

# Considerations for Waiving Court Appearance

People may not need to be present for every court date. Here are some considerations to determine whether to waive their appearance.



At a case conference, the prosecutor and defender are discussing Jane's upcoming court date. When should they...

## Waive appearance?

If the case will be dismissed.

If it's a non-evidentiary motion.

If the attorneys are just reporting progress to the judge.

Any other circumstances where a person's appearance is unnecessary.



## Require appearance?

If it is an arraignment.

If the hearing is to determine whether there is enough evidence to require a trial.

If Jane's case will be disposed, such as by plea.

If there is any determination of conditions of release, like a bond hearing.

