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SEP 23 2025

MELINDA BRINLEE
COURT CLERK
Deputy

IN THE DISTRICT COURT OF LATIMER COUNTY
STATE OF OKLAHOMA

STATE OF OKLAHOMA,

Plaintiff,

v.

Case No. CM-2024-176

MARK WARD,,

Defendant.

RECORD OF PLEA

1. I am the defendant in this case and my true and correct name is listed above.
2. I am not currently taking any medications or substances which affect my ability to understand these proceedings.
3. I have not been prescribed any medication that I should be taking, but am not taking that affect my ability to understand or to make good decisions.
4. I am not suffering from a mental defect or illness, which impairs my ability to know and understand what I am doing. I fully understand the nature and consequences of this proceeding and believe that I am competent.
5. I have received a copy of the Information and have read its allegations. I also understand the range of punishment for the crime(s) charged.
6. I understand my constitutional rights and fully understand that: I have the right to a speedy trial before a jury for the determination of whether I am guilty or not guilty and if I request, to determine sentence. If I have a trial, I understand that:
 - a. I have the right to have a lawyer represent me, either one I hire myself or if I am indigent, a court appointed attorney.
 - b. I am presumed to be innocent of the charge(s).
 - c. I may remain silent or, if I choose, I may testify on my own behalf.
 - d. I have the right to see and hear all witnesses called to testify against me and the right to cross-examine them.
 - e. I may have my witnesses ordered to appear in court to testify and present evidence of any defense I have to these charges.
 - f. The state is required to prove my guilt beyond a reasonable doubt.
 - g. The verdict of guilty or not guilty decided by a jury must be unanimous.
 - h. I also understand that I can waive a jury trial and, if all parties agree, the case could be tried by a Judge alone who would decide if I am guilty or not guilty and if guilty, the appropriate punishment.
7. I have talked over the charge(s) with my lawyer, advised him/her regarding any defense I may have to the charge(s) and had his/her advice and I feel that my lawyer has effectively assisted me and I am satisfied with his/her advice.
8. I wish to change my plea of not guilty to ☐ guilty ☒ nolo contendere and give up my right to a jury trial and all other previously explained constitutional rights.
9. The charge(s) to which I am entering a plea today are: Count One (1): Simple Assault and Battery under Tit. 21 O.S. § 644B.
10. I have a plea agreement and understand that the plea agreement is: Six (6) months deferred sentence, supervised by the McCurtain County District Attorney's Office (mail-in approved), one hundred dollar (\$100.00) fine, and court costs.
11. Having my rights in mind, I enter a plea of ☐ guilty ☒ nolo contendere to the charge(s). [DA's initials]
12. The factual basis for my plea is: As a factual basis, Defendant stipulates to the entry of the Probable Cause Affidavit as a sufficient factual basis for his plea of nolo contendere.
13. I have not been forced, abused, mistreated, or promised anything by anyone to have me to enter these pleas and have entered the pleas of my own free will without any coercion or compulsion of any kind.

Date: 1-7-25

[Signature]
Defendant

[Signature]
Wesley J. Cherry, OBA #22851
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