

SUPERIOR COURT OF CALIFORNIA, COUNTY OF NAPA		FOR COURT USE ONLY
PEOPLE OF THE STATE OF CALIFORNIA  v.  DEFENDANT:		
CASE NUMBER:	PID & EVENT NUMBER:	
DATE OF BIRTH:	BLOOD ALCOHOL LEVEL:	
<b>MISDEMEANOR PROBATION ORDER</b>		<input type="checkbox"/> SUMMARY PROBATION <input type="checkbox"/> FORMAL PROBATION

IT IS THE JUDGMENT OF THE COURT THAT THE DEFENDANT IS GUILTY OF  VEHICLE CODE § 23152(a)  VEHICLE CODE § 23152(b)  \_\_\_\_\_ . IMPOSITION OF SENTENCE IS SUSPENDED AND THE DEFENDANT IS PLACED ON PROBATION FOR \_\_\_\_\_ YEAR(S) UNDER THE FOLLOWING CONDITIONS:

1.  Obey all laws
2.  Immediately report to Post Court Services
3.  Immediately report to the Napa County Probation Department. Obey all reasonable orders of the probation officer. Immediately tell the probation officer if you are arrested or convicted of any crime. If you are in jail, report to the Napa County Probation Department immediately upon release. You must also report to the Napa County Probation Department at least once each month. Immediately notify the Probation Officer of any change of address or phone number. If you are deported, you must immediately notify the probation officer. After that, and while you remain outside this country, you do not need to report to the probation officer. If you reenter this country, you must immediately report to the probation officer.
4.  Pay a \$ \_\_\_\_\_ fine. This includes penalty assessments and mandatory fees. <sup>1</sup>
5.  Serve \_\_\_\_\_  hours  days on the Court Work Program in a manner to be determined by Post Court Services.
6.  Serve \_\_\_\_\_  hours  days in jail. Go to Napa Co. Jail at 8:00 a.m. on \_\_\_\_\_ and follow their orders about serving your time.  
 Time credits: \_\_\_\_\_ actual days.  
 Concurrent with  consecutive to: \_\_\_\_\_
7.  Immediately report to the jail for booking only
8.  Pay the jail booking fee \$ \_\_\_\_\_
9.  Submit your person, residence, vehicle, and property  including electronic devices to search and seizure by a probation officer, or any law enforcement officer, at any time of the day or night, with or without a warrant, and with or without probable cause.  
 You shall also disclose any and all passwords, passcodes, password patterns, fingerprints, or other information required to gain access into electronic devices or social media accounts under your control as requested by any probation or law enforcement officer. Contraband seized by probation or law enforcement shall be disposed of, stored, or returned at the discretion of the officer.

10.  Pay a \$ \_\_\_\_\_ restitution fine and an identical probation revocation restitution fine which is suspended unless probation is revoked.
11.  Pay restitution to the victim(s) and the California Victim Compensation Board (CalVCB), in a manner determined by the Court and contracted collection agency, plus interest at 10% per year from the date of sentencing, and  
 In an amount to be determined by Probation and the Court.  
 In the sum of \$ \_\_\_\_\_  
 Shall  May be modified to summary probation when restitution is paid in full.
12.  Enroll in, pay for, and successfully complete, a counseling or education program if required by the probation officer.
13.  Enroll in, and successfully complete the Community Corrections Service Center program if required by the probation officer. Your probation officer has discretion to release you from jail to participate in the program, and also can return you to jail to serve any or all of the remainder of your term. If you successfully complete the program you will not have to serve the remainder of your term.
14.  Report to Probation for an alcohol/drug assessment.  
 Enroll in, pay for, and successfully complete an outpatient or residential treatment program if required by the probation officer. Obey all program rules and do not leave without the permission of the probation officer.
15.  Immediately enroll in, pay for, and successfully complete the Theft Awareness Program.
16.  Immediately enroll in, pay for, and successfully complete Alternatives.
17.  Attend a 12-step program at least \_\_\_\_\_ times a week.
18.  Do not use, consume or possess any non-prescribed or illegal substances ( or marijuana unless specifically authorized by the Court). Provide the probation officer with verification of any prescribed controlled substances within 72 hours of it being prescribed.
19.  Do not drink or possess alcoholic beverages  
 except in the course and scope of employment.
20.  Do not operate a motor vehicle with a measurable amount of alcohol  or THC in your system.

