

**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN
AND FOR PALM BEACH COUNTY, FLORIDA
VETERANS COURT**

**CASE NUMBER
DC # _____
Division "VA"**

**Nunc Pro Tunc _____
Veterans Treatment Intervention Program
DEFERRED SENTENCING AGREEMENT AND ORDER**

It is being alleged by Information in case number _____, that you, _____ committed an offense against the State of Florida, to-wit: _____. A full plea colloquy has been conducted by the Court and a written plea form executed by the defendant demonstrating that defendant has entered a plea of nolo contendere to the above stated charge knowingly, freely, voluntarily, and intelligently, which is attached to and incorporated by reference into this agreement;

Therefore, Ted Booras, Veterans Court Judge, in and for the Fifteenth Judicial Circuit, Palm Beach County, Florida, agrees that sentencing in this matter for said offense will be deferred for a period of _____ months from this date, provided you abide by the following conditions:

1. You will refrain from violation of any criminal law. Traffic infractions, parking tickets, and municipal ordinances do not violate this agreement.
2. You will not change your residence without first notifying your Probation Officer. You will not leave the State of Florida without first procuring the consent of the Court or the Probation Officer. You may not travel outside the United States without first procuring the consent of the Court and the Probation Officer.
3. You will make yourself available for the services of Veterans Court by appearing in person at all Veteran Court Hearings, when and as directed by the Court or your Probation Officer. You understand that if it is determined that you willfully failed to appear at Veterans Court, a warrant shall be issued for your arrest and this case may move directly to sentencing.
4. You will neither possess nor carry any firearm or dangerous weapon.
5. You will truthfully answer all inquiries by your Probation Officer, and all other members of Veterans Court, and agree that the Probation Officer may visit your home, employment, school or elsewhere, without your prior approval and you will comply with all instructions he or she may give you.
6. You will not use intoxicants, nor will you visit places where intoxicants, non-prescription drugs or other dangerous substances are unlawfully sold, dispensed or used.
7. You will submit to a urinalysis, breathalyzer, or blood tests at any time requested by your Probation Officer or by representatives of Veterans Court. Should you test positive for a controlled substance that is not lawfully prescribed to you, you shall be required to appear before Veterans Court to address the violation, which may result in this case proceeding directly to sentencing.

- 8. **Special Conditions: 1. Enter and comply with Veterans Justice Outreach Program; 2. Substance Abuse Evaluation and complete any recommended treatment at VAMC to include any and all recommended aftercare; 3. Mental Health Evaluation and complete any recommended treatment at VAMC to include any and all aftercare; 4. Meet with Mentor one (1) time per month; 5. No possession or consumption of any controlled substance without a valid prescription from the VAMC; 6. Unless otherwise directed by the court or your probation officer, the defendant is to report to Veterans Court only; 7. Defendant cannot refuse any recommended treatment and aftercare; 8. The defendant cannot cancel or fail to appear for appointments at the VAMC. If the defendant fails to appear for scheduled appointments at the VAMC or cancels appointments at the VAMC, this will be a violation of this order; 9. The defendant will submit to random drug testing at the VAMC or as directed; 10. Waive employer notification; 11.**

You have been informed about the amount of money you are required to pay and you hereby state that you are financially able to pay these amounts set out in this agreement, within the time of this agreement.

You agree to comply with all requirements of the Veterans Treatment Intervention Program and the Veterans Justice Outreach Program and further agrees to waive his/her right to trial and agree that this case may proceed directly to sentencing upon your failure to successfully complete any of these programs. Upon successful completion of these programs, you, the defendant, will be permitted to withdraw the previously entered plea of nolo contendere and the Court will dismiss the charges.

IT IS FURTHER ORDERED that the clerk of this court file this order in the clerk’s office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on _____

NUNC PRO TUNC _____

Ted Booras, Veterans Court Judge

I acknowledge receipt of a copy of this order and that the conditions have been explained to me and I agree to abide by them.

Date: _____

Defendant

Instructed by: _____
Supervising Officer

MIRANDA WARNINGS

CASE NUMBER

**DEPARTMENT OF CORRECTIONS
VETERANS TREATMENT INTERVENTION PROGRAM**

My name is _____. I am employed by the State of Florida, Department of Corrections as a Probation Officer.

You, _____, have been charged with the following offense(s):

“I am required to warn you before you make any statement that you have the following Constitutional Rights”:

- (1) You have the right to remain silent; you do not have to answer any questions.
- (2) Any statement you make must be freely and voluntarily given.
- (3) You have the right to the presence and representation of a lawyer of your choice before you make any statement and during questioning.
- (4) If you cannot afford a lawyer, you are entitled to the presence and representation of a Court appointed lawyer before you make any statement and during any questioning.
- (5) If at any time during the interview, you do not wish to answer any questions, you are privileged to remain silent.
- (6) I can make no threats or promises to induce you to make a statement. This must be of your own free will.
- (7) Any statement can and will be used against you in a Court of Law.

Do you understand your Rights? _____

Do you have any questions? _____