

STATE OF ILLINOIS
IN THE CIRCUIT COURT OF THE 18TH JUDICIAL CIRCUIT
COUNTY OF DU PAGE

PEOPLE OF THE STATE OF ILLINOIS,)

VS)

No. _____)

DEFENDANT.)

ORDER

This matter is before the Court for the Defendant's request to proceed Pro Se and to waive his right to be represented by an attorney. The Defendant has been informed of the following admonitions per Supreme Court Rule 401 and People v. Ward 208 Ill.App.3d 1073, 153 Ill.Dec. 684, 567 N.E.2d 642 (1991):

- (1) presenting a defense is not a simple matter of telling one's story, but requires adherence to various technical rules governing the conduct of a trial;
- (2) a lawyer has substantial experience and training in trial procedure and the prosecution will be represented by an experienced attorney;
- (3) a person unfamiliar with legal procedures (a) may allow the prosecutor an advantage by failing to make objections to inadmissible evidence, (b) may not make effective usage of such rights as the *voir dire* of jurors, and (c) may make tactical decisions that produce unintended consequences;
- (4) the defendant proceeding *pro se* will not be allowed to complain on appeal about the competency of his representation;
- (5) the effectiveness of his defense may well be diminished by his dual role as attorney and accused;
- (6) defendant will receive no special consideration from the court;
- (7) defendant will receive no extra time for preparation or greater library time (if in jail or prison);
- (8) a lawyer can render important assistance (a) by determining the existence of possible defenses to the charges against defendant, (b) through consultations with the prosecutor regarding possible reduced charges or lesser penalties, and (c) in the event of a conviction, by presenting to the court matters which might lead to a lesser sentence;
- (9) in the event the court accepts defendant's decision to represent himself, defendant will not be given an opportunity to change his mind during trial;

- (10) the court is not going to appoint standby counsel to assist him at any stage during trial;
- (11) the nature of the charge;
- (12) the minimum and maximum sentence prescribed by law including any penalty to which the Defendant may be subjected because of prior convictions or consecutive sentences;
- (13) that the Defendant has a right to counsel and if the Defendant is indigent to have counsel appointed for him by the court.
- (14) that the Defendant is able to read and write.

The Court hereby finds:

The Defendant has acknowledged that he understands the above admonitions, and the Court finds that the Defendant does understand the above admonitions.

That the Defendant is mentally and intellectually competent to understand the above admonitions.

That defendant's request for self-representation is an intelligent and knowing waiver of his right to counsel.

That the Defendant's waiver of his right to counsel is clear, unequivocal, and not ambiguous.

The Court grants the Defendant's request for self-representation.

Date: _____

Judge

STATE OF ILLINOIS
IN THE CIRCUIT COURT OF THE 18TH JUDICIAL CIRCUIT
COUNTY OF DU PAGE

PEOPLE OF THE STATE OF ILLINOIS,)

VS)

No. _____)

DEFENDANT.)

ORDER

This matter is before the Court for the Defendant's request to proceed Pro Se and to waive his right to be represented by an attorney. The Defendant has been informed of admonishments per Supreme Court Rule 401 and People v. Ward 208 Ill.App.3d 1073, 153 Ill.Dec. 684, 567 N.E.2d 642 (1991):

Per Supreme Court Rule 401(b):

(b) Transcript. The proceedings required by this rule to be in open court shall be taken verbatim, and upon order of the trial court transcribed, filed and made a part of the common law record.

Wherefore the Court orders that the transcript of the proceedings occurring on this date shall be transcribed and made a part of the common law record.

Said costs for the transcript shall be paid by the Chief Judge's Office.

Date: _____

Judge