

WAIVER OF JURY TRIAL & DEFENSE COUNSEL'S CERTIFICATE	DOCKET NUMBER	Trial Court of Massachusetts District Court Department 
DEFENDANT NAME	COURT DIVISION Palmer District Court 235 Sykes Street Palmer, MA 01069-1191	

WAIVER OF RIGHT TO BE TRIED BY A JURY

(G.L. c. 263, § 6)

I, the above-named defendant, have been informed of my right to be tried by a jury of six persons. I understand that right. I have decided to waive that right. I HAVE CHOSEN TO BE TRIED BY A JUDGE WITHOUT A JURY.

DATE	SIGNATURE OF DEFENDANT X
------	---------------------------------

DEFENSE COUNSEL'S CERTIFICATE

(AS REQUIRED BY G.L. c. 218, § 26A)

I, the undersigned counsel for the above-named defendant in the above-captioned case, certify that with regard to the waiver of the right to jury trial I have explained the following to the defendant:

That in a jury trial the jury consists of members of the community;

That the defendant may participate in their selection;

That the verdict of the jury must be unanimous;

That the jury decides whether the Commonwealth has proved beyond a reasonable doubt that the defendant is guilty, while the judge makes rulings of law in the course of the trial, instructs the jury on the law, and determines the sentence if the defendant is convicted; and

That if the defendant waives the right to jury trial, then the judge alone decides whether the Commonwealth has proved beyond a reasonable doubt that the defendant is guilty, in accordance with the facts and the law.

DATE	BBO NO.	SIGNATURE OF DEFENSE COUNSEL X
------	---------	---------------------------------------

JUDGE'S CERTIFICATE

(OPTIONAL)

After a colloquy with the above-named defendant, I find that the defendant's waiver of the right to jury trial is knowing, intelligent and voluntary, and is accepted.

DATE	SIGNATURE OF JUDGE X
------	-----------------------------