said information.

Signed on: _____. _____
Judge Presiding

NO._____

THE STATE OF TEXAS	§	**THE COUNTY COURT AT LAW**
VS.	§	**OF**
_____	§	**McLENNAN COUNTY, TEXAS**

WAIVER OF JURY TRIAL AND OTHER RIGHTS, ACKNOWLEDGMENTS AND PLEA

(Guilty or Nolo Contendere)

I, the Defendant, in person, and in open court, after full consultation with, and with the consent and approval of my attorney, freely and voluntarily enter my plea and make the waivers, requests, acknowledgments and stipulations contained in this document.

I am the person charged in this Information, I am mentally competent, I understand the charge(s) against me. and my true name is correctly alleged in the Information, unless I have submitted a written name correction. I understand I can plead guilty, not guilty or nolo contendere ("no contest"). I understand the minimum and maximum punishment possible in this case.

Waivers and Plea: I understand I have the right to remain silent, and the right to have these proceedings recorded by a court reporter; I waive those rights. If I am represented by court-appointed counsel, I waive my right to ten days to prepare for trial following my attorney's appointment. I understand I have the right to a jury trial on any plea I enter. I waive my right to be tried by a jury, and I request the Court to receive my plea of _____ **GUILTY** _____ **NOLO CONTENDERE** herein, and to assess my punishment without a jury. I expressly agree that the State's attorney may summarize the State's evidence in this cause and may submit to the Court any supporting documents. I waive any right to confront and cross-examine the witnesses against me and agree and stipulate that, if the witnesses were personally present and testifying under oath, their testimony would be the same as reflected by the State's summary of evidence and documentary evidence. I consent and agree to any other stipulations I have approved in writing and filed with the Court. I request that the Court not order a pre-sentence investigation.

Plea Agreements: I understand that the State's punishment recommendation, if any, is not binding on the Court, and that **if the punishment assessed by the Court does not exceed the punishment recommended by the prosecutor and agreed to by me, I cannot appeal without the Court's permission, except on matters raised by written motion filed and ruled on prior to trial.**

Citizenship: _____ I **AM** ***or*** _____ **I AM NOT** a citizen of the United States. *(If "I am not" checked, Defendant and Defense Counsel should complete a separate Acknowledgment by Non - U.S. Citizen)*.

Deferred Adjudication: I understand that if the Court defers an adjudication of guilt and places me on community supervision, on violation of any condition, I may be arrested, and my hearing will be limited to a decision by the Court on whether to proceed with an adjudication of guilt on the original charge. If the Court proceeds to an adjudication of guilt, all proceedings, including assessment of punishment, sentencing, granting of community supervision, and appeal will continue as if adjudication of guilt had not been deferred. I acknowledge that, upon adjudication of guilt, I can be sentenced to the maximum punishment provided by law for this offense.

Family/Dating Violence: ***If you are convicted of a misdemeanor offense involving violence where you are or were a spouse, intimate partner, parent, or guardian of the victim, or are or were involved in another, similar relationship with the victim, it may be unlawful for you to possess or purchase a firearm, including a handgun or long gun, or ammunition, pursuant to federal law under 18 U.S.C. Section 922 (g) (9) or Section 46.04 (b) Texas Penal Code. If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney.*** I acknowledge that 1) I have read and understand the statements above, 2) I have been advised that if a family violence or dating violence finding is made, if I am charged with a crime in the future in which family violence or dating violence is alleged, the State may prosecute that offense as a felony and, if I am convicted of that offense, I could be sentenced as a felon, and 3) I would be prohibited from possessing or transferring any type of firearm or ammunition.

Defendant's signature: _____

Military Service: _____ I **AM NOT** ***or*** _____ **I AM** a member of any state military force or serving in the armed forces of the United States in an active-duty status. *(if "I am" checked, Defendant must complete a separate Certificate of Military Service)*

I have read this document, it has been explained to me, and I understand the consequences of my plea. I still insist upon my plea indicated above.

Date:_____ Defendant's signature: _____

I have consulted with and advised my client concerning the charges and my client's rights, including the plea entered and its consequences. I believe my client is competent and fully understands the admonishments and the consequences of his/her plea. I approve all waivers, acknowledgments, requests and stipulations made herein.

