

**KITSAP COUNTY DISTRICT COURT
STATE OF WASHINGTON**

STATE OF WASHINGTON,

Plaintiff,

v.

Defendant.

No. _____

**INTERIM ORDER PENDING ACCEPTANCE
FOR DEFERRED PROSECUTION**

1. BASIS

THIS MATTER having come before the Court on the motion of the defendant for a deferred prosecution program pursuant to chapter 10.05 RCW; the Court having considered the records and files herein, testimony if any, other evidence offered and the argument of the parties; and being fully advised in the premises; now, therefore the following is hereby ordered –

2. CONDITIONS OF RELEASE

Prior to Court approval of defendant's petition for deferred prosecution, the defendant shall comply with – (1) all conditions of release previously ordered in this case; and (2) the following additional conditions of release –

- 2.1 ___ **Treatment Examination.** Defendant shall submit to an investigation and examination by a Washington state-certified agency treatment provider for –
 ___ substance use disorders
 ___ mental problems
 ___ domestic violence behavior.
- 2.2 ___ **Abstinence.** Defendant – (a) shall not possess or consume any beverage containing alcohol; and (b) shall not possess or consume cannabis; and (c) shall not possess or consume controlled substances unless prescribed by a physician.
- 2.3 ___ **DUI Victim Impact Panel.** Defendant shall complete a Washington state DUI victim impact panel that meets the standards stated in RCW 10.01.230 and file written proof of completion with Probation Services within 90 days of today.
- 2.4 ___ **Domestic Violence Victim Impact Panel.** Defendant shall complete a domestic violence victim impact panel and file written proof of completion with Probation Services within 90 days of today.

- 2.5 _____ **Domestic Violence Parenting Class.** Defendant shall complete a domestic violence parenting class that is a minimum 24 hours in length which includes education on the effects of domestic violence on children and file written proof of completion with Probation Services within 90 days of today.

3. PROBATION SERVICES

Defendant's compliance with this Order shall be supervised by Probation Services, 614 Division Street, MS-25, Port Orchard, WA 98366, (360) 337-7109, pursuant to RCW 10.05.170.

Defendant shall contact Probation Services in room 106 of the Kitsap County Courthouse immediately following entry of this Order if defendant is not in custody or within 3 days upon defendant being released from custody. Defendant will be monitored for compliance with this Order by Probation Services.

Defendant is responsible for filing timely written proof with Probation Services showing the defendant's compliance with this Order.

4. PETITION FOR DEFERRED PROSECUTION

A Petition for Deferred Prosecution and all required documentation in support thereof required by chapter 10.05 RCW shall be provided to Probation Services **at least 7 days** prior to a hearing on the petition.

5. DEPARTMENT OF LICENSING STAY

If defendant intends to request a postponement of suspension or revocation of their driver's license, it shall be the responsibility of defendant to complete the DOL form and send the form to DOL.

The DOL form "Intent to Seek Deferred Prosecution" can be accessed at the Court's website under the "Forms" link (www.kitsap.gov/dc) or at the DOL website (www.dol.wa.gov).

6. TIME FOR TRIAL

Time for trial is tolled and the new commencement date shall be the date that an order is entered denying the motion or revoking the deferred prosecution. CrRLJ 3.3(c)(2)(viii). Delay in bringing this case to trial caused by a petitioner requesting deferred prosecution shall not be grounds for dismissal. RCW 10.05.110.

DATED – _____

JUDGE / COMMISSIONER / PRO TEM

[Note – Use of an electronic signature is an acceptable means for any Washington judicial officer or clerk to sign any document requiring a judicial or clerk signature.]