

IN THE MUNICIPAL COURT
FOR THE CITY OF AMERICUS, GEORGIA

Defendant

)
) Case Numbers:
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**NOTICE OF RIGHT TO BE REPRESENTED BY AN ATTORNEY
(Tucci Notice)**

ADVICE OF RIGHTS

You have the right to be represented by an attorney in any criminal proceedings against you. An attorney can help you: (1) understand the charges against you; (2) determine whether a legally sufficient accusation has been filed against you; (3) determine whether you have any defense to the charge or charges against you, possible defenses may include but are not limited to self-defense, alibi, misidentification, accident, and reliance on the presumption of innocence and the State's burden to prove you guilty on all elements of the charge or charges against you beyond a reasonable doubt; (4) prepare and conduct any trial held on the charge or charges against you; (5) determine what evidence is legally admissible against you; (6) file motions and make objections to exclude evidence which is not legally admissible against you; (7) determine what evidence you would be able to present in your defense; (8) file motions to obtain information from the prosecution, such as police reports, scientific reports, witness statements, video or audiotapes, photographs, etc.; (9) make strategic decisions as to the calling of witnesses and whether or not you should testify at trial; (10) properly preserve legal issues for appeal in the event that you are convicted at trial; (11) conduct plea negotiations on your behalf if you desire to plead guilty to the charge or charges against you; (12) make sure all of your rights as a defendant in a criminal case are protected; (13) advise you of any possible immigration consequences of actions; (14) advise you of any possible effects upon your driver's license. The rules of evidence will be enforced by the Court even if you proceed without an attorney.

Charges handled by this court carry a maximum of one (1) year in jail and up to a \$2,500 fine. Community service and one or more driver education or risk reduction course may also be ordered by the judge. **It may be dangerous to proceed without the assistance of an attorney.** You may hire your own attorney. You may also use the City of Americus Municipal Court public defender.

**ACKNOWLEDGEMENT OF ADVICE OF RIGHTS AND
POSSIBLE WAIVER OF THE RIGHT TO BE REPRESENTED BY AN ATTORNEY**

I have read or had read to me all of the foregoing section titled "ADVICE OF RIGHTS". I understand the information contained in this notice. I understand the right I have to hire an attorney to represent me in this case or use the City of Americus Municipal Court Public Defender. **I understand that if my case is continued I must either seek the advise of the City of Americus Municipal Court Public Defender or a private attorney before I return to court and that attorney must file a written Notice of Appearance with the Court or I will deemed to have waived my right to be represented by an attorney.**

This _____ day of _____, 20_____.

Defendant

If the defendant cannot read, then the person reading the contents of this document to the defendant must sign here:

_____.