

**9-502. Waiver of trial by jury - Misdemeanor offenses.**

[For use with District Court Rule 5-605 NMRA,  
Magistrate Court Rule 6-602 NMRA and  
Metropolitan Court Rule 7-602 NMRA]

STATE OF NEW MEXICO  
COUNTY OF \_\_\_\_\_  
\_\_\_\_\_ COURT

No. \_\_\_\_\_

STATE OF NEW MEXICO

v.

\_\_\_\_\_, Defendant

**WAIVER OF TRIAL BY JURY — MISDEMEANOR OFFENSES**

**Instructions:**

The purpose of this form is to advise you of your right to trial by jury and to allow you to give up that right if you so choose.

**READ THE ENTIRE FORM CAREFULLY BEFORE SIGNING IT.  
RIGHT TO TRIAL BY JURY**

I understand that I am charged with the crime of

\_\_\_\_\_

\_\_\_\_\_,  
which is a misdemeanor under the law of New Mexico, and that if I am found guilty I can be punished by imprisonment, fine or other penalty.

I understand that I have a right to trial by jury and that all jurors must agree on my guilt of the crime beyond a reasonable doubt for me to be found guilty.

I understand that once I have made the decision to give up my right to jury trial, I may change my mind only with the permission of the court.

**CERTIFICATION AND WAIVER**

After reading and understanding the above, I hereby give up my right to trial by jury and consent to have my guilt or innocence determined by a judge.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Defendant

I have explained to the defendant his right to trial by jury and I am satisfied that the defendant understands the

waiver of this right.

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Defense Counsel

I consent to waiver of trial by jury in this case.

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Prosecutor

Approved:

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Judge