

FAX Distribution to:

- Prosecutor 808 241-1758
- Defense Attorney
 - Public Defender 808 274-3422
 - Private Attorney _____
- Adult Probation 808 482-2652
- State Designate 808 832-1855
- 2nd Examiner Dr. _____
- 3rd Examiner Dr. _____
- KCMHC Forensics 808 241-3133
- AMHD Forensics 808 777-6169
- Sheriff Division 808 482-2389
- KPD Cellblock 808 241-1645
- KCCC 808 241-3059
- OCCC 808 832-1412
- HSH Forensics 808 236-8716
- Kahi Mohala 808 677-2810
- Other _____
- 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 RELEASE**
) **FROM CUSTODY OF DIRECTOR OF**
) **HEALTH**
) **[704-406(4), HRS]**
)
 _____,) **JUDGE:** _____
)
 Defendant.)
 _____)

**ORDER OF DISMISSAL AND RELEASE
FROM CUSTODY OF DIRECTOR OF HEALTH**

The matter of Defendant's review for dismissal and release from the 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 prosecution for any other charges.**

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 released from the custody of the Director of Health.

Dated: _____ Hawaii, _____.

Judge

APPROVED AS TO FORM on _____:

Deputy Prosecuting Attorney

Defense Counsel