

\_\_\_\_\_ Court of Washington, County of \_\_\_\_\_

\_\_\_\_\_,  
Plaintiff

vs.

\_\_\_\_\_,  
Defendant

DOB: \_\_\_\_\_

Case No.

**Order Finding Defendant Competent  
(ORDCT)**

**Clerk's Action Required:** [ ] 4

1. **Introduction.** The findings, conclusions, and order are based upon:
  - [ ] an agreement of the parties.
  - [ ] a hearing. The following people attended: \_\_\_\_\_
  - [ ] report/s of \_\_\_\_\_
  - [ ] testimony of witnesses.
  - [ ] admitted exhibits.
  - [ ] other: \_\_\_\_\_
2. **Findings of Fact.** The court finds that there has not been a showing by a preponderance of the evidence that the defendant lacks the capacity to understand the nature of the proceedings against them or to assist in their own defense as a result of a mental disease or defect.
3. **Conclusions of Law.** The defendant is competent to proceed in this matter. If the case is at the pre-trial stage, time is no longer excluded from the time for trial. If the case is at the post-trial stage, jurisdiction is no longer tolled.

**Order**

This matter shall proceed. Any stay is lifted.

4. **Within 24 hours** of signing this order, the [ ] clerk [ ] prosecuting attorney or [ ] defense attorney shall provide this order to the jail facility where the defendant is currently held, if they are still in custody, and *(check one of the following)*:

[ ] DSHS Office of Forensic Mental Health Services/Western State  
[ofmhscourtorders@dshs.wa.gov](mailto:ofmhscourtorders@dshs.wa.gov)\_\_\_\_\_

[ ] Eastern State  
[esh.eshfsuadmindeptemail@dshs.wa.gov](mailto:esh.eshfsuadmindeptemail@dshs.wa.gov)\_\_\_\_\_

[ ] Child Study and Treatment Center  
[cstcforensicsteam@dshs.wa.gov](mailto:cstcforensicsteam@dshs.wa.gov)\_\_\_\_\_

Dated:\_\_\_\_\_

\_\_\_\_\_  
**Judge**

Print Name:\_\_\_\_\_

Approved as to form:

Approved as to form:

\_\_\_\_\_  
Deputy Prosecuting Attorney

\_\_\_\_\_  
Attorney for Defendant

Print Name:\_\_\_\_\_

Print Name:\_\_\_\_\_

WSBA No.\_\_\_\_\_

WSBA No.\_\_\_\_\_