

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

_____/_____
Loc. Code: Case / Violation No.:

UNITED STATES OF AMERICA,

Plaintiff,

v.

Defendant.

**STIPULATION FOR ENTRY OF DEFERRAL OF PROSECUTION
(PETTY OFFENSE)**

1. The Government will not prosecute this case for a period of _____ months, i.e., until _____ . Failure to comply with any terms of this agreement will result in the Government filing a written motion reinstating charges; however, if Defendant has complied with the terms stated below, the case will be dismissed and Defendant will not need to appear in court.
2. Defendant understands that pursuant to the provisions of Chapter 208 of Title 18, United States Code, s/he has a right to the speedy filing of an information and trial. Defendant further understands that if the Court accepts this stipulation for deferral of prosecution that the deadlines stated in the aforementioned chapter will not apply as 18 U.S.C. §3161(h)(2) excludes from such computations “[a]ny period of delay during which prosecution is deferred by the attorney for the Government pursuant to written agreement with the Defendant, with the approval of the court, for the purpose of allowing the defendant to demonstrate his good conduct.”
3. Defendant will not violate any federal, state, or local law, excluding minor infractions which did not result in a mandatory court appearance. The Government reserves the right to move to reinstate charges abased on new charges against Defendant and does not require a finding of guilt on the new charges.
4. Conditions: _____

5. Defendant will complete the following through:

- | | |
|--|--|
| <input type="checkbox"/> Petty Theft Class | <input type="checkbox"/> Anger Management |
| <input type="checkbox"/> Level I Drug & Alcohol Awareness
(ASAP will be accepted) | <input type="checkbox"/> Parenting Class |
| <input type="checkbox"/> Level II D&AA | <input type="checkbox"/> Prevention & Relationship Enhancement Program for Couples |
| <input type="checkbox"/> Scream-free Marriage | <input type="checkbox"/> Domestic Violence Class |
| <input type="checkbox"/> Scream-free Parenting | <input type="checkbox"/> Restoring Healthy Relationships |

6. Community Service through: _____

_____ hours Army Community Services (ACS) is acceptable when permitted.

7. Defendant must provide PROOF OF COMPLIANCE with the terms of this agreement as well as NOTICE OF ANY CHANGE OF ADDRESS or TELEPHONE NUMBER to the following:

Office of the Staff Judge Advocate
Attn: Magistrate Court Clerk
1633 Mekong Ave., Bldg., 6222
Fort Carson, CO 80913
Telephone: (719) 526-0055
Fax: (719) 526-1357

Office of the Staff Judge Advocate
Attn: Magistrate Court Clerk
2304 Cadet Drive, Suite 2100
USAF Academy, CO 80840
Telephone: (719) 333-3920
Fax: (719) 333-3644

United States Attorney's Office
1801 California St., Ste. 1600,
Denver, CO 80202
Attn: _____
Telephone: (303) 454-0100
Fax: (303) 454-0406

Buckley Air Force Base
460 SW/JA
510 South Aspen Street, Ste., 230
Buckley AFB, CO 80011
Attn: _____
Telephone: (720) 847-6970
Fax: (720) 847-6934

Dated: _____

JASON R. DUNN - United States Attorney

By: _____
Special Assistant U.S. Attorney

Dated: _____

Defendant's Signature

Defendant's Address

City/State/Zip

Telephone Number

ORDER

This deferral of prosecution is hereby accepted by the Court. The Court further finds that pursuant to 18 U.S.C. §3161(h)(2) that the period of delay outline in this stipulation is excluded in computing the time within which an information must be filed or in computing the time within which the trial of an offense relating to this matter must commence. IT IS SO ORDERED.

Dated: _____

UNITED STATES DISTRICT COURT

By: _____

United States Magistrate Judge