

**IN THE CIRCUIT COURT OF RAY COUNTY
STATE MISSOURI
ASSOCIATE CRIMINAL DIVISION**

Form No. 1

STATE OF MISSOURI)
vs.)
_____))
Street Address: _____))
City, State & Zip: _____))
Defendant's DOB: _____))

Div. No.: _____
Cause No.: _____
Dated: _____

PLEA OF GUILTY

Pursuant to Mo. Sup. Ct. Rule 31.03(a), and with the agreement of the defendant, defense counsel, the State of Missouri, and the Court, this matter is being disposed of by written plea.

By my signature to this Plea of Guilty, I _____, request the Court accept my Guilty Plea, and enter its Judgment and Sentence, in my absence, at such time, manner, and place as is convenient to the Court. I also consent and agree that neither the prosecuting attorney, nor my attorney, _____, need to personally appear before the Court to dispose of my case.

I have been informed of, and understand, the following:

1. I have the right to a trial by a jury or a judge to determine my guilt or innocence.
2. I am presumed innocent, and cannot be convicted at trial unless I am proven guilty beyond a reasonable doubt. In the case of a trial by a jury, all twelve (12) jurors must vote to either convict or acquit me.
3. If I plead guilty, there will be no trial, and the judgment and my sentence will be entered by the judge.
4. I do not have to plead guilty.
5. I am represented by an attorney.
6. I have the right at a trial to see and confront the witnesses against me, and to have my attorney cross-examine them.
7. I have the right to present evidence, and to have the Court subpoena the attendance of witnesses at any trial to testify on my behalf.
8. I have the right at a trial to remain silent, and neither the jury or judge can interpret my silence as proof of my guilt.
9. If I lose at trial, I can appeal, but there is no appeal from my plea of guilty.
10. My willingness to plead guilty results from prior discussions between the prosecuting attorney and my attorney. I am entering my Guilty Plea pursuant Mo. Sup. Ct. Rule 24.02(d)1(A),(C), and/or (D). I understand that if for any reason the Court rejects the plea agreement, I will be afforded the opportunity to withdraw my plea. If I then decide to persist in my plea, the disposition of my case may be less favorable to me than what I had contemplated by the plea agreement, and that there is the possibility the Court may sentence me to jail.
11. I am charged with the following offense(s):

12. My attorney has informed me of all of the elements of the charge(s) to which I am pleading guilty.
13. My attorney has discussed with me any possible defense(s) to the charge(s). I do not know of the existence of any witnesses, facts, circumstances and/or evidence, not presented to the Court, which would exonerate me of the charge(s).
14. My attorney has advised me of the minimum and maximum possible punishment to the charge(s).

- 15. No one is compelling me to plead guilty, and no one has made any threats or promises apart from the plea agreement as to what would happen if I plead guilty.
- 16. At the time I signed this Guilty Plea, I was not under the influence of drugs or alcohol.
- 17. I am in fact guilty of the charge(s) that I am pleading guilty to, and have actually committed each and every factual allegation in the charge(s) against me. I believe myself to be innocent, but I am aware of a very strong preponderance of the evidence which would be used against me at trial, and further believe that I would be convicted at trial.
- 18. I am completely satisfied with the services of my attorney.
- 19. I am aware that if I have not previously been fingerprinted in connection with my arrest, and I am required by law to do so. I will have to report to the law enforcement agency for fingerprinting as directed by the Court.
- 20. I am aware of the following plea agreement that has been offered and recommended by the prosecuting attorney pertaining to each of my charge(s):

21. I hereby freely and voluntarily waive all of my rights herein, and enter my plea(s) of guilty pursuant to the plea agreement and recommendation outlined above. I state to the Court that it is my personal decision to plead guilty, and that I know of no legal reason why judgment should not be imposed by the Court.

22. **I HAVE READ EVERYTHING ON THIS PLEA OF GUILTY, UNDERSTAND ALL OF IT, AND AGREE WITH IT.**

Defense Attorney: _____ **Defendant:** _____

Bar Number: _____ **Date:** _____

The Defendant must date, and sign, this Guilty Plea with an original ink signature. Defense counsel shall retain Defendant's originally signed Guilty Plea. Defense counsel and the APA/PA may provide either an electronic or original signature.

