

IN THE DISTRICT COURT OF GARFIELD COUNTY
STATE OF OKLAHOMA



FILED
GARFIELD COUNTY, OKLA

STATE OF OKLAHOMA,

Plaintiff,

vs.

ERNST LEROY CURRIER,

Defendant.

JAN 29 2018

JANELE M. SHARP
COURT CLERK
BY *[Signature]*
DEPUTY COURT CLERK

Case No. CF-2017-616-03

**STATEMENT OF DEFENDANT ON WAIVER OF
RIGHT TO PRELIMINARY HEARING**

I, **ERNST LEROY CURRIER**, desire to waive or give up my right to a PRELIMINARY HEARING at this time so that I might enter a plea to the charge of

COUNT 1: UNLAWFUL PROCEEDS – a FELONY;
COUNT 2: MISAPPLICATION OF FUNDS – a FELONY;
COUNT 3: FALSELY PERSONATE ANOTHER TO CREATE LIABILITY – a FELONY;
COUNT 4: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 5: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 6: FALSELY PERSONATE ANOTHER TO CREATE LIABILITY – a FELONY;
COUNT 7: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 8: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 9: FALSELY PERSONATE ANOTHER TO CREATE LIABILITY – a FELONY;
COUNT 10: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 11: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 12: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 13: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 14: FALSELY PERSONATE ANOTHER TO CREATE LIABILITY – a FELONY;
COUNT 15: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 16: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 17: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 18: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 19: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 20: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 21: FALSELY PERSONATE ANOTHER TO CREATE LIABILITY – a FELONY;
COUNT 22: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 23: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 24: FALSELY PERSONATE ANOTHER TO CREATE LIABILITY – a FELONY;
COUNT 25: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 26: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 27: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 28: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 29: FORGERY IN THE SECOND DEGREE – a FELONY;
COUNT 30: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;
COUNT 31: FALSELY PERSONATE ANOTHER TO CREATE LIABILITY – a FELONY;
COUNT 32: FORGERY IN THE SECOND DEGREE – a FELONY; and
COUNT 33: OBTAINING MONEY BY FALSE PRETENSES – a FELONY;

at a later time. I am 64 years of age, have completed 12 years in school, can read and write, and I have read and understand the Information or "CHARGE" in this case. I understand that the minimum and maximum punishment in this case is

COUNT 1: imprisonment for 5-20 years and/or civil penalty of up to 3 times the value of the property involved in the transactions;

COUNT 2: imprisonment for up to 5 years and/or by a fine of up to \$100,000;
COUNT 3: imprisonment for up to 10 years;
COUNT 4: imprisonment for up to 7 years;
COUNT 5: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 6: imprisonment for up to 10 years;
COUNT 7: imprisonment for up to 7 years;
COUNT 8: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 9: imprisonment for up to 10 years;
COUNT 10: imprisonment for up to 7 years;
COUNT 11: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 12: imprisonment for up to 7 years;
COUNT 13: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 14: imprisonment for up to 10 years;
COUNT 15: imprisonment for up to 7 years;
COUNT 16: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 17: imprisonment for up to 7 years;
COUNT 18: imprisonment for up to 10 years and/or by a fine of up to \$5,000;

COUNT 19: imprisonment for up to 7 years;
COUNT 20: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 21: imprisonment for up to 10 years;
COUNT 22: imprisonment for up to 7 years;
COUNT 23: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 24: imprisonment for up to 10 years;
COUNT 25: imprisonment for up to 7 years;
COUNT 26: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 27: imprisonment for up to 7 years;
COUNT 28: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 29: imprisonment for up to 7 years;
COUNT 30: imprisonment for up to 10 years and/or by a fine of up to \$5,000;
COUNT 31: imprisonment for up to 10 years;
COUNT 32: imprisonment for up to 7 years;
COUNT 33: imprisonment for up to 10 years and/or by a fine of up to \$5,000;

I understand my right to be represented by an attorney at every stage of these proceedings, and that if I cannot afford to hire an attorney, I have the right to Court-appointed counsel free of charge.

☒ I HAVE RETAINED COUNSEL ☐ I HAVE A COURT-APPOINTED COUNSEL ☐ WAIVE MY RIGHT TO COUNSEL

I understand my right to a mental examination concerning by competency both at this time and at the time this offense was committed. I understand that such examination could be at the expense of the STATE. However, I am not under the influence of any drug or alcohol at this time, am not under the care of a psychiatrist, and know of no reason why I am not completely competent to enter this waiver of right to Preliminary Hearing.

I understand that I have a right to a Preliminary Hearing. I further understand that the District Attorney at Preliminary Hearing would have to prove that the crime alleged was committed and that there is probable cause to believe I did it. If he succeeded, I would be bound over for a jury trial. If not, I would be discharged, I would have the right to confront and cross-examine, or question each and every witness against me. I would have the right to present witnesses in my own behalf, and to subpoena and require the attendance of witnesses. I fully understand that I could not be required to testify or make any statement, but that I could waive this right against self-incrimination and testify if I desired. I also understand I have a right to have a permanent record made of the Preliminary Hearing. I do not desire to have a Preliminary Hearing, or exercise any of the above rights. I understand if I plead GUILTY or NOLO CONTENDERE at a later date, the Judge will fix my punishment. I understand the District Attorney will make a recommendation

☒ PURSUANT TO THE PLEA BARGAIN AGREEMENT ☐ WITHOUT A PLEA BARGAIN AGREEMENT. I am aware that the Judge is not bound by this recommendation.

If I were to maintain a plea of NOT GUILTY, I know that I could have a public trial, within a reasonable time, before a fair and impartial jury. My waiver of right to Preliminary Hearing is completely voluntary. I understand that by waiving my Preliminary Hearing, I am forever giving up the right to have that hearing. I have not been mistreated or coerced in any way in making this decision.

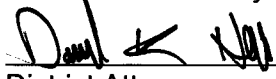
I DESIRE TO WAIVE MY RIGHT TO PRELIMINARY HEARING AND ASK THE COURT TO ACCEPT MY WAIVER AT THIS TIME.


Ernst Leroy Currier, Defendant

I have conferred carefully with my client, advised him fully of his constitutional and statutory rights and all other matters bearing upon this waiver, and feel the Defendant is fully informed and competent to waive his right to Preliminary Hearing. I know of no reason why this waiver should not be accepted.


Clint A. Claypole, OBA #30045
Defense Attorney

I know of no reason why Defendant's waiver of Preliminary Hearing should not be accepted by the Court.


District Attorney

ARRAIGNMENT DATE: 2/12/18 - 10 am
TLW