

IN THE GARFIELD HEIGHTS MUNICIPAL COURT

Judge Deborah J. Nicastro- Courtroom No. 1

Waiver of Physical Presence in Courtroom and Request to Appear Via Zoom

Name _____

Case Nos. _____

You are hereby advised that, under Ohio Criminal Rule 43, you have the following rights regarding your appearance in this matter:

- You have the right to be physically present in the courtroom at all the stages of this case.
- You may choose to appear remotely with Zoom on your computer or smartphone instead of being physically in the courtroom when permitted by Judge Nicastro.

If you want to appear remotely with Zoom, you must comply with the following rules. Any violation of these rules may result in a fine of \$100.00, a warrant being issued for your arrest or the rescheduling of your hearing in person.

- You must log in to the Zoom courtroom at least 15 minutes before your hearing time. You may not log in more than 10 minutes after assigned time. Failure to log in timely will result in a warrant being issued for your arrest.
- You must not be operating a motor vehicle.
- You must be fully and appropriately dressed.
- You must be in an appropriate, quiet environment.
- You must be stationary and not moving. You may not be laying down but must be seated in an upright and respectful manner.
- You may not be smoking, eating food or drinking beverages.
- You may not be under the influence of drugs or alcohol.
- You must have a device or paper and a writing instrument to make notes as directed by Judge Nicastro.
- You must be able to connect by both video and audio. If your device does not support both video and audio, you must appear in person.

I understand the requirements above and I hereby waive my right to physically appear in the courtroom and request that all court proceedings be conducted with Zoom. I understand I must physically appear in the courtroom if Judge Nicastro orders me to do so for any hearing or proceeding even if some hearings are on Zoom.

Dated: _____

Defendant Signature