

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

_____ ,

Defendant.

NO. _____

ORDER ON OMNIBUS HEARING (OOR)

CHARGE: _____

TRIAL DATE: _____

THIS MATTER having come before the court for an omnibus hearing, the State represented by: _____, and the defendant being present and represented by: _____

1. Regarding PROSECUTOR'S OBLIGATIONS, THE DEPUTY PROSECUTING

ATTORNEY STATES: that at least seven days prior to this order:

- The Prosecutor provided to defendant a complete list of the defendant's criminal convictions.
- The Prosecutor has provided to defense all discovery in their possession or control, pursuant to CR 4.7(a);
- The Prosecutor has contacted law enforcement agencies to request and/or obtain any additional supplemental police reports, forensic tests, and evidence and has made them available to defendant or defense counsel. The State is aware of the following reports, tests or evidence which has not been made available to the defendant:
- Prosecutor has reviewed the discovery and criminal history and made an offer to the defense.

If prosecutor has not checked every box in this section, the court makes the following order:

2. Regarding DEFENSE ATTORNEY'S OBLIGATIONS, DEFENSE COUNSEL STATES that at least two days prior to this order:

- Defense attorney has met with the defendant about this case.
- Defense attorney has received a plea offer from the State.
- Defense attorney has reviewed the discovery and the criminal history.

Defense attorney has given discovery to prosecutor.

If defense attorney has not checked every box in this section, the court makes the following order:

3. Regarding DISCOVERY: The parties agree that Discovery is COMPLETE NOT COMPLETE IN THE FOLLOWING RESPECTS: _____

DISCOVERY must be completed by: _____

4. Regarding GENERAL NATURE OF DEFENSE:

The Defense states that the general nature of the defense is:

- | | |
|--|--|
| <input type="checkbox"/> General Denial | <input type="checkbox"/> Consent |
| <input type="checkbox"/> Alibi | <input type="checkbox"/> Diminished Capacity |
| <input type="checkbox"/> Insanity | <input type="checkbox"/> Self-defense |
| <input type="checkbox"/> Other (specify) _____ | |

5. Regarding CUSTODIAL STATEMENTS by the defendant, the parties agree that:

- No custodial statements will be offered in the State's case in chief, or in rebuttal.
- The statements of defendant will be offered in the State's case in rebuttal only.
- The statements referred to in the State's discovery will be offered and:
 - May be admitted into evidence without a pre-trial hearing, by stipulation of the parties.
 - A 3.5 conference is required and is estimated to require _____ (min/hr) and is set for _____.

6. Regarding PRIOR CRIMINAL CONVICTIONS OF THE DEFENDANT, the parties agree that if defendant testifies at trial:

- If the defendant testifies at trial, the prior record of convictions contained in the State's discovery will will not be (stipulated to) by the defendant with the following exceptions:

- There are no prior known convictions at this time. State will advise defendant promptly if it learns of prior convictions.

7. Regarding SUPPRESSION OF PHYSICAL EVIDENCE OR IDENTIFICATION, the parties agree that:

- No motion to suppress physical evidence or identification will be filed.

Or, THE COURT ORDERS THAT:

- Defendant's written motion to suppress shall be filed by _____. The State's response shall be filed by _____. Testimony will will not be required.
- State's written motion to suppress shall be filed by _____.

response shall be filed by _____. Testimony will will not be required.

8. Regarding OTHER PRE-TRIAL MOTIONS: No additional motions are anticipated, except:

Briefing schedule: Affidavits and briefs of the moving party must be served and filed by: _____

Responsive Brief must be served and filed by: _____

The hearing will last about _____ (min/hr)

9. Regarding TRIAL:

a. The trial will be jury non-jury, and will last about _____ days.

b. Is an interpreter needed: No Yes. Language: _____ (if an interpreter is needed, State will call interpreter services at 253-798-6091).

10. Regarding WITNESSES:

There will be out-of-state witnesses yes no.

A child competency or child hearsay hearing is needed yes no.

State: All witnesses have been disclosed.
 A Witness List has been filed.
 A witness list must be filed by: _____

Defense: All witnesses have been disclosed.
 A Witness List has been filed.
 A witness list must be filed by: _____

11. Other:

- Defendant needs a competency examination.
- Defendant is applying for drug court.
- Defendant is seeking an evaluation which may necessitate a continuance.

12. The Court sets a Trial Readiness Hearing for _____ (date) for the purpose of:

13. Other orders: _____

Dated _____, 20_____

Defendant

Judge

Defendant's Attorney/Bar #

Prosecuting Attorney/Bar #