

9-502

[For use with District Court Rule 5-605,
Magistrate Court Rule 6-602 and
Metropolitan Court Rule 7-602]

STATE OF NEW MEXICO
COUNTY OF _____
_____ COURT

STATE OF NEW MEXICO

v.

No. _____

_____, Defendant

WAIVER OF TRIAL BY JURY -- MISDEMEANOR OFFENSES

Instructions:

The purpose of this form is to advise you of your right to trial by jury and to allow you to give up that right if you so choose.

**READ THE ENTIRE FORM CAREFULLY BEFORE SIGNING IT.
RIGHT TO TRIAL BY JURY**

I understand that I am charged with the crime of

_____,
which is a misdemeanor under the law of New Mexico, and that if I am found guilty I can be punished by imprisonment, fine or other penalty.

I understand that I have a right to trial by jury and that all jurors must agree on my guilt of the crime beyond a reasonable doubt for me to be found guilty.

I understand that once I have made the decision to give up my right to jury trial, I may change my mind only with the permission of the court.

CERTIFICATION AND WAIVER

After reading and understanding the above, I hereby give up my right to trial by jury and consent to have my guilt or innocence determined by a judge.

Date

Defendant

I have explained to the defendant his right to trial by jury and I am satisfied that the defendant understands the waiver of this right.

Defense Counsel

I consent to waiver of trial by jury in this case.

Prosecutor

Approved:

Judge