The Court hereby finds that:

There is a factual basis for the plea(s) of guilty, and Defendant is in fact guilty of the charge(s). Defendant does not know the existence of any witnesses, facts, circumstances or evidence which would exonerate Defendant of the charge(s). Upon inquiry of the prosecuting attorney, there are no witnesses or evidence which would cast a reasonable doubt about the Defendant's guilt and is not aware of any defense(s) available to Defendant that were not disclosed to the Court. The Court further finds that Defendant's plea(s) is/are knowingly, intelligently, and voluntarily made, and not the result of force, threats, or promises made apart from the plea agreement.

Defendant's plea(s) of guilty is/are accepted.

Hon. Judge Lori J. Baskins

Date: _____

IN THE CIRCUIT COURT OF RAY COUNTY
STATE OF MISSOURI
ASSOCIATE CRIMINAL DIVISION

STATE OF MISSOURI) CAUSE NO.:
v.) Comp. case(s):

JUDGMENT AND SENTENCE

Pursuant to Mo. Sup. Ct. Rule 31.03(a), and with the consent and agreement of the Defendant, his/her attorney, the Prosecuting Attorney, and the Court, this matter is being disposed of without the presence of Defendant, his/her attorney, and the Prosecuting Attorney. This action is being taken due to the ongoing national and state health emergency related to the COVID-19 outbreak. The Court finds this action is authorized by the Missouri Rules of Criminal Procedure and Missouri Supreme Court Orders related to the COVID-19 virus.

THE COURT FINDS THAT:

- Defendant was not under the influence of alcohol or drugs at the time of his written Guilty Plea(s);
1. There is a factual basis for the Guilty Plea(s), and upon inquiry of Defendant, Defendant is in fact guilty of the charges;
2. Defendant does not know of the existence of any witnesses, or any facts, circumstances or evidence which were not presented to the Court which would exonerate Defendant of the charge(s);
3. Upon inquiry of the Prosecuting Attorney, there are no witnesses or evidence which would cast a reasonable doubt about the Defendant's guilt or defenses available to defendant not disclosed to the Court;
4. After inquiry of Defendant in regard to any plea agreement reached with the Prosecuting Attorney:
(a) Defendant's Guilty Plea was based upon a plea agreement made pursuant Mo. Sup. Ct. Rule 24.02(d)1(A),(C), and/or (D) with the Prosecuting Attorney; and
(b) The plea agreement is accepted by the Court in sentencing.
5. Defendant fully understands the charge(s) against him/her and the range of punishment for each charge;
6. Defendant understands his/her rights; and
7. Defendant has made a knowledgeable, intelligent, and voluntary waiver of those rights.

The Court accepts Defendant's Guilty Plea and finds Defendant guilty of the charge(s) of:

WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED BY THE COURT THAT:

On the charge(s) of, the Court suspends imposition of sentence (SIS), and places Defendant on probation for a period of year(s). Defendant's probation shall be Court supervised private supervised probation with the following agency: based on the conditions set forth in the Orders of Probation hereafter. If Defendant's probation is supervised by the Court, Defendant shall appear in Court on and for probation review.

On the charge(s) of _____, the Court sentences and commits Defendant to the custody of the Sheriff of Ray County for a period of _____ days. It is further ordered that the execution of sentence (SES) be suspended, and that Defendant be placed on probation for _____ year(s). Defendant's probation shall be: Court supervised private supervised probation with the following agency: _____, based on the conditions set forth in the Orders of Probation hereafter.

On the charge(s) of _____, the Court sentences and commits Defendant to the custody of the Sheriff of Ray County for a period of _____ day(s) _____ month(s) _____ year(s). Defendant is granted _____ days credit. Said sentences to be served concurrent consecutive with _____.

On the charge of _____, the Court assesses a fine against Defendant in the amount of \$ _____.

On the charge of _____, the Court assesses a fine against Defendant in the amount of \$ _____.

On the charge of _____, the Court assesses a fine against Defendant in the amount of \$ _____.

