

Black Diamond Municipal Court
25510 Lawson St. • PO Box 599
Black Diamond, WA 98010
(360) 886-7784

State of Washington,
County of King
City of Black Diamond

Plaintiff,

vs.

Defendant.

NO. _____

**STIPULATED ORDER OF CONTINUANCE WITH
CONDITIONS**

This matter having come on for hearing, the plaintiff appearing by its attorney, and the defendant appearing in person and by his/her attorney, and the parties having moved the Court for a continuance of the trial of this matter subject to the following terms and conditions, the Court grants the continuance until the completion date indicated below, as follows:

Defendant is charged with the following offenses, which carry the following maximum penalties:

- 1. _____ 90/365 days in jail; \$1000/5000 fine
- 2. _____ 90/365 days in jail; \$1000/5000 fine

The minimum penalties are _____ days in jail \$ _____ fine [] no firearms [] HIV Test [] _____ day/mo license suspension [] other: _____

That this agreed continuance is subject to the following terms and conditions to which the defendant has agreed:

- No criminal violations of law during the period of continuance.
- No driving without a valid driver's license and insurance.
- No use, possession or consumption of alcohol or illegal non-prescribed drugs.
- No driving with any alcohol/drugs in the defendant's system, and no refusal of officer's request for blood or breath test.
- Use of an ignition interlock on all non-employer owned vehicles for a period of _____ months.
- No possession of firearms or dangerous weapons.
- The defendant agrees to advise the court with written notice of his/her change of address within 1 day of such change.
- No contact No hostile contact with _____.
- Pay monitoring fee _____ Pay restitution _____ Other _____

Attend or comply with the terms and conditions of the following classes and/or programs, and file proof of enrollment and completion with the court by the indicated date:

- Defensive Driving School Level 1 Level 2 by: _____ DV Victims panel by: _____
- Alcohol Information School by: _____ DUI Victims panel by: _____
- Anger Management Level 1 Level 2 by: _____ Consumer Awareness Program by: _____
- Obtain substance abuse evaluation by: _____
- Domestic Violence evaluation by: _____
- Begin treatment recommended by evaluation by: _____
- Mental Health evaluation, counseling and/or treatment by: _____
- Other: _____

As condition of this continuance, the defendant makes the following waivers and stipulations:

- Defendant waives the right to a speedy trial, and agrees that delay in bringing the above charge(s) to trial caused by this continuance shall not be grounds for dismissal.
- Defendant understands that, by this process, he/she is giving up the right to a jury trial, the right to hear and question witnesses, the right to call witnesses on his/her own behalf, to compel witnesses to testify, the right to present evidence, and the right to testify or not to testify.
- Defendant agrees that in his/her failure to comply with the terms of this agreement, that the factual allegations and issues will be resolved solely by a bench trial where the only evidence and testimony admitted will be the police report(s), attached as Exhibit _____.

That the prosecuting authority has agreed, that if the defendant complies with the terms and conditions set forth above, the plaintiff will do as follows:

- Dismiss charge(s)
- Amend charge(s) to: _____
- Recommend sentence as follows: _____

Other: _____

The defendant agrees that no one has made any threats or promises to get him/her to submit this case on the record or to enter into this agreement.

- Defendant shall return to Court on _____ for a _____ hearing.
- The defendant need not return to court at the end of the agreement only if in full compliance. Completion date: _____

DATED this _____ day of _____, _____.

Judge/Pro Tem

Defendant

Defense Attorney, WSBA #

Prosecuting Attorney, WSBA #