

I have read this document in its entirety and understand it fully. The State and Defense counsel further join in all waivers, including jury trial pursuant to Article 1.13 C.C.P.

DEFENDANT

DATE

PROSECUTOR

COUNSEL FOR DEFENDANT

DEPUTY/COURT COORDINATOR/COURT CLERK

DATE

RECOMMENDATION:

_____ Day(s) Year(s) **CONFINEMENT**

_____ Day(s) Year(s) Confinement **PROBATED FOR** _____ Day(s) Month(s) Year(s)

_____ Day(s) Month(s) Year(s) **DEFERRED ADJUDICATION**

_____ **B.A.C.** (Blood Alcohol Concentration), if applicable [DWI offenses committed on or after September 1, 2005]

\$ _____ Fine (\$ _____ Probated)

\$ _____ Court Costs

\$ _____ Restitution (if any)

\$ _____ Restitution as a Condition of Probation

_____ Other: _____

**TRIAL COURT'S CERTIFICATION OF THE
DEFENDANT'S RIGHT OF 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.
- is a plea-bargain case, the matters were raised by written motion filed and ruled on before trial and not withdrawn or waived, and the defendant has the right of appeal.
- is a plea-bargain case, but the trial court has given permission to appeal, and the defendant has the right of appeal.
- is a plea-bargain case, and the defendant has NO right of appeal.
- the defendant has waived the right of appeal.

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 appeals'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 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 of discretionary review.

I approve the Waiver of Right to Counsel, Waiver of Right to Appeal and/or the waiver of jury trial pursuant to Art. 1.13 C.C.P. In addition, the Court finds as a fact that the Defendant is fully competent and that his/her plea is freely and voluntarily entered.

SIGNED this the _____ day of _____, 20_____.

THOMAS A. DUNN, JUDGE
County Court At Law
Smith County, Texas