

IN THE MUNICIPAL COURT OF THE CITY OF SUMNER
PIERCE COUNTY, WASHINGTON

CITY OF SUMNER,

Plaintiff,

vs.

Defendant.

Case No.

STIPULATED ORDER
OF CONTINUANCE

THIS MATTER comes before the court on the joint Motion of the City of Sumner and the Defendant. Both parties request to continue the matter to a hearing date of _____, 20__ at _____ p.m. **The parties specifically agree to and hereby enter a waiver of speedy trial that will expire on _____, 20__.** This agreed continuance is subject to the following terms and conditions to which both parties have agreed.

I. AGREEMENT

If the Defendant complies with the conditions listed below, the City agrees to:

- Dismiss the charges with prejudice Other: _____

Should the Defendant fail to comply with the conditions set forth below, the Defendant agrees that he/she has waived the right to a jury trial and agrees that the case will be submitted to the court on the record. The Defendant understands that this means that the Judge will read the police report and other materials submitted by the City, and based upon that evidence decide if the Defendant is guilty of the following crime(s), and may sentence the Defendant up to the maximum allowed by law no matter what the City or Defense recommends:

_____ 90/365 days jail &/or \$1000/\$5000 fine
_____ 90/365 days jail &/or \$1000/\$5000 fine

II. CONDITIONS OF AGREEMENT

1. The Defendant shall comply with the conditions of and complete the following assessment(s) and/or program(s). Defendant shall pay for any and all treatment and file proof of compliance with the court.

- Obtain ___ Alcohol/Drug ___ Mental ___ domestic Violence Evaluation within ___ days; fully follow all recommended treatments.
 - File proof of enrollment in treatment/counseling recommended in evaluation by _____.
 - Alcohol/Drug Information School by _____.
 - Domestic Violence Impact Panel by _____.
 - Consumer awareness program by _____.
 - No contact with _____.
 - Maintain law-abiding behavior.
 - Submit monthly reports to the court until completed or otherwise ordered by the court.
 - Other: _____
 - The Defendant shall pay \$ _____ and/or \$ _____ restitution to be paid to the court in full by _____ or monthly at \$ _____ a month beginning _____, 20__.
- DUI Victim Impact Panel by _____.
 - Anger management class by _____.
 - Defensive driving school by _____.
 - No Hostile contact with _____.
 - Notify court of changes of address within 5 days.

2. Defendant shall appear at all court hearings and obey all court orders prohibiting contact with other individuals.

III. COURT'S FINDINGS AND ORDER

The court having found that a Stipulated Order of Continuance is appropriate, now hereby orders this matter continued subject to the terms and conditions listed above. Both parties have read this entire document, fully understand all of the terms set out above and enter into this agreement voluntarily.

I understand that if I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law is grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States. I further understand that the prosecutor is not my attorney and cannot and has not provided me legal advice but has assisted me in completing this form.

Effective Date of this Agreement is this ___ day of _____, 2009.

Defendant

Prosecuting Attorney WSBA # _____

Defense Attorney WSBA# _____

Judge/Judge Pro Tem

White - Court
Yellow - Defendant
Pink - City Attorney
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City of Sumner
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