

United States District Court
Middle District of Florida
Jacksonville Division

UNITED STATES OF AMERICA,

Plaintiff,

v.

No. 3:[]

[]

Defendant.

Waiver of Detention Hearing

The government has moved for your detention. The government has the burden of showing by a preponderance of the evidence that no condition or combination of conditions will reasonably assure your presence as required or by clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of the community. The Court considers: (1) the nature and circumstances of the alleged offense; (2) the weight of the evidence against you; (3) your history and characteristics; and (4) the nature and seriousness of the danger to others or the community. If the government satisfies its burden, the Court has to order your detention.

You have a right to a detention hearing. At the hearing, you have the right to be represented by counsel, and, if financially unable to obtain adequate representation, to have counsel appointed. At the hearing, you would be afforded an opportunity to testify, to present witnesses, to cross-examine witnesses who appear, and to present information.

You can waive your right to a detention hearing, which means the Court would order you detained without conducting a detention hearing. The Court can accept a waiver only if you make the waiver knowingly, freely, intelligently, and voluntarily. To enable the Court to decide if you are making the waiver knowingly, freely, intelligently, and voluntarily, please answer these questions by checking the appropriate box.

1. Do you understand your right to a detention hearing? YES NO
2. Do you want to waive your right to a detention hearing? YES NO
3. Have you had enough time to talk to your lawyer about the waiver? YES NO
4. Has anyone forced you, coerced you, threatened you, or promised you anything to get you to waive your right to a detention hearing? YES NO

5. Is it your independent decision to make this waiver? YES NO

DEFENDANT

Date

DEFENDANT'S ATTORNEY

Date

By my signature below, I accept the defendant's waiver.

JUDICIAL OFFICER

Date