



Superior Court of the State of California

County of Kings

Nocona Soboleski
Court Executive Officer
and
Clerk of the Court

NOTICE OF PROPOSED ADOPTION OR AMENDMENT OF LOCAL RULES

(Pursuant to Cal. R. Ct., rule 10.613)

To:

- The State Bar of California
- The Attorney General, State of California
- Local Bar Associations, Kings and Adjoining Counties
- Office of the District Attorney, Kings and Adjoining Counties
- Office of the County Counsel, Kings and Adjoining Counties
- Contracted Defense Counsel of Kings County
- Office of the Public Defender in Adjoining Counties
- Interested Others

Please be advised that on or before May 19, 2025, the Judges of the Kings County Superior Court will adopt additions and/or amendments to the official Local Rules of Court, to be effective on July 1, 2025.

On or before April 1, 2025, copies of all rules proposed for adoption and/or amendment will be posted on the Court's website (<http://www.kings.courts.ca.gov>) for review in conformity with Rule 10.613 of the California Rules of Court. In addition, paper copies of the Rules will be available for review in the Clerk's Office of each Division of the Kings County Superior Court.

The Court specifically invites any comments you may desire to make regarding the Court's proposed Rule changes. Requests for paper copies of the proposed changes to the Rules, and any comments on the proposed rules must be addressed as follows:

Nocona Soboleski, Executive Officer and Clerk of the Court
Superior Court of California, Kings County
1640 Kings County Drive
Hanford, California 93230

Comments must be received before 9:00 a.m. on May 16, 2025.

Thank you for your continuing assistance to us in maintaining and improving the administration and effectiveness of our local trial court rules.

NOCONA SOBOLESKI
Superior Court Executive Officer and Clerk of the Court
Publisher of Trial Court Rules

PROPOSED LOCAL RULES
(Effective 07/01/2025)

The Kings County Superior Court proposes to add or amend the following Local Rules to become effective on July 1, 2025

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RULE 104 – Court Attire, Conduct, Gang-Related Clothing and Personal Property

- A. No person shall appear in court, **either personally or by video**, barefoot, shirtless, wearing a tank top, wearing sunglasses or dress in any manner reflecting poorly upon the dignity of the court and its decorum. The bailiffs of the court are to remove any person violating this rule. This rule does not limit any judge from additionally prescribing appropriate attire or conduct rules in the courtroom.

No person **appearing in court, either personally or by video**, shall wear gang-affiliated clothing or possess gang-affiliated personal property while inside the courthouse. This includes gang insignias, monikers, color patterns, bandannas, hats, jewelry, clothing, belts, or any item deemed gang-affiliated by court security personnel or law enforcement. Any person identified by court security personnel or law enforcement as wearing or possessing any item in violation of this rule will not be permitted inside the courthouse. Violation of this rule is punishable as contempt pursuant to Penal Code section 166, as well as additional remedies and/or penalties allowed by law.

Attorneys appearing in court either in person or by remote video should be dressed in accordance with current customs for appropriate business attire.

- B. For reasons of safety and security, all persons appearing before the court are asked to keep their hands in plain sight.
- C. All persons entering the court, Family Court Services Division, or Jury Services area, will be subject to a search. No weapons are allowed within this court facility, except those legally possessed by judicial officers. Peace officers who are engaged in the duties of their employment while at a court facility will be allowed to possess employer approved firearms and other weapons in a manner consistent with their employment duties, requirements, and limitations.
- D. **All parties appearing remotely by video, including incarcerated persons, are required to maintain any microphone device on the mute setting until the case is called. Similarly, all parties appearing remotely by video are required to refrain from disruptive behavior, including excessive movement and disruptions caused by accomplishing tasks unrelated to the proceedings, or verbal interruptions of court proceedings. Persons appearing remotely shall ensure that their remote location affords the required level of privacy and**

limited background noise and activity for the proceeding. Failure to comply with the requirements for remote appearances may result in revocation of authorization for remote appearances at the discretion of the judicial officer.

