

CAUSE NO. C1-CR \_\_\_\_\_

THE STATE OF TEXAS                    §                    IN THE COUNTY COURT  
VS.   §                    AT LAW NUMBER \_\_\_\_\_  
\_\_\_\_\_                                   §                    TRAVIS COUNTY, TEXAS

**AGREED ORDER ADJUDGING DEFENDANT INCOMPETENT  
WITH TREATMENT IN A HOSPITAL SETTING**

On this date the above case was set for trial on the issue of competency and the parties appeared through counsel. The Defendant, is charged with the criminal offense of \_\_\_\_\_ . The parties agreed to waive a jury trial on this issue and neither party opposes a finding of incompetency. The Court finds that no hearing is therefore necessary and based upon the report of the psychiatric expert FINDS the Defendant incompetent to stand trial.

IT IS THEREFORE, ORDERED AND ADJUDGED by the Court that the Defendant is incompetent at this time and is hereby remanded to the custody of the Sheriff of Travis County, Texas. The Sheriff is ORDERED to transport the Defendant to a mental health facility or residential care facility determined to be appropriate by the local mental health authority or local intellectual and developmental disability authority within 21 days of this order, there to be confined for a period not to exceed 60 days from the date of admittance to said facility for further examination and treatment toward the specific objective of attaining competency to stand trial pursuant to Code of Criminal Procedure Article 46B.073.

IT IS FURTHER ORDERED that the staff of the facility to which the Defendant is committed shall develop an individual program of treatment and report on his/her progress toward the specific objective of attaining competency to stand trial.

IT IS FURTHER ORDERED that the head of the facility to which the Defendant is committed shall promptly notify this Court when he/she is of the opinion that the defendant will attain or will not attain the competency to stand trial in the foreseeable future, or 14 days prior to the expiration of 60 days from the date of admission if the defendant is still committed to that facility at that time, and file with this court a final report documenting the applicable reason for discharge.

Signed: \_\_\_\_\_

\_\_\_\_\_  
JUDGE CARLOS BARRERA  
TRAVIS COUNTY COURT AT LAW 8  
P.O. Box 1748  
Austin, TX 78767  
Phone: 512-854-9676  
**Centralized Courts MH Fax 512-597-0555**  
**Court.administration@traviscountytexas.gov**

AGREED AS TO FORM AND SUBSTANCE:

\_\_\_\_\_  
Printed Name: \_\_\_\_\_  
ASSISTANT COUNTY ATTORNEY  
P.O. Box 1748  
Austin, TX 78767  
(512) 854-9415  
(512) 854-9316 fax

\_\_\_\_\_  
Printed Name: \_\_\_\_\_  
DEFENSE ATTORNEY  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_  
Fax: \_\_\_\_\_  
Email: \_\_\_\_\_

I, DYANA LIMON-MERCADO, County Clerk of Travis County, Texas do hereby certify that the foregoing two pages of which this is the last page, constitutes a true and correct copy of the AGREED ORDER ADJUDGING DEFENDANT INCOMPETENT in Cause No. \_\_\_\_\_ wherein the State of Texas is Plaintiff and \_\_\_\_\_, is the Defendant, as the same appears of record in this office.

GIVEN UNDER MY HAND AND SEAL OF OFFICE at Austin, Travis County, Texas  
this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

DYANA LIMON-MERCADO  
COUNTY CLERK  
TRAVIS COUNTY, TEXAS

BY: \_\_\_\_\_  
DEPUTY CLERK