

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA**

- [] PC 243(e)
- [] PC 653M
- [] PC 273.6
- [] PC 273.5
- [] PC 245
- [] PC 422
- [] PC 136.1

THE PEOPLE OF THE STATE OF CALIFORNIA,

 Plaintiff,
 vs.

 Defendant.

Case No. _____
PROBATION ORDER
Domestic Violence
Probation per PC1203.097

The above-named defendant having been convicted of a misdemeanor, violation of section(s) _____

IMPOSITION OF SENTENCE SUSPENDED, and DEFENDANT PLACED ON PROBATION FOR PERIOD OF 3 YEARS ON THE FOLLOWING TERMS AND CONDITIONS:

- 1. Report to the Probation Office of the County of Santa Barbara at Santa Maria, within 72 hours (of release) and again when ordered to do so. Keep Probation Officer and Court informed of any change in residence or employment and all contacts with law enforcement. For Restitution/PSW only.
- 1a. Pay reasonable monthly supervision fee as determined by Probation Dept. which shall not exceed \$90.00 per month.
- 2. Obey all laws (Federal, state, local).
- 3. Do not use intoxicating liquor of any kind, including wine and beer, to excess.
- 4. Do not frequent places where alcohol is the chief item of sale. Stay out of bars and liquor stores.
- 5. Submit to and take body fluid or physical test for intoxication or drugs or narcotics upon official demand.
- 6. Do not possess or use drugs or narcotics except as are prescribed for you for treatment by a licensed medical doctor, and then only in amounts prescribed.
- 7. Consent and agree to submit to search of your person and/or property, including car and/or residence, day or night, with or without warrant and with or without probable cause by Peace Officer or Probation Officer.
- 8. Do not harm, threaten, molest or annoy anyone and especially _____.
- 9. Have no contact with _____ to include no telephonic, written or third party contact except in accordance with any custody or visitation order issued by a Superior Court Judge.
- 10. Pay restitution as directed in the amount of \$ _____ (to be determined by Probation with hearing set on request of defendant).
- 11. Pay fine today in the amount of \$ _____ (includes assessments), plus Restitution Fine in the amount of **\$150.00** pursuant to PC 1202.4(b)(1) and a fee of **\$500.00** per PC1203.097 or pay by _____ or sign up for the installment payment plan.
- 12. Pay **\$150.00** probation revocation restitution fine. Pursuant to section 1202.44 PC, this fine is suspended unless probation is revoked and full sentence is imposed.
- 13. Fine may be worked off at the rate of **1** hour of work for each **\$10.00** or fraction thereof, if authorized by probation.
- 14. MAKE ALL FINE PAYMENTS TO THE "CLERK OF THE SUPERIOR COURT".
- 15. Be fingerprinted by local Sheriff's office within 7 days. [Order to be Booked attached]
- 16. Serve _____ days in County Jail. Credit for time served of _____ days.
- 17. The jail to be served from _____ M. Starting (on or before) _____. Report to Court / Santa Maria Sheriff's Substation / Santa Barbara County Jail to start each period. (Special instructions: WORK FURLOUGH / WORK RELEASE / ELECTRONIC MONITORING APPROVED. MUST APPLY NO LATER THAN _____.)
- 18. Perform _____ hours of work to be completed within 6 months in accordance with all terms and conditions of said work program and direction of County Work Coordinator (consecutive to any PSW hours performed in lieu of fine).
- 19. Do not own or possess any firearm for 10 years.
- 20. Follow reasonable orders of Probation Officer, including taking any recommended therapies at own expense. Especially Anger Management/Batterer's Treatment and _____ counseling.
- 21. PAY \$ _____ Criminal Justice Administration Fee to Arresting Agency as directed by that agency (Guadalupe) (Santa Maria) (Santa Barbara County). Copy of Summary Judgment given to defendant.
- 22. \$ _____ of above fines may be served off with _____ days jail. CC/CS
- 23. MOVE OUT OF RESIDENCE AT _____ WITHIN 24 HOURS.
- 24. **Appear on _____ at 1:30 p.m. in Dept. 9 for first review of program compliance. (Defendant MUST be present)**
- 25. Pay \$ _____ to Shelter Services for Women by _____.
- 26. _____

I have received a copy of this order and agree to abide by its terms.

DATED: _____

Signed: _____
 Defendant

 Judge of the Superior Court

ADDRESS: _____

Phone No.: _____

SEE OTHER SIDE FOR YOUR RIGHTS, PENALTIES AND PRIVILEGES

Interpreter has translated into appropriate language

NOTICE TO PROBATIONER

Thoroughly familiarize yourself with the conditions of probation, as a violation of any of the terms of probation will render you liable to the following penalties, while if you faithfully perform your duties, you will be entitled to the privileges set forth below.

If the victim restitution or restitution fines are unpaid at the 120 days prior to your probation expiration date, you must prepare and file a new updated financial disclosure form with the court no later than 90 days prior to the probation expiration date pursuant to section 1202.4 PC.

PENALTIES

At any time during your probation term, if the Court determines that you have violated any of the terms of your probation or have engaged in any criminal practice, or have become abandoned to improper associates, it may revoke and terminate your probation and pronounce judgment (Fine and/or Jail). (Penal Code section 1203.2)

PRIVILEGES

TO HAVE THE CONVICTION SET ASIDE. Defendant may, upon satisfactory completion of these terms of probation, request of the Court that his/her conviction be set aside, subject to certain limitations. (Penal Code section 1203.4)

TO HAVE THE RECORDS OF CONVICTION OF MINORS SEALED. Where the defendant was under the age of 18 years at the time of the commission of a misdemeanor, and where the defendant was not convicted of more than one offense, with certain limitations, the defendant may request that the Court order sealing of the records of convictions. (Penal Code section 1203.45)

APPEAL RIGHTS

You have the right to appeal the judgment imposed on this case. If you choose to appeal you must file a "Notice of Appeal" with this Court with 30 days of the date judgment is pronounced. If you wish to be represented by an attorney and cannot afford one, you must notify the Court that you wish counsel appointed. It is your responsibility to inform the Court of any address change.

SANTA BARBARA COUNTY SUPERIOR COURT

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Santa Maria, CA 93454
(805) 614-6590

SANTA BARBARA COUNTY PROBATION DEPARTMENT

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Santa Maria, CA 93455-6139
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