

CAUSE NO. \_\_\_\_\_

THE STATE OF TEXAS

IN THE DISTRICT COURT OF

VS.

TOM GREEN COUNTY, TEXAS

DISTRICT COURT

**JOINT REQUEST FOR PLEA BY VIDEOCONFERENCE UNDER TCCP ART. 27.18**

The Defendant and State of Texas in the above entitled and numbered cause and agree as follows:

1. The Defendant, the Defendant’s Attorney, and State knowingly, intelligently, and voluntarily consent to the use of videoconference consistent with TCCP Art. 27.18 for the purposes of waiving certain rights and entering a plea in the above referenced cause(s).
2. The parties agree that the use of videoconference in this cause provides for a simultaneous, compressed full motion video, and interactive communication of image and sound among the Court, the State, the Defendant, and the Defendant’s Attorney.
3. The parties agree that, on the Defendant’s request, the Defendant and the Defendant’s Attorney are able to communicate privately without being recorded or heard by the Judge or the State.
4. The parties acknowledge that, on the Defendant or the State’s motion or in the Court’s discretion, the Court may terminate an appearance by videoconference at any time and require appearance by the Defendant in open court.
5. The parties agree that, if no audiovisual recording of the requested hearing is created, a court record created by a licensed court stenographer shall be deemed sufficient for compliance with the terms of TCCP Art. 27.18 and acknowledge that the loss or destruction of or failure to create a court record or an electronic recording in the above mentioned cause(s) is not alone sufficient grounds for a Defendant to withdraw the Defendant’s plea or to request the Court to set aside a conviction, sentence, or plea.

\_\_\_\_\_  
DEFENDANT

\_\_\_\_\_  
ATTORNEY FOR THE DEFENDANT

\_\_\_\_\_  
ATTORNEY FOR THE STATE

The Court FINDS:

1. The Defendant and State have filed a written consent to the use of videoconference;
2. The videoconference in use provides for a simultaneous, compressed full motion video, and interactive communication of image and sound among the Court, the State, the Defendant, and the Defendant’s Attorney;
3. On the Defendant’s request, the Defendant and the Defendant’s Attorney are able to communicate privately without being recorded or heard by the Court or the State;
4. A record of the communication has been made solely, unless below excepted, by a licensed court stenographer and will be preserved by the court reporter until all appellate proceedings have been disposed and/or [if checked]
  - A record of the communication has been made by electronic recording and will be preserved by electronic recording until all appellate proceedings have been disposed;
5. The parties have knowingly, voluntarily, and intelligently acknowledged that the loss or destruction of or failure to create a court record or an electronic recording of a plea in the above mentioned cause(s) is not alone sufficient grounds for a Defendant to withdraw the Defendant’s plea or to request the Court to set aside a conviction, sentence, or plea; and
6. The Defendant in the above enumerated cause(s) is the person who signed above and who participated in this plea.

\_\_\_\_\_  
DATE

\_\_\_\_\_  
JUDGE PRESIDING  
\_\_\_\_\_  
District Court