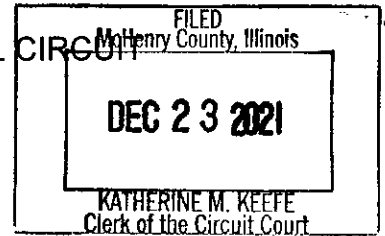


IN THE CIRCUIT COURT OF THE 22nd JUDICIAL CIRCUIT  
MCHENRY COUNTY, ILLINOIS



PEOPLE OF THE STATE OF ILLINOIS )

VS. )

MICHAEL PENKAVA )

20 CM 1338

DEFENDANT'S WAIVER PURSUANT TO  
ILLINOIS SUPREME COURT ORDER M.R. 30370

Now comes the Defendant MICHAEL PENKAVA by and through one of his attorneys, Philip A. Prossnitz, and moves this Court to allow him to appear via ZOOM on December 23, 2021 for entry of the Court's decision twhile the rest of the ruling is held live in Courtroom 303 with his lawyer, Philip A. Prossnitz present, and in support hereof states as follows:

1. The defendant has discussed at length, read and reviewed this Waiver with his undersigned attorney. This Waiver is based upon and follows the criteria as set forth by the Illinois Supreme Court in its March 8, 2021 Order, "In Re: Illinois Courts Response to COVID-19 Emergency/Remote Proceedings in Adult Criminal Matters, M.R. 30370."
2. Following discussions with undersigned counsel, the defendant knowingly and voluntarily waives the right to be present and acknowledges that his attorney Philip A. Prossnitz will appear live and further the defendant states that he understands:
  - (1) he has the right to be physically present in the courtroom for every

From: paprossnitz@aol.com,

To: paprossnitz@aol.com,

Date: Wed, Dec 22, 2021 10:53 am

Attachments:

substantive proceeding;

(2) a remote appearance means the defendant, the court, and other participants will participate via video or telephonic conferencing platforms, in this particular instance it will be limited to the defendant appearing via ZOOM;

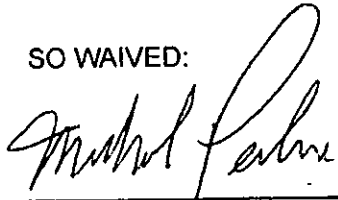
(3) any remote appearance may be viewable by the public over the Internet or other method of streaming or broadcasting;

(4) the defendant and defense counsel will not be physically present together during the proceeding;

(5) the legal effect of the remote appearance will be the same as an in-person appearance;

(6) the defendant has discussed this waiver with his Attorney Philip Prossnitz.

SO WAIVED:

  
\_\_\_\_\_  
MICHAEL PENKAVA

12/21/21  
Date

Prepared By:

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