The Prosecuting Attorney has agreed to dismiss the following charge(s): _____.

The Prosecuting Attorney has agreed to amend the following charges to _____.

THE COURT FURTHER ORDERS:

The following conditions/orders of probation:

Defendant is ordered to pay the following:

Court costs and Crime Victims Fund to the Court in the amount of \$ _____.

Recoupment costs to the Court in the amount of \$ _____.

Jail costs to the Court in the amount of \$ _____.

Restitution to the Prosecuting Attorney in the amount of \$ _____.

Law Enforcement Restitution Fund (LERF) to the Court in the amount of \$ _____.

Other _____.

Defendant shall obey the laws of the State of Missouri and all county and municipal ordinances.

Defendant shall follow all directives of his/her probation officer and the Court.

Defendant shall complete SATOP Community Service Hours VIP and show proof of completion to the Court by 9:00 a.m. on _____.

Defendant shall:

Install and maintain an Ignition Interlock Device (IID) on any vehicle he/she operates. Defendant shall have the IID installed by _____, and it shall remain on the vehicle(s) until _____. This order is independent of any IID requirement by the Director of Revenue (DOR).

Install and maintain an Ignition Interlock Device as required by the DOR.

Defendant shall serve _____ days shock time at the Ray County Jail by _____ beginning _____.

- Defendant has not been fingerprinted as required by State law. Defendant shall report to the following agency _____ by _____ for fingerprinting.
- Other: _____.
- FAILURE TO COMPLY WITH ANY OF THE COURT'S CONDITIONS/ORDERS HEREIN WILL RESULT IN A WARRANT BEING ISSUED FOR DEFENDANT'S ARREST.
- Cause continued to _____ for PAYMENT, APPEARANCE, OR WARRANT.
- If fines and costs are not paid in full within 30 days from the date of disposition, a time payment fee of \$25.00 to be assessed on each case.

SO ORDERED, this _____ day of _____, 2020

Associate Circuit Judge

I promise to pay the total amount due of \$ _____ knowing that if I don't abide by the Judge's Order set forth, a WARRANT MAY BE ISSUED AND additional costs may accrue.

Defendant's Original Signature

Date

SSN: _____

**IN THE CIRCUIT COURT OF RAY COUNTY
STATE OF MISSOURI
ASSOCIATE CRIMINAL DIVISION**

STATE OF MISSOURI

v.

CAUSE NO.: _____

Comp. case(s): _____

**NOTICE OF HEARING FOR DISPOSITION OF
TRAFFIC/MISDEMEANOR CASE(S) BY WRITTEN PLEA**

COMES NOW Defendant, by and through his/her attorney, pursuant to Mo. Sup. Ct. Rule of Crim. Pro. 31.03 (a), and requests the Court to set this matter for disposition on the Court's Written Plea Docket on Monday, _____ at 1:00 p.m.

Firm Name (if applicable): _____

Electronic signature
of attorney filing notice: _____

Bar Number: _____

Insert attorney's address,
phone & fax numbers,
and email address:

Certificate of Service

I certify that a copy of the foregoing Notice was served, via the electronic filing system, this _____ day of _____, 2020, to all parties of record.

IN THE CIRCUIT COURT OF RAY COUNTY
STATE OF MISSOURI
ASSOCIATE CRIMINAL DIVISION

STATE OF MISSOURI,) CAUSE NO.: _____
vs.)
_____) DATE: _____

ORDER GRANTING DEFENDANT TIME TO PAY

You have just been Ordered by the Court to pay \$ _____ for fines and/or court costs. (Plus restitution in the amount of \$ _____.) Your payment is due in full by _____ at 1:30 p.m. You should make partial payments during the month(s) prior to your final due date. If your fines and costs are not paid in full **within 30 days from the date of disposition**, a time payment fee of \$25.00 will be assessed on each case.

If you need an extension of time to pay, **you** must come into the Courtroom at 1:30 p.m. on the date your payment is due and ask the Judge for additional time and state your reasons for needing that time in open court. The Judge or Clerk will **not** listen to your reasons or grant an extension of time by phone.