<sup>1</sup> Payment of the court security fee and criminal conviction assessment that are included in this figure is not a condition of probation.

- 21.  Submit to a blood, breath, or urine test if requested by any law enforcement or probation officer.  If suspected of driving with a measurable amount of alcohol  or THC in your system.
- 22.  Immediately enroll in, pay for, and successfully complete a licensed DUI program for  6 weeks  3 months  6 months  9 months  18 months  a first offender  a multiple offender DUI program in your  county  state of residence or employment and provide proof of completion to  Post Court Services  Probation  within 6 months  within two years.  Online course acceptable.
- 23. DMV shall not issue a restricted license under  Vehicle Code § 13352.4 (1<sup>st</sup> offense).  Vehicle Code § 13352.5 (2<sup>nd</sup> offense).
- 24.  Do not operate a motor vehicle unless it is equipped with a functioning, certified ignition interlock device. This restriction will last for  1 year  2 years  3 years from today. You may not drive any vehicle without a valid driver's license.
- 25.  Pay a Penal Code § 1203.097(a)(5) fine of  \$500  \$\_\_\_\_\_
- 26.  Pay a Penal Code § 1203.097(a)(11)(A) fee of  \$200  \$\_\_\_\_\_ to the battered women's shelter
- 27.  Do not own or possess any firearm, ammunition, or other weapon
- 28.  Immediately enroll in, pay for, participate in, and successfully complete a batterers' intervention program chosen by the probation officer. Length of program will not be for less than one year unless an alternative length is established by a validated risk and needs assessment administered by the probation department pursuant to PC 1203.099. File proof of enrollment with the court, and the probation officer within 30 days.
- 29.  Do not annoy, molest, strike, threaten, harass, sexually abuse, batter, stalk, or disturb the peace of: \_\_\_\_\_

- 30.  Do not contact in any way, directly or indirectly, the person(s) listed in paragraph 29.
- 31.  Stay at least 100 yards away from the person, residence, school, and place of employment of the person(s) listed in paragraph 29.
- 32.  Return to court for review on \_\_\_\_\_ at \_\_\_\_\_  am  pm in Dept. \_\_\_\_\_
- 33.  \$205 Health & Safety Code § 11372.5 Criminal Lab Fee
- 34.  \$615 Health & Safety Code § 11372.7 Drug Program Fee
- 35.  \$287 Health & Safety Code §§ 11350(c), 11377(c), 11550(d) AIDS Education Fee
- 36.  Stay at least \_\_\_\_\_ yards away from the following places: \_\_\_\_\_
- 37.  Pay an annual supervision fee in an amount not to exceed \$240.00 pursuant to Penal Code 1203.1b
- 38.  The probation officer is authorized to impose a period of flash incarceration, for no longer than 10 days, after a determination has been made that there has been a violation of probation or mandatory supervision. Upon a decision to impose a period of flash incarceration, the probation department shall notify the court, public defender, district attorney, of each imposition of a flash incarceration.
- 39.  The defendant shall appear and participate in Restitution Court if ordered by the probation officer.
- 40.  Probation may convert to summary probation after \_\_\_\_\_ years of successful completion of formal probation.
- 41.  Comply with attached conditions:
- 42.  \_\_\_\_\_

I have read this form and I understand everything on it. I agree to follow all the conditions of probation.

\_\_\_\_\_ Date \_\_\_\_\_ Defendant's Signature

\_\_\_\_\_ Defendant's Address \_\_\_\_\_ Defendant's Telephone No. \_\_\_\_\_ Defendant's Driver's License No.

**INTERPRETER'S STATEMENT**

I, having been duly sworn or having a written oath on file, certify that I truly translated this form to the defendant in the following language:  Spanish  Other (specify) \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_ Interpreter's Name \_\_\_\_\_ Interpreter's Signature

**JUDGE'S SIGNATURE**

\_\_\_\_\_ Date \_\_\_\_\_ Judge

NOTICE: UPON SATISFACTORY COMPLETION OF PROBATION, YOU MAY APPLY TO HAVE YOUR CONVICTION SET ASIDE AND HAVE THE CASE DISMISSED UNDER PENAL CODE § 1203.4, AND PETITION FOR A CERTIFICATE OF REHABILITATION AND PARDON.