

IN THE SUPERIOR COURT OF _____ COUNTY, STATE OF GEORGIA

STATE OF GEORGIA versus

CRIMINAL ACTION #:

_____ **Term of 20** _____

Clerk to complete if incomplete:

OTN(s): _____

DOB: _____

Ga. ID#: _____

**Final Disposition:
FELONY CONFINEMENT**

First Offender/Conditional Discharge entered under:

- O.C.G.A. § 42-8-60 O.C.G.A. § 16-13-2
- Repeat Offender as imposed below**
- Repeat Offender waived

PLEA:

- Negotiated Non-negotiated

VERDICT:

- Jury Non-jury

The Court enters the following judgment:

Count	Charge (as indicted or accused)	Disposition (Guilty, Not Guilty, Guilty- <u>Alford</u> , Guilty-Lesser Incl, Nolo, Nolo Pros, Dead Docket)	Sentence	Fine	Con/Cons, Merge, Susp	With Count
1						
2						
3						
4						

The Defendant is adjudged guilty or sentenced under First Offender/Conditional Discharge for the above-stated offense(s); the Court sentences the Defendant to confinement in such institution as the Commissioner of the State Department of Corrections may direct, with the period of confinement to be computed as provided by law.

Sentence Summary: The Defendant is sentenced for a total of _____.

The Defendant is to receive credit for time served in custody: from _____; or

as determined by the custodian.

The Court sentences the Defendant as a recidivist under O.C.G.A.:

§ 17-10-7(a); § 17-10-7(c); § 16-7-1(b); § 16-8-14(b); or § _____.

The Defendant shall pay restitution in the amount of \$ _____ through the Clerk of Court for the benefit of the victim(s), _____.

The Defendant consenting hereto, it is the judgement of the Court that no judgement of guilt be imposed at this time but that further proceedings are deferred and the Defendant is hereby sentenced to confinement at such institution as the Commssioner of the State Department of Corrections or the court may direct, with the period of confinement to be computed as provided by law.

Upon the Court's determination that the Defendant is or was not eligible for sentencing under the First Offender Act, the Court may enter an adjudication of guilt and proceed to sentence the Defendant to the maximum sentence as provided by law.

For Court's Use:

The Hon. _____, Attorney at Law, represented the Defendant by:

employment; or appointment.

SO ORDERED this _____ day of _____, 20_____.

Judge of Superior Court

Judicial Circuit

(print or stamp Judge's name)

FIREARMS – If you are convicted of a crime punishable by imprisonment for a term exceeding one year, or of a misdemeanor crime of domestic violence where you are or were a spouse, intimate partner, parent, or guardian of the victim, or are or were involved in another similar relationship with the victim, it is unlawful for you to possess or purchase a firearm including a rifle, pistol, or revolver, or ammunition, pursuant to federal law under 18 U.S.C. § 922(g)(9) and/or applicable state law.

ADVISEMENT OF HABEAS STATUTE OF LIMITATIONS

In accordance with the Official Code of Georgia Annotated Section 9-14-42 you are hereby informed of the following Georgia law:

9-14-42. Denial of constitutional or other rights; waiver of objections

(a) Any person imprisoned by virtue of a sentence imposed by a state court of record who asserts that in the proceedings which resulted in his conviction there was a substantial denial of his rights under the Constitution of the United States or of this state may institute a proceeding under this article.

(b) The right to object to the composition of the grand or trial jury will be deemed waived under this Code section unless the person challenging the sentence shows in the petition and satisfies the court that cause exists for his being allowed to pursue the objection after the conviction and sentence have otherwise become final.

(c) Any action brought pursuant to this article shall be filed within one year in the case of a misdemeanor, except as otherwise provided in Code Section 40-13-33, or within four years in the case of a felony, other than one challenging a conviction for which a death sentence has been imposed or challenging a sentence of death, from:

(1) The judgment of conviction becoming final by the conclusion of direct review or the expiration of the time for seeking such review;

(2) The date on which an impediment to filing a petition which was created by state action in violation of the Constitution or laws of the United States or of this state is removed, if the petitioner was prevented from filing such state action;

(3) The date on which the right asserted was initially recognized by the Supreme Court of the United States or the Supreme Court of Georgia, if that right was newly recognized by said courts and made retroactively applicable to cases on collateral review; or

(4) The date on which the facts supporting the claims presented could have been discovered through the exercise of due diligence.

Acknowledgment: I have read the terms of this sentence or had them read and explained to me.

Probation Officer