DES MOINES MUNICIPAL COURT, KING COUNTY, WASHINGTON
NORMANDY PARK MUNICIPAL COURT, KING COUNTY, WASHINGTON

State of Washington,)
County of King,)
☐ City of Des Moines)
☐ City of Normandy Park,)
Plaintiff,)
)
vs)
)
_____)
Defendant,)
_____)

Citation No. _____

STATEMENT OF DEFENDANT ON SUBMITTAL ON RECORD OR STIPULATION TO FACTS SUFFICIENT

I am the Defendant in this case. Regarding the charge(s) of _____
_____

I wish to proceed as follows:

☐**SUBMITTAL ON RECORD:** I understand this means that a trial will take place with my guilt or innocence being determined solely on the information contained in the police report and any related attachments. Based on such evidence, the Judge will decide if I am guilty of the crime(s) noted above. I understand that by this process, I am giving up my constitutional rights to a jury trial, my right to hear and question the City's witnesses, the right to call witnesses in my own behalf, and the right to testify or not to testify. I understand that I have the right to appeal any finding of Guilt entered by the Court after its review of the evidence.

☐**STIPULATION TO FACTS SUFFICIENT:** I understand this procedure is tantamount to a plea of guilty. By proceeding in this fashion, I am acknowledging that if this matter proceeds to trial, the City would have sufficient evidence to convict me of the crime(s) noted above. Rather than proceed to trial, I am stipulating that the Court may enter a finding of Guilt to the crime(s) without trial. I understand that by this process, I am giving up my constitutional rights to a trial by jury or judge, my right to hear and question the City's witnesses, the right to call witnesses in my own behalf, and the right to testify or not to testify. I further understand that I cannot appeal the finding of Guilt that will be entered by the Court pursuant to this stipulation. I further stipulate that the Judge may review the police report and any related attachments to verify that a factual basis exists to accept this stipulation to facts sufficient.

I understand that the maximum sentence for the crime(s) is:

☐ 90 days in jail and a $1,000 fine ☐365 days in jail and a $5,000 fine ☐Other:_____

I have been informed and fully understand that the crime(s) with which I am charged carries the following mandatory minimum sentence(s) that cannot be suspended or deferred by the Court:

☐ _____ days in jail ☐ $ _____ fine ☐ Other _____

☐Loss of right to possess firearm ☐ HIV Test ☐ Suspension of driving privileges by the Department of Licensing

Further, I have been informed and fully understand that the Judge can impose any sentence up to the maximum, no matter what the prosecuting authority or the defense recommends. No one has made any threats or promises to get me to proceed in this manner other than the prosecution authority's promise to take the following action and/or make the following recommendations:

_____
_____

_____ _____ _____
Defendant Defense Attorney/WSBA# Prosecutor/WSBA#

Dated this _____ day of _____, 20_____.

I find the defendant's submittal/stipulation to be knowingly, intelligently and voluntarily made. I find the Defendant understands the charge(s) and consequences of this procedure.

❑ Submittal: I hereby adopt as my findings of fact the factual information contained in the exhibit(s) submitted. The Court concludes that the elements of the charged crime(s) have/have not been established beyond a reasonable doubt and hereby enters a judgment of ☐ Guilty ☐ Not Guilty to said crime(s).

❑ Stipulation: I find a factual basis to accept the stipulation, based on the exhibit(s) submitted, and enter a finding and judgment of Guilty to the charged crime(s).

Dated:_____ _____
Judge/Pro-Tem

Original – Court Yellow – Defendant Pink – Prosecutor Gold - Defense Attorney