

****FORM NEEDS TO MAILED OR TAKEN IN PERSON TO CLERK OF COURTS****

Case No: _____

WAIVER OF ARRAIGNMENT

1. I, _____, acknowledge that I have received a "Notice to Appear" for Formal Arraignment on _____, _____. Copies of the Information(s) stating the charges filed against me by the District Attorney will be made available at the time of Arraignment.

2. I am aware that I have a right to have the charges against me, as contained in the Information(s), read to me, word for word, in open court, after which I will be asked to state whether I plead "Guilty" or "Not Guilty".

3. I am further aware that by my own choice, I may bypass the Arraignment procedure by waiving it, that is, giving up my right to be formally Arraigned. In the event I choose to do so, a plea of "Not Guilty" will automatically be entered on my behalf.

4. I have been advised by my attorney in accordance with Rules of Court as to my rights as follows:

(a) I have a right to be represented by a lawyer of my own choice, or I may represent myself. I am further aware that if I believe I cannot afford a lawyer to represent me, I may immediately make application to the Office of the Public Defender, Luzerne County, New Annex Building, Wilkes-Barre, Pennsylvania 18711.

(b) I have a right to file a "Request for Bill of Particulars" within seven (7) days following the scheduled date of my Arraignment and ordinarily not later than that.

(c) I have a right to file a "Motion for Pre-Trial Discovery and Inspection" within fourteen (14) days following the scheduled date of my Arraignment and ordinarily not later than that.

(d) I have a right to file various other motions, and any such other motions I may wish to file must ordinarily be filed within thirty (30) days following the scheduled date of my Arraignment and are to be filed in one (1) document titled "Omnibus Pre-Trial Motion".

(e) I understand that the scheduled date of my Arraignment is _____
20____.

5. I further understand that if I do not file these Motions in accordance with the Rules of Criminal Procedure as outlined above, I may jeopardize my right to file them at a later date.

6. I acknowledge that I have read and I do understand my rights as set forth herein.

7. I hereby waive a formal Arraignment and enter a plea of "Not Guilty" to the charges filed against me at this time.

DATE

SIGNATURE OF DEFENDANT

ENTRY OF APPEARANCE

The foregoing document has been executed by the Defendant after conferring with me in my capacity as Attorney for Defendant. I do hereby enter my appearance in the above proceedings as Attorney for Defendant. I do hereby enter my appearance in the above proceedings as Attorney for the Defendant.

DATE

SIGNATURE OF ATTORNEY FOR DEFENDANT

ATTORNEY ID#

PRINTED NAME OF ATTORNEY FOR DEFENDANT

Private

Public Defender

Court Appointed

Pro Bono Counsel

ADDRESS FOR ATTORNEY