

IN THE GENERAL SESSIONS COURT FOR MONTGOMERY COUNTY, TENNESSEE AT CLARKSVILLE

STATE OF TENNESSEE

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Case#: _____

Versus

Warrant#: _____

ORDER PLACING DEFENDANT ON PROBATION PURSANT TO TCA 40-35-313

This cause came to be heard on the _____ day of _____, 20____ with the defendant appearing before this Honorable Court, to answer to a charge of:

in violation of TCA _____, which is punishable as a class _____ misdemeanor.

It appears to the satisfaction of the Court that the defendant has entered a plea of guilty, pursuant to a Waiver of Trial by Jury and Request for Acceptance of a Plea of Guilty.

It further appears to the Court that defendant has not previously been convicted of a felony or a Class A misdemeanor.

It further appears to the court that the said defendant consents to these proceedings being deferred for a period of _____.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that further proceedings in this cause are deferred at this time.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the aforesaid defendant shall comply with the following general and specific conditions of probation:

THE PROBATIONER SHALL:

1. Procure the consent of his/her Probation Officer before changing his/her residence or employment or before leaving the county of his/her residence or the State.
2. Make a full and truthful report to his/her Probation Officer in person and/or in writing as directed.
3. Not use intoxicants of any kind to excess; or use narcotic drugs, marijuana included, or visit places where intoxicants or drugs are unlawfully sold, dispensed or used.
4. Not associate with persons of ill repute and will not frequent establishments whose prime purpose is the selling of alcoholic beverages.
5. If convicted of a felony, not receive, own, possess, ship, or transport any firearms or ammunition. Ref. Gun Control of 1968, Public Law 90-618, and Title I, Section 922 entitled "Unlawful Acts." All other probationers require express permission of the Court for use of firearms,
6. Report all arrests, including traffic citations, regardless of disposition, to the Probation Officer.
7. allow the probation Officer to visit his/her home, employment site or elsewhere and carry out all instructions give by the Officer, whether oral or in writing.
8. If the Probation Officer is not accessible, direct his/her communications to the Probations Officer's supervisor.
9. Obtain written permission from the Probation Officer before establishing a date for marriage or before contracting any major debts.
10. Obey the laws of the United States or any State in which he/she may be, as well as any municipal ordinances.
11. Not keep late or unusual hours. Such hours to be determined by the Probation Officer who will also give permission for night employment, if necessary.
12. Be liable for all costs imposed by the Court in connection with this case.
13. Work at a lawful occupation and support his/her dependants, if any, to the best of his/her ability.

Filed _____
Wendy Davis, Clerk

By: _____

14. In accordance with Public Chapter 319 of the Acts of 1979, pay a fee each month, unless waived by the appropriate authorities. Such fees are divided between the Supervision and Rehabilitation Fund and the Criminal Injuries Compensation Fund.
15. be required to observe any special condition imposed by the Court and listed below:
 _____ hours of Public Service Work as arranged by the Probation Department.

CONDITIONS OF PROBATION:

_____ SUPERVISED	_____ UNSUPERVISED
_____ DRUG/ALCOHOL TREATMENT	_____ ANGER CONTROL COUNSELING
_____ PUBLIC SERVICE WORK _____ HRS	_____ DOMESTIC VIOLENCE COUNSELING
_____ OTHER _____	

PETITION FOR CONDITIONAL DIVERSION

By my signature below, I hereby acknowledge that I am the Defendant named above; and I hereby affirm or make oath in due form of law that: I have not previously been granted Pre-trial Diversion or Judicial Diversion; I do not have a prior misdemeanor conviction for which a sentence of confinement was served; I do not have a prior felony conviction within the past five-year period; I have not been on probation following a felony conviction during the past five year period. I further understand that the Tennessee Bureau of investigation will verify the above information. I understand that should the Tennessee Bureau of investigation fail to certify the correctness of the above information, my diversion will be terminated and my case will be returned to the court for an appropriate disposition. I understand that my plea of guilty has been accepted but adjudication of guilt is withheld. I understand that if I do not do what I pledge to do while on probation, I may be arrested; if the Court finds that I have not complied with probation, I will be found guilty and I may be required to serve a sentence for the crime to which I have entered plea of guilty. I understand that if I successfully complete the terms of probation I may have the charge dismissed and expunged from my record.

Violation of any of the terms of Probation may be sufficient cause for entry of any Adjudication of Guilt and further proceedings as provided by law.

 JUDGE

Approved for entry:

 ATTORNEY FOR DEFENDANT

 DEFENDANT

 DISTRICT ATTORNEY GENERAL or
 ASSISTANT DISTRICT ATTORNEY GENERAL
 19TH JUDICIAL DISTRICT