

IN THE CIRCUIT COURT OF THE TWENTY-SECOND JUDICIAL CIRCUIT
MCHENRY COUNTY, ILLINOIS

FILED

AUG - 2 2021

IN RE THE MATTER OF PROCEDURES)
IN COURTROOM 102- *Remote Proceedings*) CR 102 Standing Order
) 2021-02

KATHERINE M. KEEFE
MCHENRY CTY. CIR. CLK.

1. CR102 Standing Order 2020-02 and 2020-03 concerning remote proceedings in CR102 are vacated.
2. Pleas/Post Plea Matters. Courtroom102 plea or post-plea proceedings may be heard in-person in Courtroom 102 so long as individuals appearing in-person conduct themselves in accordance with the Administrative Orders of the Chief Judge of the 22nd Judicial Circuit. Courtroom 102 plea or post-plea proceedings may also be heard in the Remote Courtroom using Zoom:

Link: <https://zoom.us/my/mchenrycourtroom102>

Meeting ID: 890-297-5604

Personal Link Name: mchenrycourtroom102

Password: No password required

3. Remote Courtroom Opens at 8:30am and 1:30pm. Cases will generally be heard using the following schedule:

8:30am/1:30pm	Pleas
9:30am/2:30pm	Post-plea Matters
10:00am/3:00pm	Trials in Person

The Court is willing to hear matters for attorneys 15 minutes prior to the start of the call.

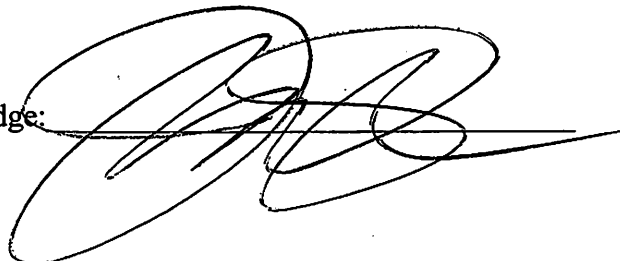
4. Trials in Person. Trials or other proceedings involving the presentation of evidence in a criminal or quasi-criminal matter will be heard in person in CR 102.
5. Court's Discretion to Terminate or Conduct Proceedings in Alternate Forum. The Court may terminate any remote proceeding if the quality of the video or audio experience, or any other condition, element or process is deemed unacceptable. The Court may conduct proceedings using an alternative forum including, but not limited to, in person, telephonic or video-conference remote appearance based on the particular circumstances presented and consistent with Supreme Court Rules.
6. Pleas by Affidavit. The Court in its discretion may accept negotiated guilty pleas by Affidavit. See, 625 ILCS 5/6-601. Affidavits shall be filed at least 48 hours prior to the time of a remote appearance. Attorneys who plan to use an affidavit to present a client's negotiated guilty plea may consult and consider the sample affidavit attached hereto as Exhibit A.

This Order is effective August 2, 2021.

Dated

8/1/2021

Judge:



**IN THE CIRCUIT COURT OF THE 22ND JUDICIAL CIRCUIT
MCHENRY COUNTY, ILLINOIS**

Plaintiff,

vs.

Case No. _____

Defendant

AFFIDAVIT IN SUPPORT OF NEGOTIATED PLEA

1. I am the Defendant in this case(s) and am the person named in the Citation(s) at issue in this case(s). My name, address, and date of birth are true and correct as stated in the Citation(s).
2. I acknowledge that I have been fully informed and that I understand the following:
 - a. The nature of the offenses charged and any amended offense(s);
 - b. The maximum and minimum sentence prescribed by law including the monetary and non-monetary portion of a sentence. I have been informed and understand the minimum and maximum fines for the charged offense(s) and any amended offense(s) and any potential fees and any assessments that may be imposed. I have been informed and understand the possible dispositions I may receive if I plead guilty to the charged offense(s) and any amended offense(s) including a conviction, supervision with conditions, and/or conditional discharge;
 - c. The terms of the negotiated plea and all direct consequences of my GUILTY plea; and,
 - d. The Court is not bound by the terms of the negotiated plea and may impose a sentence that is different from that contemplated by the plea agreement.
3. I acknowledge that I have been informed and that understand I HAVE THESE RIGHTS:
 - a. To be present in person for all critical stages of a criminal proceeding, including at the time a guilty plea is entered and a sentence is imposed by the Court;
 - b. To plead not guilty or persist in any not guilty plea I have previously made;
 - c. To a trial by either a jury or a judge;
 - d. To see, hear, confront and cross-examine the witnesses and evidence against me in court;
 - e. To present evidence and witnesses in my defense, including the use of subpoena power to compel witnesses to appear or the compel the production of documents and tangible things;
 - f. Against compulsory self-incrimination;
 - g. To be presumed innocent of the charge(s) against me and to have the prosecution prove my guilt by the standard applicable to the charge, either by a preponderance of the evidence or beyond a reasonable doubt; and
 - h. To make a statement on my own behalf before sentencing if I am found guilty.
4. I acknowledge and understand that **BY PLEADING GUILTY, I AM WAIVING ALL OF MY RIGHTS LISTED HEREIN, INCLUDING THE RIGHT TO TRIAL.**

CR102 Standing Order 2020-02
Exhibit A

5. I stipulate to facts sufficient to convict for the offense(s) charged and any amended offense(s). If this case were to proceed to trial, there is a sufficient factual basis to convict me of the offense(s) and to impose a sentence for those offense(s) as suggested in the negotiated plea.
6. I have read this Affidavit and I am pleading GUILTY freely and voluntarily. No force, threats or promises—apart from any plea agreement made known to the Court—were used to obtain my agreement to enter this negotiated plea.
7. I have not been placed on Court Supervision more than once in any court for a violation of any state statute or local ordinance committed in the past 12 months of the date of the issuance of the citation(s) in this case.

FURTHER AFFIANT SAYETH NOT

Under penalties of perjury, the undersigned certifies that the statements set forth in this instrument are true and correct except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he/she verily believes the same to be true.

Signature

Printed Name

CONSENT TO SUPERVISION (Defendant age 17 or under)

I am the parent or guardian of the Defendant named in this case(s) and hereby consent to the entry of an Order for court supervision.

Under penalties of perjury, the undersigned certifies that the statements set forth in this instrument are true and correct except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he/she verily believes the same to be true.

Signature

Printed Name

Prepared By:

Name: _____

Address: _____

City: _____ State: _____ Zip Code: _____

Phone: _____

ARDC No.: _____ Email address: _____