**STATE OF ILLINOIS**

 **IN THE CIRCUIT COURT OF THE 18TH JUDICIAL CIRCUIT**

 **COUNTY OF DU PAGE**

PEOPLE OF THE STATE OF ILLINOIS )

 PLAINTIFF, )

) CRIMINAL

VS ) No.

)

 )

DEFENDANT. )

 **MOTION PURSUANT TO SUPREME COURT RULE 604D**

NOW COMES the Defendant, , by his attorney, , and moves the Court to withdraw his plea of guilty and vacate judgment or in the alternative prays the Court to reduce or modify the sentence imposed and in support thereof states as follows:

1. That the defendant did not knowingly, intelligently, and voluntarily waive his rights to jury trial, nor did the defendant fully understand or comprehend the admonishments of the Court pursuant to Supreme Court Rule 402 at the time of the entry of the plea of guilty.

2. That the sentence imposed is not in keeping with the defendant's history of criminality, mental history and family situation, economic status, educational, occupational and personal habits.

3. That the sentence is not in keeping with alternatives available to the Court to assist the defendant in his rehabilitation.

WHEREFORE, the defendant prays that the Court allow the defendant to withdraw his plea of guilty and vacate the judgment or in the alternative reduce or modify the sentence imposed.

 , Defendant

By\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 , His Attorney