

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONO 100 THOMPSONS WAY P O BOX 1037 MAMMOTH LAKES CA 93546 MAMMOTH LAKES BRANCH	<i>FOR COURT USE ONLY</i>
PEOPLE OF THE STATE OF CALIFORNIA <p style="text-align: center;">v.</p> DEFENDANT:	
(PENAL CODE § 1001.95-1001.96) MISDEMEANOR DIVERSION REQUEST, ADVISAL AND WAIVER OF RIGHTS, AND ORDER	CASE NUMBER:

Defendant: Initial each statement below.

1. _____ I am the defendant in the above-captioned case, which charges the following misdemeanor violation(s) for which I am requesting Misdemeanor Diversion (Pen. Code § 1001.95-1001.96):
 Charges: _____
2. _____ I have been advised of, understand, and waive my right to a speedy trial in this case.
3. _____ I understand that Misdemeanor Diversion, if granted, will be no longer than two years and may include terms and conditions imposed by the court, including but not limited to a victim restitution order, protective order, stay-away order, and/or firearm prohibition order, where applicable.
4. _____ I understand that if Misdemeanor Diversion is granted, failure to comply with the terms and conditions imposed by the court may result in reinstatement of criminal proceedings.
5. _____ I understand that if I am arrested or charged with a new criminal offense while on Misdemeanor Division, criminal proceedings in this case may be reinstated and I may be found no longer eligible for Misdemeanor Diversion.
6. _____ I understand that if I perform satisfactorily during the period of Misdemeanor Diversion, the court will dismiss the criminal charges. I understand that, upon successful completion of Misdemeanor Diversion and dismissal of the charges, the arrest upon which the diversion was based shall be deemed to have never occurred, except as stated in Statement 7, below.
7. _____ I have been advised and understand that, regardless of my successful completion of Misdemeanor Diversion, the arrest upon which the diversion was based may be disclosed by the Department of Justice in response to a peace officer application request, and that I am still obligated to disclose the arrest in response to a direct question contained in a questionnaire or application for a position as a peace officer, as defined in Pen. Code § 830

TERMS AND CONDITIONS OF DIVERSION:

Diversion length is _____ months.

Obey all laws.

Notify the court, in writing, of any change of mailing address, telephone number, and email address.

- Pay restitution in the amount of \$ _____ to Mono County District Attorney.
- Not drive unless licensed and insured.
- Attend AA/NA meetings _____ per week for _____ weeks.
- Attend counseling for: _____
- Perform _____ hours of community service with proof to the court by _____.
- Comply with any Criminal Protective Order.
- Pay Diversion fee of \$ _____ on or before _____.
- Other: _____

Date: _____
(Attorney's Signature)

I declare under penalty of perjury under the laws of the State of California that I have read and understand each of the foregoing statements, and by initialing each statement I agree to their content and to the Terms and Conditions of Diversion.

Date: _____
(Defendant's Signature)

Mailing Address/Telephone/E-mail

INTERPRETER'S STATEMENT

I, having been duly sworn or having a written oath on file, certify that I truly translated this form to the defendant in the following language: Spanish Other (specify): _____

Date: _____
(Interpreter's Name) (Interpreter's Signature)

Date: _____
Judge of the Superior Court