

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**

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
- ☐ the parties' stipulation that Defendant is unfit to proceed
- ☐ other information:

THE COURT FINDS that Defendant lacks fitness to proceed.

THE COURT ORDERS:

1. Criminal proceedings against Defendant in this case remain suspended until further order of the Court.
2. Defendant is to remain ☐ in custody (Odyssey Code: ORUCD) / ☐ out of custody (Odyssey Code: ORUOD) 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 #

Judge Signature:
