

*To the Defendant:*  
*Please read and then review the following information with your lawyer. It explains the rights you have following sentencing. If you do not understand anything contained on this document, ask your lawyer or the sentencing judge to explain it to you. **Do not sign this document until you understand it fully.***

IN THE COURT OF COMMON PLEAS OF LEHIGH COUNTY, PENNSYLVANIA  
 CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA :  
 :  
 :  
 v. : No(s): \_\_\_\_\_  
 : \_\_\_\_\_  
 :  
 :  
 \_\_\_\_\_ :  
 Defendant :

IMPORTANT POST-SENTENCE INFORMATION  
 FOLLOWING GAGNON II HEARING

1. After you are sentenced, you have the right to file a motion to modify sentence and/or an appeal to the Superior Court of Pennsylvania.
2. If you wish to file a motion to modify sentence, it must be filed with the Clerk of Courts-Criminal for Lehigh County no later than 10 days after the imposition of sentence.
3. If you wish to file only a direct appeal to the Superior Court, a Notice of Appeal must be filed with the Clerk of Courts-Criminal for Lehigh County within 30 days of imposition of sentence. This is a right of appeal which you may exercise without filing a post-sentence motion. **The filing of a motion to modify sentence will not toll the 30-day appeal period.**
4. Regardless of whether you file a motion to modify sentence, all issues properly raised at sentencing are preserved for appeal.

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

6. Do you agree to appear for your court hearing by advanced communication technology such as Zoom, WebEx, Polycom, etc. (on a computer) instead of physically being in the courtroom in front of the judge?

Yes \_\_\_\_\_ No \_\_\_\_\_

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 right to file a motion to modify sentence and to appeal; 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