

What is an 802 Warning?

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Wednesday, 12 September 2012 00:00 -

Generally now days in Massachusetts anytime you are charged with a crime, it is very likely that either the prosecutor will request or the judge will on his/her own issue something called an 802 Warning. An 802 Warning simply means that if your charged or arrested for a new offense that occurs *after* the date of your arraignment on one charge that you can be held in jail for up to 60 days without bail. It does not mean that is automatically going to occur, but there is that warning and what can happen is that there can be a bail relocate and an 802 revocation if you end up being charged with another crime which the DA can ask for and you can be held for up to 60 days.

Again, if you have had allegedly committed a crime prior to getting the warning issued, even if you are not charged until after that date, and it should be not be a factor, but it will hurt you.