

NO. _____

**In The Elko Township Justice Court,
County of Elko, State of Nevada**

THE STATE OF NEVADA,

Plaintiff,

vs.

,
Defendant.

_____/

**WAIVER OF
PRELIMINARY HEARING
BY UNREPRESENTED
DEFENDANT**

- NO PLEA AGREEMENT
- PLEA AGREEMENT FILED
- PLEA AGREEMENT TO BE FILED IN DISTRICT COURT
- DRUG COURT REFERRAL

I, Defendant _____ [Print Defendant's True & Correct Name], hereby waive (give up) my right to a preliminary hearing in the above-captioned case.

Defendant's Rights

I acknowledge that I have the following rights with respect to the holding of a preliminary hearing in the Elko Justice Court in this case.

INITIALS

_____ I have a right to a preliminary hearing within fifteen days of my first appearance in court following the filing of the criminal complaint in this case, unless that time is extended for good cause.

_____ At a preliminary hearing, I have the right to require the State of Nevada to present at least "slight or marginal" evidence that there is probable cause to believe I committed a felony or gross misdemeanor crime or crimes before I can be held for further proceedings in the Fourth Judicial District Court of the State of Nevada in this case.

_____ At a preliminary hearing, I have the right to: [1] be represented by a lawyer; [2] confront and cross-examine (see and question) the witnesses called by the State; [3] introduce evidence and call witnesses to testify on my behalf; and

[4] testify in my defense if I choose to do so, but with the understanding that I am not required to do so.

Waiver of Defendant's Rights

By initialing and signing this document below, I acknowledge and declare that:

INITIALS

_____ I have read this document, and/or had this document read to me by my court interpreter in the language I understand best, and I understand this document.

_____ I was sober and in full control of my mind at the time I: [1] read this document and/or had this document read to me by my court interpreter; [2] initialed this document; and [3] signed this document.

_____ I voluntarily choose to waive (give up) my rights as described in this document, and request that the Elko Justice Court order me to be held for further proceedings in the Fourth Judicial District Court of the State of Nevada with respect to the charges presently pending against me in this case.

Executed on this ____ day of _____, 20 ____.

[Signature of Defendant]

[Printed Name of Defendant]