



OFFICE OF THE DISTRICT ATTORNEY
CIVIL UNREST RESTORATIVE RESPONSE PROGRAM

Commonwealth v. _____ Docket Number: _____

A. I understand the following to be special conditions for my participation in the Civil Unrest Restorative Response program, and I agree to comply with these conditions:

1. MONTH(S) OF PARTICIPATION: 6 MONTHS

2. ATTEND MANDATORY INITIAL RESTORATIVE JUSTICE EDUCATIONAL SESSION FOR 2 HOURS

3. COMPLETE ONE OF THE FOLLOWING:

COMPLETE RESTORATIVE JUSTICE TRAINING AND CIRCLES FOR A TOTAL OF 8 HOURS

OR

COMPLETE AN ADDITIONAL 8 HOURS OF COMMUNITY REENGAGEMENT ACTIVITIES THROUGH AN APPROVED PROVIDER

4. THERE IS NO AGREEMENT AS TO RESTITUTION AT THIS TIME.

5. I waive the appropriate statute of limitations and my right to a speedy trial under any applicable Federal or State Constitutional Provisions, Statutes, or Rules of Court during the period of enrollment in the program.

B. I further understand and agree to the following:

1. I acknowledge that I have been arrested and charged with a violation of the laws of Pennsylvania. I have the right to go to trial on these charges, and I understand that I am presumed to be innocent, and that the prosecution must prove my guilt beyond a reasonable doubt.

2. I understand that I am eligible to participate in the Civil Unrest Restorative Response and that if I successfully complete the Civil Unrest Restorative Response, the charges filed against me will be dismissed and the criminal history information about these charges will be automatically expunged.
3. I understand that I can reject the offer to participate in the Civil Unrest Restorative Response and demand that my case be brought to trial. I also understand that my decision not to participate in the Civil Unrest Restorative Response and any statement I make in these Civil Unrest Restorative Response proceedings cannot be used against me at trial, except for a prosecution based on the falsity of the information or statement provided by me.
4. I understand and agree to waive the statute of limitations within which prosecution must be commenced for the charges against me.
 - a. I understand and agree that time spent in this program is NOT included in calculating my rights to a speedy trial under the U.S. and State constitutions. I also agree that the time spent in the program is NOT included in the time-period within which I must be tried under Rule 1013 or Rule 600 of the Pennsylvania Rules of Criminal Procedure.
 - b. If my case is removed from the Civil Unrest Restorative Response and sent back for a trial, then the District Attorney will have 90 days in which to bring me to trial if it is a misdemeanor case. (Pa.R.Crim.P. 1013(1)) or 365 days if it is a felony case (Pa.R.Crim.P. 600). The days shall be calculated from the date the court ordered my case removed from the Civil Unrest Restorative Practice and sent back for trial.
5. Successful completion of the Civil Unrest Restorative Response and all of the terms of this agreement offers me an opportunity to earn a dismissal of the charges pending against me and I may thereafter seek expungement. The Commonwealth will not object to the motion to expunge.
6. I understand and agree that if, during the period of the Civil Unrest Restorative Response, I am arrested and/or convicted on new charges, or if I fail to abide by the requirements of the Civil Unrest Restorative Response, including the payment of restitution to impacted businesses to be determined, I may have to attend a hearing to determine whether I have violated any of the conditions of the Civil Unrest Restorative Response.

I hereby certify that I have read this document in its entirety and I fully understand the terms outlined above. This certification is made subject to penalty under § 4904(b) of the Pennsylvania Crimes Code regarding false statements.

Signature of DEFENDANT DATE

I, _____, Esquire, state that I have advised my client of the meaning of this document; that it is my belief that the defendant fully understands what is set forth above, and that they understands the terms and conditions of the Civil Unrest Restorative Response. Furthermore, I have discussed with my client any and all of the consequences of entering into the Civil Unrest Restorative Response. I also attest to the fact that my client has signed the above document.

Signature of DEFENSE ATTORNEY DATE

I certify that I am the assigned Assistant District Attorney in this case, and that any negotiations mentioned in this form are true and correct as the are set forth above.

Signature of ASSISTANT DISTRICT ATTORNEY DATE