

IN THE IOWA DISTRICT COURT FOR SCOTT COUNTY

STATE OF IOWA,)	
)	
Plaintiff,)	Case No. _____
)	
vs.)	
)	WRITTEN APPLICATION TO WAIVE
_____ ,)	MOTION IN ARREST OF JUDGMENT
)	
Defendant.)	

COMES NOW the undersigned defendant and by way of waiver of the right to file a Motion in Arrest of Judgment respectfully states:

_____ I am aware that any challenges to a plea of guilty based on alleged defects in the plea proceedings must be raised in a Motion in Arrest of Judgment, and failure to so raise such challenges shall preclude the right to assert them on appeal.

_____ I know such a Motion in Arrest of Judgment must be made not later than 45 days after a plea of guilty but in any case not later than five days before the day set for sentencing.

_____ I further know that a failure to make such a Motion in Arrest of Judgment not later than 45 days after today and at least five days before the day set for sentencing will preclude me from asserting any alleged defects in the plea proceedings on any appeal to the Iowa Supreme Court.

_____ I further understand that I may ask for and receive a continuance prior to sentencing and I wish to be sentenced today.

_____ My attorney has advised me as to what a Motion in Arrest of Judgment is and its effect and I wish the Court to waive that right and proceed with sentencing today.

Defendant

Attorney