

ADDENDUM "A" TO PLEA PETITION

WAIVER OF JURY AND PROOF BEYOND A REASONABLE DOUBT OF ENHANCEMENT FACTORS

ENHANCEMENT FACTORS

I understand that my case involves one or more allegations of fact which, if proved, may increase the severity of my sentence. These facts are called "sentence enhancement factors". I understand that I have a right to have a jury decide whether the State can prove the existence of enhancement factors beyond a reasonable doubt. I understand that if I admit that enhancement factors exist, I will give up my right to have a jury decide whether there is proof beyond a reasonable doubt that enhancement factors exist.

___ I demand a Jury Trial Court Trial on the following enhancement factors _____
_____.

I understand I give up my right to a jury trial if I demand a Court Trial.

___ I give up my right to have a trial on enhancement factors by admitting the crime or crimes to which I am pleading guilty or no contest involve the following enhancement factor which I admit to be true:

- ___ There was deliberate cruelty to the victim;
- ___ The victim was vulnerable;
- ___ There was a threat of actual violence made to the victim;
- ___ I have persistently been involved in similar crimes unrelated to the current crime;
- ___ This crime involved a violation of public or professional responsibility;
- ___ There were multiple victims or incidents unrelated to the current crime;
- ___ This crime was part of an organized criminal operation;
- ___ The victim received permanent injury;
- ___ The harm or loss resulting from this crime was significantly greater than typical for this crime;
- ___ The crime was motivated entirely or in part by the victim's race, color, national origin or sexual orientation;
- ___ Immigration status is such that the purposes of probation cannot be served.
- ___ Other: _____

Defendant

Date

Defense Attorney