(Eff. 1/1/99; amended 7/1/08; amended 7/1/19; amended 1/1/25; amended 7/1/25)

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RULE 130 – Court Reporters

1. Court Reporter Availability

- a. Felony Criminal, Juvenile and Mental Health Cases. The court normally provides official court reporters for reporting proceedings in felony criminal, juvenile and mental health cases.
 - b. Unlimited Civil Cases. The court does not normally provide official court reporters for reporting proceedings in unlimited civil cases.
 - c. Appellate Division Cases. The court does not **normally** provide official court reporters for reporting proceedings in its Appellate Division. ~~Electronic recording is not authorized to create an official verbatim record of these proceedings.~~
 - d. Family Law and Probate Cases. The court does not normally provide official court reporters for reporting proceedings in family law and probate cases.
 - e. Limited Civil, Misdemeanor and Infraction Cases. The court does not normally provide official court reporters for reporting proceedings in limited civil, misdemeanor, or infraction cases. These proceedings may be electronically recorded by the court to create the official verbatim record of proceedings as provided in Government Code section 69957, ~~and California Rules of Court, rules 2.952 and 2.956(e).~~
2. Procedure for Obtaining Court Reporter Services – A party desiring a court reporter’s services for a proceeding for which the Court does not **normally** make a court reporter available may arrange for the appointment of a court-approved official court reporter ~~from a list maintained by the Court~~ by contacting the Clerk’s Office.

A party requesting the services of an official court reporter must file their request with the Court ten (10) calendar days before the proceeding for which a court reporter is desired, or as soon as practicable. The clerk will notify the parties as soon as possible if an official court reporter will not be available on the date of the scheduled hearing. Given the limited availability of official court reporters and the need to provide them in case types

where a court reporter is mandated by statute, notice of the availability of a court reporter may not be given until the day of the trial or hearing and may result in a continuance of the matter if there is no court reporter available.

The parties may, by stipulation, arrange for the appointment of a privately retained certified shorthand reporter. ~~If an arrangement for a court reporter is made under this subdivision, it is the responsibility of the arranging party or parties to pay the reporter's fee for attendance at the proceedings.~~ If the parties arrange for the appointment of a privately retained certified shorthand reporter, it is the responsibility of the arranging party or parties to pay the reporter's fee for attendance at the proceedings.

3. Procedure for Party with Fee Waiver – A party who has received a fee waiver may request an official court reporter pursuant to California Rules of Court, rule 2.956(c)(2). The request should be made by filing a Request for Court Reporter by a Party with a Fee Waiver (form FW-020). If the requesting party has not been granted a fee waiver, a completed Request to Waive Court Fees (form FW-001 or form FW-001-GC in guardianship or conservator cases) must be filed at the same time as the request for court reporter.
4. Requests for Copies of Electronic Recordings – A party may request a copy of the electronic recording for a hearing that does not have a court reporter and for which recording is permitted as set forth in Government Code section 69957(a), ~~and California Rules of Court, rules 2.952, and 2.956(c).~~ ~~The copy will be provided on a USB drive for the requesting party after payment of the court fee for preparing the copy by directing their request to the Clerk's Office.~~

~~4. Procedure for Party with Fee Waiver – A party who has received a fee waiver may request an official court reporter pursuant to California Rules of Court, rule 2.956(c)(2). The request should be made by filing a Request for Court Reporter by a Party with a Fee Waiver (form FW-020). If the requesting party has not been granted a fee waiver, a completed Request to Waive Court Fees (form FW-001 or form FW-001-GC in guardianship or conservator cases) must be filed at the same time as the request for court reporter. The party should file the request ten (10) calendar days before the proceeding for which a court reporter is desired, or as soon as practicable. The clerk will notify the parties as soon as possible if an official court reporter will not be available on the date of the scheduled hearing. Given the limited availability of official court reporters and the need to provide them in disciplines where a court reporter is mandated by statute, notice of the availability of a court reporter may not be given until the day of the trial or hearing and may result in a continuance of the matter if there is no court reporter available.~~

(Eff. 1/1/24, amended 7/1/25)

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RULE 133 – Day of Judicial Vacation Defined

A day of judicial vacation is an approved absence from the court for one business day. Other absences listed in CRC 10.603(c)(2)(H) are excluded from this definition.

