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Attorney for Defendant

**SUPERIOR COURT OF CALIFORNIA**

**COUNTY OF**

**THE PEOPLE OF THE STATE OF  
CALIFORNIA,**

Plaintiff,

v.

Defendant.

) Case No.  
)  
) **WAIVER OF DEFENDANT'S**  
) **PERSONAL APPEARANCE**  
) **(Pen. Code, § 977)**  
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TO THE COURT:

Defendant, \_\_\_\_\_, having been advised of his/her right to be present at all stages of the proceedings, including, presentation of and arguments on questions of fact and law, and to be confronted by and to cross-examine all witnesses, waives the right to be present at the hearing of any motion or other proceeding in this cause.

Examples of hearings concerning which the defendant waives the right to be present include when the case is set for trial, when a continuance is ordered, when a motion to

WAIVER OF DEFENDANT'S PERSONAL APPEARANCE (Pen.Code, § 977)

set aside the indictment or information pursuant to the provisions of Penal Code section 995 and following is heard, when a motion for reduction of bail or for a personal recognizance release is heard, and when a motion to reduce sentence is heard.

This defendant requests the Court to proceed during every absence of the defendant that the Court may permit pursuant to this waiver, and agrees that his/her interest is represented at all times by the presence of his/her attorney the same as if the defendant were personally present in court, and further agrees that notice to defendant' attorney that defendant's presence in court on a particular day at a particular time is required is notice to the defendant of the requirement of defendant's appearance at that time and place.

Date:

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Name:  
Address:  
City, State:  
Telephone No.:

Approved:

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