Date: _____ Attorney for Defendant: **n/a**

State Bar Number: _____

APPROVED: Assistant Criminal District Attorney: _____

State Bar Number: _____

The Court finds that the Defendant 1) is mentally competent, 2) understands the nature of the charge(s), 3) has been duly admonished regarding and understands the consequences of the waivers, requests and acknowledgments herein, and 4) persists in Defendant's waivers, requests and plea. The Court, therefore, approves and accepts the Defendant's written waivers,, requests, acknowledgments and plea made herein.

Date: _____ Judge Presiding: _____

NO. _____

THE STATE OF TEXAS	§	**THE COUNTY COURT AT LAW**
VS.	§	**OF**
_____	§	**McLENNAN COUNTY, TEXAS**

APPLICATION FOR COMMUNITY SUPERVISION

The Defendant hereby requests community supervision, and states the following in support:

PRIOR CONVICTIONS *(excluding probation)* ***MUST SELECT ONE!***

Before this date, _____ I **have never** been ***OR*** _____ I **have** been –

convicted of a felony **or a misdemeanor** with a punishment range which includes imprisonment, in the State of Texas, or in any other State, or in a Court of the United States of America;

PRIOR ADULT PROBATION *(including deferred adjudication and pre-trial diversion)* ***MUST SELECT ONE!***

Before this date, _____ I **have never** been ***OR*** _____ I **have** been –

granted community supervision *(probation)*, deferred adjudication community supervision, or supervised or formal pre-trial diversion, in the State of Texas, or in any other State, or in a Court of the United States of America.

ADULT CRIMINAL HISTORY

Date	Offense(s)	Punishment *(or pre-trial diversion)*	Probation *Regular/Deferred*	*Successful?*

I further acknowledge and understand that, if I am placed on deferred adjudication community supervision in this case, upon my discharge from community supervision and dismissal under Article 42.12, Section 5(c), Texas Code of Criminal Procedure, I may have the right to petition the Court for an Order of Non-Disclosure pursuant to Section 411.081, Texas Government Code.

Signed on: _____ _____
Defendant

Approved: **n/a**
Attorney for Defendant

THE STATE OF TEXAS §
COUNTY OF McLENNAN §

On this date the Defendant personally appeared and stated on his/her oath that this Application for Community Supervision is complete, true and correct, and that he/she understands and acknowledges that, if any statement herein is not true, the Defendant may be subject to additional criminal charges and the Court may deny this Application.

Date: _____ _____
Presiding Judge

NO. _____

THE STATE OF TEXAS	§	**THE COUNTY COURT AT LAW**
VS.	§	**OF**
_____	§	**McLENNAN COUNTY, TEXAS**

DISCLOSURE OF PLEA AGREEMENT

The State of Texas and the Defendant have entered into the following plea agreement, and acknowledge that this is the entire agreement. This agreement is not binding on the Court. In return for the waiver of the Defendant's rights and the Defendant's plea of GUILTY, NOLO CONTENDERE or TRUE in this cause, the State makes the following recommendations and waivers.

JAIL

Sentence: _____ Fine: $_____

[For State's counsel: *No objection to* _____ *weekends* _____ *work release* _____ *SPURS* _____ *E. Monitoring]*

COMMUNITY SUPERVISION *(PROBATION)*

Sentence: _____ Fine: $_____

Community supervision period _____ Fine to be paid: $_____

Special terms _____

_____

DEFERRED ADJUDICATION

Community supervision period _____ Fine *(deferred adjudication payment)* $_____

Special terms _____

_____

MULTIPLE COUNTS OR ALLEGATIONS ***Must be completed if multiple counts are alleged***

Plea agreement - additional counts: _____

_____

Waived - Count No(s): _____ **OR** MTR/MTA allegations: _____

OTHER CASES *The State will dismiss or refuse the following filed or unfiled pending charges*

_____

_____

_____ **Family/Dating Violence Waiver** The State hereby WAIVES the family or dating violence allegation.

_____ **Appeal Waiver:** The Defendant will waive the right to appeal, ___ except matters preserved in that document

Signed on: _____

_____
Assistant Criminal District Attorney

_____
Defendant

Signed on: _____

n/a
_____
Attorney for Defendant

___ Approved _____ Rejected ____ Modified

All Counts waived by the State are hereby DISMISSED.

