

ORDER ON INITIAL APPEARANCE

Case Number

IN THE _____ COURT OF _____, ALABAMA
(Circuit, District or Municipal) (Name of County or Municipality)

STATE OF ALABAMA

MUNICIPALITY OF _____ v. _____

Defendant

The above-named defendant, charged with the criminal offenses) of _____, was duly brought before the Court for initial appearance on _____, at _____ o'clock ____ .m., whereupon the Court did the following, as checked in the appropriate blocks:

(CHECK AS APPLICABLE)

1. Name and address of defendant.

_____ (a) Ascertained the true name and address of the defendant to be:

_____ (b) Amended the formal charges to reflect defendant's true name.

_____ (c) Instructed the defendant to notify the Court promptly of any change of address.

2. Informed the defendant of the charges against him/her and ensured that the defendant was served with a copy of the charges.

3. Informed the defendant of the right to be represented by counsel, that he/she would be afforded time and opportunity to retain an attorney, and further advised the defendant that, if he/she were indigent and unable to obtain counsel, an attorney would be appointed by the Court to represent him/her.
Defendant requested did not request court-appointed counsel. If requested counsel, defendant was was not given a copy of the Affidavit of Substantial Hardship to complete in order for indigency to be determined.

4. Informed the defendant that he/she had the right to remain silent and that anything that he/she said could be used against him/her.

5. Bail

_____ (a) Determined that the defendant shall not be released from custody since charged with a non-bailable capital offense.

_____ (b) Determined that the defendant shall be released from custody pending further proceedings, subject to the mandatory conditions prescribed in Rule 7.3(a), Ala.R.Crim.P., and subject to the following additional conditions:

_____ 1.) Execution of an appearance bond (recognizance) in the amount of \$ _____.

_____ 2.) Execution of a secured appearance bond in the amount of \$ _____.

_____ 3.) Other conditions (specify) _____.

6. If charged with a felony offense, informed the defendant of right to demand a preliminary hearing under Rule 5.1, Ala.R.Crim.P., and of the procedure by which that right may be exercised.

7. If charged with a felony offense a preliminary hearing was demanded within 30 days of date of arrest by the above named defendant, set a preliminary hearing to be held in the District Court of _____, _____, an _____ (date) at _____ o'clock ____ .m.

_____ (a) Notified the District Court that such demand was made.

_____ (b) Defendant made no demand for a preliminary hearing at the initial appearance hearings.

8. Other: _____

_____ Date

_____ Judge/Magistrate