If you do not have your fines and/or court costs (and restitution, if ordered) paid in full by the due date, and fail to appear in Court at 1:30 p.m. on that date, a **warrant** will be issued for your arrest and will not be recalled until payment is made in full. In addition, (for moving traffic violations), your failure to pay will also result in the Department of Revenue being notified, and your driver's license will be immediately suspended. If suspended, you will be required to obtain a Notice of Compliance form from the Court and send it to the Department of Revenue along with a reinstatement fee.

Payments may be made by mail if you wish; however, the risk of loss of payment in the mail is upon you and NOT the Court.

Please mail your payment in plenty of time so the Court receives it before the due date. Mail is to be addressed to:

Ray County Circuit Court
Criminal Division
100 West Main – Suite 22
Richmond, Missouri 64085

If you have any questions regarding the balance due or when you need to pay or appear, you may call the Clerk at (816) 776-3377 between the hours of 8:00 a.m. and 4:00 p.m., Monday through Friday.

By my signature, I hereby acknowledge that I have received a copy of this Order.

Defendant's signature

Date

Defendant's SSN

Notice: If you were ordered to pay restitution, it is to be paid to the Ray County Prosecuting Attorney's Office, 112 West North Main, Richmond, MO 64085. No cash or personal checks will be accepted. The Prosecuting Attorney's office requires you to make a monthly payment. If you fail to pay within six (6) months, a motion will be filed with the Court to revoke your probation. If you have any questions about your restitution, call the Prosecutor's Office at 816-776-2882.

IN THE CIRCUIT COURT OF RAY COUNTY
STATE OF MISSOURI
ASSOCIATE CRIMINAL DIVISION

STATE OF MISSOURI

vs.

) CAUSE NO.: _____
)
)
)
)

Comp. case(s): _____

**DEFENDANT’S REQUEST FOR REVIEW OF ELIGIBILITY
FOR DISPOSITION OF MISDEMEANOR OR TRAFFIC CASE BY WRITTEN PLEA.**

Comes now Defendant, by and through counsel, and requests the Court to review Defendant’s case(s) for eligibility for disposition by written plea. Defendant requests that the Court consider the following special circumstances and grant Defendant’s request to dispose of his/her cases by written plea. Defendant understands that there will be no review of the Court’s decision.

Firm Name (if applicable): _____

Electronic signature
of attorney filing notice: _____

Bar Number: _____

Insert attorney’s address,
phone & fax numbers,
and email address:

Certificate of Service

I certify that a copy of the foregoing Notice was served, via the electronic filing system, this _____ day of _____, 2020, to all parties of record.

ORDER OF THE COURT

The Court will will not accept a written guilty plea in this case.

The Court requests that the defense attorney prosecuting attorney provide the Court with additional information before the Court will rule on this request.

The Court will accept a written guilty plea in this case, but only under the following circumstances:

Response to Court's Request for Additional Information

SO ORDERED, this _____ day of _____, 2020.

The Honorable Lori J. Baskins

**IN THE CIRCUIT COURT OF RAY COUNTY
STATE OF MISSOURI
ASSOCIATE CRIMINAL DIVISION**

STATE OF MISSOURI) **CAUSE NO.:** _____
vs.)
_____) **DATE:** _____

**STATE OF MISSOURI’S CONSENT TO CASE DISPOSITION
BY WRITTEN GUILTY PLEA AND STATE’S CERTIFICATION**

The State of Missouri has reviewed the Guilty Plea and Judgment and Sentence forms filed by Defendant herein and found them to accurately reflect the plea agreement reached between the parties. The State consents to this matter being disposed of by written plea in accordance with the procedures set forth by this Court.

I hereby certify that I know of no witnesses or evidence, that, upon inquiry, would cast a reasonable doubt about the Defendant’s guilt, and I know of no defenses available to Defendant which have not been disclosed to the Court.

APA/PA signature

Bar No.

Date

Certificate of Service

I certify that a copy of the State of Missouri’s Consent to Case Disposition by Written Guilty Plea and State’s Certification was served, via the electronic filing system, this ____ day of _____, 2020, to the attorney(s) for Defendant.

APA/PA signature