

20TH JUDICIAL DISTRICT OF COLORADO ADMINISTRATIVE ORDER 09-101

SUBJECT: <u>Dismissal of Deferred Sentences</u>

To:

Twentieth Judicial District Judicial Officers, Court Executive, Clerk of Court, Court Staff, Public Defender, District Attorney and Attorneys

From:

Ingrid S. Bakke

Chief Judge

DATE: <u>March 14, 2022</u>

This Order replaces 20th Judicial District Administrative Order 09-101 versions dated April 8, 2009, June 23, 2015 and June 10, 2019.

After review of a case, if it is determined by the Clerk of Court that a case meets all of the following criteria, the clerk will withdraw the plea and dismiss the deferred sentence:

- 1) More than thirty-five days have passed since the end of the deferred period, and the District Attorney had not filed a Motion to Dismiss Deferred Sentence.
- 2) The deferred sentence has not been revoked or reinstated for a longer period, or the appropriate agency has not filed a Motion to Revoke Deferred Sentence.
- 3) There is no outstanding warrant. (See 20th Judicial District Administrative Order 01-104 for the procedure regarding expired warrants with a deferred sentence).
- 4) At the time the ENDJ code is vacated, all outstanding costs, with the exception of restitution and restitution interest, shall be vacated.

The clerk will enter the appropriate information on the Integrated Colorado Online Network (Icon/Eclipse) to withdraw the plea (PLEW) and dismiss the charge with the code (DISS) dismissed by court.

The clerk will add an event to the case stating that "Deferred Sentence dismissed per 20th Judicial District Administrative Order 09-101."

Hon. Ingrid S. Bakke

Chief Judge

Twentieth Judicial District