

Authorization To Enter Plea On Behalf of a Corporation
In A Case Before The Housing Division of the Cleveland Municipal Court

City of Cleveland v. _____

Case No. _____ **CRB** _____

Whereas, the City of Cleveland, Ohio has brought criminal charges against the above-named defendant, hereinafter "Defendant," in the criminal case listed above; and

Whereas, Defendant desires to resolve the charges by entering a plea of "no contest" and withdrawing any previously entered plea of "not guilty;" and

Now Therefore, it is

Resolved that Defendant authorizes its attorney or attorneys to enter a plea of "no contest" and to withdraw any previously entered plea of "not guilty."

In support of its request to enter a plea of "no contest," Defendant acknowledges the following:

That the ordinances it has been charged with violating are listed on the *Complaint* the City filed with the Court and that Defendant has been provided with a copy of the *Complaint*; and

That the maximum penalties for the alleged offenses are as stated in C.C.O. §§201.99, 327.99, 367.99, 381.99, 3103.99 or elsewhere in the Cleveland Codified Ordinances governing the sections that the City has charged Defendant with violating and that Defendant has had the opportunity to review the maximum penalties that it faces; and

That a plea of "no contest" is not an admission of guilt but is an admission of the truth of the facts alleged in the indictment, information or complaint, and that the plea or admission shall not be used against Defendant in any subsequent civil or criminal proceeding; and

That its entry of a plea of "no contest" is voluntary and not based on any representations or promises made to Defendant; and

That by entering a plea of "no contest" Defendant is knowingly and voluntarily giving up the following rights:

1. Its right to have its case tried to a jury; and
2. Its right not to make a statement or to testify against itself; and
3. Its right to use compulsory process to summon witnesses to testify in its defense and its right to confront witnesses who testify against it; and
4. Its right to be found not guilty unless the City proves its guilt beyond a reasonable doubt at trial.

Further Resolved:

That Defendant's attorney or attorneys may on behalf of Defendant appear in court to enter a plea of "no contest" for Defendant and may execute and deliver all documents or instruments as are necessary to the entry of the plea.

Signed this _____ day of _____, 2009

I am an officer of Defendant with authority to sign this Corporate Authorization; or

I am signing as a witness that the governing board of Defendant approved this Corporate Resolution.

Signature

Printed Name of Person Signing

THIS SAMPLE FORM RESOLUTION IS PROVIDED FOR INFORMATIONAL PURPOSES ONLY. USE OF THE FORM WILL HAVE SPECIFIC LEGAL EFFECTS AND DOES NOT CONSTITUTE LEGAL ADVICE.

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