

IN THE COURT OF COMMON PLEAS  
NORTHAMPTON COUNTY, PENNSYLVANIA  
CRIMINAL

COMMONWEALTH OF PENNSYLVANIA

VS.

) CASE NUMBER (S):  
)  
) \_\_\_\_\_  
)  
) \_\_\_\_\_

WAIVER OF COUNSEL FORM

READ THIS INFORMATION:

1. You have a right to be represented by an attorney in the criminal case pending against you. If you cannot afford to hire your own attorney, one will be appointed for you without charge. If you want a free attorney, apply to the Public Defender of Northampton County, Northampton County Government Center, Seventh and Washington Streets, Easton, PA, 18042, 610-559-3020.

2. If you proceed without an attorney, you will be bound by all the normal rules and procedures at all stages of the case pending against you.

3. The advantage of being represented by an attorney is the attorney's familiarity with the following procedures:

- A. Pre-trial motions, including motions to suppress evidence
- B. Challenges to bills of information
- C. Protecting your right to a speedy trial
- D. Selecting a Jury
- E. Cross-examining all witnesses against you
- F. Challenging the admissibility of any evidence presented against you
- G. Calling witnesses and presenting evidence in your behalf
- H. Arguing the facts and evidence to the Jury on your behalf
- I. Arguing the law and evidence to the Judge
- J. In the event of a conviction, filing, presenting and arguing motions for a new trial and/or in arrest of judgment
- K. In the event of a conviction, arguing the circumstances, facts and law and the presentation of witnesses in mitigation of sentence

4. All defenses are waived or lost permanently if not raised at Trial.

5. There are a variety of other rights which would be lost permanently if not raised at the appropriate time.

6. If and when errors occur during the Trial, the right to appeal based on these errors is permanently lost unless you object to these errors at the appropriate time.
7. You will be precluded from asserting ineffective assistance of counsel concerning all proceedings in which you represent yourself.

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ANSWER THESE QUESTIONS:

- A. Do you want to be represented by an attorney?     Yes     No
- B. If not, are you voluntarily giving up the right to be represented by an attorney?     Yes     No
- C. Have any threats or promises been made to get you to give up the right to an attorney?     Yes     No

READ THIS INFORMATION:

I have read the above information. I have no questions about the above information. I have been told that I have the right to have a lawyer represent me, and the right to have a free lawyer appointed to represent me without cost to me if I cannot afford to pay a lawyer. I give up these rights, and I choose to act as my lawyer.

\_\_\_\_\_  
DEFENDANT

\_\_\_\_\_  
DATE

AND NOW, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, THE  
DEFENDANT'S WAIVER OF COUSEL IS ACCEPTED.

\_\_\_\_\_  
JUDGE

Prior to accepting a Waiver of Counsel, the Judge should explain the elements of the charges and the maximum possible penalties.