IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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| STATE  v.  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  Defendant | )  )  )  )  )  )  )  ) | **Case No.**  **ORDER OF DISMISSAL OF CRIMINAL CHARGES UPON ADMISSION TO OREGON STATE HOSPITAL** |

This matter came before the Court on \_\_\_\_\_\_\_\_\_ for a hearing on Defendant’s fitness to proceed pursuant to ORS 161.370.

Defendant appeared in custody / out of custody, in person / by video conferencing, with counsel \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, OSB # \_\_\_\_\_\_\_\_ who appeared in person / by video, and the State appeared in person / by video conferencing through \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, OSB # \_\_\_\_\_\_\_\_\_\_.

Based on the Court’s review and consideration of the evidence presented at hearing / stipulation of the parties,

**THE COURT** being fully informed, **FINDS:**

1. Defendant is unfit to proceed, and there is no substantial probability that Defendant will gain or regain fitness to proceed in the foreseeable future; **and**
2. By separate order the Court has found that Defendant is an extremely dangerous person with mental illness and has been committed to Oregon State Hospital pursuant to ORS 426.701.

**THE COURT** therefore **ORDERS** that Defendant’s criminal charges, in the aforementioned case, be DISMISSED without prejudice upon Defendant’s admission to Oregon State Hospital in Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ pursuant to ORS 426.701.

DATED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Circuit Court Judge