

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

United States of America

v.

Case No. ___:___-cr-_____

DEFENDANT’S WAIVER BEFORE SENTENCING HEARING

I acknowledge my receipt of the conditions of supervised release or probation adopted as standard conditions in E.D. Tex. General Order 17-3 (Jan. 27, 2017) and the conditions recommended in my case by the probation office in its final presentence report and sentencing recommendation. My counsel has furnished, displayed, and explained those conditions to me, and I understand them.

I understand that I have a right to be present in the courtroom during my sentencing, and I hereby waive the right to object to the court’s imposition of any condition of supervised release or probation on the basis of my right to be present at sentencing and to have those conditions orally pronounced. I hereby waive the oral pronouncement of supervision or probation conditions at sentencing and waive the need to be asked at sentencing if I have any questions about those conditions. If the court imposes any such conditions in its final judgment, I consent to be bound by them and subject to revocation for violation of any of them.

I understand that I have a right for the court to orally announce a forfeiture of property when imposing my sentence, unless notice of forfeiture is otherwise provided at sentencing. *See Fed. R. Crim. P. 32.2(b)(4)*. I hereby waive my right to oral announcement of an order of forfeiture at sentencing.

I am hereby advised that the law provides a defendant a right to appeal the conviction and sentence imposed, to seek permission to appeal free of cost, and to seek court-appointed counsel if unable to pay for an appeal. With few exceptions, any notice of appeal must be filed within 14 days of the date judgment is entered or within 14 days of the filing of a notice of appeal by the prosecution. But I may have waived certain rights to appeal as stated in my plea agreement. Although generally enforceable, such a waiver may be challenged on appeal if believed to be invalid or unenforceable. Understanding my appellate rights, I waive post-sentencing advisement of those rights. *See Fed. R. Crim. P. 32(j)*.

I have discussed with my attorney the consequences of this waiver and consent, and I give my waiver and consent knowingly, intelligently, voluntarily, and of my own free will and volition. Nobody has insisted upon, coerced, or improperly influenced me in my decision to give this waiver and consent.

Date

Defendant’s signature

Signature of defendant’s attorney

Printed name of defendant’s attorney