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8
9 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SOLANO

10
11 PEOPLE OF THE STATE OF
12 CALIFORNIA

13 Plaintiff,

14 vs.

15 [REDACTED]
16
17 Defendant

Case No.: [REDACTED]

Department No. [REDACTED]

APPLICATION FOR MENTAL HEALTH
DIVERSION PURSUANT TO PENAL
CODE SECTION 1001.36

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19 Defendant [REDACTED] applies for Mental Health Diversion pursuant to
20 Penal Code section 1001.36. Defendant is charged with a qualifying crime, this matter is
21 timely filed, and defendant is prima facie eligible for diversion.

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23 Defendant suffers from qualifying mental disorder:

24 Attached is a recent mental health diagnosis; or


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26 Defendant will provide a recent mental health diagnosis; or

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28 Defendant requests appointment of a qualified mental health expert pursuant to
Evidence Code section 730 to secure the necessary recent diagnosis.

1 Defendant requests this application be set for informal hearing for a prima facie
2 showing that the disorder played a significant role in commission of the offense(s), and
3 that a qualified mental health expert will opine that defendant's symptoms underlying the
4 criminal behavior would respond to treatment.
5

6 Defendant consents to mental health diversion; defendant is prepared to waive
7 [his][her] right to a speedy trial; defendant will comply with an appropriate treatment
8 program; and defendant does not pose an unreasonable risk of danger to public safety
9 within the meaning of Penal Code section 1170.18.
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13 DATED:

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17 Deputy Public Defender
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