

## **PLEA IN ABSENTIA FORM**

To assist you while you are on the road, this Plea in Absentia is made available to you. Please follow these instructions:

1. Print it out this form.
2. Fill in the yellow high-lighted areas (blank lines) only (those areas may not print out in yellow, but that does not matter). These areas are your name in the Caption area, your city and state where you live, your printed name. I will fill in the other areas as they apply in your case.
3. Sign your name where indicated and have it notarized (if it's not notarized, the judge may not accept it).
4. Return it to me with a money order (made payable to the "Clerk of Court") for the amount of the fine to the following address:

David J. Casey  
540 Powder Springs Street  
Suite B-9  
Marietta, Georgia 30064

5. This MUST be received prior to me leaving for Court. If it is not received before I leave for Court, I will not be able to present it to the judge.

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_

**STATE OF GEORGIA**

STATE OF GEORGIA,

CASE NO

v.

\_\_\_\_\_,

Defendant.

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**PLEA IN ABSENTIA**

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I, the above-named Defendant, hereby certify that I am now residing in \_\_\_\_\_  
\_\_\_\_\_(City), \_\_\_\_\_(State), and that it would be expensive and  
burdensome for me to travel to Marietta, Georgia, to dispose of this case. It is my  
understanding that my case is scheduled for disposition on the \_\_\_\_ day of  
\_\_\_\_\_, 200\_\_\_\_, and that I have been charged with the following:

\_\_\_\_\_.  
It is my understanding, through my attorney, David J. Casey, that the Solicitor will  
recommend a fine of \$ \_\_\_\_\_.00 and will plead to \_\_\_\_\_, with the  
sentence being suspended upon payment of the fine. I understand that the  
recommendation is not binding upon the trial judge. I understand that upon conviction  
the court can impose a sentence of up to 12 months imprisonment and a fine of  
\$1,000.00, or both, for each charge against me.

I hereby authorize my attorney to enter a plea of Guilty/Nolo Contendere on my  
behalf and in my absence to all charges related to the above-styled matter and sign any  
and all necessary document regarding same. I hereby request and consent that my  
case be disposed of in my absence, and I hereby waive my presence at such trial.

My attorney has fully explained to me the following rights which I understand and which I waive:

1. The right to trial with or without a jury.
2. The right to confront and cross-examine any witness and evidence in my behalf.
3. The right to present witnesses and evidence in my behalf.
4. The right to examine all physical and documentary evidence against me.
5. The right to remain silent.
6. The right to have free counsel appointed to represent me if I am indigent.
7. The right to appeal to a higher Court except in certain circumstances.
8. The right to require the State to prove its case against me beyond a reasonable doubt.

This the \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

Defendant:

\_\_\_\_\_

(Printed Name)

\_\_\_\_\_

(Signature)

Sworn to and subscribed before me this the  
\_\_\_\_ day of \_\_\_\_\_, 200\_\_.

\_\_\_\_\_  
Notary Public  
Commission Expires

Approved, Defendant's Attorney:

\_\_\_\_\_  
David J. Casey  
Bar No. 115603  
540 Powder Springs Street  
Suite B-9  
Marietta, Georgia 30064  
770/424-4535