(Eff. 7/1/25)

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RULE 210 – Civil Mediation Program

- A. Parties subject to Local Rule 209 regarding mandatory mediation, where the demand does not exceed \$500,000, and other parties as ordered by the court to attend mediation, are eligible to participate in the Kings County Superior Court Civil Mediation Program at no additional cost to the parties.
- B. Mediation must be completed prior to the date of the Mandatory Settlement Conference. Remote appearances are not authorized for mediation sessions and will be conducted in person at the Kings County Superior Court. Case Management Conferences will not occur while the case is placed in mediation status.
- C. Eligible litigants seeking to participate in the Civil Mediation Program are instructed to complete and file the necessary forms as set forth in the Civil Mediation Program Information Packet. The forms and Information Packet can be found on the court's website at www.kings.courts.ca.gov.
- D. Attorneys for litigants selected to participate in the Civil Mediation Program are required to attend a pre-mediation conference and mediation session(s) as determined during the pre-mediation conference. Failure to appear at either the pre-mediation conference or any mediation session, absent at least forty-eight (48) hours' notice to all parties and the assigned mediator, may result in the matter being referred to the court for the possible issuance of sanctions.
- E. Litigants participating in mediation must appear at any mediation session with the same counsel with which the parties appeared during the pre-mediation conference, except upon five (5) days' notice to all parties and the assigned mediator. Failure to timely inform the parties and the assigned mediator of the intent to appear at a mediation session with different counsel may result in the matter being referred to the court for the possible issuance of sanctions.

(Eff. 7/1/24; amended 7/1/25)

RULE 707 – Ex Parte Requests for Orders (Temporary Restraining Orders, Orders Shortening Time) and Related Hearings

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A. Assignment and Stipulation to Commissioner

Ex Parte Requests for Temporary Emergency Orders are assigned to ~~COMMISSIONER BRIAN N. CHASE~~ a **Court Commissioner** for determination. Any objection to such judicial assignment must be submitted in writing by the petitioner at the time of his/her filing of the Ex Parte Request for Temporary Emergency Order. Any objection to such judicial assignment by respondent must be submitted in writing by the deadline for the filing of his/her Response (Judicial Council Form FL-320). The failure to submit a timely written objection to the assignment of ~~COMMISSIONER BRIAN N. CHASE~~ a **Court Commissioner** shall be deemed a stipulation to such judicial assignment. ~~(Cal. R. Ct., rule 2.186(d)(1).)~~

....

(Eff. 1/1/99 as Rule 717; amended and renumbered 7/1/08; amended 7/1/20; amended 1/1/21; **amended 7/1/25**)

RULE 734 – Domestic Violence Restraining Orders – Proposed Orders After Hearing

Upon submission of a request for a domestic violence restraining order, the petitioner must also provide a proposed Restraining Order After Hearing (Form DV-130). If no proposed order has been submitted and the request for a restraining order is granted at the hearing, the petitioner should be prepared to present a hard copy of the proposed order at the hearing. Otherwise, the petitioner must immediately prepare an order to be submitted to the court no later than close of business on the day of the hearing, unless otherwise ordered by the court.

(Eff. 7/1/25)

Superior Court of California, County of Kings 1640 Kings County Drive Hanford, CA 93230 www.kings.courts.ca.gov (559) 582-1010	
Plaintiff / Petitioner, VS. Defendant / Respondent.	
REQUEST FOR A COURT REPORTER IN CIVIL COURT PROCEEDINGS	Case No.:

A party requesting a Court Reporter must file this request with the Court ten (10) calendar days before the proceeding for which a Court Reporter is desired, or as soon as is practicable. The Clerk will notify the parties, as soon as possible, if a Court Reporter will not be available on the date of the scheduled hearing. Given the limited availability of Court Reporters, and the need to provide them in case types where a Court Reporter is mandated by statute, notice of the availability of a Court Reporter may not be given until the day of the trial or hearing and may result in a continuance of the matter, if there is no Court Reporter available.

