Virginia:
In the General District Court or Circuit Court of _____
Commonwealth of Virginia
VS.
_____ Case No: _____

NOT GUILTY BY REASON OF INSANITY – REVOCATION OF CONDITIONAL RELEASE

The Acquittee having been previously found not guilty by reason of insanity and later placed on conditional release, pursuant to Virginia Code Section 19.2-182.7, and the Court having held a hearing pursuant to Virginia Code Section **19.2-182.8** after receipt of an evaluation addressing factors pertaining to whether the Acquittee's conditional release should be revoked, hereby ORDERS AND ADJUDGES that:

1. The Court finds by a preponderance of the evidence that the Acquittee has violated the conditions of his / her release or is no longer a proper subject for conditional release based on application of the criteria for conditional release and requires inpatient hospitalization.
2. Pursuant to Virginia Code Section **19.2-182.8**, the Acquittee's conditional release is revoked and the Acquittee shall be returned to the custody of the Commissioner of the Department of Behavioral Health and Developmental Services.
3. Within 60 days of resumption of custody, if in the opinion of hospital staff treating the Acquittee, the Acquittee's condition improves to the degree that the Acquittee is an appropriate candidate for conditional release, he / she may be, with the approval of the Court, conditionally released as if revocation has not taken place.
4. If the Acquittee is not released, pursuant to Virginia Code Section 19.2-182.10, within 60 days of resumption of custody, then before the expiration of one year from the date of this order, the Commissioner shall, in accordance with Virginia Code Section 19.2-182.5, provide a report evaluating the Acquittee's condition and recommending treatment.
5. Copies of this order shall be sent to the Acquittee, the counsel for the Acquittee, the attorney for the Commonwealth of the jurisdiction where the Acquittee was acquitted, the community services board supervising the Acquittee's conditional release, and the Commissioner of Department of Behavioral Health and Developmental Services.
6. In the event the Acquittee's presence is required at any hearing in this cause, the Court shall issue an Order to Transport, directing the Sheriff of _____, or his designee, to resume custody of and transport the Acquittee back to the jurisdiction of this Court.
7. This Court retains jurisdiction in this cause, and the Acquittee shall not be discharged or released from custody of the Commissioner without further Order of this Court.

cc: Commonwealth's Attorney
Acquittee's Attorney
Community Services Board
Commissioner of DBHDS
Attn: Forensic Section
P.O. Box 1797
Richmond, Va. 23218

ENTERED: _____
DATE

_____
SIGNATURE OF JUDGE

_____
NAME OF JUDGE

SAMPLE