

**COURT OF COMMON PLEAS, BELMONT COUNTY, OHIO**

State of Ohio, )  
 )  
**Plaintiff** )  
 )  
 vs. )  
 )  
 \_\_\_\_\_, )  
 )  
**Defendant** )

**CASE NO.:** \_\_\_\_\_  
**PLEA OF GUILTY**

I, \_\_\_\_\_, hereby **withdraw my former Plea of Not Guilty** to a violation of **Ohio Revised Code §** \_\_\_\_\_, \_\_\_\_\_, **F**\_\_\_\_\_, and **enter a Plea of Guilty to the following offense(s):**

<u>Count/Specification</u>	<u>Offense/Specification</u>	<u>O.R.C.</u>	<u>Level</u>
<b>1</b> _____	_____	§ _____	<b>F</b> _____
	_____		
<b>Essential Elements:</b>	_____		
	_____		
<b>2</b> _____	_____	§ _____	<b>F</b> _____
	_____		
<b>Essential Elements:</b>	_____		
	_____		
<b>3</b> _____	_____	§ _____	<b>F</b> _____
	_____		
<b>Essential Elements:</b>	_____		
	_____		
<b>4</b> _____	_____	§ _____	<b>F</b> _____
	_____		
<b>Essential Elements:</b>	_____		
	_____		

**Maximum Penalty** - I understand that the maximum penalty as to each offense is as follows:

Offense/Specification	Maximum Stated Prison Term (yrs/mths)	Maximum Fine	Mandatory Fine	O/L Suspend	Prison Term is Mandatory/Consecutive	Prison Term is Presumed Necessary
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Prison terms for **multiple charges**, even if consecutive sentences are not mandatory, **may be imposed consecutively by the Court.**

Court costs, restitution and other financial sanctions including fines, day fines, and reimbursement for the costs of any sanctions may also be imposed.

I understand that if I am now on felony probation, parole, under a community control sanction, or under post release control from prison, this plea may result in revocation proceedings and any new sentence could be imposed consecutively. I know any prison term stated will be served without good time credit.

**Post Release Control** - In addition, a period of supervision by the Adult Parole Authority after release from prison is (mandatory / optional) in this case. The parties agree that Post Release Control in this case can be granted under the following circumstances:

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If I am sentenced to prison for a **1<sup>st</sup> Degree Felony or a Felony Sex Offense**, after my prison release I **will have five (5) years of Post Release Control** under conditions determined by the Parole Board. If I am sentenced to prison for a **2<sup>nd</sup> Degree Felony or a 3<sup>rd</sup> Degree Felony** which involves causing or threatening physical harm, I **will have mandatory Post Release Control of three (3) years**. If I receive a prison term for a **3<sup>rd</sup> Degree Felony, 4<sup>th</sup> Degree felony or a 5<sup>th</sup> Degree Felony**, I **will be given up to three (3) years of Post Release Control**. A violation of any post release control rule or condition can result in a more restrictive sanction while I am under post release control, and increased duration of supervision or control, up to the maximum term and re-imprisonment even though I have served the entire stated prison term imposed upon me by this

Court for all offenses. If I violate conditions of supervision while under Post Release Control, the Parole Board could return me to prison for up to nine (9) months for each violation, for a total of one-half (1/2) of my originally stated prison term. If the violation is a new felony, I could receive a prison term of the greater of one (1) year or the time remaining on post release control, in addition to any other prison term imposed for the offense.

**Community Control** - If this Court is not required by law to impose a prison sanction, it may impose community control sanctions or non-prison sanctions upon me. I understand that if I violate the terms or conditions of a community control sanction, the Court may extend the time for which I am subject to this sanction up to a maximum of five (5) years, impose a more restrictive sanction, or imprison me for up to the maximum stated term allowed for the offense(s) as set out above.

I understand the nature of these charges and the possible defenses I might have. I am satisfied with my attorney's advice and competence. I am not under the influence of drugs or alcohol. No threats have been made to me. No promises have been made except as part of this plea agreement stated entirely as follows: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

I understand by pleading Guilty **I give up my right to a Jury Trial or Court Trial**, where I could confront and have my attorney question witnesses against me, and where I could use the power of the Court to call witnesses to testify for me. I know at Trial I would not have to take the witness stand and could not be forced to testify against myself and that no one could comment if I chose not to testify. I understand I waive my right to have the Prosecutor prove me Guilty beyond a reasonable doubt on every element of each charge.

By pleading Guilty **I admit committing the offense(s)** and will tell the Court the facts and circumstances of my guilt. I know the Judge may either sentence me today or refer my case for a pre-sentence investigation. I understand my right to appeal a maximum sentence, my other limited appellate rights and that any appeal must be filed within thirty (30) days of the date of my sentence. I understand the consequences of a conviction upon me if I am not a United States citizen. **I enter this plea voluntarily.**

DATED: \_\_\_\_\_

\_\_\_\_\_  
JUDGE

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Prosecuting Attorney

\_\_\_\_\_  
Attorney for Defendant