A party who has been granted a waiver of court fees and costs, may request the services of a Court Reporter pursuant to California Rules of Court, Rule 2.956(c)(2). The request should be made by filing a request for a Court Reporter, by a party with a fee waiver (Form FW-020). If eligible, the Court will attempt to schedule a Court Reporter for the date/time of the court proceeding, however, it cannot guarantee that one will be available.

REQUEST

☐ I, _____, am requesting an official Court Reporter for:

☐ I, _____, had a waiver of court fees and costs approved by the Court on (date) _____

and request a Court Reporter for:

Date(s) Hearing or Trial:
Time(s) of Hearing or Trial:
Requesting Party: ☐Plaintiff ☐Defendant ☐Other
Name of Attorney or Self-Represented Litigant:
Email:
Phone Number:

Date: _____

_____ Signature

FOR OFFICE USE ONLY

☐Approved ☐Denied
Court Reporter that confirmed assignment:

SUPERIOR COURT OF CALIFORNIA, COUNTY OF KINGS 1640 Kings County Drive Hanford, California 93230 (559) 582-1010	<i>For Court Use Only</i>
PLAINTIFF: PEOPLE OF THE STATE OF CALIFORNIA DEFENDANT:	<div style="border: 1px solid black; height: 100px; margin-bottom: 5px;"></div> Case Number(s):
PLEA FORM, WITH EXPLANATION AND WAIVER OF RIGHTS – FELONY	

I, the defendant in the above-entitled case, in support of my plea of Guilty/No Contest, personally declare as follows:

1(a). Of those charges now filed against me in this/these case(s), I plead _____ to the following offenses and admit the enhancements, allegations and prior convictions as follows: ☐

CASE NO.	COUNT	CHARGE	TRIAD	ENHANCEMENT/ALLEGATION
PRIORS: (LIST CASE NO., COUNT, ALLEGATION SECTION, CONVCCTION DATE, COUNTY, CASE NUMBER, AND CHARGE)				

1(b). In regards to the alleged violation(s) of probation, mandatory supervision, post-release community supervision, or parole pending against me, I admit my violation(s) of the following terms: ☐
☐ Obey all laws, ☐ Failure to Report,
☐ As alleged in the Petition(s) on file with the Court, [or] ☐ Other: _____

The conviction(s) upon which such probation, mandatory supervision, post-release community supervision, or parole violation(s) is/are based and my maximum sentence(s) as a result of the same, is/are as follows:

CASE NO.	COUNT	CHARGE	TRIAD	ENHANCEMENT/ALLEGATION
PRIORS: (LIST CASE NO., COUNT, ALLEGATION SECTION, CONVCCTION DATE, COUNTY, CASE NUMBER, AND CHARGE)				

2. I have not been induced to enter this plea(s)/admission(s) by any promise or representation of any kind, except: ☐
(State any Agreement with the District Attorney.)

Defendant:	CASE NUMBERS:
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3. I am entering my plea(s)/admission(s) freely and voluntarily, without fear or threat to me or anyone closely related to me.
☐
4. I understand that a plea of No Contest is the same as a plea of Guilty for all purposes.
☐
5. I am sober and my judgment is not impaired. I have not consumed any drug, alcohol or narcotic within the **the** past 24 hours.
☐

CONSTITUTIONAL RIGHTS

- 6a. I understand that I have the right to be represented by a lawyer at all stages of the proceedings. I can hire my own lawyer or the Court will appoint a lawyer for me if I cannot afford one.
☐

I understand that as to all charges, allegations and prior convictions filed against me, and as to any facts that may be used to increase my sentence, now or in the future, I also have the following constitutional rights, which I now give up to enter my plea of guilty/no contest:

