

**IN THE CHANCERY COURT FOR WILLIAMSON COUNTY, TENNESSEE
AT FRANKLIN**

VS.

)
)
) **NO.**_____
)
)

**WAIVER OF APPEARANCE PURSUANT TO COURT'S ORDER UNDER
RULE 42 OF THE TENNESSEE RULES OF CRIMINAL PROCEDURE**

Respondent/Defendant, _____, hereby waives his/her appearance ordered by the Court on _____; and certifies to the Court that he/she understands the essential facts constituting criminal contempt charged. Further, Defendant/Respondent represents to the Court that he/she understands that:

1. he/she is being charged with criminal contempt;
2. he/she has been advised that a finding of criminal contempt could result in incarceration of up to ten (10) days and/or a fine of up to \$50, or both, for each act constituting criminal contempt;
3. he/she is entitled to be represented by counsel and if he/she cannot afford counsel, the Court will appoint counsel to represent him/her;
4. he/she understands that the Plaintiff/Petitioner must prove his/her guilt beyond a reasonable doubt; and
5. he/she understands that he/she cannot be compelled or forced to testify and that if he/she elects not to testify, the Court will not hold it against him/her

because he/she is exercising his/her constitutional right against self-incrimination.

____ I acknowledge that the pending charge of criminal contempt is set to be tried at _____, o'clock, __.m. on the _____ day of _____, 20____, and represents to the Court that setting the trial on that day affords me time to prepare a defense.

or

____ I acknowledge that my counsel of record will, within twenty one (21) days of the date this waiver is executed, meet and confer with opposing counsel for the purpose of submitting a scheduling order providing for the orderly management of this charge of contempt, which scheduling order shall include a date for trial.

Defendant/Respondent

Date

Counsel for Defendant/Respondent

Date

Chancellor

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been delivered to the parties or counsel of record.

This ____ day of _____, 20____.

Clerk & Master/Deputy