SUPERIOR COURT O	OF CALIFORNIA, COUNTY OF SANTA CLARA	FOR COURT USE ONLY
STREET ADDRESS:	201 North First Street, San José , CA 95113	
MAILING ADDRESS:	191 North First Street	
CITY AND ZIP CODE:	San José, California 95113	
BRANCH NAME:	Family Justice Center	
PETITIONER:		
RESPONDENT:		
OTHER PARENT:		
PEOPLE OF THE STATE OF CALIFORNIA vs.		
DEFENDANT:		
DESTRAIN	NC ODDED WAIVED OF DIGHTS FORM	FAMILY/CIVIL CASE NUMBER:
RESTRAINING ORDER WAIVER OF RIGHTS FORM - DEFENDANT		CRIMINAL CASE NUMBER:

Defendant's Name:	DOB:

This form has been given to you because you have agreed that the Family Court can change your Criminal Protective Order. The following information advises you of your rights in this matter. Please read and initial each paragraph and sign the bottom indicating that you understand.

	INITIAL HERE IF YOU UNDERSTAND THIS RIGHT	INITIAL HERE IF YOU GIVE UP THIS RIGHT
I understand that the Criminal Protective Order can be changed to be consistent with the Family Court Order		
I understand that I do not have to agree to this matter being heard in Family Court. I can request that it be heard instead in Criminal Court.		
I understand that any change of the Criminal Protective Order is a change of my probation.		
I understand that if I violate this Restraining Order, this is a violation of my probation as well as a new misdemeanor.		
I understand that the Criminal Protective Order can be changed again later by the Criminal Court.		

Family Case Title:	Family Case Number:
Criminal Case Title: People v .	Criminal Case Number:

The orders that are going to be made today are a modification (change) of probation. I understand and give up the following rights:

	INITIAL HERE IF YOU UNDERSTAND THIS RIGHT	INITIAL HERE IF YOU GIVE UP THIS RIGHT
I have the right to a hearing in Court and have the request to change the Protective Order proved against me by clear and convincing evidence.		
At that hearing I have the right to be represented by an attorney (or to have an attorney appointed to me if I cannot afford one).		
At that hearing I have the right to remain silent and to have the request proved by clear and convincing evidence.		
At that hearing I have the right to present a defense-including the right to subpoena witnesses, present evidence and to testify on my own behalf.		
At that hearing I have the right to cross-examine witnesses against me.		
I am eighteen (18) years of age or older. I understand the above information contained in this waiver.		
OR		
All of the rights listed above have been translated for me. I contained in this waiver.	understand the	e information

Signature:_____

Defendant

Date:_____

Family Case Title:	Family Case Number:
Criminal Case Title: People v .	Criminal Case Number:
ATTORNEY'S STATEMENT:	
explained each of the defendant's rights to the questions with regard to this change in a criminal	have reviewed this form with my client. I have defendant, and answered all of the defendant's protective order and the consequences thereof. I stitutional rights and agreement to this change of
Date: Sign	nature:
INTERPRETER'S STATEMENT:	
I. (name)	_, having been duly sworn, truly translated this
	_language. The defendant indicated that he/she
understood the contents of the form, and he/she	then initialed and signed the form.
Date: Sigr	nature:
	Interpreter
COURT'S FINDINGS AND ORDER:	
defendant's constitutional rights and the defe probation by a change in the criminal protectiv knowingly, understandingly, and intelligently wa finds that the defendant's agreements to the chavoluntarily made with an understanding of the native	aving questioned the defendant concerning the ndant's agreement to modify the terms of his re order, finds that the defendant has expressly, ived his or her constitutional rights. The Court ange in the criminal protective order are freely and ture and consequences thereof, and that there is a pts the defendant's agreement and modifies the
The Court orders this form filed and incorporate forth therein.	ed in the docket by reference as though fully set
Date:Sign	nature: Judicial Officer of the Superior Court
	Judicial Officer of the Superior Court