- 6b. I have the right to a **speedy and public trial by jury**. I now give up this right.
☐
- 6c. I have the right to **confront and cross-examine all the witnesses against me**. I now give up this right.
☐
- 6d. I have the right to **remain silent** (unless I choose to testify on my own behalf). I now give up this right.
☐
- 6e. I have the right to **present evidence in my behalf** and to have the court subpoena my witnesses at no cost to me. I now give up this right.
☐
- 6f. I have the right to **a public trial by jury on any facts of aggravation** used to support the imposition of an upper term sentence in this case. I now give up this right.
☐

- 6g. (Rights on Probation/Mandatory Supervision/Post-Release Community Supervision/Parole Violation(s)) I understand that, except **for having the** right to a hearing before a judge and not a jury trial, I have all of the above Constitutional rights in connection with any probation/mandatory supervision/post-release community supervision/parole violation(s) alleged against me. I now give up these rights (except if I am represented by an attorney, I do not waive that right).
☐

STATUTORY RIGHT TO A PRELIMINARY HEARING

7. I understand that before I have a trial in regards to any **felony charge** in Paragraph 1(a), the law gives me the right to a speedy preliminary hearing at which the prosecution would produce evidence and the court must find reasonable cause to believe I committed the crimes with which I have been charged. I understand that I have all of the above Constitutional rights at the preliminary hearing, except for the right to a jury trial. I give up my right to a preliminary hearing and the constitutional rights listed in Items 6b-6e above.
☐

CONSEQUENCES OF PLEA OF GUILTY OR NO CONTEST

- 8a. I understand that I may receive this maximum punishment as a result of my plea(s) to those felony charges set forth in Paragraph 1(a):
☐
- 8a(1): _____ years imprisonment or imprisonment plus a term of mandatory supervision;
- 8a(2): _____ fine; and
- 8a(3): _____ years parole or post-release community supervision, with return to custody for every violation of a condition thereof.

- If I am not sentenced to imprisonment, I may be granted probation for period up to 5 years or the maximum term of imprisonment, whichever is greater. As conditions of probation, I may be given up to a year in jail custody, plus the fine, and any other conditions deemed reasonable by the Court. I understand that if I violate any condition of probation I can be sentenced to imprisonment for the maximum term as stated above.
- 8b. I understand that I must pay a restitution fine (\$300 - \$10,000 [Felonies], \$150 - \$1,000 [Misdemeanors]), that I will also be subject to a suspended fine in the same amount and that I must pay full restitution to all victims.
☐
- 8c. I understand that my conviction in this/these case(s) will be a serious/violent felony ("strike") resulting in mandatory denial of probation, substantially increased penalties, and a term in State prison in any future felony case.
☐

Defendant:	CASE NUMBERS:
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8d. **Immigration consequences: 1)** I understand that if I am not a U.S. Citizen, this plea of Guilty/No Contest may result in my removal/deportation, exclusion from admission to the U.S. and denial of naturalization. Additionally, if this plea is to an "Aggravated Felony" on the last page of this form, then I will be deported, excluded from admission to the U.S., and denied naturalization; **2) I understand I have the right to request additional time to consider my plea in light of the advisement in this paragraph;** **3) I have discussed my immigration status with my attorney and have sufficient time to consider and discuss the immigration consequences of my plea with him/her or an immigration attorney.** ☐

8e. I understand that my plea of Guilty or No Contest in this/these case(s) could result in revocation of my probation, mandatory supervision, parole or post-release supervision in other cases, and consecutive sentences. ☐

8f. My attorney has explained to me that other possible consequences of this plea may be: (check applicable consequences.) ☐