_____
Judge Presiding

NO. _____

THE STATE OF TEXAS	§	**THE COUNTY COURT AT LAW**
VS.	§	**OF**
_____	§	**McLENNAN COUNTY, TEXAS**

JUDGMENT

(Plea of Guilty or Nolo Contendere)

The Defendant, charged with the offense of _____, as alleged in the Information filed in this cause, appeared this date in person with counsel, _____**n/a**_____, or voluntarily waived counsel, and the State appeared by her Assistant Criminal District Attorney, _____, and all parties announced ready for trial. The Defendant was arraigned on the charges contained in the Information and pleaded GUILTY or NOLO CONTENDERE. In writing and in open Court, a jury and a record were waived by all parties, Defendant waived the appearance, confrontation and cross-examination of the State's witnesses, and Defendant consented to the State's introduction of testimony by summary and other documentary evidence. Trial proceeded before the Court.

Considering Defendant's plea and all evidence and documents submitted, the Court finds the Defendant GUILTY of the offense charged in the Information.

It is, therefore, ORDERED, ADJUDGED and DECREED that the Defendant is GUILTY of the offense as found above, that said Defendant be punished therefore by confinement in the McLennan County Jail for a term of _____ and a fine of $_____, and that the State of Texas do have and recover of the said Defendant all fines assessed and costs incurred in this cause, for which let execution issue.

Family Violence: The Court finds the Defendant committed family or dating violence in this case: _____ *[check if applicable]*

Date: _____ _____

Judge Presiding

SENTENCE

On this date the above cause was again called for the purpose of having the sentence of law pronounced in accordance with the judgment rendered herein. Defendant appeared in person with counsel, or voluntarily waived counsel, and the State appeared by her Assistant Criminal District Attorney. Defendant had nothing to say why sentence should not be pronounced, and the Court pronounced sentence as follows:

It is the ORDER of the Court that the Defendant, _____, who has been adjudged in this case to be guilty of the offense of _____, and whose punishment has been assessed at confinement in the McLennan County Jail for a term of _____ and a fine of $_____, together with all costs in this cause incurred, be committed to the Sheriff of McLennan County, Texas, to be confined in jail until said term of imprisonment has expired and all such costs and fines are paid, in accordance with the provisions of, and in the manner prescribed by the laws of the State of Texas. Defendant shall be credited with any time already served in jail in this case.

The Court further ORDERS the following, as checked:

_____ ***(Delayed Report)*** Defendant is **ORDERED** to report to the McLennan County Jail to begin serving sentence no later than **5:00 p.m. today**, or as follows: _____;

_____ ***(Consecutive)*** This sentence shall be served consecutively to the sentence in Cause No. _____;

_____ ***(Additional credit)*** The Sheriff shall credit the following time to Defendant's sentence: _____;

_____ ***(Weekends)*** Defendant is **ORDERED** to serve this sentence in uninterrupted periods each week from every _____ at _____ ___.m. through the following _____ at _____ ___.m. beginning _____, and continuing each succeeding week thereafter until the sentence has been served;

_____ ***(Spurs Program)*** SPURS is approved by the Court, subject to the approval of the McLennan County Sheriff's Department;

_____ ***(Electronic Monitoring)*** Defendant is authorized to serve the sentence through electronic monitoring pursuant to the Order for House Arrest and Electronic Monitoring entered in this cause;

_____ Defendant's **driver's license is SUSPENDED** for _____, effective immediately **OR** (if checked) _____ on the following date: _____ .

Date: _____ _____

Judge Presiding

Defendant's Left Thumb
(Use only if right Thumb not available)

Defendant's Right Thumb

NO._____

THE STATE OF TEXAS	§	**THE COUNTY COURT AT LAW**
VS.	§	**OF**
_____	§	**McLENNAN COUNTY, TEXAS**

JUDGMENT OF CONVICTION AND ORDER GRANTING COMMUNITY SUPERVISION

(Plea of Guilty or Nolo Contendere)

On this date the Defendant, charged with the misdemeanor offense of _____, as alleged in the Information herein, appeared in person and with counsel, or voluntarily waived counsel, and the State appeared by her Assistant Criminal District Attorney, and all parties announced ready for trial. The Defendant was arraigned in open court on the charges contained in the Information, and pleaded GUILTY or NOLO CONTENDERE. A jury and a record were waived by all parties, and trial proceeded before the Court. Considering Defendant's plea, all documents, and all evidence submitted, the Court finds the Defendant GUILTY of the offense charged in the information and assesses punishment as set forth below.

It is therefore ADJUDGED by the Court that the Defendant is GUILTY of the offense(s) set out above, and that the Defendant be punished by confinement in the McLennan County Jail for _____, a fine in the amount of **$**_____, and Court Costs.

