

**IN THE CRIMINAL/CIRCUIT COURT FOR \_\_\_\_\_ COUNTY, TENNESSEE**

Case Number: \_\_\_\_\_ Count # \_\_\_\_\_ Counsel for the State: \_\_\_\_\_  
 Judicial District: \_\_\_\_\_ Judicial Division: \_\_\_\_\_ Counsel for the Defendant: \_\_\_\_\_  
**State of Tennessee**  Retained  Pub Def Appt  Private Atty Appt  
 vs.  Counsel Waived  Pro Se  
 Defendant: \_\_\_\_\_ Alias: \_\_\_\_\_ Date of Birth: \_\_\_\_\_ Sex: \_\_\_\_\_  
 Race: \_\_\_\_\_ SSN: \_\_\_\_\_ Relationship to Victim: \_\_\_\_\_ Victim's Age: \_\_\_\_\_  
 State ID #: \_\_\_\_\_ County Offender ID # (if applicable): \_\_\_\_\_ State Control #: \_\_\_\_\_  
 Arrest Date: \_\_\_\_\_ Indictment Filing Date: \_\_\_\_\_

**ORDER OF DEFERRAL (JUDICIAL DIVERSION)**  Original  Amended  Corrected

On the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, the defendant:

<input type="checkbox"/> Pled Guilty <input type="checkbox"/> Pled Nolo Contendere  Was Found Guilty By: <input type="checkbox"/> Jury Verdict <input type="checkbox"/> Bench Trial	<b>Indictment:</b> Class (circle one) 1 <sup>st</sup> A B C D E <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Indicted Offense Name <u>AND</u> TCA §: _____ Amended Offense Name <u>AND</u> TCA §: _____ Offense Date: _____ County of Offense: _____ Deferred Offense Name <u>AND</u> TCA §: _____ <b>Deferred Offense:</b> Class (circle one) A B C D E <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
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Upon review of the case, the court finds the facts stated above as well as the following (**For Item 3, Check ONE Of The Two Boxes**):

1. The defendant is eligible for deferral of the prosecution pursuant to Tennessee Code Annotated section (T.C.A.) 40-35-313;
2. The Tennessee Bureau of Investigation has certified (per attached certificate) that the defendant does not have a prior felony or Class A misdemeanor conviction;
3.  The defendant was not charged with a violation of a criminal statute the elements of which constitute abuse, neglect or misappropriation of the property of a vulnerable person as defined in Title 68, Chapter 11, Part 10; **OR**  
 The defendant agrees without contest or any further notice or hearing that the defendant's name shall be permanently placed on the registry governed by Title 68, Chapter 11, Part 10, whereupon a copy of this order shall be forwarded by the clerk to the department of health;
4. The defendant consents to T.C.A. 40-35-313 deferral, as evidenced by the defendant's signature below; AND
5. The defendant should be granted a deferral of charges pursuant to T.C.A. 40-35-313.

It is, therefore, **ORDERED** that the prosecution in this case is deferred pursuant to T.C.A. 40-35-313, and the defendant is placed on probation. The terms and conditions ordered by this court apply to the defendant's probation and are incorporated herein by reference thereto.

**Probation Term:** Total Length \_\_\_\_\_ Beginning Date \_\_\_\_\_ Ending Date \_\_\_\_\_  Supervised  Unsupervised

**Supervising Entity (unless otherwise provided to the defendant by the court):** Name \_\_\_\_\_

Phone Number \_\_\_\_\_ Address \_\_\_\_\_

**Defendant's Contact Information (unless otherwise provided to the probation officer by the court):** Phone Number \_\_\_\_\_

Address \_\_\_\_\_

<p align="center"><b>Costs</b></p> \$ _____ Sex Offender Tax (39-13-709) \$ _____ Sex Offender Fine (40-24-108) \$ _____ Drug Testing Fee (39-17-420) \$ _____ Treatment Expenses (40-35-313) \$ _____ Supervision Fees (40-35-313) \$ _____ Other: _____ _____ _____	<p align="center"><b>Concurrent with:</b></p> _____ <p align="center"><b>Consecutive to:</b></p> _____	<p align="center"><b>Restitution</b></p> Victim Name _____ Address _____ _____ Total Amount \$ _____ Per Month \$ _____	<p align="center"><b>Pretrial Jail Credit Period(s):</b></p> From _____ to _____ From _____ to _____ From _____ to _____ From _____ to _____
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\_\_\_\_\_  
Defendant

ENTER this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
JUDGE'S NAME

\_\_\_\_\_  
JUDGE'S SIGNATURE

\_\_\_\_\_  
Counsel for the Defendant

\_\_\_\_\_  
Counsel for the State of Tennessee