

SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	FOR COURT USE ONLY
PEOPLE OF THE STATE OF CALIFORNIA v. DEFENDANT:	
FINDINGS AND ORDERS REGARDING PROHIBITED ITEMS WHILE ON DIVERSION (Pen. Code, §§ 1001.36(m), 1001.80(p); Welf. & Inst. Code, § 8103(i))	CASE NUMBER:
*First Name: Middle Name: *Last Name: *Gender: ☐ M ☐ F ☐ Nonbinary *Race: *Date of birth: Ht.: Wt.: Hair color: Eye color: Driver's license/ID no.: CII no.: Information that has a star (*) is required.	

1. This proceeding was heard on *(date)*: _____ at *(time)*: _____ in Dept.: _____
 Room: _____ by judicial officer *(name)*: _____
2. On *(date)*: _____ the count granted *(check one)*: ☐ mental health diversion (Pen. Code, § 1001.36)
☐ military diversion (Pen. Code, § 1001.80)
 This case involves pending *(choose all that apply)*: ☐ misdemeanor charges ☐ felony charges
3. **Term of order**
 This order remains in effect until the defendant has successfully completed either mental health diversion or military diversion, or their firearms rights are restored under Welfare and Institutions Code section 8103(g)(4).
4. **Court findings**
 The court finds by clear and convincing evidence that both of the following are true:
 - a. The defendant poses a significant danger of causing personal injury to themselves or another by having in their custody or control, owning, purchasing, possessing, or receiving a firearm.
 - b. The prohibition is necessary to prevent personal injury to the defendant or another person because less restrictive alternatives either have been tried and found to be ineffective or are inadequate or inappropriate for the circumstances of the defendant.
5. **No firearms (guns), firearm parts, other deadly weapons, ammunition, or body armor**
 The court orders that:
 - a. The defendant must not own, possess, control, receive, or purchase, or attempt to own, possess, control, receive, or purchase any firearms (guns), firearm parts (meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame; see Penal Code section 16531), other deadly weapon, or ammunition until they successfully complete diversion or their firearms rights are restored under Welfare and Institutions Code section 8103(g)(4). Possession of prohibited items while this order is in effect may subject the defendant to prosecution and may include a fine and jail or prison time.
 - b. The defendant is prohibited from owning, controlling, purchasing, possessing, or receiving the prohibited items because the defendant is a danger to themselves or others.
 - c. The defendant must not own, possess, or buy any body armor (defined in Penal Code section 16288). Defendant must relinquish any body armor in their possession.
6. **Other orders regarding relinquishment of firearms and other prohibited items:**

Date: _____

JUDICIAL OFFICER

Note: Courts must notify the Department of Justice of this order through the department's prescribed methods as soon as possible, but not later than one court day after issuing the order. (Welf. & Inst. Code, § 8103(i)(2).)