The Defendant has made application for suspension of imposition of sentence and for community supervision pursuant to Art. 42.12, Texas Code of Criminal Procedure. The best interests of the public and of the Defendant will be served in granting the application. It is ORDERED that imposition of the jail sentence and any fine not ordered paid below is hereby SUSPENDED and the Defendant is released on his/her own recognizance under supervision of the Court through the McLennan County Community Supervision and Corrections Department ("Department") for a period of _____ **months**, subject to the following terms and conditions of community supervision, beginning on the date of the signing of this Order and ending upon Defendant's discharge from community supervision or on the date community supervision is revoked by the Court, whichever is later. *The filing of a motion to revoke or to adjudicate guilt does not terminate or suspend the requirements of this order!*

Defendant is ORDERED to comply with sections 1 through 16 as follows, and with sections 17 and 18 as designated herein by the Court. Defendant shall:

1. Commit no offense against the laws of this State or of any other State, or of the United States;
2. Report immediately to the Department and thereafter, as directed by the Court or the supervision officer, at least once each month, and obey all rules and regulations of the Department;
3. Remain within McLennan County, Texas, unless permitted to leave McLennan County, Texas, by the Court or by the Department, unless supervision is transferred. The Court authorizes the transfer of supervision to _____ County, Texas, *(subject to Department approval)* or to the State of _____, *(subject to Department and Interstate Compact approval)*. If transfer of the Defendant's supervision is approved, Defendant shall remain within such County/State unless permitted to leave that County/State by this Court or by the supervision officer;
4. Obtain the Department's permission prior to changing Defendant's residence, and report any change of employment or employment status to the Department within 72 hours;
5. Obtain and/or produce to the Department a valid, current Texas Department of Public Safety driver's license or photo identification within thirty (30) days from this date, and maintain the same throughout the community supervision term;
6. Permit the Department's officers to visit the Defendant at home, at work, or elsewhere, at any time;
7. Work faithfully at employment suitable to the Court and the Department, as far as possible, and attend and complete any probationer employment program as directed by the Department;
7. Avoid persons or places of disreputable or harmful character;
9. Avoid injurious or vicious habits, avoid the excessive use of alcoholic beverages, and avoid the unlawful use of drugs, narcotics or any other controlled substance;
10. Provide the Department with a high school diploma or its equivalent or prove skill level of students who have completed 6th grade in public schools in this state;
11. Attend the first available community supervision orientation seminar and complete the seminar within 30 days after it begins;
12. Submit to and pay the fee for any **drug, controlled substance and alcohol testing** as directed by the Department;
13. Support Defendant's dependents;
14. Pay **$**_____ of the fine at the rate of **$**_____ per month until paid in full;
15. Pay all costs of Court at the rate of **$**_____ per month until paid in full;
16. Pay a fee of **$55.00** per month to the Department during the community supervision period. **WAIVED *(only if initialed)*** _____

    (Unless otherwise stated, any ordered payment is due beginning within 30 days from this date as determined by the Department)

17. Defendant shall perform the following conditions of community supervision, as indicated:

    _____ a. Begin, pay the fee for, and successfully complete the first available _____ **DWI**, _____ **DWI repeat offender,** or _____ **Drug** education program, as directed by the Department, within 180 days;

    _____ b. Attend ____ **Alcoholics Anonymous** _____ **Narcotics Anonymous** meetings at least _____ times per _____ week _____ month, and provide verification of attendance to the Department;

    _____ c. Enroll in, pay the fee for, and attend a **DWI/Drug Victim Impact Panel** program approved by the Department, and provide proof of attendance to the Department, within sixty (60) days;

    _____ d. Submit to an **alcohol/drug screening and/or evaluation** administered by the Department within 30 days, pay for the screening and/or evaluation within 180 days, and complete any recommended treatment program(s);

_____ e. Pay **restitution** in the amount of **$**_____ through the Department in favor of _____ **the DA Hot Check Dept.** *(see attached list)* ***OR*** _____ at the rate of **$**_____ per month until paid in full;

_____ f. Obtain and maintain at least the minimum limits of liability insurance for any motor vehicle operated by the Defendant as required by Texas law, and provide the Department with written proof;

_____ g. **Abstain** from consumption of any alcoholic beverage;

_____ h. **Serve** _____ **days** ***OR*** _____ **hours** in the McLennan County Jail within _____ days of this order, as directed by the Department, but in accordance with the provisions, if any, indicated below:
_____ **Consecutive days and nights**; *details:*_____
_____ **Weekends**; *details:*_____;

