

9. I understand that I am entering a plea of guilty by this agreement on an emergency basis during the COVID-19 pandemic and that my ability to enter a guilty plea by affidavit/certification rather than during a court hearing is only available while the Order of the Supreme Court authorizing a plea of guilty by affidavit/certification dated May 7, 2020, remains in effect.

10. I hereby enter a plea of guilty to the charge of _____. I understand that either: 1) my attorney and the prosecutor/ a law enforcement officer authorized to prosecute this matter have agreed that the recommended sentence will not result in jail time, or 2) a penalty for the charge pending against me does not include a possibility of jail time. I further understand that the prosecutor/ a law enforcement officer authorized to prosecute this matter will recommend the following sentence: _____, to be paid to the _____ ☐ Municipal / ☐ Magistrate Court. I also understand that, as a result of my plea to the above charge, my charge for _____, Ticket/Warrant No. _____, will be dismissed. I further understand that my presence in court will not be required to enter this plea; that, by my authorization, I will be found guilty of _____.

11. I understand that my guilty plea can be used to impose higher, enhanced penalties for committing an offense in the future, and can include collateral consequences (i.e. suspension of driver's license).

12. I have not been promised anything except the above plea agreement. I also state that I have not been threatened, forced or coerced into entering into this plea agreement.

13. I have reviewed this matter completely with my attorney and am satisfied in the manner in which my attorney has advised and represented me.

BY SIGNING BELOW, I understand, accept and agree to the terms, statements and conditions contained in this Affidavit/Certification of Guilty Plea.

Defendant

SWORN to and subscribed before me
This _____ day of _____, 20____.

Notary Public for South Carolina

My commission expires: _____

In light of the coronavirus emergency, the following certification may be used in place of appearing before a notary:

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment by contempt.

Signature

Print or Type Name

Date: _____

STATE OF SOUTH CAROLINA) IN THE MAGISTRATE/MUNICIPAL COURT
CITY/COUNTY OF _____) OF THE CITY/COUNTY OF _____
))
CITY/COUNTY OF _____)
))
v.) AFFIDAVIT/CERTIFICATION OF GUILTY PLEA
) (In Re: Summary Court Pleas, Sup. Ct. Order 5/7/2020)
) Ticket/Warrant No. _____
))
_____)
DEFENDANT)

STATE OF SOUTH CAROLINA)
))
COUNTY OF _____) DEFENSE AFFIDAVIT/CERTIFICATION
(In Re: Summary Court Pleas, Sup. Ct. Order)

I, _____, an attorney licensed to practice in the state of South Carolina, acknowledge and affirm or certify that I represent the above-named defendant in this action, that I have explained to the defendant his/her constitutional rights, that I have explained to the defendant and believe that defendant understands that signing the plea affidavit waives the constitutional rights explained, and that I have explained to the defendant that the prosecutor in this action and I have discussed and agreed to the recommended sentence to be imposed upon defendant's guilty plea which shall not include jail time.

SWORN to and subscribed before me _____ (Name)
This ____ day of _____, 20____. _____ (Firm)
_____ (Address)

Notary Public for South Carolina
My commission expires: _____

In light of the coronavirus emergency, the following certification may be used in place of appearing before a notary:

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment by contempt.

Signature

Print or Type Name

Date: _____

STATE OF SOUTH CAROLINA) IN THE MAGISTRATE/MUNICIPAL COURT
CITY/COUNTY OF _____) OF THE CITY/COUNTY OF _____
))
CITY/COUNTY OF _____)
))
v.) AFFIDAVIT/CERTIFICATION OF GUILTY PLEA
) (In Re: Summary Court Pleas, Sup. Ct. Order 5/7/2020)
) Ticket/Warrant No. _____
))
_____)
DEFENDANT)

STATE OF SOUTH CAROLINA)
))
COUNTY OF _____) PROSECUTION AFFIDAVIT/CERTIFICATION
(In Re: Summary Court Pleas, Sup. Ct. Order)

I, _____, an attorney licensed to practice in the state of South Carolina/a law enforcement officer authorized to prosecute this matter, acknowledge, affirm and/or certify that I represent the ☐ City / ☐ County in this action, that I have complied with the Victims' Bill of Rights pursuant to Article I, Section 24 of the South Carolina Constitution, and that the attorney for the defendant in this action and I have discussed and the defendant, upon advice of his/her attorney, has agreed to the recommended sentence to be imposed upon defendant's guilty plea, which shall not include jail time.

SWORN to and subscribed before me _____ (Name)
This _____ day of _____, 20_____. _____ (Firm)
_____ (Address)

Notary Public for South Carolina
My commission expires: _____

In light of the coronavirus emergency, the following certification may be used in place of appearing before a notary:

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment by contempt.

Signature

Print or Type Name
Date: _____