

NOTICE OF APPEAL – CRIMINAL

VA. CODE §§ 16.1-132, 16.1-133, 16.1-296, 16.1-298, 19.2-124

Juvenile and Domestic Relations District Court

CITY OR COUNTY

DATE OF FINAL ORDER

I, the undersigned, appeal [] this final order or judgment [] the determination on bail to the Circuit Court named below. I understand that this appeal may be withdrawn at any time prior to the hearing date set for this case.

This case is scheduled to be called for [] hearing on appeal of determination of bail [] trial [] setting of trial date on _____ in the _____ Circuit Court
DATE AND TIME OF APPEARANCE

at _____
STREET ADDRESS OF CIRCUIT COURT TELEPHONE

[] This appeal is filed in a case involving the release of a juvenile over the objection of the Commonwealth.
[] I am requesting a stay of the execution of the bail determination order.

I understand that if this appeal is withdrawn within 10 days after my final order in this District Court, no additional costs will be taxed against me; otherwise, additional costs may be incurred in the Circuit Court. I also understand that upon withdrawal of this appeal, I must comply with the terms of the final order or judgment.

WARNING TO DEFENDANT – If you fail to appear, you are subject to a conviction and judgment in your absence being entered against you in the Circuit Court. Failure to appear shall be deemed a waiver of your right to trial by jury in this case. Failure to appear may also constitute a separate criminal offense.

DATE OF APPEAL

APPELLANT PROSECUTING ATTORNEY

I promise to appear before the Circuit Court of this jurisdiction at the date and time shown.

DATE OF APPEAL

APPELLANT DEFENDANT

by _____
NAME OF ATTORNEY FOR DEFENDANT APPELLANT ATTORNEY FOR APPELLANT DEFENDANT

NOTICE: Promptly communicate with the Clerk of the Circuit Court of this jurisdiction concerning the subpoenaing of witnesses and any need for interpreters, concerning your right of representation by a lawyer if you do not have a lawyer, and if you wish to request a jury trial. If your case is scheduled for trial, you **MUST** be present and ready for trial at the “date and time of appearance” shown above.

ORDER FOR STAY OF BAIL DETERMINATION ORDER

[] This matter is not governed by § 19.2-120 (B) or (C) or § 19.2-120.1. The request for stay of execution of bail determination order is

[] granted, upon good cause shown, and the bail determination order is stayed until _____
DATE AND TIME

[] denied.

[] This is a matter governed by § 19.2-120 (B) or (C) or § 19.2-120.1, and bail was granted over the presumption against bail. Having received notice of an appeal of the court’s decision by the Commonwealth, the court stays the bail determination order until _____, a period not longer than 5 days, unless the
DATE AND TIME
defendant requests a hearing outside the 5-day limit.

DATE

JUDGE

CASE NO.

NOTICE OF APPEAL

[] Commonwealth of Virginia
[] City [] County [] Town of

v.

DEFENDANT’S NAME (LAST, FIRST, MIDDLE)

ORIGINAL CHARGE

APPELLANT

ADDRESS

TELEPHONE #

WITHDRAWAL

I, the undersigned, withdraw my appeal in this case.

DATE

APPELLANT

by _____
ATTORNEY FOR APPELLANT

COURT USE ONLY

[] Release on \$ _____
(CASH OR SURETY)

\$ _____
(REALTY)

\$ _____
(PERSONAL RECOGNIZANCE)

[] Not eligible for bond