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 - Public Defender 808 274-3422
 - Private Attorney _____
- Adult Probation 808 482-2652
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- Other _____

**IN THE _____ COURT OF THE FIFTH CIRCUIT
STATE OF HAWAII**

STATE OF HAWAII,) **CR. No.** _____

) **FC-CR.** _____

) **REP. NO(S):** _____

) **[List offenses or attach complaint, information or**

) **indictment]**

)

vs.) **ORDER OF DISMISSAL AND**

) **COMMITMENT TO DIRECTOR OF**

) **HEALTH**

_____,) **[704-406(4), HRS]**

)

) **JUDGE:** _____

)

Defendant.)

_____)

ORDER OF DISMISSAL AND COMMITMENT TO DIRECTOR OF HEALTH

The matter of Defendant’s review for dismissal and release from custody of the Director of Health under section 704-406, Hawaii Revised Statutes, came on for hearing on _____ Defendant, Defendant’s counsel, _____, and the State of Hawaii, represented by _____

the Deputy Prosecuting Attorney, _____, were present.

This Court, having reviewed the file, orders and report(s) contained herein, and having fully advised in the premises, finds as follows:

1. The Defendant remains unfit to proceed.
2. The Defendant has remained committed to the custody of the Director of Health for a period of _____ days/months/years.
3. The Defendant is not subject to the law governing involuntary civil commitment.
4. The Defendant is subject to prosecution for other charges in other cases.

Therefore, IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. The charge(s) herein for which the Defendant has been committed to the custody of the Director of Health is/are hereby dismissed.
2. The defendant shall be committed to the custody of the Director of Health to be placed in an appropriate institution for detention, care, and treatment pursuant to Section 704-406(4), Hawaii Revised Statutes, as amended.

Dated: _____ Hawaii, _____.

Judge

APPROVED AS TO FORM on _____:

Deputy Prosecuting Attorney

Defense Counsel