

ACKNOWLEDGMENT OF ADVICE OF COUNSEL

I, _____ the defendant in the below matter, hereby acknowledge the advice of my attorney of record, Glen R. Graham, wherein he advised me of the following:

That after a thorough review of the facts, circumstances, and the law involving my case;

Attorney Glen R. Graham believes that at this time there is sufficient evidence against me accessible by the government that at a jury trial I could be convicted.

In Mr. Graham's opinion, the government will be able to prove their case against me and he believes it would be in my best interest to enter a plea of guilty at this time. According to Mr. Graham's calculations with regard to these charges at a jury trial if convicted I may be facing:

That the plea bargain offered to me if I enter a guilty plea without a trial is the following:

Attorney Glen R. Graham advises and urges me to enter a plea of guilty. Attorney Graham has explained to me that the plea bargain offered to me is far superior to a potential sentence if this case goes to trial. I am aware that if I go to trial that it is the general policy not to give probation if I am convicted at trial. If I have a jury trial then the court may still consider giving me probation but the general policy is not to give probation if I am convicted at a jury trial. Furthermore, there may be certain facts that the court hears during a trial that may discourage a court from giving me probation.

By waiving my right to a trial and entering a guilty plea and requesting a presentence investigation, I am not guaranteed probation and the final determination about whether I get probation or don't get probation is up to the Judge.

Additionally, the normal policy in a plea bargain is to run the sentences concurrently (at the same time) when there are multiple counts if I enter a guilty plea as part of the plea bargain. But if I go to jury trial and get convicted then the normal policy is to run the sentences consecutively (not together but stacked separately) if I am convicted at a jury trial. Further, a plea bargain normally limits the fine amounts to a minimal amount whereas at a jury trial the jury may impose any fine amount within the range for the offense which can be substantially more than was offered as part of a plea bargain.

Mr. Graham has explained to me and I fully understand that if I get convicted at trial, I am facing the above possible sentence(s). It is Mr. Graham's firm belief and advice that under the circumstances, that I should enter a plea of guilty.

Mr. Graham's legal and ethical duty as my attorney is to provide his legal advice and counsel. He has diligently and fully explained all the legal ramifications and effects of entering a plea of guilty well as the legal ramifications and effects of proceeding to trial.

Dated: _____

Defendant