

TOWN OF MOUNTAIN VIEW

MUNICIPAL COURT

ADVISEMENT OF RIGHTS

- **As a defendant you have been charged with a violation of the Municipal Code of the Town of Mountain View. The fact that a summons and complaint has been issued is not evidence of your guilt**
- **Your rights are as follows:**
 1. To appear before a judge.
 2. If incarcerated, you have a right to bail as set by the Court.
 3. To be advised of the nature of the charges against you and of the maximum penalty: Maximum penalty is \$2,650 fine and/or 364 days in jail.
 4. To be presumed innocent of the charges.
 5. To Plea: GUILTY: A plea of guilty is your admission that you committed the offense charged. A plea of guilty is the final determination of your case and may result in points being assessed against your driving record in traffic matters as well as other penalties ordered by the Court. Or NOT GUILTY: A plea of not guilty means the matter must be resolved at trial and the prosecution must prove you guilty beyond a reasonable doubt. Any plea you make must be voluntary and not the result of undue influence or coercion on the part of anyone.
 6. To remain silent and present no evidence. Any statement made by you can and may be used against you.
 7. To be represented by counsel, and if indigent, the right to appointed counsel if you qualify;
 8. To have a trial to the Court or to a jury, if such right is granted by ordinance. If you wish to have a jury trial, please so advise the Court for further instructions.
 9. To compel the attendance of witnesses on your behalf by subpoenas, issued by the Court, without expense to you.
 10. To have a trial within 91 days of a not guilty plea
 11. To testify or not testify on your own behalf. Your silence does not imply any wrongdoing on your part and cannot be used against you.
 12. To appeal to the First Judicial District Court any judgment within thirty five (35) days after the judgment is entered, however, if you plead guilty, you waive your right to appeal.
 13. To understand that immigration status may be effected by a conviction. This may include potential deportation, loss of the ability to become a naturalized citizen and/or ability to re-enter the United States. If you wish to consult with an attorney concerning your immigration status relative to this case, the Court will allow you time to do so.
 14. To a continuance of this arraignment, for good cause shown.
 15. SEALING OF RECORD: If your case is dismissed after deferred judgment or acquittal at trial: 1.) No sealing is dismissed as part of plea bargain. 2.)\$65.00 fee to seal case. 3.) Court will send order to CBI and other agencies. (NOTE: Municipal cases may or may not be on CBI computer)
 16. If you are or were a member of the armed forces, including army, navy, marines, air force, or coast guard including reserves or national guard, you may be entitled to receive mental health treatment, substance use disorder treatment or other services for veterans. (C.R.S. 16-7-207.5(1))

IF YOU HAVE ANY QUESTIONS ABOUT THESE RIGHTS, PLEASE ASK THE COURT.

7-19-2018