

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	<i>FOR COURT USE ONLY</i>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO <input type="checkbox"/> CENTRAL DIVISION, CENTRAL COURTHOUSE, 1100 UNION ST., SAN DIEGO, CA 92101 <input type="checkbox"/> EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020 <input type="checkbox"/> NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92081 <input type="checkbox"/> SOUTH COUNTY DIVISION, 500 3RD AVE., CHULA VISTA, CA 91910	
PLAINTIFF PEOPLE OF THE STATE OF CALIFORNIA	
DEFENDANT	
MISDEMEANOR DIVERSION REQUEST (PC § 1001.95) ADVISAL AND WAIVER OF RIGHTS	CASE NUMBER _____

Defendant: Initial each statement below.

1. _____ I am the defendant in the above-captioned case, which charges the following misdemeanor violation(s) for which I am requesting Misdemeanor Diversion (Pen. Code § 1001.95): _____.
2. _____ I have been advised of, understand, and waive my right to a speedy trial in this case.
3. _____ I understand that Misdemeanor Diversion, if granted, will be no longer than two years and may include terms and conditions imposed by the court, including but not limited to a victim restitution order, protective order, stay-away order, and/or firearm prohibition order, where applicable.
4. _____ I understand that if Misdemeanor Diversion is granted, failure to comply with the terms and conditions imposed by the court may result in reinstatement of criminal proceedings.
5. _____ I understand that if I am arrested or charged with a new criminal offense while on Misdemeanor Diversion, criminal proceedings in this case may be reinstated and I may be found no longer eligible for Misdemeanor Diversion.
6. _____ I understand that if I perform satisfactorily during the period of Misdemeanor Diversion, the court will dismiss the criminal charges. I understand that, upon successful completion of Misdemeanor Diversion and dismissal of the charges, the arrest upon which the diversion was based shall be deemed to have never occurred, except as stated in statement 7, below.
7. _____ I have been advised and understand that, regardless of my successful completion of Misdemeanor Diversion, the arrest upon which the diversion was based may be disclosed by the Department of Justice in response to a peace officer application request, and that I am still obligated to disclose the arrest in response to a direct question contained in a questionnaire or application for a position as a peace officer, as defined in Pen. Code § 830.

I declare under penalty of perjury under the laws of the State of California that I have read and understand each of the foregoing seven statements, and by initialing each statement I agree to their contents.

Date: _____

 Type or print name

 Signature of Defendant