

STATE OF MINNESOTA
COUNTY OF [COUNTY]

IN DISTRICT COURT
[DISTRICT] JUDICIAL DISTRICT

STATE OF MINNESOTA,)	
)	
Plaintiff,)	
)	STATEMENT OF RIGHTS AND
v.)	WAIVER OF EXTRADITION
)	PROCEEDINGS
[DEFENDANT],)	
)	
Defendant.)	Case No: [CASE NUMBER]
)	

I, [DEFENDANT], am the Defendant in the above-referenced matter, and I wish to waive my rights to formal extradition proceedings as a condition of pretrial release.

I have been charged in District Court with a felony offense,[OFFENSE] in violation of Minn. Stat. § [SECTION].

I understand that if I am in another State or on Federal or Indian lands, the State of Minnesota may make a formal demand for my return to the State of Minnesota to face the above charge(s). A Governor's Warrant would be issued and served on me and, after an extradition hearing, I could be returned to the State of Minnesota.

I understand that by waiving my rights to formal extradition proceedings as a conditional release, I am agreeing to voluntarily return to the State of Minnesota without the necessity of any extradition proceeding.

I understand I am specifically waiving the following rights with respect to formal extradition from another State or on Federal or Indian lands to the State of Minnesota:

1. The right to be represented by an attorney;

2. The right to have an attorney appointed to represent me if I cannot afford to pay for an attorney;
3. The right to challenge the legality of my arrest and to apply for a Writ of Habeas Corpus;
4. The right to fight my extradition or return to the State of Minnesota;
5. The right to speak with an attorney before deciding whether to challenge my arrest or to fight extradition; and
6. The right to have bail set.

I understand that by waiving extradition, I may be held in custody by law enforcement in another State or from Federal or Indian law enforcement agencies until authorities from the State of Minnesota comes to get me.

After being fully advised of these rights by the Honorable [JUDGE] at a bail review hearing, held in the [COUNTY] County Courthouse on [DATE], and by advice of my legal counsel, I voluntarily, knowingly, and intelligently waive my rights to a Governor's Warrant and a formal extradition hearing if I am located in another State, or on Federal or Indian lands. That is, I will not resist or fight any effort by any State or Federal or Indian judicial or law enforcement agency to return me to the State of Minnesota for trial in the above-referenced matter.

This waiver is not an admission of guilt. I agree to return to the State of Minnesota with any peace officer who may be sent to take me to the State of Minnesota for trial in the above-referenced matter.

This waiver does not limit the authority or duty of the State of Minnesota to obtain my return from another jurisdiction by any legal means.

Dated this ___ day of _____ 20__.

[DEFENDANT], Defendant

STATE OF NORTH DAKOTA)
) SS.
COUNTY OF _____)

On this _____ day of _____ in the year 20____,
[DEFENDANT], known to me to be the person who is described in and who executed
the within instrument, did personally appear and acknowledge to me that he was the
person who executed the same.

(SEAL)

Notary Public
My Commission Expires: _____

I have explained this Waiver of Extradition to my client and believe his waiver is
made voluntarily, knowingly, and intelligently.

Dated this ___ day of _____ 20__.

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