

IN THE SUPERIOR COURT OF FULTON COUNTY  
STATE OF GEORGIA

STATE OF GEORGIA

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INDICTMENT NO:

23SC190370

vs.

JUDGE SCOTT F. MCAFEE

Sidney Katharine Powell

PLEA OF GUILTY

1. What is your legal name? Sidney Katharine Powell
2. At this time are you under the influence of any alcohol, drugs or medication? No
3. How old are you? 68
4. How far did you go in school? B.A. J.D.
5. Are you able to read and write English? Yes
6. Have you ever received psychiatric treatment or been in a mental hospital? If so, when and where? No
7. Do you wish to plead guilty to the offense(s) in this case? Yes
8. Do you understand you have the right to plead either "guilty" or "not guilty" to the charges? Yes
9. Do you understand that by pleading "guilty" you:
  - (a) agree that you understand the nature of the charges.
  - (b) waive the right to trial by jury.
  - (c) waive the right to the presumption of innocence.
  - (d) waive the right to confront witnesses called to testify against you.
  - (e) waive the right to subpoena witnesses.
  - (f) waive the right to testify and to offer other evidence on your behalf.
  - (g) waive the right to assistance of counsel during trial.
  - (h) waive the right not to testify against yourself and that by pleading not guilty or remaining silent and not entering a plea you could obtain a jury trial.
10. Do you understand that you may obtain a jury trial should you elect to plead "not guilty" or remain silent? Yes
11. Do you acknowledge that you have entered this plea freely, voluntarily and with a full understanding of all the rights you are giving up? Yes
12. Do you acknowledge that no one has made any promises or threats to influence your decision to plead guilty? Yes
13. Do you understand the prosecutor is recommending the following sentence:  
CFS 1-6 - 12 mos probation on each consecutively, \$6K fine, \$2700 restitution, Apology letter, Truthful testimony @ trial and other proceedings, No communication with Co-As, witnesses, media until all cases have been closed, full proffer, and provide documents
14. Do you understand that although this a negotiated plea, the Judge is not bound to accept the prosecutor's recommendation? Yes If the Judge does not accept the recommendation, you will have the right to withdraw your plea of guilty. **(If the plea is non-negotiated, counsel should strike through this provision as it does not apply.)**
15. Do you acknowledge you have been advised the maximum sentence you can receive is ~~3~~ 6 years and the minimum sentence you can receive is 0 ?

16. Do you acknowledge you have been advised if you are not a citizen of the United States a plea of guilty may impact your immigration status and could result in deportation? ~~No~~ Yes
17. Do you acknowledge you have been advised a plea of guilty could be used to aggravate the punishment you could receive in any subsequent criminal prosecution? Yes
18. Do you acknowledge you have had sufficient time to discuss this case with your attorney and you are satisfied with your attorney's services? Yes
19. Do you acknowledge if you plead guilty, there will be no trial and the Court will impose such sentence as it finds appropriate under the law? Yes
20. Do you acknowledge you understand if you wish to seek relief from this sentence through a Writ of Habeas Corpus you will have four (4) years from today's date to file your petition as to any felony sentence and one (1) year from today's date to file your petition as to any misdemeanor sentence? Yes
21. How do you plead to the charges: "Guilty" or "Not Guilty"? Guilty

Respectfully submitted this 19th day of October, 2023

Sidney Katherine Powell  
Printed Name of Defendant

Sidney Katherine Powell  
Signature of Defendant

#### CERTIFICATION OF COUNSEL

I, as attorney for the Defendant, hereby certify the following:

1. I have read and fully explained to the Defendant all of the charges contained in the Indictment/Accusation in this case.
2. I have explained and discussed with the Defendant the facts and elements of the case which the Prosecution must prove and the defense(s) that may be available to the charge(s).
3. I have explained to the Defendant the maximum penalty provided by law for the offense(s) charged in the Indictment/Accusation to which the Defendant offers a plea of guilty and the possible consequences of a guilty plea.
4. The defendant **DOES/DOES NOT QUALIFY** for First Offender Treatment and **IS/IS NOT** asking for disposition under the First Offender Statue. **(Circle options that apply.)**
5. The plea of guilty offered by the Defendant is, in my opinion, knowingly, freely and voluntarily made, and is consistent with my advice to the Defendant.
6. To the best of my knowledge and belief, the statements, representations and declarations made by the Defendant in the foregoing Plea of Guilty are in all respects true and accurate.
7. I have read and reviewed this plea sheet with the Defendant and answered any questions the Defendant may have concerning this plea sheet.
8. I do not know of any reason why the Court should not accept the Defendant's plea of guilty.

Respectfully submitted this 19th day of October, 2023.

Brian T. Rafferty  
Printed Name of Attorney for Defendant

[Signature]  
Signature of Attorney for Defendant