

**IN THE DAVIS COUNTY JUSTICE COURT,  
COUNTY OF DAVIS, STATE OF UTAH**

<input type="checkbox"/> Kaysville City <input type="checkbox"/> Farmington City <input type="checkbox"/> Fruit Heights City <input type="checkbox"/> State of Utah <input type="checkbox"/> West Point City <p style="text-align: center;"><b>Plaintiff,</b></p> <p><b>vs.</b></p> <p>_____</p> <p><b>Defendant</b></p>	<p><b>NON APPEARANCE PLEA IN ABEYANCE AGREEMENT</b></p>  <p><b>Case No.</b> _____</p>
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The above-named Defendant has been charged with \_\_\_\_\_, on or about \_\_\_\_\_, 20\_\_\_\_, and the City/County has agreed that a Plea in Abeyance Agreement would serve the ends of justice. IT IS THEREFORE AGREED, subject to the approval of the Court, and pursuant to UCA 77-2A-1, et. seq.:

1. If the Defendant is not represented by an attorney, the Defendant has knowingly given up the right to an attorney and does not desire an attorney.
2. The Defendant has a right against compulsory self-incrimination, and the Defendant gives up that privilege by entering a plea.
3. The Defendant has a right to a trial, to confront and cross-examine in open court witnesses against the Defendant, and the Defendant gives up these rights by entering a plea.
4. The Defendant understands the nature and elements of the offense(s) listed above, and that at trial the prosecution would have the burden of proving each of those elements beyond a reasonable doubt; the Defendant understands that a guilty plea is an admission of all of those elements.
5. The Defendant understands the minimum and maximum sentence that may be imposed upon the Defendant for each offense, including the possibility of consecutive sentences.
6. The Defendant is entering the plea voluntarily, in that no force or coercion has been used by anyone to make the Defendant plead guilty.
7. The Defendant has been advised of the limits for filing a motion to withdraw a plea of guilty or no contest.
8. The Defendant voluntarily gives up the right to a speedy trial by signing this Agreement.
9. The Defendant hereby enters a guilty or no contest plea to the charge(s) listed above.
10. The Defendant shall pay a non-refundable supervision fee of \$\_\_\_\_\_ and a \$25 plea in abeyance fee to the Court in full \_\_\_\_\_, 20\_\_\_\_. (Online payment available at: [www.utcourts.gov/epayments](http://www.utcourts.gov/epayments).)
11. The Defendant shall have no violation of Federal, State, or Local laws, including minor traffic violations, for one year after the date of this Agreement.
12. The Defendant understands that if the Defendant fully complies with all of the requirements in this Agreement, the charge(s) against the Defendant shall be dismissed.
13. The Defendant understands that if the Court finds the Defendant did not fully comply with all of the requirements of this Agreement, the Defendant's guilty or no contest plea shall be entered as a conviction and the Court may proceed with sentencing.
14. The Defendant must keep the City and/or the Court apprised of any changes to the address listed below.
15. If the Defendant fails to comply with the terms of this Agreement, and the City provides notice of an Order to Show Cause hearing to the Defendant by electronic mail, mail, or personal service at the last address provided by the Defendant, the City may proceed, even in the Defendant's absence, and the Defendant's guilty or no contest plea may be entered and a fine imposed by the Court.

DATED \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Court Clerk

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Defendant's Email Address