

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

Case No. _____

Defendant

ADDENDUM TO PLEA AGREEMENT AND WAIVER OF TRIAL

This Addendum supplements the plea agreement between the government and the defendant in the above-captioned matter. In addition to the mutual promises contained in the Plea Agreement and Waiver of Trial, the defendant agrees to waive, insofar as such waiver is permitted by law, the right to appeal the conviction in this case, including but not limited to claim(s) that (1) the statute(s) to which the defendant is pleading guilty is unconstitutional, and (2) the admitted conduct does not fall within the scope of the statute(s). The defendant also agrees to waive the right to appeal the sentence in this case, including but not limited to any term of imprisonment, fine, forfeiture, award of restitution, term or condition of probation or supervised release, authority of the Court to set conditions of release, and the manner in which the sentence was determined, except to the extent the Court sentences the defendant above the statutory maximum. In agreeing to this waiver, the defendant is aware that the defendant's sentence has yet to be determined by the Court. Realizing the uncertainty in estimating what sentence the Court will ultimately impose, the defendant knowingly and willingly waives the defendant's right to appeal the sentence, to the extent noted above, in exchange for the concessions made by the Government in this Agreement. Notwithstanding the above agreement to waive the right to appeal the conviction and sentence, the defendant retains the right to appeal on the basis of ineffective assistance of counsel, but not to raise on appeal other issues regarding the conviction or sentence.

I HAVE REVIEWED THIS FORM WITH MY LAWYER AND HAVE DECIDED TO PLEAD GUILTY IN THIS CASE. I HAVE DECIDED TO GIVE UP MY CONSTITUTIONAL RIGHT TO HAVE A TRIAL AND TO GIVE UP MY RIGHT TO APPEAL.

Assistant United States Attorney

Defendant

Approved this _____ day of _____, 20 _____.

Attorney for the Defendant

D.C. Superior Court Judge