

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF GILA**

DIVISION

HON.

By:, Judicial Assistant

CASE NUMBER:

Date:

COUNSEL:

STATE OF ARIZONA

Deputy Gila County Attorney

(Plaintiff)

(For Plaintiff)

vs.

(Defendant)

(For Defendant)

**ORDER FOR COMMITMENT TO YAVAPAI COUNTY
RESTORATION TO COMPETENCY PROGRAM**

The parties have stipulated the issue of Defendant's competency may be determined based upon the Courts review of the reports of the mental health experts who have examined the defendant. Based upon a review of the experts' reports:

THE COURT FINDS the Defendant is presently incompetent to participate in further proceedings in these cases;

THE COURT FURTHER FINDS that it is likely the Defendant can be restored to competency within 15 months pursuant to A.R.S. §13-4510(C);

THE COURT FURTHER FINDS pursuant to ARS §13-4511 and 13-4512, the Defendant is incompetent to accept treatment and to refuse treatment, including medication, and should be subject to involuntary treatment pursuant to A.R.S. §§13-4511 and 13-4512(E) and is not competent to understand or waive confidentiality;

THE COURT FURTHER FINDS that the Gila County Board of Supervisors has designated the Yavapai County Restoration to Competency Program as the Gila County competency restoration program pursuant to A.R.S. §13-4512(A);

NOW, THEREFORE, IT IS ORDERED that the Defendant is hereby committed to the Yavapai County Restoration to Competency Program to receive services necessary (as defined by the "Individualized Restoration Plan") to restore the defendant's competency.

IT IS FURTHER ORDERED that the medical staff of the facility in which the defendant is being restored or otherwise housed shall administer prescribed medication as necessary pursuant to A.R.S. §§13-4511 and 13-4514(D) during the pendency of this action.

IT IS FURTHER ORDERED that upon notification of approval for admission of the Defendant by the Yavapai County Restoration to Competency Program, the Gila County Sheriff shall transport the Defendant to the Yavapai County Restoration to Competency Program c/o Yavapai County Adult Detention Center, Camp Verde Arizona. The Clerk of the Court shall deliver copies of the evaluation reports to the Yavapai County Restoration to Competency Program.

IT IS FURTHER ORDERED The Yavapai County Restoration to Competency Program shall submit a written report to the Court 60 days from the date of admission, and every 60 days thereafter, stating the defendant's progress and prognosis, unless prior to that date it is concluded that competency has been restored or that there is no substantial probability that the defendant will be restored to competency within 15 months, in which case the Yavapai County Restoration to Competency Program shall immediately report to this Court in writing their conclusion.

DATED this ____ day of April, 2010.

Superior Court Judge

cc: Gila County Sheriff/Jail – Transport (Fax # _____)
Yavapai County Restoration to Competency Program (Fax # 928-567-7744)