

<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF IMPERIAL</p> <p><input type="checkbox"/> 939 MAIN STREET, EL CENTRO, CA 92243 <input type="checkbox"/> 220 MAIN STREET, BRAWLEY, CA 92227 <input type="checkbox"/> 2124 W. WINTERHAVEN, WINTERHAVEN, CA 92283</p>	<p><i>FOR COURT USE ONLY</i></p>
<p>PEOPLE OF THE STATE OF CALIFORNIA</p> <p>vs.</p> <p>DEFENDANT</p>	<p>CASE NUMBER</p>
<p>PRE PLEA MISDEMEANOR ADVISEMENT AND ORDER (PC Sec § 1001.95 et seq)</p>	

INSTRUCTIONS: Read, date and sign this form to participate in Pre-Plea Judicial Diversion. If you successfully complete the Diversion Program in compliance with the Court's conditions, your case will be dismissed. If you do not successfully complete the Diversion Program, the Court will reinstate the criminal proceedings.

Defendant: Initial each statement below:

1. _____ I understand that the Diversion Program will last no longer than 24 months, and that I am giving up my right to a speedy trial in order to participate in the Diversion Program. I understand that I am pleading "not guilty" to the charge(s) against me in this case.
2. _____ I understand that I am responsible for making full restitution to any victim(s) in this case, as ordered by the Court. However, my financial inability to pay restitution will not bar me from participation, nor will it prevent me from successfully completing the Diversion Program.
3. _____ I understand that I must comply with any court-ordered protective order, stay-away order, or order prohibiting firearm possession. If applicable during the term of Diversion.
4. _____ I understand that if I successfully complete the terms of the Diversion Program, this case will be dismissed. **However, I am still obligated to disclose this arrest in response to a direct question contained in a questionnaire or application for a position as a peace officer, as defined in CA Penal code 830.**
5. _____ I understand that the court may, after notice to me, schedule a hearing to determine if I am complying with the terms of the Diversion Program. If the Court finds that I am not complying, the Court may terminate my participation in the Diversion Program and reinstate criminal proceedings.

DIVERSION ORDER

Good cause appearing, the court finds and orders as follows:

Defendant herein qualifies for judicial diversion pursuant to PC sec §1001.95 et seq., and orders the following for the term of diversion for _____ months:

Obey all laws

Appear for all diversion reviews when ordered by the Court.

Pay restitution to the victim through probation in the amount of \$_____.

Comply with any court-ordered protective order.

Any bail, bond, or undertaking deposited on behalf of defendant is ordered exonerated, and defendant shall be released on his/her own recognizance.

Defendant shall comply with the following additional terms and conditions of the Pre-Plea Diversion Program:

Date: _____

Judge

I have read this diversion advisement and order, and I understand its contents and conditions. I agree to accept all the conditions herein.

Date: _____

Type or print name

Signature of Defendant

CERTIFIED 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: _____.

Date: _____

Interpreter's Name

Signature of Interpreter

Defense Counsel Concurs with conditions and waivers.

Date: _____

Type or print name

Signature of Attorney