

State of Oregon

vs.

Case No. _____

TRIAL BY AFFIDAVIT

I have pled NOT GUILTY and I hereby waive my right to have testimony presented in open court and authorize testimony to be in the form of an affidavit.

I realize by signing this waiver that the officer may file an affidavit and not appear in court. I also realize that I need not appear in person but may appear by affidavit.

I further state my intentions as follows:

(_____) I waive my right to be present at a hearing and declare that I will submit to the court my affidavit containing my testimony and affidavits of witnesses, if any, to the court within thirty days of today's date, and if I fail to submit said affidavit within thirty days, I authorize the court to decide whether I am guilty or not guilty based upon the contents of my file.

(_____) I do not waive my right to be present at a hearing and request that I be notified of the time and date of the hearing. I also understand that the officer will not be present, but will submit an affidavit.

I CERTIFY THAT I HAVE READ THE ABOVE AND WAIVE MY RIGHT TO HAVE TESTIMONY PRESENTED IN OPEN COURT AND TO HAVE THIS MATTER DECIDED AS STATED ABOVE.

Dated this ____ day of _____, 20____.

Signature of Defendant

Address

City State Zip

Witnessed by:

Court Clerk