

STATE OF MICHIGAN
HILLSDALE COUNTY 2B DISTRICT COURT
49 N. Howell St., Hillsdale, MI 49242 (517) 437-7329

ADVICE OF RIGHTS—FELONY

1. If you require special accommodations to use the court because of disabilities or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements.
2. You are accused of having committed a felony. You have the following rights:
 - a. You have the right to remain silent.
 - b. Anything you say orally or in writing can be used against you in court.
 - c. You have the right to have a lawyer present during any questioning you consent to.
 - d. If you do not have the money to hire a lawyer, the Court will appoint a lawyer for you.
 - e. You have the right to have a lawyer present at all subsequent court proceedings.
 - f. You have the right to have a probable cause conference not less than 7 days or more than 14 days from today's date, and a preliminary examination not less than 5 days or more than 7 days after the date of the probable cause conference. If your case cannot be resolved at the probable cause conference, then the preliminary examination will be held, at which time the District Court Judge will determine whether or not there is enough evidence against you to bind you over for trial in Circuit Court.
3. At a trial in Circuit Court you are presumed to be innocent unless and until the Prosecutor proves you guilty beyond a reasonable doubt. However, for purposes of the preliminary examination here in District Court, the Prosecutor's burden of proof is less—only probable cause. At the preliminary examination the Prosecutor must show that (1) probable cause exists to believe that a felony has been committed AND (2) probable cause exists to believe that you are the person who committed it.
4. At the preliminary examination you will have the right to question and cross-examine any witnesses against you. You will also have the right to have witnesses testify on your behalf, and you have the right to have the Court issue subpoenas mandating their presence in court. You will also have the right to testify on your own behalf, but you do not have to, and if you choose not to testify it will not be held against you.

Date: _____

Defendant Signature

Defendant Name

Address

City, State, Zip

Telephone No.