STATE OF INDIANA

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COURT

In The Matter Of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

A Child Alleged to be a Delinquent Child

**WAIVER ORDER**

[I.C. 31-30-3-2]

The State of Indiana appears by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Deputy/Prosecuting attorney. The juvenile, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and juvenile’s parent(s), \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, appear in person and by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, attorney. Also, (Intake Officer) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, appears.

The Court having heard and considered the Prosecutor's motion for waiver of juvenile jurisdiction under the provisions of I.C. 31-30-3-2, and the Court being duly advised in the premises, the Court now makes the following findings of fact:

1. That the juvenile was fourteen (14) years of age or older, and under eighteen (18) years of age, at the time of the charged offense.

2. The juvenile is subject to the jurisdiction of the Juvenile Court by virtue of a Petition Alleging Delinquency having been filed on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

3. The act charged would be a felony offense if committed by an adult, to wit:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

4. That said offense charged is:

( ) heinous or of an aggravated character: [*Enter specific findings here:*]

( ) part of a repetitive pattern of offenses (even though less serious in nature) in that juvenile has heretofore been arrested and/or adjudicated for: [*Enter specific findings here:*]

5. That there is probable cause to believe that said juvenile committed said offense.

6. That said juvenile is beyond rehabilitation under the juvenile justice system in that the juvenile has had available and/or made use of the following rehabilitative programs: [*Enter specific findings here:*]

7. That it is in the best interests of the safety and welfare of the community that the juvenile stand trial as an adult.

It is therefore adjudged and ordered that juvenile jurisdiction over this case be and the same hereby is waived to the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Court of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, a Court that would have jurisdiction over the act charged therein if the act were committed by an adult, and said waiver being granted for the offense charged and any lesser offense included therein.

It is further ordered and adjudged that:

( ) Recognizance bond for said juvenile to answer in said Court is hereby fixed in the sum of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and said juvenile is remanded to the custody of the Sheriff of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, Indiana, unless sooner released upon such recognizance bond or in an amount as may be hereinafter set by order of the Court to which said juvenile is waived.

( ) Court continues the appointment of the Public Defender’s Office to represent the interests of the juvenile.

( ) That said juvenile be released upon the recognizance of said juvenile and juvenile’s parents, guardian, or custodian to produce said juvenile in said Court to which jurisdiction is waived.

( ) That said juvenile shall appear before the \_\_\_\_\_\_\_\_\_\_\_\_\_\_ Court on the \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_, 20\_\_ at \_\_\_\_\_:\_\_\_\_\_\_ a.m./p.m. for an initial hearing.

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

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Judge