

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<http://www.courts.state.nh.us>

Court Name: Merrimack Superior Court

Case Name: State v. Eric Sweeney

Case Number: 217-2023-CR-721
(if known)

ACKNOWLEDGMENT AND WAIVER OF RIGHTS - FELONY

I, Eric Sweeney of Normfield NH

my attorney being Lauren Prusiner & Morgan Taggart-Hampton, do voluntarily make the following statements which I understand shall apply to each and every indictment or felony complaint to which I intend to plead GUILTY.

If I am not a citizen of the United States, I understand that conviction of the crime(s) for which I intend to plead GUILTY may have immigration consequences, including but not limited to, deportation from the United States, exclusion from admission into the United States, or denial of naturalization pursuant to the laws of the United States.

I have discussed this present plea of GUILTY to the charge in the indictment or felony complaint with my attorney who has explained the nature of the charge to me. I fully understand the charge of which I stand accused, which is:

**second degree reckless murder x3
falsifying physical evidence**

I understand that I am under no obligation to plead GUILTY, and that even after signing this form I am still under no obligation to plead GUILTY.

I understand that by pleading GUILTY to the indictment or felony complaint I am giving up the following constitutional rights as to that crime.

MY RIGHT to a speedy and public trial.

MY RIGHT to a trial by Jury. 12

MY RIGHT to see, hear, and question all witnesses. This gives me the opportunity and right to confront my accusers and cross-examine them myself or through my attorney.

MY RIGHT to present evidence and call witnesses in my favor and to testify on my own behalf.

MY RIGHT to remain silent if I choose, which is my right against self-incrimination, and the jury can draw no inference of guilt from my silence.

MY RIGHT to have the Judge order into court all evidence and witnesses in my favor.

MY RIGHT to have my lawyer continue to defend me, and to present all defenses that I may have.

MY RIGHT not to be convicted except by proof beyond a reasonable doubt with respect to all elements of the charge, which have been explained to me by my attorney.

MY RIGHT to have excluded from evidence any confessions or other evidence obtained in violation of my constitutional rights.

MY RIGHT to appeal, if convicted.

I GIVE UP ALL THE ABOVE RIGHTS OF MY OWN FREE WILL.

I understand that by pleading GUILTY I am admitting to the truth of the charge against me in the indictment or felony complaint, and that, on my admission that I am GUILTY and the Judge's acceptance of my GUILTY plea, a conviction will be entered against me.

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I am pleading GUILTY because I am GUILTY. I admit that I committed the acts charged in the indictment or felony complaint and that I committed the acts recklessly (state of mind). No force has been used upon me, nor have any threats been made to me, by any member of the Prosecutor's Office or anyone else in an effort to have me enter this plea of GUILTY to the indictment or felony complaint. No promises have been made to me by any member of the Prosecutor's Office or anyone else in the effort to have me enter this plea of GUILTY to the indictment or felony complaint, except as follows:

no agreement on sentencing, apart from restitution and no contact provisions

However, I understand that the Judge is not bound by the Prosecutor's recommendation as to sentence. I understand that I may withdraw my plea if the Judge exceeds the limits of a negotiated plea.

I understand as a consequence of my plea of GUILTY that the Judge may impose such sentence as in his/her discretion s/he considers appropriate, subject, however, to those limits prescribed by law. My attorney, with whose services I am satisfied, has advised me of the penalties that the Judge can impose for the crime to which I have pleaded GUILTY. I understand that this or these charge(s) against me are a:

Class special Felony, and
that the maximum penalty is life ^{in prison} years, and
that in addition a fine may be imposed not to exceed \$ _____.

I understand that if probation is a condition of my sentence, the Judge may give the probation/parole officer authority to impose a 1 to 7 day jail sentence in response to a violation of a condition of probation, not to exceed a total of 30 days during the probationary period. Such a sentence would only be imposed on me if I waived my right to counsel and a preliminary hearing with respect to that violation, and agreed to serve that sentence in lieu of a violation of probation hearing.

I understand that even though I am pleading GUILTY and giving up my right to call witnesses and testify myself, that this does not apply to the calling of witnesses and testifying on the question of the sentence to be imposed.

I am not under the influence of drugs or alcohol.

ALL OF THESE STATEMENTS THAT I HAVE GIVEN TODAY IN THIS ACKNOWLEDGMENT AND WAIVER OF RIGHTS ARE TRUTHFUL AND VOLUNTARILY GIVEN.

I do not have any questions at this time of my attorney or of the Prosecutor's Office. If there are any questions of the Judge or if there is anything I would like to say prior to sentencing in this case, my attorney will make this known to the Judge at the time of my plea to this indictment or felony complaint. I understand the entire contents of this Acknowledgment and Waiver of Rights, and I freely and voluntarily sign this form below. I also understand that I may have a copy of this form upon request.

8/13/25
Date

Eric Sweeney
Defendant
Highest Grade Completed: 9th

As counsel for the defendant, I have thoroughly explained to the defendant all the above, including the nature of the charge, the elements of the offense which the State must prove beyond a reasonable doubt, the maximum and minimum penalties, and the possible immigration consequences of entering a plea of guilty. I believe the defendant fully understands the meaning of this Acknowledgment and Waiver of Rights, that s/he is not under the influence of drugs or alcohol, and that s/he knowingly, intelligently and voluntarily waives all of his/her rights as set forth in this form.

8/13/25
Date

Shawn [Signature] #9582
Attorney for the Defendant

[Signature] #269549

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The undersigned Justice of the Merrimack Superior Court, having inquired into the education and background of the defendant, is satisfied that s/he fully understands all of his/her rights as set forth above, and that s/he is not under the influence of drugs or alcohol. Court finds that the defendant has the mental capacity to evaluate these rights and, having done so, to knowingly and intelligently waive all of his/her rights as set forth in this form, and the defendant does knowingly, intelligently, and voluntarily waive those rights.

Date

Presiding Justice