

IN THE COURT OF COMMON PLEAS OF DELAWARE COUNTY, PENNSYLVANIA
JUVENILE COURT DIVISION

IN RE: _____

JJD #: _____

a juvenile

CASE: _____

JUVENILE'S ACKNOWLEDGMENT OF POST-DISPOSITIONAL RIGHTS & PROCEDURES

By checking YES and by placing my INITIALS on the line provided next to each of the paragraphs in this document, I agree that I have read, understand and my lawyer has explained to my satisfaction the content and meaning of each paragraph.

1. I am able to speak, read, write and understand the English language and I am not now under the influence of any drugs, alcohol or any other substance nor do I have any physical, emotional or mental problem which affects my ability to understand the post-dispositional rights contained in this document.
 Yes No _____ Initials
2. Do you understand your consequences or disposition? (Tell me what they are.)
 Yes No _____ Initials
3. You have the right, within 10 days from the day of disposition to file a post-dispositional motion. A post-dispositional motion must be filed with the Delaware County Juvenile Clerk of Courts within 10 days of disposition, with notice to the trial judge. In that motion you can:
 - a. Ask a judge to reconsider the decision in finding you guilty or finding you committed the delinquent act(s) (including what evidence was or was not allowed in the hearing);
 - b. Ask the judge to reconsider the decision to place you in a program or on probation; or
 - c. Ask the judge to reconsider the decision to require you to do certain things as conditions of your supervision (such as paying fines or restitution, doing community service, taking urine screens, counseling, treatment, placement, etc.). Do you understand this?
 Yes No _____ Initials
4. Do you understand that you only have 10 days to file a post-dispositional motion?
 Yes No _____ Initials
5. Do you understand that your post-dispositional motion must be in writing?
 Yes No _____ Initials

6. Do you understand that you have the right to have a lawyer to help you to prepare your post-dispositional motion? Yes No _____Initials
7. Do you understand that if you cannot afford a lawyer, the judge will appoint a lawyer to help you? Yes No _____Initials
8. If you file a post-dispositional motion, the judge can do the following:
- a. Deny the motion without having a hearing;
 - b. Grant the motion without having a hearing;
 - c. Hold a hearing and then grant or deny the motion. Do you understand this?
 Yes No _____Initials
9. If the judge denies your post-dispositional motion, you have the right to ask a higher court, called the Superior Court of Pennsylvania, to decide whether the judge was right or wrong in making his or her decision(s). This is called taking an appeal. Do you understand this?
 Yes No _____Initials
10. You must file your request or appeal with the Superior Court, in writing, within 30 days from when the judge denied your post-dispositional motion. Do you understand this?
 Yes No _____Initials
11. Do you understand that you have the right to have a lawyer to help you to prepare your request to the Superior Court? Yes No _____Initials
12. Do you understand that if you cannot afford a lawyer, the judge will appoint a lawyer to help you? Yes No _____Initials
13. Do you understand that if you decide that you do not wish to file a post-dispositional motion, you still have the right to take an appeal and to ask the Superior Court to decide whether the judge was right or wrong in finding you committed the delinquent act(s) (including what evidence was or was not allowed in the hearing)?
 Yes No _____Initials
14. Do you understand that if you decide that you do not wish to file a post-dispositional motion, you still have the right to take an appeal and to ask the Superior Court to decide whether the judge was right or wrong in making the decision to place you in a program or on probation?
 Yes No _____Initials

15. Do you understand that if you decide that you do not wish to file a post-dispositional motion, you still have the right to take an appeal and to ask the Superior Court to decide whether the Judge was right or wrong by requiring you to do certain things as conditions of your supervision (such as paying fines or restitution, doing community service, taking urine screens, counseling, treatment, placement, etc.)?
 Yes No _____ Initials
16. If you decide not to file a post-dispositional motion, but wish to take an appeal, you must file your appeal within 30 days from the day that the judge decides your consequences or disposition *or* 30 days from the day that you go to placement. Do you understand this?
 Yes No _____ Initials
17. Do you understand that your appeal must be in writing?
 Yes No _____ Initials
18. Do you understand that you have the right to have a lawyer to help you to prepare your appeal to the Superior Court? Yes No _____ Initials
19. Do you understand that if you cannot afford a lawyer, the judge will appoint a lawyer to help you? Yes No _____ Initials
20. If you admitted to any of the charges, you can only ask the Superior Court to look at the following issues:
- a. Whether your admission, (you committed the delinquent act(s), guilty plea) was voluntary (in other words—you made your own decision to admit to a charge; no one forced you to do this, and you understood what you were doing, including the consequences);
 - b. Whether the judge had jurisdiction over your case (jurisdiction means that the court had the legal authority over your case); or
 - c. Whether the judge abused his or her discretion or made any legal errors in the things that were ordered as part of your disposition or consequences. Do you understand this?
 Yes No _____ Initials

21. It is important that you remember that you have certain time periods to file a post-dispositional motion or an appeal. These are the time periods:
- a. You have 10 days from the date that the judge decides your disposition or consequences to file a post-dispositional motion.
 Yes No _____ Initials
 - b. You have 30 days from the date that the judge denies your post-dispositional motion (whether or not there was a hearing) to file your appeal with the Superior Court.
 Yes No _____ Initials
 - c. If you do not file a post-dispositional motion, you have 30 days from the date that the judge decides your disposition or consequences *or* from the date that you go to placement to file your appeal with the Superior Court?
 Yes No _____ Initials

22. Do you have any questions about your rights? Yes No _____ Initials

If you answered yes, please write your questions below.

I have had the opportunity to discuss my rights with my lawyer and I understand them.

 Juvenile Defendant Date

STATEMENT OF JUVENILE'S ATTORNEY

I represent the Juvenile in the above-captioned case. I have explained the Post-Dispositional Rights contained in this document to the Juvenile and I am satisfied that the Juvenile understands these rights.

 Signature of Attorney Date Attorney Identification No.