

STATE OF NORTH CAROLINA

→ File No. _____
In The General Court of Justice
 District Superior Court Division

Rockingham County

STATE VERSUS

Name of Defendant

WAIVER OF COUNSEL

Applicant: (answering this question is optional) Have you ever served in the United States Armed Forces?

Yes No

Additional File No. (s) And/Or Offense (s)

ACKNOWLEDGMENT OF RIGHTS AND WAIVER

As the undersigned party in this action, I freely and voluntarily declare that I have been fully informed of the charges against me, the nature of and the statutory punishment for each such charge, and the nature of the proceedings against me; that I have been advised of my right to have counsel assigned to assist me and your right to have the assistance of counsel in defending against these charges or handling these proceedings, and that I fully understand and appreciate the consequences of my decision to waive the right to assigned counsel.

I freely, voluntarily, and knowingly declare that: (check only one)

- 1. I waive my right to assigned counsel and that I, hereby, expressly waive that right.
- 2. I waive my right to all assistance of counsel which includes my right to assigned counsel and my right to the assistance of counsel. In all respects, I desire to appear on my own behalf, which I understand I have the right to do.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME

Date:

Date:

Signature:

Signature of Defendant:

Judge Clerk of Superior Court Asst. CSC Deputy CSC Magistrate Notary

CERTIFICATE OF JUDICIAL OFFICIAL

I certify that the above-named defendant has been fully informed of the charges against him/her, the nature of and the statutory punishment for each charge, and the nature of the proceeding against the defendant and his/her right to have counsel assigned by the court and his/her right to have the assistance of counsel to represent him/her in this action; that the defendant comprehends the nature of the charges and proceedings and the range of punishments; that he/she understands and appreciates the consequences of his/her decision and that the defendant has voluntarily, knowingly and intelligently elected in open court to be tried in this action:

(check only one)

- 1. Without the assignment of counsel.
- 2. Without the assistance of counsel, which includes the right to assigned counsel and the right to assistance of counsel.

NOTE: For a waiver of assigned counsel only, both blocks numbered "1" must be checked. For a waiver of all assistance of counsel, both blocks numbered "2" must be checked.

Date:

Name of Judicial Official (type or print)

Signature of Judicial Official

NOTE: A magistrate may accept waivers of counsel if designated to do so by the Chief District Court Judge. See G.S. 7A 146(11) and G.S. 7A-292(15)