_____ i. Remain in the Defendant's residence every day between the hours of _____ **p.m.** and _____ **a.m.;**

_____ j. Report **weekly** to the Department as directed by the supervision officer for _____ weeks;

_____ k. Successfully complete the following program(s) under the direction and supervision of the Department, as indicated, and pay the fee for such program(s), within _____ months:
_____ **Batterers Intervention and Protection Program (BIPP)**
_____ **Non-Intimate Partner Violence Program (NIPVP)**
_____ **MHMR Counseling** _____ **Cognitive Education** _____ **Parenting Class** _____ **Financial Planning**

_____ l. Complete _____ hours of **community service**, in a Department approved community based program, within _____ months, at a minimum rate of _____ hours per month, ____ concurrent *(if checked)* with _____;
Exceptions: _____ *1. Defendant is physically or mentally incapable;* _____ *2.. will work a hardship on Defendant;*
_____ *3. Defendant is in a substance abuse facility as a condition of community supervision.*

_____ m. Pay the sum of $_____ to the Department for compensation paid to **court-appointed counsel**, at the rate of $_____ per month until paid in full;

_____ n. Pay the sum of $_____ to the Department for compensation paid to **court-appointed interpreter**, at the rate of $_____ per month until paid in full;

_____ o. Begin and successfully complete the **McLennan County DWI/Drug Court Program** as more fully set out in the Agreement of Participation, (Appendix 5);

_____ p. Avoid any association or contact with the following person(s) and/or remain away from the following premises:
_____;

_____ q. Pay one payment of **$50.00** to Waco Crimestoppers, Inc. within _____ days *[Gov Code 414.001]*;

_____ r. Pay **$100.00** to the Waco Family Abuse Center within _____ days *[**mandatory**, family violence, CCrP 42.12, 11(h)]*;

_____ s. Additional terms: _____
_____

18. The following conditions of community supervision are effective immediately, as indicated:

_____ a. Defendant's **driver's license** is **suspended** for _____, effective immediately **OR** (if checked) effective on the following date: _____;

_____ b. Defendant shall install a camera ready ignition interlock device on Defendant's primary vehicle, and shall not operate a motor vehicle in a public place which is not so equipped for either –-
_____ the full probation term or _____ *(specify the period)* _____ beginning _____;

_____ c. Defendant shall utilize and follow all instructions and requirements regarding the following device(s), as indicated:
_____ SCRAM (or its equivalent); _____ remote breath testing; _____ drug abuse patch; _____ GPS monitor;
_____ other: _____, for –-
_____ the full probation term **OR** ____ *(specify the period)* _____ beginning _____,
OR _____ or until the Department authorizes its discontinued use. Defendant shall pay all costs associated with this requirement, including all damage(s) to the issued device(s), as directed by the Department.

Family Violence: The Court finds the Defendant committed family or dating violence in this case: _____ ***[check here and 17.r. if applicable]***

Date: _____ _____
Judge Presiding

This order has been read and explained to me, I understand the terms of this order, and I have received a copy of this order.

_____ _____
Defendant Date Supervising Officer

Address _____ DOB:_____
City: _____ State: _____ Zip: _____ Phone:_____
Employment: _____ Phone: _____

Defendant's Left Thumb ***(Use only if right Thumb not available)*** ➡ ⬅ **Defendant's Right Thumb**

NO. _____

THE STATE OF TEXAS	§	**THE COUNTY COURT AT LAW**
VS.	§	**OF**
_____	§	**McLENNAN COUNTY, TEXAS**

ORDER DEFERRING ADJUDICATION
(Plea of Guilty or Nolo Contendere)

The Defendant, charged with the misdemeanor offense of _____, as alleged in the Information herein, appeared in person and with counsel, or voluntarily waived counsel, and the State appeared by her Assistant Criminal District Attorney, and all parties announced ready for trial. The Defendant was arraigned in open court on the charges contained in the Information, and pleaded GUILTY or NOLO CONTENDERE. A jury and a record were waived by all parties, and trial proceeded before the Court. The Defendant made application for deferred adjudication community supervision. Considering Defendant's plea and all evidence submitted, the Court finds that such evidence substantiates the Defendant's guilt, and that the best interest of society and the Defendant will be served by deferring further proceedings without entering an adjudication of guilt, and placing the Defendant on community supervision.

