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**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.

_____ ,

Defendant.

) **ORDER RESUMING PROCEEDINGS**

) **AFTER FITNESS EXAMINATION**

) **UNDER HRS CHAPTER 704**

) **[HRS 704-406(2)]**

) **Hearing Date:** _____

) **JUDGE:** _____

**ORDER RESUMING PROCEEDINGS AFTER
FITNESS EXAMINATION UNDER HRS CHAPTER 704**

The matter of Defendant's fitness examination under Chapter 704 Hawaii Revised Statutes, came on for hearing on _____. Defendant, Defendant's counsel, _____, and Deputy Prosecuting Attorney _____, representing the State of Hawaii, were present.

The Court having reviewed the report(s) of Defendant's appointed examiner(s), and having determined that neither the Prosecuting Attorney nor Defendant's counsel contests the findings of the report(s), finds that Defendant is fit to proceed; or

The Court, having reviewed the report(s) and having held a hearing pursuant to HRS 704-405, Hawaii Revised Statutes, finds that Defendant is fit to proceed.

Good cause appearing therefore,

IT IS HEREBY ORDERED that the proceedings in this case shall resume, and that the defendant is ordered to appear in this Court on _____, 20_____, at ___ m.

DATED: Lihue, Hawaii, _____

Judge

APPROVED AS TO FORM on: _____

Deputy Prosecuting Attorney

Defense Counsel