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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

Defendant.

No.

ORDER FINDING DEFENDANT  
INCOMPETENT AND COMMITTING  
FOR 180 DAY RESTORATION  
PERIOD

THIS MATTER having come on before the undersigned judge of this court, the court examined the report of Western State Hospital dated \_\_\_\_\_, and considered the records herein, and heard the statements of counsel;

THE COURT NOW FINDS THAT:

1. Defendant is incompetent to stand trial; and
2. Defendant presents a substantial danger to others or presents a substantial likelihood of committing felonious acts jeopardizing public safety or security; and
3. There is a substantial probability that the defendant will regain competency within a reasonable period of time.

IT IS THEREFORE ORDERED PURSUANT TO RCW 10.77.086:

ORDER FINDING DEFENDANT INCOMPETENT AND COMMITTING FOR 180 DAY RESTORATION PERIOD - 1(Rev. 5/2012)

**Daniel T. Satterberg**, Prosecuting Attorney  
W554 King County Courthouse  
516 Third Avenue  
Seattle, Washington 98104  
(206) 296-9000, FAX (206) 296-0955

1           1.       That the defendant is committed to Western State Hospital for a period of 180  
2 days, or until such earlier time as the defendant becomes competent to stand trial.

3           2.       Pursuant to CrR 3.3, the time for trial in the above-entitled matter is tolled until  
4 such time as the defendant is found competent to stand trial.

5           3.       If the defendant does not object, psychotropic medication may be administered to  
6 the defendant as deemed clinically appropriate by the staff of Western State Hospital.

7           [ ]       Clinically appropriate psychotropic medications may also be administered against  
8 the defendant's will if necessary.

9           4.       The King County Department of Adult and Juvenile Detention shall transport the  
10 defendant to Western State Hospital and shall return him/her to the King County Jail at such time  
11 as he/she becomes competent or 180 days have elapsed.

12           5.       If the defendant is returned to the King County Jail for any reason prior to the end of  
13 the 180 day period, Western State Hospital shall notify the chief criminal judge and counsel for  
14 both parties within 24 hours of the defendant's return.

15           6.       When the defendant regains competency, or at the end of the 180 day period, a  
16 medical report shall be provided to the chief criminal judge of the court in which the criminal  
17 proceeding is pending, counsel for both parties, and the King County Jail Psychiatric Unit  
18 professional staff, setting forth the findings of the staff, detailing the defendant's present mental  
19 condition, and indicating whether the defendant is competent to enter a plea to the charges and to  
20 stand trial and whether psychotropic medications will be required to assist the defendant to  
21 maintain competency.

1 7. If defendant remains incompetent, the evaluator shall prepare an opinion as to whether  
2 the defendant should be evaluated by a County Designated Mental Health Professional under  
3 RCW 71.05.

4 8. If the defendant is incompetent solely due to a developmental disability or the evaluator  
5 concludes that the defendant is not likely to regain competency, the report must include an  
6 assessment of the defendant's future dangerousness which is evidence-based regarding predictive  
7 validity.

8 9. At the end of the 180 day restoration period, if the defendant remains incompetent:

9  the defendant shall be returned to the custody of the King County Jail to be held  
10 pending further proceedings against the defendant.

11  all parties agree  to waive the presence of the defendant or  to the defendant's  
12 telephonic participation at a subsequent presentation of an agreed order if the opinion of  
13 the evaluator is that the defendant remains incompetent and there is no remaining  
restoration period, and the hearing is held prior to the expiration of the authorized  
commitment period.

14 10. This matter is next scheduled for court on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.  
15 (This date must be prior to the expiration of the 180 day restoration period).

16 DONE IN OPEN COURT this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

17  
18 \_\_\_\_\_  
JUDGE

19 Presented by:  
20 DANIEL T. SATTERBERG  
King County Prosecuting Attorney

21  
22 By: \_\_\_\_\_  
Deputy Prosecuting Attorney, WSBA # \_\_\_\_\_

23 Copy received; approved as to form by:

24 ORDER FINDING DEFENDANT INCOMPETENT AND  
COMMITTING FOR 180 DAY RESTORATION PERIOD -  
3(Rev. 5/2012)

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By: \_\_\_\_\_  
Attorney for Defendant, WSBA # \_\_\_\_\_

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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

Defendant.

No.

NOTICE OF INELIGIBILITY TO  
POSSESS FIREARM UPON  
COMMITMENT FOR TREATMENT  
UNDER RCW 10.77 OR FINDING OF  
NOT GUILTY BY REASON OF  
INSANITY

Pursuant to RCW 9.41.047 and RCW 9.41.040, you are not permitted to possess a  
firearm until your right to do so is restored by a court of record. You are further notified that you  
must immediately surrender any concealed pistol license.

Date: \_\_\_\_\_

\_\_\_\_\_  
Judge, King County Superior Court

\_\_\_\_\_  
DEFENDANT

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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

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Date: \_\_\_\_\_

\_\_\_\_\_  
Judge, King County Superior Court

\_\_\_\_\_  
DEFENDANT