IT IS THEREFORE ADJUDGED and ORDERED by the Court that the proceedings be and are hereby deferred without an adjudication of guilt, and the Defendant is released on his/her own recognizance under supervision of the Court through the McLennan County Community Supervision and Corrections Department ("Department") for a period of _____ **months**, subject to the following terms and conditions of community supervision, beginning on the date of the signing of this Order and ending upon Defendant's discharge from community supervision or until the date community supervision is revoked by the Court, whichever is later. *The filing of a motion to adjudicate guilt does not terminate or suspend the requirements of this order!*

Defendant is ORDERED to comply with sections 1 through 16 as follows, and with sections 17 and 18 as designated herein by the Court. Defendant shall:

1. Commit no offense against the laws of this state or of any other state, or of the United States;
2. Report immediately to the Department and thereafter, as directed by the Court or the supervision officer, at least once each month, and obey all rules and regulations of the Department;
3. Remain within McLennan County, Texas, unless permitted to leave McLennan County, Texas, by the Court or by the Department, unless supervision is transferred. The Court authorizes the transfer of supervision to _____ County, Texas, *(subject to Department approval)* or to the State of _____, *(subject to Department and Interstate Compact approval)*. If transfer of the Defendant's supervision is approved, Defendant shall remain within such County/State unless permitted to leave that County/State by this Court or by the supervision officer;
4. Obtain the Department's permission prior to changing Defendant's residence, and report any change of employment or employment status to the Department within 72 hours
5. Obtain and/or produce to the Department a valid, current Texas Department of Public Safety driver's license or photo identification within thirty (30) days from this date, and maintain the same throughout the community supervision term;
6. Permit the Department's officers to visit the Defendant at home, at work, or elsewhere, at any time;
7. Work faithfully at employment suitable to the Court and the Department, as far as possible, and attend and complete any probationer employment program as directed by the Department;
8. Avoid persons or places of disreputable or harmful character;
9. Avoid injurious or vicious habits, avoid the excessive use of alcoholic beverages, and avoid the unlawful use of drugs, narcotics or any other controlled substance;
10. Provide the Department with a high school diploma or its equivalent or prove skill level of students who have completed 6th grade in public schools in this state;
11. Attend the first available community supervision orientation seminar and complete the seminar within 30 days after it begins;
12. Submit to and pay the fee for **drug, controlled substance and alcohol testing** as directed by the Department;
13. Support Defendant's dependents;
14. Pay a deferred adjudication fee of **$**_____ at the rate of **$**_____ per month until paid in full;
15. Pay all costs of Court at the rate of **$**_____ per month until paid in full;
16. Pay a fee of **$55.00** per month to the Department during the community supervision period. **WAIVED *(only if initialed)*** _____

(Unless otherwise stated, any ordered payment is due beginning within 30 days as determined by the Department)

17. Defendant shall perform the following conditions of community supervision, as indicated:

_____ a. Begin, pay the fee for, and successfully complete the first available _____ **DWI**, _____ **DWI repeat offender,** or _____ **Drug** education program, as directed by the Department, within 180 days;

_____ b. Attend ____ **Alcoholics Anonymous** _____ **Narcotics Anonymous** meetings at least _____ times per _____ week / _____ month, and provide verification of attendance to the Department;

_____ c. Enroll in, pay the fee for, and attend a DWI/Drug Victim Impact Panel program approved by the Department, and provide proof of attendance to the Department, within sixty (60) days;

_____ d. Submit to an **alcohol/drug screening and/or evaluation** administered by the Department within 30 days, pay for the screening and/or evaluation within 180 days, and complete any recommended treatment program(s);

_____ e. Pay **restitution** in the amount of **$**_____ through the Department in favor of _____ **the DA Hot Check Dept.** *(see attached list)* ***OR*** _____ at the rate of **$**_____ per month until paid in full;

_____ f. Obtain and maintain at least the minimum limits of liability insurance for any motor vehicle operated by the Defendant as required by Texas law, and provide the Department with written proof;

_____ g. **Abstain** from consumption of any alcoholic beverage;

_____ h. **Serve** _____ **days** ***OR*** _____ **hours** in the McLennan County Jail within _____ days of this order, as directed by the Department, but in accordance with the provisions, if any, indicated below:
_____ **Consecutive days and nights**; *details:*_____
_____ **Weekends**; *details:*_____;

