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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY  
JUVENILE DEPARTMENT

STATE OF WASHINGTON,

Plaintiff,

vs.

\_\_\_\_\_

B.D. \_\_\_\_\_

Respondent.

)  
)  
) No. \_\_\_\_\_  
)  
) STIPULATED ORDER OF CONTINUANCE  
) (SOC)  
)  
)  Standard (ORCNTST & ADM03)  
)  
)  Track 3 Drug Court (ORCNTST & ADM07)  
)  
) Length of SOC: \_\_\_\_\_  
)  
) Next court hearing date: \_\_\_\_\_

MOTION

THIS MATTER comes before the court on the joint motion of the State of Washington and the respondent. The State is represented by the undersigned Deputy Prosecuting Attorney. The respondent appears in-person and is represented by the undersigned attorney. The parties are entering into a Stipulated Order of Continuance (SOC) and move to continue the trial date, with the understanding that if the respondent complies with the conditions listed below, then the Court will dismiss the case upon a motion by the State, and if the respondent fails to comply with the conditions listed below, then the Court will make a finding of guilt based on its review of the case discovery.

STIPULATION BY RESPONDENT

I.

I am the respondent in this case. I understand that I have been charged with the following crime(s) which carry the following maximum penalties:

- 1. \_\_\_\_\_, 90 / 364 days in detention; \$1000 / \$5000 fine; Other \_\_\_\_\_
- 2. \_\_\_\_\_, 90 / 364 days in detention; \$1000 / \$5000 fine; Other \_\_\_\_\_
- 3. \_\_\_\_\_, 90 / 364 days in detention; \$1000 / \$5000 fine; Other \_\_\_\_\_

I understand that each crime has a standard sentencing range of: 0-12 months Supervision, 0-150 hours Community Service, 0-30 days Detention, \$0-\$500 Fine, and Restitution. I understand that for any crime for which I am ultimately convicted, I must pay a victim penalty assessment. The victim penalty assessment is \$100 for gross

1 misdemeanors and \$75 for misdemeanors. There is only one victim penalty per cause number, even if that cause number  
2 involves multiple counts.

3 I have been informed and fully understand that the crime(s) with which I am charged also have/has a mandatory  
4 minimum sentence of \_\_\_\_\_.

5 I understand that if I am found guilty of this/these charge(s) at a future hearing, the judge can impose any  
6 sentence within the standard range described above, no matter what the prosecuting attorney, the juvenile probation  
7 counselor (JPC), or the defense recommends and that I cannot appeal such a sentence. I also understand that it is possible  
8 for the judge to sentence me above the standard range and up to the maximum allowed by law. If a judge were to do this,  
9 I understand that I have a right to appeal that sentence.

10 II.

11 I understand that I have the following rights: (a) The right at trial to hear and question the witnesses who testify  
12 against me; (b) The right at trial to testify and to have witnesses testify for me. These witnesses can be made to appear at  
13 no expense to me; (c) The right to contest the stop and/or search and/or the voluntariness of any statement that I may  
14 have given in this case. By signing this SOC, I give up all these rights and I give up my right to contest and object to the  
15 evidence presented against me at a future hearing.

16 III.

17 I understand that I have a right to a speedy trial within 30 or 60 days from the date of arraignment, pursuant to  
18 JuCR 7.8. I hereby waive my right to a speedy trial. I agree and acknowledge that the new commencement date on the  
19 above charge(s) is \_\_\_\_\_ (the day of the review hearing set forth on page 4). I  
20 agree and acknowledge that speedy trial now expires on \_\_\_\_\_. I understand and agree that  
21 any delay in bringing the above charge(s) to trial caused by my seeking of this continuance shall not be grounds for  
22 dismissal.

23 IV.

24 This SOC and the agreements contained herein are not an admission of guilt, and are not sufficient by  
themselves to warrant a finding of guilt. Should I be found, however, at a future hearing to have violated or failed to  
comply with the terms of this agreement, I understand and agree that the judge at that future hearing will review the  
evidence provided to me in discovery under this cause number including, but not limited to, the police report(s) and other  
supporting documents/materials for the crime(s) listed in Section I, all witness statements, statements I made to the  
police and/or others, photographs, records, recordings, and the results of any lab tests, fingerprint analysis, and law  
enforcement field tests. I further understand and agree that the judge will decide if I am guilty beyond a reasonable doubt  
of the crime(s) listed in Section I based solely upon this evidence.

I understand that no determination has been made by the judge as to whether this evidence is sufficient to  
support a finding of guilty against me at this time. I stipulate, however, that I have reviewed all of the evidence provided  
to me in discovery under this cause number and agree to its accuracy, reliability, and admissibility, and I waive all  
objections to its use by the court under this agreement.

