

THE STATE OF TEXAS

IN THE COUNTY COURT

VS.

OF

MILAM COUNTY, TEXAS

**ORDER DEFERRING ADJUDICATION ON A REDUCED CHARGE**

On this day came on to be heard the above cause, and came the State of Texas by \_\_\_\_\_, Assistant County Attorney, and came the Defendant, \_\_\_\_\_, in person and by counsel, \_\_\_\_\_. The Defendant having been charged in the above entitled and numbered cause for the misdemeanor offense of \_\_\_\_\_, this cause being called this day for trial, the parties announced ready to proceed on a plea of guilt and the Assistant County Attorney recommended that the charge be reduced to the offense of Class "C" \_\_\_\_\_, and the Defendant *in person/by attorney* in open court having waived his right of trial by jury, such waiver being with the consent and approval of the Court, the Defendant in open court pleaded GUILTY/NO CONTEST to the reduced charge: thereon, the Defendant was admonished by the Court of the consequences of said plea, and the Defendant persisted in entering said plea and it plainly appearing to the Court that the Defendant is sane and that he is uninfluenced in making said plea by any consideration of fear, or by any persuasion, or any delusive hope of pardon prompting him to confess his guilt, the said plea was accepted by the Court. The Court, having heard the Defendant's plea thereto, the evidence submitted, and the argument of counsel, is of the opinion from the evidence submitted, that such evidence substantiates the Defendant's guilt. However, upon proper motion and due deliberation and consideration the Court finds, in its opinion, that the best interest of society and the Defendant will be served by deferring further proceedings without entering an adjudication of guilt.

IT IS THEREFORE CONSIDERED BY THE COURT that there is sufficient evidence of the Defendant's guilt of CLASS "C" \_\_\_\_\_, and that this cause be deferred for \_\_\_\_\_ months under the following conditions:

1. That Defendant commit no offense against the laws of this state or of any other state or the United States.
2. The Defendant pay a fine of \$ \_\_\_\_\_ and court costs of \$ \_\_\_\_\_.
3. Restitution to be paid.

IT IS FURTHER ORDERED BY THE COURT that the foregoing terms and conditions and the period of same may be altered, modified, changed or adjudicated or terminated by the Court upon request of the Defendant or the State, when presented to the court.

AND THEREUPON, the Court informed the Defendant that he had a right to request adjudication of this case within thirty (30) days from today's date.

Entered this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Defendant's acknowledgment of order.

\_\_\_\_\_  
JUDGE PRESIDING