

IN THE CRIMINAL/CIRCUIT COURT FOR MARSHALL COUNTY, TENNESSEE

Case Number: 23-CR-100 Count: 1 Counsel for the State: ROBERT J. CARTER
 Judicial District: 17th Judicial Division: I Counsel for the Defendant: BRETT CARTER
 State of Tennessee Retained Pub Def Appt Private Atty Appt
 vs. Counsel Waived Pro Se
 Defendant: RITA ANNE WEAVER Alias: _____ Date of Birth: _____ Sex: Female
 Race: White SSN: _____ Relationship to Victim: _____ Victim's Age: _____
 State ID #: _____ County Offender ID # (if applicable): _____ State Control #: _____
 Arrest Date: _____ Indictment Filing Date: 09/20/2023

ORDER OF DEFERRAL (JUDICIAL DIVERSION) Original Amended Corrected

On the 20th day of September, 2023, the defendant:

<input checked="" type="checkbox"/> Pled Guilty <input type="checkbox"/> Pled Nolo Contendere Was Found Guilty By: <input type="checkbox"/> Jury Verdict <input type="checkbox"/> Bench Trial	Indictment: Class (circle one) 1 st A B C D E <input type="checkbox"/> <input checked="" type="checkbox"/> Misdemeanor Indicted Offense Name AND TCA §: <u>39-14-103 ~ THEFT \$1,000 OR LESS</u> Amended Offense Name AND TCA §: <u>None</u> Offense Date: <u>Between 9-23-22 and 2-3-23</u> County of Offense: <u>Marshall</u> Deferred Offense Name AND TCA §: <u>39-14-103 ~ THEFT \$1,000 OR LESS</u> Deferred Offense: Class (circle one) A B C D E <input type="checkbox"/> Felony <input checked="" type="checkbox"/> Misdemeanor
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Upon review of the case, the court finds the facts stated above as well as the following (For Item 3, Check ONE Of The Two Boxes):

1. The defendant is eligible for deferral of the prosecution pursuant to Tennessee Code Annotated section (T.C.A.) 40-35-313;
2. The Tennessee Bureau of Investigation has certified (per attached certificate) that the defendant does not have a prior felony or Class A misdemeanor conviction;
3. The defendant was not charged with a violation of a criminal statute the elements of which constitute abuse, neglect or misappropriation of the property of a vulnerable person as defined in Title 68, Chapter 11, Part 10; **OR**
 The defendant agrees without contest or any further notice or hearing that the defendant's name shall be permanently placed on the registry governed by Title 68, Chapter 11, Part 10, whereupon a copy of this order shall be forwarded by the clerk to the department of health;
4. The defendant consents to T.C.A. 40-35-313 deferral, as evidenced by the defendant's signature below; AND
5. The defendant should be granted a deferral of charges pursuant to T.C.A. 40-35-313.

It is, therefore, **ORDERED** that the prosecution in this case is deferred pursuant to T.C.A. 40-35-313, and the defendant is placed on probation. The terms and conditions ordered by this court apply to the defendant's probation and are incorporated herein by reference thereto.

Probation Term: Total Length 11 months 29 days Beginning Date 9/20/23 Ending Date 9/19/24 Supervised Unsupervised

Supervising Entity (unless otherwise provided to the defendant by the court): Name: _____

Phone Number: _____ Address: _____

Defendant's Contact Information (unless otherwise provided to the probation officer by the court): Phone Number _____

Address: _____

Costs	Concurrent with:	Restitution	Pretrial Jail Credit Period(s):
\$ _____ Sex Offender Tax (39-13-709)		Victim Name: <u>Marshall County, Tennessee</u> <u>Mayor office</u> Address: _____	From _____ to _____
\$ _____ Sex Offender Fine (40-24-108)			From <u>0</u> to _____
\$ _____ Drug Testing Fee (39-17-420)	Consecutive to:	Total Amount \$ <u>299.05</u> Per Month \$ _____	From _____ to _____
\$ _____ Treatment Expenses (40-35-313)			From _____ to _____
\$ _____ Supervision Fees (40-35-313)			From _____ to _____
\$ _____ Other: _____			From _____ to _____

Rita Anne Weaver
Defendant

FOREST A DURARD JR.
JUDGE'S NAME

Brett Carter
Counsel for the Defendant/Brett Carter

ENTER this the 20th day of September, 2023.

Forest Durard
JUDGE'S SIGNATURE

Robert Carter
Counsel for the State of Tennessee

FILED
 MARSHALL COUNTY CLERK
 MIKE VILES
 2023 SEP 20 PM 2:11