- | | | |
|---|---|--|
| <input type="checkbox"/> (1) Consecutive sentences
<input type="checkbox"/> (2) Loss of driving privileges
<input type="checkbox"/> (3) Commitment to Youth Authority
<input type="checkbox"/> (4) Lifetime registration as an arson/sex offender
<input type="checkbox"/> (5) Registration as a narcotic/gang offender
<input type="checkbox"/> (6) Cannot possess firearm or ammunition
<input type="checkbox"/> (7) Blood test and saliva sample | <input type="checkbox"/> (8) Priorable (increased punishment for future offenses)
<input type="checkbox"/> (9) Prison Prior
<input type="checkbox"/> (10) Mandatory imprisonment
<input type="checkbox"/> (11) Mandatory State Prison
<input type="checkbox"/> (12) Presumptive imprisonment
<input type="checkbox"/> (13) Presumptive State Prison
<input type="checkbox"/> (14) Sexually Violent Predator Law
<input type="checkbox"/> (15) Possible/Mandatory hormone suppression treatment | <input type="checkbox"/> (16) Reduced conduct/work credits
a. Limited Local Credits (290/serious/prior) <input type="checkbox"/>
b. Violent Felony (No credit or max. 15%) <input type="checkbox"/>
c. Prior Strike(s) (No credit to max. 20%) <input type="checkbox"/>
d. Murder on/after 6/3/98 (No credit) <input type="checkbox"/>
<input type="checkbox"/> (17) Loss of public assistance
<input type="checkbox"/> (18) AIDS education program
<input type="checkbox"/> (19) Conditions specified for crimes of domestic violence under PC 1203.97 and 273.5(f)-(i).
<input type="checkbox"/> (20) Immigration Consequences

<input type="checkbox"/> (21) Other: _____ |
|---|---|--|

9. **(Aggravated Sentence):** I understand that as part of the negotiated plea in this case, I will be denied probation and sentenced to a term of imprisonment which exceeds the lowest sentence for my offense(es). I understand that I have a right to a jury trial on one or more the facts used to impose the stipulated sentence in this case. I hereby give up such right and stipulate that the following facts alleged by the People support the imposition of such sentence: _____ ☐

10. **(Appeal Rights)** I give up my right to appeal the following: (1) denial of my 1538.5 motion, (2) issues related to strike priors (under PC §§ 667(b)-(i) and 1170.12), and (3) any sentence stipulated herein. ☐

11. **(Harvey Waiver)** The sentencing judge may consider my prior criminal history and the entire factual background of the case, including any unfiled, dismissed or stricken charges or allegations or cases when granting probation, ordering restitution or imposing sentence. ☐

12. **(Blakely Waiver)** I understand that as to any fact in aggravation that may be used to increase my sentence on any count or allegation to the upper or maximum term provided by law, I have the constitutional rights listed in paragraphs 6b-6e. I now give up those rights and agree that the sentencing judge may determine the existence or non-existence of any fact in aggravation, either at the initial sentencing or at any future sentencing in the **event** my probation is revoked. ☐

13. **(Cruz Waiver)** Negotiated Disposition pursuant to PC 1192.5: I understand that if pending sentencing I am arrested for or commit another crime, violation any condition of my release, or willfully fail to appear for my probation interview or my sentencing hearing, the sentence portion of this agreement will be cancelled. I will be sentenced unconditionally, and I will not be allowed to withdraw my guilty/no contest plea(s). ☐

14. **(Arbuckle waiver)** I give up my right to be sentenced by the judge who accepts this plea. ☐

15. **(Probation Report)** I give up my right to a full probation report before sentencing. ☐

Defendant:	CASE NUMBERS:
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16. **(Evidence Disposal Waiver)** I give up my interest in all non-biological property/evidence impounded during the investigation of this case except _____ and acknowledge that if I listed any property here, I must file a claim with the impounding agency within 60 days after pronouncement of judgment or my ability to make claim will expire. ☐

17. **(DUI – VC 23152, 23153):** I have reviewed the **DUI Advisement of Rights, Waiver, and Plea Form** attached hereto. I incorporate herein the initialed advisements and waivers as part of this **PLEA GUILTY/NO CONTEST – FELONY** form as though fully set forth. ☐

18. **(PC 273.5(j)):** In addition to the consequences set forth above, I understand that upon my conviction the Court may at the time of sentencing issue an order restraining me from any contact with the victim, which may be valid for up to 10 years, as determined by the Court. This protective order may be issued by the Court whether I am sentenced to state prison, county jail, or if imposition of sentence is suspended and I am placed on probation. ☐

19. **(Alexandra’s Law Advisement – HS §11369(b)):** I understand that if I am charged with violating Health and Safety Code sections 11351, 11351.5, 11352, 11378, 11378.5, 11379, 11379.5, or 11379.6 involving a hard drug, the following warning applies: ☐

You are hereby advised that it is extremely dangerous and deadly to human life to illicitly manufacture, distribute, sell, furnish, administer, or give away any drug in any form, including real or counterfeit drugs or pills. You can kill someone by engaging in this conduct. All drugs and counterfeit pills are dangerous to human life. These substances alone, or mixed, kill human beings in very small doses. If you illicitly manufacture, distribute, sell, furnish, administer, or give away any real or counterfeit drugs or pills, and that conduct results in the death of a human being, you could be charged with homicide, up to and including the crime of murder, within the meaning of section 187 of the Penal Code.

20. **(Tellez Advisement – Sexually Violent Predator Civil Commitment):** I understand that if I am or have been convicted of a sexually violent offense as defined by the Sexually Violent Predator Act, at the end of my sentence for this offense I may be subject to screening by the State Department of State Hospitals to determine whether I qualify for trial as a sexually violent predator, which could result in my commitment to a secure medical facility indefinitely. ☐

PLEA

21. I now plead Guilty/No Contest and admit the charges, convictions, allegations, and (if applicable) violation(s) of probation, mandatory supervision, post-release community supervision, or parole described in Paragraph #1, above. I admit that on the dates charged, I acted as ☐ described on the record, ☐ stated in the police report(s), ☐ stated in the preliminary hearing transcript, [or] ☐ described below: ☐

22. I declare under penalty of perjury under the laws of the State of California that I have read, understood, and initialed each item above and any attached addendum, and everything on the form and any attached addendum is true and correct. This declaration was executed in Hanford, Kings County, California.

Dated: _____ Defendant’s Signature: _____

Defendant’s Address: _____
Street

City State Zip

Defendant’s Telephone Number: () _____

Defendant’s right
thumb print

ATTORNEY'S STATEMENT

Revised: I, the attorney for the defendant in the above-entitled case, personally read and explained the entire contents of this form, along with any addendums, to the defendant. I discussed all charges, potential defenses, and the consequences of this plea, including any immigration consequences, and answered all the defendant's questions regarding their rights.

- ☐ I have asked the defendant about his/her immigration status, advised the defendant of the immigration consequences of this plea to the best of my ability, and advised defendant of the right to additional time to discuss this matter with an immigration attorney.
- ☐ For convictions of a sexually violent offense, I discussed with the prosecuting attorney the possibility of a disposition involving a plea to an offense that is not a sexually violent offense.

I observed the defendant either complete and initial each item or read and initial each item to acknowledge his/her understanding and waivers. Additionally, I witnessed the defendant date and sign this form and any addendums. I concur with the defendant's plea and waiver of constitutional rights.

~~**Current:** I, the attorney for the defendant in the above-entitled case, personally read and explained to the defendant the entire contents of this plea form and any addendum thereto. I discussed all charges and possible defenses with the defendant, and the consequences of this plea, including any immigration consequences. I personally observed the defendant fill in and initial each item or read and initial each item to acknowledge his/her understanding and waivers. I observed the defendant date and sign this form and any addendum. I concur with the defendant's plea and waiver of constitutional rights.~~

Dated: _____
(Print Name) Attorney for Defendant (Signature) (Circle One: PD/APD/OAC/Retained)

INTERPRETER'S STATEMENT (If Applicable)

I, the sworn _____ language interpreter in this proceeding, truly translated for the defendant the entire contents of this form and any attached addendum. The defendant indicated understanding of the contents of this form and any addendum and then initialed and signed the form and any addendum.

Dated: _____
(Print Name) Court Interpreter (Signature)

Defendant:	case numbers:
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PROSECUTOR'S STATEMENT

The People of the State of California, plaintiff, by its attorney, the District Attorney for the County of Kings, concurs with the defendant's plea of Guilty/No Contest as set forth above and waives its right to a preliminary hearing in this case.

- ☐ For convictions of a sexually violent offense, the parties discussed the possibility of a disposition involving a plea to an offense that is not a sexually violent offense.
- ☐ The avoidance of adverse immigration consequences were considered in the plea negotiation process as one factor in reaching this negotiated disposition.

Dated: _____
 (Print Name) Deputy District Attorney (Signature)

COURT'S FINDING AND ORDER

The Court, having questioned the defendant and defendant's attorney concerning the defendant's plea of Guilty/No Contest and admissions of the prior convictions and allegations, if any, finds that:

- ☐ For convictions of a sexually violent offense, the parties discussed the possibility of a disposition involving a plea to an offense that is not a sexually violent offense.
- ☐ The defendant received the following advisement by the Court: If you are not a citizen, you are hereby advised that conviction of the offense for which you have been charged may have the consequences of deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

The Court finds that the defendant understands and voluntarily and intelligently waives his/her constitutional rights; the defendant's plea and admissions are freely and voluntarily made; the defendant understands the nature of the charges and the consequences of the plea and admissions; and there is a factual basis for the same. The Court accepts the defendant's plea and admission, and the defendant is convicted thereby.

Dated: _____
 Judge of the Superior Court

AGGRAVATED FELONIES

ANY CONVICTION OF A NON-CITIZEN FOR AN "AGGRAVATED FELONY" AS DEFINED UNDER 8 U.S.C. 1101(a)(43), WILL RESULT IN REMOVAL/DEPORTATION, EXCLUSION, AND DENIAL OF NATURALIZATION.

☐

"AGGRAVATED FELONIES" include, but are not limited to, the following crimes and any attempt or conspiracy to commit such crimes, even if the conviction is a misdemeanor under state law: [The only exception to the applicability of state misdemeanors is where the offense (as listed below) specifically requires a felony conviction.]

Initial Here

1. **ANY CRIME OF VIOLENCE***

(Includes any offense that has as an element the use, attempted use, or threatened use of physical force against the person or property of another, or any felony offense that, by its nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense. (18 U.S.C. §16).)

2. **BURGLARY** (Except vehicle or vessel unless used as a residence.)*

3. **CHILD PORNOGRAPHY OFFENSES**

4. **CONTROLLED SUBSTANCES:**

(a) **FELONY POSSESSION OF ANY CONTROLLED SUBSTANCE.**

(b) **MISDEMEANOR POSSESSION OF ANY CONTROLLED SUBSTANCE** when the defendant has previously been convicted of any drug related offense.

(c) **POSSESSION FOR SALE OF ANY CONTROLLED SUBSTANCE.**

(d) **SALE OF ANY CONTROLLED SUBSTANCE.**

(e) **TRANSPORTATION OF ANY CONTROLLED SUBSTANCE**

(f) **MANUFACTURE/DISTRIBUTION OF ANY CONTROLLED SUBSTANCE AND CULTIVATION OF MARIJUANA.**

5. **FELONY D.U.I.** (Any type)*

6. **FAILURE TO APPEAR ON A FELONY CASE**

7. **FORGERY***

8. **FRAUD** (Where loss to victim or victims exceeds \$10,000.00.)

9. **MONEY LAUNDERING** (If amount over \$10,000.00.)

10. **MURDER**

11. **PERJURY/SUBORDINATION** of Perjury or Bribery of a Witness*

12. **PIMPING/PANDERING/OPERATING A PROSTITUTION BUSINESS**

13. **RAPE**

14. **RECEIVING STOLEN PROPERTY***

15. **ROBBERY***

16. **SEXUAL ABUSE OF A MINOR** (Touching is not required, e.g.: Indecent Exposure)

17. **THEFT** (Any type or amount)*

18. **TRAFFICKING IN FIREARMS AND EXPLOSIVES**

19. **TRAFFICKING IN VEHICLES WITH ALTERED VINS***

20. **DEMAND FOR OR RECEIPT OF RANSOM**

* Where the term imposed is at least one year, whether or not any or all of that term is stayed or suspended at the time of sentencing.