

IN THE CIRCUIT COURT OF Wayne COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS)

Plaintiff,)

vs.)

Defendant.)

FILED
MAY 17 2022

CIRCUIT CLERK, WAYNE CO., IL
James J. Spitzer

MOTION TO WITHDRAW GUILTY PLEA AND VACATE SENTENCE

COMES NOW the petitioner, Ray Tate, pro se, pursuant Illinois Supreme Court Rule 604(d) and moves to withdraw his/her guilty plea and vacate the sentence entered as a result of that plea.

In support of his/her motion to withdraw his/her guilty plea and vacate his/her sentence, petitioner states as follows:

1. Petitioner is presently incarcerated in the Menard Corr. Center (IDOC), Menard, Illinois 62837.
2. 1) plea was the result of coercion (force or threats)
I was not allowed phone, mail, visits and threatened that unless I took plea I would not be allowed these rights in held facility.
2) had inadequate representation of counsel.
Lack of time and understanding with attorney regarding plea wasn't allowed to call, write, or visit adequately with attorney.
3) not mentally competent to enter plea
seen and heard things in factual basis that made me question mental competence, was never given mental evaluation

WHEREFORE, petitioner Ray Tate, respectfully requests that his/her plea of guilty be withdrawn and his/her sentence entered as a result of that plea be vacated. Petitioner further prays he/she be brought back to Wayne County to stand trial.

Ray Tate
Petitioner, pro se