_____ i. Remain in the Defendant's residence every day between the hours of _____ **p.m.** and _____ **a.m.;**

_____ j. Report **weekly** to the Department as directed by the supervision officer for _____ weeks;

_____ k. Successfully complete the following program(s) under the direction and supervision of the Department, as indicated, and pay the fee for such program(s), within _____ months:
_____ **Batterers Intervention and Protection Program (BIPP)**
_____ **Non-Intimate Partner Violence Program (NIPVP)**
_____ **MHMR Counseling** _____ **Cognitive Education** _____ **Parenting Class** _____ **Financial Planning**

_____ l. Complete _____ hours of **community service**, in a Department approved community based program, within _____ months, at a minimum rate of _____ hours per month, ____ concurrent *(if checked)* with _____;
Exceptions: _____ *1. Defendant is physically or mentally incapable;* _____ *2.. will work a hardship on Defendant;*
_____ *3. Defendant is in a substance abuse facility as a condition of community supervision.*

_____ m. Pay the sum of $_____ to the Department for compensation paid to **court-appointed counsel**, at the rate of $_____ per month until paid in full;

_____ n. Pay the sum of $_____ to the Department for compensation paid to **court-appointed interpreter**, at the rate of $_____ per month until paid in full;

_____ o. Begin and successfully complete the **McLennan County DWI/Drug Court Program** as more fully set out in the Agreement of Participation, (Appendix 5);

_____ p. Avoid any association or contact with the following person(s) and/or remain away from the following premises:
_____;

_____ q. Pay one payment of **$50.00** to Waco Crimestoppers, Inc. within _____ days *[Gov Code 414.001]*;

_____ r. Pay **$100.00** to the Waco Family Abuse Center within _____ days *[**mandatory**, family violence, CCrP 42.12, 11(h)]*;

_____ s. Additional terms: _____
_____

18. The following conditions of community supervision are effective immediately, as indicated:

_____ a. Defendant's **driver's license** is **suspended** for _____, effective immediately **OR** (if checked) effective on the following date: _____;

_____ b. Defendant shall install a camera ready ignition interlock device on Defendant's primary vehicle, and shall not operate a motor vehicle in a public place which is not so equipped for either –-
_____ the full probation term or _____ *(specify the period)* _____ beginning _____;

_____ c. Defendant shall utilize and follow all instructions and requirements regarding the following device(s), as indicated:
_____ SCRAM (or its equivalent); _____ remote breath testing; _____ drug abuse patch; _____ GPS monitor;
_____ other: _____, for –-
_____ the full probation term **OR** ____ *(specify the period)* _____ beginning _____,
OR _____ or until the Department authorizes its discontinued use. Defendant shall pay all costs associated with this requirement, including all damage(s) to the issued device(s), as directed by the Department.

Family Violence: The Court finds the Defendant committed family or dating violence in this case: _____ ***[check here and 17.r. if applicable]***

Date: _____ _____
Judge Presiding

This order has been read and explained to me, I understand the terms of this order, and I have received a copy of this order.

_____ _____
Defendant Date Supervising Officer

Address _____ DOB:_____
City: _____ State: _____ Zip: _____ Phone:_____
Employment: _____ Phone: _____

Defendant's Left Thumb ***(Use only if right Thumb not available)*** ➡ ⬅ **Defendant's Right Thumb**

NO._____

THE STATE OF TEXAS	§	**THE COUNTY COURT AT LAW**
VS.	§	**OF**
_____	§	**McLENNAN COUNTY, TEXAS**

CERTIFICATE OF DEFENDANT'S MILITARY SERVICE

(To be completed ONLY if applicable)

I, the Defendant in this case, certify to the Court as follows:

I **AM** a member of a state military force, or I **AM** serving in the armed forces of the United States in an active-duty status, and –

My branch of state military service or U.S. military service is _____

My rank is _____

The last three digits of my 1) military ID # *_____; 2) DL # *(include State)* *_____; 3) SSN *_____

I am stationed at or assigned to the following military installation: _____

My complete base mailing address is: _____

_____

The base Provost Marshall is: _____

The Staff Judge Advocate at Joint Force Headquarters is _____

The Joint Force Headquarters complete address is _____

_____

Date: _____

_____
Defendant

Approved:

n/a
Attorney for Defendant

Received and Approved

Date: _____

_____
Judge Presiding

NO._____

THE STATE OF TEXAS	**§**	**THE COUNTY COURT AT LAW**
VS.	**§**	**OF**
_____	**§**	**McLENNAN COUNTY, TEXAS**

WAIVER OF APPEAL

I, the Defendant in the above styled and numbered cause, after consultation with my attorney, in open Court, being fully aware of the sentence pronounced against me by the Court, state as follows:

