

IN THE IOWA DISTRICT COURT FOR STORY COUNTY

STATE OF IOWA

Plaintiff,

vs.

Defendant.

Criminal No. _____

DEFENDANT’S ACKNOWLEDGMENT/WAIVER
AND REQUEST TO DISCHARGE PROBATION

1. I was placed on probation in the above captioned matter and have received the maximum benefits of probationary supervision, although I acknowledge (without waiving any defense or argument in mitigation) that there is unpaid court debt or other court ordered financial obligations that I must pay and that are not yet fully paid in this case.
2. I desire to be released from probationary supervision and to voluntarily submit to payment of my unpaid financial obligations in this matter by entering into a payment plan with the county attorney’s office. I understand the court may order me to contact the county attorney to set up a reasonable payment plan if I have not already done so. I understand that most payment plans with the county attorney’s office require a payment of *at least* \$100 per month.
3. I understand that if I fail to voluntarily enter into a reasonable payment plan with the county attorney or if I default on a payment plan, that the county attorney may use any lawful means to recover the court debt or other financial obligations I owe in this case, including but not limited to: suing me; garnishing my wages; attaching, levying or placing a lien against any of my assets; or any other lawful means of collecting this debt. I also understand I may be held in contempt for failure to comply with any court order and that upon a finding of contempt I may be fined or jailed.
4. I am under no compulsion or coercion working to effect my decision and I am acting voluntarily.
5. I request the court enter an order releasing me from probation and requiring me to enter into a reasonable plan of payment with the county attorney to satisfy my unpaid court debt or other court ordered financial obligations in this case.
6. I do not want a hearing before the court and I waive further hearing or opportunity to address the court of any kind unless the county attorney requests one or the court sets one. If a hearing is set, this waiver and acknowledgment should be considered null and void and I demand all rights available to me. Further, if a hearing is set I request the court also set an initial appearance to determine my eligibility for court appointed counsel.

By signing below I acknowledge that I have read (or had it read to me) and understand the foregoing, and that my signature is given freely and voluntarily.

Defendant

State of Iowa; County of Story } ss:

This instrument was acknowledged before me by _____ (defendant) on the ____ day of _____ 20____.

Notary Public—State of Iowa