

WHEAT RIDGE MUNICIPAL COURT

7500 West 29th Avenue
Wheat Ridge, CO 80033-8001

Christopher D. Randall
Presiding Judge

JUVENILE ADVISEMENT OF RIGHTS

The Municipal Court is the independent judicial branch of the City of Wheat Ridge Municipal government. As a defendant, you have been charged with a violation of a code or an ordinance of the City of Wheat Ridge. The fact that a Summons and Complaint has been issued is not evidence of your guilt. Your rights and obligations are set forth below. These rights are crucial to your case.

1. The following is a statement of the rights that the juvenile defendant has in this case:
 - a. Juvenile defendants (children 10 years of age and under eighteen (18) years of age) must be accompanied by a parent or legal guardian to all court appearances. Juveniles have the same rights as adults, with the exception of the right to a trial by jury and the appointment of counsel.
 - b. You have the right to enter a plea of not guilty and by doing so have the right to a trial to the Court, over which a Judge will preside.
 - c. You are presumed innocent of the charges pending against you, and that presumption of innocence will remain with you throughout your case.
 - d. You have the right to understand the nature of the charges(s) against you.
 - e. You need not make a statement and any statement made can and may be used against you.
 - f. You have the right to seek counsel to represent you throughout all court proceedings.
 - g. If you feel you did not commit a violation of the ordinance with which you have been charged, you should enter a plea of “not guilty”. The City Attorney will then be required to prove all the elements of the violation beyond a reasonable doubt.
 - h. A plea of “guilty” is your admission that you did violate the ordinance as charged. If you plead guilty, the City will not be required to prove anything.
 - i. Any plea you make must be voluntary on your part and not the result of undue influence or coercion.
 - j. Once a plea of guilty is accepted, it is very difficult for you to change your mind and withdraw that plea. In criminal matters, a fine may be imposed as well as any other conditions the court finds appropriate.
 - k. The plea of nolo contendere or no contest is one of privilege and may be refused at the discretion of the Court. If accepted by the Court it means that you are not admitting guilt, however, you will be sentenced as though you did plead guilty, with all the same possibilities.
 - l. If after the trial to Court, at which you are found Guilty, you have the right to appeal to a higher court to review the judgment of the Court.

2. These rights apply when you enter a guilty or nolo contendere to the charge(s) brought against you.
 - a. I acknowledge that I understand the elements of the offense and the penalty for the offense stated on the citation. I understand that the prosecution would have to prove each element of the offense beyond a reasonable doubt before I would be convicted of that offense at trial.
 - b. I understand that the Court will not be bound by any representations made to me by anyone concerning the penalty to be imposed or the granting or denial of probation, unless such representations are included in a formal plea agreement approved by the Court.
 - c. I acknowledge that there is a factual basis for a guilty plea or, if this plea is a result of a plea bargain, I waive

the establishment of a factual basis for the charge.

- d. At this time I am not under the influence of any drugs, intoxicants, or medication that would interfere with my ability to understand the advisement given in this form.
- e. I understand that if I am not a citizen of the United States and I plead guilty or nolo contendere (“no contest”) to a crime, this plea may cause collateral consequences including but not limited to deportation or removal, exclusion from the United States, or denial of naturalization. I understand that a deferred sentence may be considered a conviction for immigration purposes. I understand that I may confer with an attorney regarding immigration issues and collateral consequences prior to entering this plea. I understand that this court has no authority regarding immigration issues. No promises or representations have been made to me by the Court regarding immigration consequences other than the statements made in this Advisement.
- f. I understand that entering a guilty plea in this criminal case may result in separate administrative procedures of the Department of Revenue, Motor Vehicles Division (“DMV”). I also understand that those additional actions by the DMV may include the revocation of my permit/license.

ADVISEMENT TO JUVENILE DEFENDANT AND PARENT(S) CONCERNING THE SEALING OF RECORDS

Under some circumstances, criminal records may be sealed or expunged pursuant to Title 24, Article 72, Part 7. Some juvenile records are expungable pursuant to Section 19-1-306 (C.R.S 2017). Request the form from the clerk of the court to apply or for more information.

I acknowledge that I have read and understand this advisement of rights in Section 2, and I understand that if I enter a plea of guilty to the charge I am waiving and giving up all the rights set forth.

X _____ X _____ X _____
DEFENDANT NAME - PRINT DEFENDANT’S SIGNATURE DATE

X _____ X _____
PARENT OR GUARDIAN SIGNATURE (If Defendant is under 18) DATE

X _____ X _____
ATTORNEY’S SIGNATURE DATE