

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

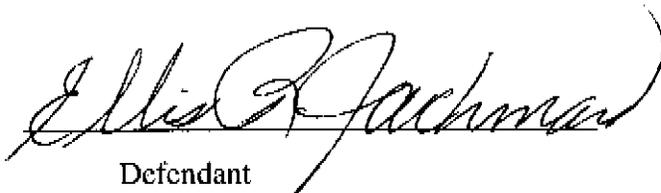
RECORDED
OCT 26 2004
CASSIDY B. HERRICK
CLERK IDAHO

United States of America,)
Plaintiff,) Case No. CR 04-206 -E-BLW
vs.) WAIVER OF RIGHT TO HAVE
Ellis R Jackman) DISTRICT JUDGE TAKE PLEA
Defendant.)
_____)

I, the undersigned, have discussed with my attorney my rights to have a United States District Judge take my change of plea. I recognize that I have the right to proceed before a United States District Judge. I also recognize that by waiving that right, I will proceed today before a United States Magistrate Judge who will determine whether my plea is voluntary and meets the other requirements of Rule of Criminal Procedure 11, and will then make a recommendation to the United States District Judge as to whether to accept the plea and the plea agreement under Rule 11. I further understand that the United States District Judge will review the recommendation and decide whether to adopt that recommendation.

With a full knowledge of all my rights, after discussion with my attorney, I hereby waive my right to proceed before a United States District Judge and agree to proceed before a United States Magistrate Judge for the purpose of taking my plea.

Dated this 26th day of October 2004.


Defendant


Defendant's Attorney