☐ Cascade Division ☐ Everett Division ☐ Evergreen Division ☒ South Division

EXPLANATION OF RIGHTS AND COURT PROCEDURE

You are scheduled to appear for arraignment because you are charged with a crime. The purpose of an arraignment is to advise you of the charge(s) and the maximum and applicable minimum penalties, to advise you of your constitutional rights, and to record your plea of either "guilty" or "not guilty."

If you enter a plea of ***not guilty***, your trial will be set within 90 days from the date of arraignment. If you are in custody on this charge, your trial will be set within 60 days. If you enter a plea of ***guilty***, you are giving up your right to a trial and the court must assume you are guilty. You will be given a chance to make a statement about your case before you are sentenced.

If you are in custody at the time of your arraignment you may request that the court release you on your promise to appear. If the court grants your request you must then comply with any conditions set by the court, including future appearances in court. If the court does not grant your request for release on your promise to appear, then bail will be required and you will be released upon the posting of that amount. Failure to appear for trial or other court hearings would then result in the forfeiture of that bail and the issuance of a warrant for your arrest.

CONSTITUTIONAL RIGHTS

The Constitutions of the United States and the State of Washington give you the following rights:

1. **Presumption of innocence.** As a defendant in a criminal matter, you are presumed innocent. The prosecution must prove the charge against you beyond a reasonable doubt.
2. **Representation by a lawyer.** You have the right to be represented by a lawyer at arraignment, at any time you are questioned, and at all court appearances. You may, in all cases, hire a lawyer of your own choosing to represent you. If you cannot afford to hire your own lawyer, and are charged with a crime that is punishable by a jail term, the court will appoint a lawyer to represent you at public expense.
3. **To remain silent.** You may refuse to make a statement regarding your case to any prosecuting authority, to the police, or to this court. If you choose to make a statement, it can and will be used against you at trial. You may also refuse to testify in court. Failure to testify will not be considered as evidence against you.
4. **To a jury trial.** If you plead "not guilty," your case will be set for trial before a jury of six persons. If you do not want your case tried before a jury, you may give up your right to a jury trial and have your case set for trial before a judge without a jury.

I HAVE READ AND UNDERSTAND MY RIGHTS

INTERPRETER USE ONLY

I am a certified interpreter or have been found qualified by the court to interpret in the _____ language, which the defendant understands, and I have translated this document for the defendant from English into that language. The defendant has acknowledged his or her understanding of both the translation and the subject matter of this document. I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed at _____, Washington, on _____.

Interpreter Name: _____

Interpreter Signature: _____

_____
Signature

_____
Name

_____
Street / P.O. Box

_____
City State Zip

_____
DOB

_____ _____
Phone Date