

b. If I fail to comply with the diversion agreement within the extended diversion period, the court will enter a judgment of conviction on the DUII charge and proceed to sentence me without a trial.

5. (Please check this box if the following applies to you.) I am a member of the Armed Forces of the United States, the reserve components of the Armed Forces of the United States, or the National Guard. I have been called to active duty or received orders that I will be called to active duty. The military service will prevent me from completing the conditions of the diversion agreement and no comparable treatment program is available because (explain):

This motion and proposed order are respectfully submitted by:

Defendant's Name (typed or printed)

Signature of Defendant

Date

Address

City

State

Zip

Telephone Number

ORDER

For Court File Stamp

FINDING. The court finds the defendant named in the above motion (made) (did not make) a good faith effort to complete the conditions of the diversion agreement and that the defendant (can) (cannot) complete the conditions of the diversion agreement in the requested extended diversion period.

ORDER. The court (allows) (denies) the above motion for an order extending the diversion period in case number _____. If "allowed," this court orders the diversion period in this case extended for _____ (not longer than 180 days; however, if the defendant is active military personnel, then extend the diversion period as necessary for the defendant to complete the agreement) beginning on _____ and ending on _____.

Name of Judge

Signature of Judge

Date