

THE STATE OF TEXAS
VS.

IN THE COUNTY COURT
OF
MILAM COUNTY, TEXAS

ORDER DEFERRING ADJUDICATION

The defendant having been charged in the above entitled and numbered cause for the misdemeanor offense of CLASS "C" _____ this cause being called this day for trial, the State appeared by her County Attorney and the Defendant appeared in person and both parties announced ready for trial, and the Defendant in person and by attorney and in writing 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 to the charge contained in the information: 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 an 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" _____ as charged by the information, and that this cause be deferred for 3 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. That Defendant pay a fine of \$ _____ and court costs of \$ _____.

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.

SIGNED THIS the ____ day of _____, 20 ____.

JUDGE PRESIDING

I HEREBY ACKNOWLEDGE RECEIPT of a copy of the above Order of Probation the date of said order.

APPROVED AS TO FORM:

DEFENDANT

PROSECUTOR

DEFENDANT'S ATTORNEY