I understand I have the right to file a motion for new trial and an amended motion for new trial within thirty (30) days of the entry of a Judgment and Sentence, Order Granting Probation, Order Revoking Probation or other appealable order of this Court;

I understand I have the right to request the Court's permission to appeal if the punishment assessed against me did not exceed the recommendation of the State contained in the Disclosure of Plea Agreement, if any, and I have the right to appeal matters raised by written motion and presented to and ruled upon by the Court prior to my trial;

I understand I have the right to give notice of appeal and to appeal from the Judgment, Sentence or other appealable order of this Court, unless prohibited by law from doing so;

I understand that, if I appeal and if I am indigent, I have the right to a free record and transcript, and I have the further right to court-appointed counsel to prosecute my appeal.

Knowing these rights, I expressly **WAIVE ALL RIGHTS TO APPEAL**, and I further **WAIVE** the following:

1. The right to file a motion for new trial or an amended motion for new trial;
2. The right to request permission from the trial Court to appeal;
3. The right to appeal matters raised by written motion and ruled upon prior to trial (unless reserved below);
4. The right to give notice of appeal or the right to appeal any Judgment, Sentence or other appealable order of this Court, (unless reserved below);
5. The right on appeal to a free record, a free transcript and a court-appointed attorney, if I am indigent.

_____ I hereby reserve and DO NOT WAIVE all my rights to appeal the following matter(s) raised by written motion and ruled upon by the trial Court prior to trial: _____

Signed on: _____.

_____
Defendant's signature

I have consulted with my client and have advised him of all his/her rights on appeal. I believe my client fully understands the admonishments and is aware of the consequences of this waiver. I approve this waiver of appeal.

Date: _____

n/a
Attorney for Defendant

It appears to the Court that the Defendant has been duly admonished regarding and understands the consequences of this waiver of appeal, and the Court, therefore, approves and accepts the Defendant's written waiver of appeal.

Date: _____

_____
Judge Presiding

NO._____

THE STATE OF TEXAS	**§**	**THE COUNTY COURT AT LAW**
VS.	**§**	**OF**
_____	**§**	**McLENNAN COUNTY, TEXAS**

TRIAL COURT'S CERTIFICATION OF DEFENDANT'S RIGHT TO APPEAL

I, Judge of the trial Court, certify this criminal case:

_____ is not a plea-bargain case, and the Defendant has the right of appeal; (or)

_____ is a plea-bargain case, but matters were raised by written motion filed and ruled on before trial and not withdrawn or waived, and the Defendant has the right of appeal; (or)

_____ is a plea-bargain case, but the trial Court has given permission to appeal, and the Defendant has the right of appeal; (or)

_____ is a plea-bargain case, and the Defendant has NO right of appeal; (or)

_____ the Defendant has waived the right of appeal.

Date: _____.

_____
Judge Presiding

I have received a copy of this certification. I have also been informed of my rights concerning any appeal of this criminal case, including any right to file a pro se petition for discretionary review pursuant to Rule 68 of the Texas Rules of Appellate Procedure. I have been admonished that my attorney must mail a copy of the court of appeal's judgment and opinion to my last known address and that I have only 30 days in which to file a pro se petition for discretionary review in the Court of Criminal Appeals. TEX. R. APP. P. 68.2. I acknowledge that, if I wish to appeal this case and if I am entitled to do so, it is my duty to inform my appellate attorney, by written communication, of any change in the address at which I am currently living or any change in my current prison unit. I understand that, because of appellate deadlines, if I fail to timely inform my appellate attorney of any change in my address, I may lose the opportunity to file a pro se petition for discretionary review.

Date: _____

_____
Defendant

n/a
_____
Defendant's Counsel
State Bar Number: _____

Printed name:_____

Texas Rule of Appellate Procedure 25.2 (a) (2) states: "A defendant in a criminal case has the right of appeal under these rules. The trial court shall enter a certification of the defendant's right to appeal in every case in which it enters a judgment of guilt or other appealable order. In a plea bargain case – that is, a case in which a defendant's plea was guilty or nolo contendere and the punishment did not exceed the punishment recommended by the prosecutor and agreed to by the Defendant – a defendant may appeal only: (a) those matters that were raised by written motion filed and ruled on before trial, or (b) after getting the trial court's permission to appeal."