1 I understand and agree that 100% compliance is required to successfully complete this SOC. I understand and  
2 agree that all conditions of this SOC must be completed by the original review date and that this SOC will not be  
3 extended or continued absent agreement of both parties. I further understand that failure to comply with the terms of this  
SOC may result in a warrant issued for my arrest and/or early termination of this SOC.

4 RESPONDENT'S AGREEMENT

5 During this agreed continuance, the respondent agrees to the following conditions:

- 6  Commit no further criminal law violations.
- 7  Attend school or other court/school approved alternative regularly. Respondent attends the following  
8 school: \_\_\_\_\_. Unexcused absences, suspensions and expulsions are not permitted. The  
9 respondent shall provide his/her school attendance records to the assigned JPC one week prior to the review  
10 hearing. Failure to do so is a violation of this condition. If this SOC is **Drug Court Track 3**, then the  
11 respondent shall engage in school related activities as directed by his/her assigned JPC.
- 12  Remain in contact with assigned JPC and attend all scheduled meetings.
- 13  Possess/Consume no alcohol or non-prescribed drugs.
- 14  The respondent shall live in housing approved by his/her parent or guardian or in placement authorized by  
15 Department of Social and Health Services or the court. The child shall have parent/guardian's permission  
16 regarding whereabouts, hours and activities. If the respondent is in DSHS placement, then the respondent shall  
17 comply with placement requirements.
- 18  Pay full restitution in the amount of \$\_\_\_\_\_ (see Order Setting Restitution-Appendix E)
- 19  Have no contact / unwanted contact (*circle one*) with \_\_\_\_\_.
- 20  Successfully complete \_\_\_\_\_ hours of community service. The respondent shall provide proof of  
21 community service hours or approved alternative to the JPC one week prior to the review hearing. Failure to do  
22 so is a violation of this condition.
- 23  Hours spent in counseling or treatment shall count towards community service hours.
- 24  16 hours of community service may be completed by attending the 16 hour Parent Youth  
Connections Seminar.
- (Drug Court Track 3)** - Obtain a full GAIN assessment and engage in chemical dependency treatment as  
directed by JPC. Attend a minimum of 70% of all treatment sessions as required by JPC approved treatment  
provider. This condition includes a requirement that the respondent undergo and successfully complete all  
conditions that would be imposed in a Chemical Dependency Disposition Alternative. The parties agree that the  
length of this SOC may be extended for a period of two months to facilitate the respondent's compliance.
- Other conditions: \_\_\_\_\_

RESPONDENT'S ACKNOWLEDGEMENT

My decision to enter into this SOC is made freely, knowingly, intelligently, and voluntarily. I have read this document or have had it read to me in its entirety and I understand its terms and conditions. No one has made any threats

1 or promises to get me to enter into this SOC, other than those contained in this agreement. I understand that if I fail to  
2 fully comply with this agreement, the likely result will be a conviction for the crime(s) charged and imposition of any  
and/or all penalties allowed by law.

3 I understand that if I am not a citizen of the United States, a finding of guilt at a future hearing on the above  
4 charges may be a basis for deportation or exclusion from admission to the United States, or denial of naturalization  
pursuant to the laws of the United States.

5 Dated \_\_\_\_\_

\_\_\_\_\_ Respondent

7 I have read and discussed this SOC with the respondent and believe that he/she is competent and fully  
8 understands all the terms and conditions contained herein.

9 \_\_\_\_\_  
Respondent's Attorney

10 STATE OF WASHINGTON'S AGREEMENT

11 The State of Washington agrees that upon a finding that the respondent fully complied with the terms and  
12 conditions set forth in this SOC the State will move to dismiss the charge(s) with prejudice.

13 Date \_\_\_\_\_

\_\_\_\_\_ Deputy Prosecuting Attorney

14 ORDER

15 The Court, having considered the joint motion and arguments of counsel, hereby finds that this SOC is  
16 appropriate. This matter shall be continued to \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ AM / PM  
17 in Court \_\_\_\_\_ (a period of no more than 6 months), subject to the terms and conditions listed above.

18 The Court also finds that entry of this SOC is not a finding or admission of guilt as to the crime(s) listed herein.  
19 If the respondent complies with all the conditions of this SOC by the above date, the court will dismiss this case upon  
20 motion by the State. Should the respondent be found to have violated or failed to comply with the conditions of this  
agreement, the court will review the evidence referenced in this agreement and will at that time make a finding of guilty  
or not guilty to this/these offense(s).

21 Date this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

22 \_\_\_\_\_  
23 Judge