

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF \_\_\_\_\_

State of Oregon

Plaintiff

v.

Case No: \_\_\_\_\_

**ORDER FINDING  
DEFENDANT UNFIT TO  
PROCEED AND  
PARTICIPATING IN  
COMMUNITY RESTORATION  
ON ANOTHER CASE**

Defendant

(ORS 161.370)

☐ This matter came before the Court on \_\_\_\_\_ for a hearing concerning Defendant's fitness to proceed pursuant to ORS 161.370.

Defendant ☐ appeared (in person or remotely) / ☐ did not appear, represented by counsel (name/ bar number) \_\_\_\_\_.

The State appeared through (name/ bar number) \_\_\_\_\_.

Based on the Court's review and consideration of (check all that apply):

- ☐ a report from a local community mental health program (CMHP), dated \_\_\_\_\_
- ☐ a report of a certified evaluator, dated \_\_\_\_\_
- ☐ the Court's inquiry and observation of Defendant at the hearing
- ☐ statements from counsel
- ☐ witness testimony from State's witnesses
- ☐ witness testimony from Defendant's witnesses
- ☐ parties' stipulation that Defendant is unfit to proceed
- ☐ other information:

**THE COURT FINDS:**

1. Defendant lacks fitness to proceed.
2. Defendant is ordered to engage in community restoration for treatment to gain fitness to proceed in another case(s):

**THE COURT ORDERS:**

Criminal proceedings against Defendant in this case remain suspended until further order of the Court.

## NOTICE OF FIREARMS PROHIBITION

The court has found that Defendant is not currently able to move forward with their criminal case due to a qualifying mental disorder. As a result, federal law prohibits Defendant from having or buying firearms (guns or ammunition). The Oregon Judicial Department reports the prohibition on Defendant from buying firearms and ammunition to the Oregon State Police.

☐ Future hearing(s) on this case are set for *(date/time/location)*:

<input type="checkbox"/> Prepared by the Court	<input type="checkbox"/> Submitted by attorney for: <input type="checkbox"/> Defendant <input type="checkbox"/> State  _____ Printed Name  _____ Signature  _____ OSB #
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*Judge Signature:*

\_\_\_\_\_