

1 A.

7 SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

8 STATE OF WASHINGTON,)

9 Plaintiff,)

No.)

10 vs.)

Order Dismissing Felony Charges and
Directing Civil Commitment Evaluation
(ORDDCCE))

12 Defendant.)

Clerk's Action Required: par. 4, par. 7)

13 Date of birth:)

14 _____)
15 The court considered the following:

16 The evaluation report, dated _____.

17 The agreement of the parties.

Other: _____.

18 The court makes the following findings of fact and conclusions of law:

19 **Findings of Fact**

20 **1. Incompetency.**

21 The court finds that as a result of mental disease or defect, the defendant lacks the capacity to
22 understand the nature of the proceedings against him/herself and/or assist in his/her own
23 defense. The defendant is incompetent pursuant to RCW 10.77.010 and 10.77.050.

1 **2. Restorability.**

2 The defendant did did not undergo competency restoration.

3 The defendant is unlikely to regain competency in a reasonable period of time.

4 The defendant is statutorily ineligible for further competency restoration.

5 Other: _____

6 **3. Felony Charge.**

7 The defendant is charged with the felony offense(s) of: _____

8 **The Court Orders:**

9 **4. Dismissal Without Prejudice.**

10 This case is dismissed without prejudice.

11 **5. Commitment for Civil Commitment Evaluation.**

12 The defendant is committed to the state hospital for up to 72 hours for evaluation for the purpose of filing a civil commitment petition under 71.05 RCW. The 72 hours starts from admission to the facility, but excludes Saturdays, Sundays, and holidays.

13 **6. Admission to State Hospital.**

14 The defendant shall be held in the jail/detention facility for a maximum of 14 days pending admission to the state hospital for civil commitment evaluation. The defendant shall be released if the state hospital has not offered admission within 14 days. The defendant shall be transported to the state hospital by the jail/detention facility.

15 The defendant is currently in the state hospital and no further transport is needed.

16 Other: _____

17
18 7. A copy of this order shall be emailed to DSHS within 24 hours by the county clerk.

19
20
21 **Dated** _____

22 **Judge** _____

23 Print Name: _____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

Presented by/Approved as to form:

Presented by/Approved as to form:

Deputy Prosecuting Attorney

Attorney for the Defendant

Print Name: _____

Print Name: _____

WSBA No. _____

WSBA No. _____