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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON, )  
 )  
 Plaintiff, ) No. )  
 )  
 vs. ) )  
 ) ORDER FINDING DEFENDANT  
 ) INCOMPETENT AND COMMITTING  
 ) FOR SECOND RESTORATION  
 Defendant. ) 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, and now finds that the defendant is incompetent to stand trial.

IT IS HEREBY ORDERED:

- 1. That the defendant is committed to Western State Hospital for a second restoration period of ninety days from date of admission, or until such earlier time as the defendant becomes competent to stand trial.
- 2. Pursuant to CrR 3.3, the time for trial in the above-entitled matter is tolled until such time as the defendant is found competent to stand trial.

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

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

5           4. The King County Department of Adult and Juvenile Detention shall transport the  
6 defendant to Western State Hospital and shall return him/her to the King County Jail at such time  
7 as he/she becomes competent and is discharged or the restoration period has elapsed. Any  
8 facility providing inpatient services related to competency shall discharge the defendant as soon  
9 as the facility determines that the defendant is competent to stand trial. Discharge shall not be  
10 postponed during the writing and distribution of the evaluation report.

11           5. If the defendant is returned to the King County Jail for any reason prior to the end of  
12 the restoration period, Western State Hospital shall notify the chief criminal judge and counsel  
13 for both parties within 24 hours of the defendant's return. If the defendant is returned to the King  
14 County Jail, the Jail must continue the medication regimen prescribed by the facility, when  
15 clinically appropriate, unless the defendant refuses to cooperate with medication and there is no  
16 forced medication order in effect.

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

1 7. If the opinion is that defendant remains incompetent, the evaluator shall provide an  
2 opinion as to whether the defendant should be evaluated by a County Designated Mental Health  
3 Professional under 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 the period of the 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  
13 recommendation of the evaluator is for continuation of the stay of criminal proceedings  
for restoration efforts, and the hearing is held prior to the expiration of the authorized  
commitment period.

14 This matter is next scheduled for court on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.  
15 (This date must be prior to the expiration of the second 90 day restoration period)

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

18  
19 \_\_\_\_\_  
JUDGE

20  
21 Presented by:

22 DANIEL T. SATTERBERG  
23 King County Prosecuting Attorney

1 By: \_\_\_\_\_

2 Deputy Prosecuting Attorney, WSBA # \_\_\_\_\_

3 Copy received, notice of presentation waived  
4 and approved for entry by:

5  
6 By: \_\_\_\_\_

7 Attorney for Defendant, WSBA # \_\_\_\_\_

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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON, )  
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 ) Plaintiff, )  
 )  
 ) vs. )  
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 ) Defendant. )  
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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,

Plaintiff,

vs.

Defendant.

No.

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

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

\_\_\_\_\_  
DEFENDANT