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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF OKANOGAN

STATE OF WASHINGTON,

Plaintiff,

vs.

Angelina Maria Nobilis,

Defendant.

NO. 15-1-00201-3

Stipulation for Continuance and
Defendant’s Acknowledgements and
Waivers/Orders Adopting Stipulation

COMES NOW the PLAINTIFF in the above-entitled case, the State of Washington, by and through the undersigned attorney, Defendant, and Defendant’s attorney, and stipulate as follows:

1. **Defendant’s acknowledgements and waivers**—Defendant acknowledges that he or she is charged with RCW 9A.56.020(1)(a),(b) and RCW 9A.56.050- Theft in the Third Degree.
2. Defendant acknowledges that he or she has been advised of the following constitutional rights:
 - A. The right to a speedy and public trial by an impartial jury in the county where the crime is alleged to have been committed;
 - B. The right to remain silent before and during trial, the right to refuse to testify against myself;

- 1 C. The right at a trial to hear and question the witnesses who testify against me;
- 2 D. The right at a trial to have witnesses testify for me. These witnesses can be made to
- 3 appear at no expense to me;
- 4 E. That I am presumed innocent until the charges are proven beyond a reasonable doubt or
- 5 I enter a plea of guilty;
- 6
- 7 F. The right to appeal a determination of guilty after a trial.

8 In consideration of the State's stipulation to continue this matter on the terms set forth

9 below, Defendant waives each and every right set forth above.

10 Defendant's Initials: _____

11 Defendant also acknowledges the right to a speedy trial pursuant to CrR 3.3. Defendant

12 waives the right to a speedy trial and acknowledges trial on the charges shall be in the manner set

13 forth in the Stipulation below.

14 Defendant's Initials: _____

- 15
- 16 3. **Continuance of Trial**—The parties stipulate to the continuance of the trial of this matter for
- 17 a period of **SIX MONTHS** from the date of the order of entry approving this Stipulation. In
- 18 the event that the Defendant breaches the terms of this Stipulation however, the State may
- 19 note the matter for hearing and upon determining Defendant's breach, the court shall
- 20 immediately conduct a trial on stipulated evidence.
- 21
- 22 4. **Trial on Stipulated Evidence**—Upon a determination that the Defendant has breached the
- 23 terms of the Stipulated Continuance, the Court shall immediately conduct a trial. The
- 24 parties stipulate that the police reports and documents attached hereto and all documents
- 25 provided in discovery, physical evidence seized in this case, and any expert analysis of that
- 26 physical evidence and lab reports, shall be admitted and considered by the judge without
- 27 objection and, that the Court, without a jury, shall conduct the trial. Defendant waives the
- 28

1 right to testify, call witnesses or conduct cross examination.

- 2 5. **Conditions of Continuance**—During the term of the continuance, Defendant shall (1) pay
3 \$250 court administrative fee and (2) not commit any further criminal law violations for a
4 period of one year, which would also include having a case resolved as a Stipulated Order of
5 Continuance (SOC), Deferred Finding / Deferred Sentencing, or Deferred Prosecution. In
6 the event that the Defendant is charged with a criminal law violation, enters into a deferred
7 finding or deferred prosecution, or stipulated order of continuance within the continuance
8 period, the Defendant shall be deemed to have breached the terms of the Stipulation.
9
10 6. **Consideration for Defendant’s Stipulation to Continuance** – If the defendant does not
11 breach the terms of the stipulation, the State will agree to dismiss this case with prejudice.
12
13 7. **Review Date** – A hearing is set for _____ at 8:30 A.M. to review for payment in full
14 and for compliance with all terms of this stipulation. The defendant’s presence at that
15 hearing is mandatory.
16

17
18 The Defendant hereby states that he/she has read the above and foregoing Stipulation, and
19 knows the contents thereof.
20

21
22 DATED this ____ day of _____, 20__.

23
24 _____
25 J U D G E

26 Presented By:

27 BRANDEN E. PLATTER
28 Prosecuting Attorney
Okanogan County, Washington

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BY: _____
Branden Platter
Prosecuting Attorney,
WSBA #46333

Copy received, approved for entry
this ____ day of _____, 20__.

By: _____
Attorney for Defendant
WSBA #

Defendant