## IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT – CRIMINAL DIVISION

PEOPLE OF THE STATE OF ILLINOIS	
-VS-	) CASE NO
	<i>!</i>
Defendar	ant )

## 402 CONFERENCE REQUEST AND ACKNOWLEDGEMENT OF ADMONITIONS

- 1. I am the Defendant in the above case(s).
- 2. I understand that upon my request and with the agreement of the prosecutor, the trial judge may participate in plea discussions directly with my attorney and the prosecutor.
- 3. I understand that at the discretion of the judge, those plea discussions authorized by me may occur between my attorney and the prosecutor with the judge outside of my presence.
- 4. I understand the following admonitions:
  - a. That my attorney has requested that a judge participate in the conference to determine whether or not the charge(s) which is/are pending against me can be resolved by a plea of guilty;
  - b. That during the course of the conference the prosecutor will be present and advise the judge of the facts of the case as contained in the police reports or conversations with witnesses, that my attorney will also be present and will advise the judge of any information I may have concerning the circumstances which led to my arrest in this case.
  - c. That without the conference, the judge would not learn about this information unless the case proceeded to trial or other evidentiary hearing.
  - d. That the judge will also learn whether I have a prior criminal history, my driving record, whether I have any alcohol or drug problem, my work history, family situation, and other things which would bear on what, if any punishment should be imposed upon me as a result of a plea of guilty to one or more of these charges pending against me. I understand that these are things that the judge would not learn about unless the case went to trial and I was found guilty.
  - e. That at the end of the conference, the judge may make a recommendation as to what an appropriate sentence would be, but the judge is not required to do so.
  - f. That I or the prosecutor is free to accept or reject the judge's recommendation. However, if I reject the judge's recommendation and wish to have a trial on the charges, I may not obtain another judge solely on the basis that the judge participated in the conference and is aware of the facts and circumstances surrounding the incident as well as my background. This means that I would be waiving my right to request a substitution of judge based upon the judge's knowledge of the case.
  - 5. Knowing all of these things, I still wish that the judge participate in this conference (Rule 402 Conference) with my attorney and the prosecutor.
  - 6. I acknowledge that no force, threats or promises were used or exerted upon me to sign this request and acknowledgment.

Dated:	<b>Defendant Signature:</b>	