

IN THE COMMON PLEAS COURT OF MAMI COUNTY, OHIO
GENERAL DIVISION

STATE OF OHIO	:	
	:	CASE NO. _____
PLAINTIFF	:	
vs.	:	JUDGE STACY M. WALL
	:	
_____	:	NOTIFICATION TO DEFENDANT UPON SENTENCING
DEFENDANT	:	

(A) The undersigned Defendant in the above-captioned case, being represented by counsel, by signing below certifies that he/she has read this document and further does acknowledge notification, knowledge, and understanding of the following components of sentencing which shall apply if the Court determines at this sentencing hearing that a prison term is necessary or required in the above-captioned case.

- (1) That the Court shall impose a stated prison term;
- (2) That if the Defendant is being sentenced for a felony of the first degree, or a felony of the second degree, for a felony sex offense, as defined in Section 2967.28 of the Revised Code, or for a felony of the third degree that is not a felony sex offense and in the commission of which the Defendant caused or threatened to cause physical harm to a person, that a period of post-release control pursuant to Section 2967.28 of the Revised Code will be imposed following the Defendant's release from prison;
- (3) That if the Defendant is being sentenced for a felony of the third, fourth or fifth degree that is not subject to Paragraph 2 above, that a period of post-release control pursuant to Section 2967.28 of the Revised Code may be imposed following the Defendant's release from prison;
- (4) That if a period of post-release control is imposed following the Defendant's release from prison as described in Paragraph 2 or 3 above and if the Defendant violates a post-release control sanction imposed as a component of the post-release control including the mandatory notice to the prosecuting attorney or pending release of prisoners serving sentences for committing felonies of the first, second or third degree as described in Ohio Revised Code Section 2967.121(A), all of the following apply:
 - (a) The Adult Parole Authority or the Parole Board may impose more restrictive post-release control sanction.
 - (b) The Parole Board may increase the duration of the post-release control subject to the specified maximum.

Defendant

- (c) The more restrictive sanction that the Parole Board may impose may consist of a prison term, provided that the prison term cannot exceed nine months for each violation and the maximum cumulative prison term so imposed for all violations during the period of post-release control cannot exceed one-half of the stated prison term originally imposed by the Trial Court upon the offender.
- (d) If the violation of the sanction is a felony, the offender may be prosecuted for the felony and in addition to any sentence it imposes on the Defendant for the new felony, the Court may impose a prison term, subject to a specified maximum for the violation.

(B) The Defendant in the above-captioned case, being represented by counsel, by signing below does certify that he/she has read this document and further does acknowledge notification, knowledge and understanding of the following components of sentencing which shall apply if the Court determines at this sentencing hearing that a prison term is not necessary or required in the above-captioned case.

- (1) If after the sentencing hearing, the Court determines that a community control sanction should be imposed, the Court shall impose a community control sanction.
- (2) If the conditions of the sanction are violated or if the Defendant violates any laws, leaves the state without permission of the Court or the probation officer, fails to make restitution as ordered, or violates any law pertaining to the purchase or possession of a firearm or dangerous ordinance, the Court may impose a longer time under the same sanction, may impose a more restrictive sanction, or may impose a prison term on the Defendant and shall indicate the specific prison term that may be imposed as a sanction for the violation, as selected by the Court from the range of prison terms for the offense pursuant to Ohio Revised Section 2929.14.

(C) By signing this form, the undersigned Defendant acknowledges receiving a copy of this form at the time of sentencing and completely reading it, and acknowledges their understanding of the foregoing as a component of any sentence which is imposed by the Court.

(D) The undersigned defense attorney certifies that his/her client has read the foregoing notification, he/she has discussed and explained the ramifications and components of sentencing set forth herein with his/her undersigned client and that said Defendant understands the foregoing sentencing components and ramifications at the time of sentencing.

Defendant

Attorney for Defendant