In the Iowa District Court for Polk County

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| **STATE OF IOWA,** *Plaintiff*,  **vs.**  **,** *Defendant*. | **Case Number(s):**  **Notice of State’s Agreement**  **To Written Sentencing** |

**Comes Now** the State of Iowa, and hereby notifies the court:

1. The above-captioned case is set for sentencing.
2. The case involves no crime more serious than a non-forcible Class D Felony.
3. The parties have agreed to a joint recommendation regarding sentencing.
4. The joint recommendation is reflected in a proposed sentencing order which has been or will be separately filed by the State.
5. The State waives the right to be present at sentencing.
6. The State verifies that there are no victims who want to be heard in person.
7. Pursuant to Iowa Rule of Criminal Procedure 2.27(3), the state agrees to, and requests the court proceed to, pronounce judgment and sentence without the parties appearing in person, *upon fulfillment of these conditions by the defense:*
   1. Defendant and Defense counsel have each waived, in writing, the defendant’s right to be present and to engage in allocution; and
   2. Defendant has signed a written agreement to the jointly recommended disposition.

**Wherefore**, upon fulfillment of the conditions by the defense, the State requests that the Court proceed with sentencing in this case without the parties appearing in person.

**Respectfully Submitted,**

**KIMBERLY GRAHAM**

**POLK COUNTY ATTORNEY**

/s/ Assistant Polk County Attorney

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