

IN THE STATE COURT OF COBB COUNTY, GEORGIA  
STATE OF GEORGIA  
VS

O  
F  
F  
E  
N  
S  
E  
S

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_
- 4. \_\_\_\_\_
- 5. \_\_\_\_\_

Citation/Warrant No. \_\_\_\_\_  
Criminal Action No. \_\_\_\_\_  
OTN \_\_\_\_\_

**Plea:**  Negotiated  Guilty on Count(s) \_\_\_\_\_  
 Nolo Contendere on Count(s) \_\_\_\_\_

**Trial:**  Jury  Non-Jury

**Verdict:**  Guilty on Count(s) \_\_\_\_\_  
 Not Guilty on Count(s) \_\_\_\_\_

**Other Disposition:**  Nolle Prosequi Order on Count (s) \_\_\_\_\_  
 Merge on Count(s) \_\_\_\_\_

**CONDITIONAL DISCHARGE**

WHEREAS, the above-named defendant has been found guilty of the above-stated offense(s) and WHEREAS, said defendant has not previously availed himself of the Provisions of a Conditional Discharge under  (Ga. Laws, pp. 1083, O.C.G.A. 16-13-2 Controlled Substances) or  (O.C.G.A. 3-3-23.1 Underage Possession); NOW, THEREFORE, the defendant consenting hereto, it is the judgment of the Court that no judgment of guilt be imposed at this time, but further proceedings are deferred and defendant is hereby sentenced to a period of confinement of \_\_\_\_\_ months/days in the Cobb County Jail or such other place as Cobb County may provide for the maintenance of county inmates.

IT IS FURTHER ORDERED that the defendant pay a fine of \$ \_\_\_\_\_ plus all applicable surcharges and pay restitution (Circuit Defender) of \$ \_\_\_\_\_.  Circuit Defender restitution waived per OCGA § 15-21A-6(c).

HOWEVER, it is the further order by the Court, that upon the service of \_\_\_\_\_ months/days of the above sentence the remainder of \_\_\_\_\_ months/days may be served on probation/suspended PROVIDED that the said defendant complies with the following general and other conditions herein imposed as part of this sentence.

As a condition of probation, defendant is to report to the Cobb County Adult Detention Center at \_\_\_\_\_ a.m./p.m. on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, for service of custody time.  Report to probation in person within \_\_\_\_\_ days of release.  Give Credit for time served.  Release on time served.

IT IS FURTHER ORDERED by the Court that upon violation of the terms of probation, or upon the Court determining that the defendant is or was not eligible for sentencing under this article, the Court may enter an adjudication of guilt and proceed to sentence the defendant to the maximum sentence provided by law with credit for any prior compliance with the terms of the original Conditional Discharge Order. Upon fulfillment of the terms of the probation, upon release of the defendant by the Court prior to the termination of the period thereof, or upon release from confinement, whichever occurs latest, the defendant shall stand discharged of said offense charged and shall be completely exonerated of guilt of said offense charged and that a copy of this Order shall be forwarded to the Office of the State Probation System of Georgia, Georgia Crime Information Center, and the Identification Division of the Federal Bureau of Investigation.

**GENERAL CONDITIONS OF PROBATION**  **SUSPENDED SENTENCE**

The defendant having been granted the privilege of serving all or part of the above-stated sentence on probation, hereby is sentenced to the following general conditions of probation:

- 1) Do not violate the criminal laws of any governmental unit.
- 2) Avoid injurious and vicious habits – especially alcoholic intoxication and narcotics and other dangerous drugs unless prescribed lawfully.
- 3) Avoid persons or places of disreputable or harmful character.
- 4) Report to the Probation Parole Supervisor as directed and permit such Supervisor to visit you at home or elsewhere.
- 5) Work faithfully at suitable employment insofar as may be possible.  6) Support your legal dependents to the best of your ability.
- 7) Do not change your present place of abode, move outside the jurisdiction of the Court, or leave the State for any period of time without prior permission of Probation Supervisor.

**SPECIAL CONDITIONS OF PROBATION**  **SUSPENDED SENTENCE**

- 1) ATTEND:  Risk Reduction Program  Defensive Driving School  Theft & Shoplifting Offenders Program  Victim Impact Panel Within \_\_\_\_\_ days.
- 2) Evaluate and treat as needed for (anger/violence) (alcohol/drug dependency) (deviant behavior)  see Addendum A. Evaluate within \_\_\_\_\_ days.
- 3) Pay fine (restitution/surcharge)  by \_\_\_\_\_;  in Equal Monthly Installments over first \_\_\_\_\_ months. Restitution/fines to be paid first.
- 4) Provide \_\_\_\_\_ (hours community service) (weekends CSAI) within \_\_\_\_\_ months
- 5) Pay probation supervisory/suspension fee of \$ \_\_\_\_\_ per month.  UNDUE hardship found.
- 6) Avoid any (violence) (contact) (entry) with (into) \_\_\_\_\_.
- 7) Probation/suspended sentence may/shall terminate upon complete payment and completion of all special conditions (after \_\_\_\_\_ months).
- 8) Do not drink any alcohol or take any drugs without a prescription.  9) Submit to random alcohol & drug testing at defendant's expense.
- 10) Probation shall become non-reporting, without fees, upon completion of all special conditions, if the defendant has not violated probation (after \_\_\_\_\_ months)
- 11) Enroll in 24-week Family Violence Intervention Program within \_\_\_\_\_ days and successfully complete program.
- 12) Report on time to the Adult Detention Center.  13) May report to probation by phone or mail, if in compliance with probation conditions.

It is the further order of the Court, and the defendant is hereby advised that the Court may, at any time, revoke any conditions of this probation and/or discharge the defendant from probation. The defendant shall be subject to arrest for violation of any condition of probation herein granted. If such probation is revoked, the Court may re-sentence the defendant to the maximum sentence provided by law with credit for any prior compliance with the terms of the original Conditional Discharge Order.

The defendant was represented by the Honorable \_\_\_\_\_, Attorney at Law  Appointed  Retained

SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_

Copy received and conditions acknowledged: \_\_\_\_\_ Defendant \_\_\_\_\_ JUDGE, State Court of Cobb County

\_\_\_\_\_ Defendant's Attorney Bar # \_\_\_\_\_ Reported by \_\_\_\_\_

\_\_\_\_\_ Solicitor General (Assistant) Bar # \_\_\_\_\_ Interpreter: \_\_\_\_\_ (Certified) (Registered)

Deputy Clerk

Term

day of

Filed in Open Court, This Citation/Warrant No.: