

U.S. DISTRICT COURT  
DISTRICT OF IDAHO

JUL 26 2004

LODGED M. REC'D  
FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF IDAHO

UNITED STATES OF AMERICA, )  
)  
Plaintiff, )  
)  
v. )  
)  
CARLOS VELASQUEZ-ORTEGA, )  
)  
Defendant. )  
\_\_\_\_\_ )

Case No. CR 04-136-S-BLW

WAIVER

I, the undersigned, have discussed with my attorney my rights to have a Federal District Court Judge take my change of plea. I recognize that I have the right to proceed before a Federal District Court 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 Federal District Court Judge as to whether to accept the plea and the plea agreement under Rule 11. I further understand that the Federal District Court 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 Federal District Court judge and agree to proceed before a United States Magistrate Judge for the purpose of taking my plea.

Dated this 26<sup>th</sup> day of July, 2004.

Carlos Velazquez  
Defendant

[Signature]  
Defendant's Attorney