

**COURT OF COMMON PLEAS OF LEHIGH COUNTY, PENNSYLVANIA
CRIMINAL DIVISION**

COMMONWEALTH OF PENNSYLVANIA)	
)	
V.)	Case No.
)	
)	

IMPORTANT POST-SENTENCE INFORMATION

1. You have the right to file a post-sentence motion no later than ten (10) days after imposition of sentence.
2. If you do not file a post-sentence motion, but wish to appeal, a notice of appeal must be filed with the Clerk of Courts – Criminal for Lehigh County with thirty (30) days of the imposition of sentence. See Pa R.A.P. 905.
3. If you file a post-sentence motion, it must be filed with the Clerk of Courts – Criminal for Lehigh County pursuant to Pa.R.Crim.P. 576.
4. If you file a post-sentence motion, all requests for relief must be stated with specificity and particularity, and consolidated in the motion, which may include:
 - a. A motion challenging the validity of a plea of guilty or nolo contendere, or the denial of a motion to withdraw a plea of guilty or nolo contendere;
 - b. A motion for judgment of acquittal;
 - c. A motion in arrest of judgment;
 - d. A motion for a new trial; and/or
 - e. A motion to modify sentence.

See Pa.R.Crim.P. 720(B)(1).

5. If you file a post-sentence motion, it, and any supplemental motions you may be permitted to file, must be decided by the judge within 120 days of the filing of the original motion. The judge may, at your request, grant one 30-day extension for deciding the motion if good cause is shown. If the judge fails to decide the motion within the allowed time, the motion will be denied by operation of law, and the clerk will enter an order denying the motion.

6. If you file a post-sentence motion, and wish to appeal from the order deciding or denying the motion, a notice of appeal must be filed with the Clerk of Courts – Criminal of Lehigh County within 30 days of that order.

7. Whether or not you file a post sentence motion, all issues raised before or during trial are preserved for appeal.

8. You have the right to assistance of counsel in the preparation of a post-sentence motion or any appeal. If you are indigent, you have the right to proceed without the payment of costs and with counsel appointed to represent you without charge. If you are now represented by the Public Defender’s Office, and continue to qualify for their services, that office would continue to represent you without cost.

9. If you qualify for bail and are released on bail after sentencing, a condition of release will be that you either file a post-sentence motion and perfect an appeal, or, when no post-sentence motion is filed, perfect an appeal within the time permitted by law.

10. Do you understand that if you are represented by defense counsel, if you do not file a post-sentence motion or an appeal, that lawyer’s representation of you will terminate in 30 days?

I AFFIRM THAT I HAVE READ THE ABOVE INFORMATION COMPLETELY, THAT I UNDERSTAND ITS FULL MEANING, AND THAT I HAVE BEEN GIVEN A COPY OF THIS DOCUMENT FOR MY RECORDS AND REVIEW.

Signature of Defendant

Dated:

I, _____, attorney for the above captioned defendant, state that I have advised my client of the meaning of this document and of his/her post-sentence and appeal rights as required by Pa.R.Crim.P. 704(C)(3); that it is my belief that the defendant comprehends and understands those rights and what is set forth herein; and that the defendant has received a copy of this form.

Attorney for Defendant



LEHIGH COUNTY ADULT PROBATION AND PAROLE
COURT OF COMMON PLEAS
THIRTY-FIRST JUDICIAL DISTRICT
455 WEST HAMILTON STREET
ALLENTOWN, PENNSYLVANIA 18101-1614

PAMELA S. SHEFFER
CHIEF

PHONE (610) 782-3933
FAX (610) 871-2784

NAME: _____

CASE NUMBER(S): _____ LCID#: _____

The Court of Common Pleas of Lehigh County has granted you _____ effective
Listed below are the rules and regulations you are required to follow.

1. You shall follow all verbal and written instructions and report in person at such times and places as instructed by your supervising officer.
2. _____ is your approved residence and may not be changed without permission from your supervising officer. Any change must be reported within 72 hours prior to moving and shall be verified.
3. You shall not leave the Commonwealth of Pennsylvania unless permission has been granted by your supervising officer. If you are arrested in another state while under supervision of the Lehigh County Adult Probation Department, you agree to return to PA at any time you are directed by PA or the receiving state. You may have a constitutional right to insist that PA extradite you from the receiving state or any other state where you may be found. This is commonly called the right to extradition. You also understand and acknowledge that you have agreed to return to PA when ordered to do so either by PA or the receiving state. You agree that you will not resist or fight any effort by any state to return you to PA and you agree to waive any right you may have to extradition. You waive this right freely, voluntarily and intelligently.
4. You shall obey all laws. Any arrest or citation must be reported to your supervising officer within 72 hours.
5. You shall abstain from the unlawful possession, use, or sale of illegal drugs, mood altering or synthetic substances deemed to be illegal under the laws of the Commonwealth of Pennsylvania. Prescription medication may only be taken if and as prescribed.
6. You shall undergo drug screening as directed by your supervising officer.
7. You shall obtain and maintain employment. Your supervising officer must be notified within 72 hours of any change or loss of employment.
8. You shall not possess, discharge or have any contact with any firearm or deadly weapon; hunting is prohibited.
9. You shall not behave in a manner which threatens or presents a danger to yourself or others.
10. You shall make all payments on your costs, fines, and restitution.
11. You shall permit the search of your person, property and residence without a warrant if reasonable suspicion exists by the Lehigh County Adult Probation Department in accordance with 42 PA Cons Stat Section 9912 (2014), to ensure your compliance with the terms and conditions of your supervision. Any items, the possession of which constitutes a violation, shall be subject to seizure and may be used as evidence in the violation process.
12. You will not enter into any agreement to act as a confidential informant for any law enforcement agency without the written permission of the Lehigh County Adult Probation Department.
13. You shall obey any other conditions as may be ordered by the Court at the time of sentencing and any conditions imposed by the Lehigh County Adult Probation Department in furtherance of the trial court's conditions.
14. You shall undergo DNA testing, pursuant to Act 185 of 2004, Act 111 of 2011 and Act 147 of 2018, if applicable.

If you are arrested for a new criminal offense or violate any of the conditions of your supervision, the Lehigh County Adult Probation Department may detain you, without bail, in a correctional facility or notify the District Attorney's Office to remove you from the A.R.D. Program. If after the appropriate hearing(s) the Court decides you are in violation of any condition of your supervision, you may be re-sentenced or remanded to jail for such time as specified by the Court.

Defendant	_____	_____	_____
	Printed Name	Signature	Date
Attorney	_____	_____	_____
	Printed Name	Signature	Date