

IN THE MASON MUNICIPAL COURT

STATE OF OHIO, :
Plaintiff : Case No. _____
 :
VS :
 : **WAIVER OF PRELIMINARY**
 : **HEARING**

Defendant :

The undersigned Defendant having appeared in this Court for his/her Preliminary Hearing for a Felony charge and being advised of the following rights: (Ohio Criminal Rule 5)

- To hear the charge(s) against me,
- To know the possible penalties for said charge(s)
- To counsel of my own choosing or, if unable to employ counsel, the right to have counsel appointed to me without cost, Crim. Rule 5(A)(2)
- To a reasonable continuance of the preliminary hearing in order to secure counsel, Crim. Rule 5(A)(2)
- To present witnesses or other evidence on my behalf, Crim. Rule 5(A)(3)
- To use the court's authority to subpoena witnesses,
- To confront and cross examine any witnesses of the state, Crim. Rule 5(A)(2)
- To inspection of any exhibits of the State, Crim. Rule 5(A)(2)
- To offer evidence on my half knowing that such evidence may be used against me later in trial. Crim. Rule 5(A)(3)(a)
- To make statements, not under oath, concerning the facts in evidence. Crim. Rule 5(A)(3)(b) and
- To make no statements, and that such refusal could NOT be used against me at trial. Crim. Rule 5(A)(3)(c) and
- To make statements on my behalf knowing that such statements may be used against me later in trial. Crim. Rule 5(A)(3)(d), and
- If indicted on these felony charges, to automatically have the right to a jury trial in the Common Pleas Court.

Defendant by signing this waiver indicates to the Court that no promises were made to him/her other than those that were discussed in open court, if any, and that he/she is not being coerced in anyway, does hereby affirmatively waive his/her right to a preliminary hearing in this court on the charge(s) of _____, and hereby consents to be bound over to the Warren County Grand Jury for further consideration for an indictment.

DEFENDANT (print name and sign)

ATTORNEY FOR DEFENDANT

D. ANDREW BATSCHE, JUDGE