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| **Menominee Indian Tribe of Wisconsin** | **Menominee Tribal Court** |
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| **Deferred Prosecution Agreement** | 1. Intake Case No: |
|  | 2. Resides/Domiciled onMenominee Indian Reservation  County: |
| In the interest of: | 3. Case Type:  DelinquencyCivil Ordinance |
| 4. Name of Child/Juvenile: | 5. Date of Birth: |
| 6. Child/Juvenile’s Address: | 7. Date Child/Juvenile Referred: |
| 8. Parent(s)/Guardian/Caretaker Name and Address:    Same address as Child/Juvenile    Same address as Child/Juvenile | 9. Child/Juvenile has previously been adopted?  YesNo  10. Child/Juvenile is part of an ongoing CHIPS?  YesNo |
| An inquiry has been conducted into this matter. It has been determined that at this time neither the interest of the juvenile named above nor the public require filing of a petition for circumstances related to Chapter 278. Article III. JIPS and Article XII. Child Delinquency, Menominee Tribal Code. It is this worker’s belief, however, that the facts are sufficient that court action could be sought, and this conclusion is undisputed by the child/juvenile and parents, guardian or legal caretaker. | |
| 11. Summary of Undisputed Facts: | |
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| 12. Obligations – *Check all appropriate boxes for any combinations of obligations* | |
| A. Case held open for       months or until [Date]      . | |
| B. No new referrals to intake and/or violations of tribal, federal, state or local laws. | |
| C. Restitution:  $       , pay to:  Payment Terms:  Includes Medical Bills | |
| Make repairs or provide services agreeable to the victim: | |
| D. Community Service (under age 14, 40 hour limit) | |
| Amount:  Terms: | |
| E. Counseling  Child Parent/Guardian/Caretaker Family  Terms: | |
| F. Alcohol/Drug Abuse (A.O.D.A) Assessment | |
| Not possess alcohol or drugs | |
| Submit to alcohol and drug screens | |
| Terms, if any: | |
| G. Teen/Youth Court Program | |
| H. Curfew: | |
| I. Daily school attendance; no unexcused absences; obey school rules:  Participate in GED or Vocational Education Services: | |
| J. No Contact with: | |
| K. Peacemaking and/or cultural resources: | |
| L. Other Counseling or Prevention Programs: | |
| M. Career exploration/intervention and mentorship programs: | |
| N. Diversionary or Camp Programs: | |
| O. Youth Leadership and Development Services: | |
| P. Referral to Community Based Programs and Services: | |
| Q. Other specific obligations/conditions: | |

The child/juvenile and the child/juvenile’s parent(s), guardian(s) and legal caretaker(s) are hereby notified of the right to object at any time to the facts or terms of the deferred prosecution agreement. If there are objections, the worker may alter the terms of the agreement or recommend that a petition be filed.

This agreement may be terminated at any time upon the request of the child/juvenile, child/juvenile’s parent(s), guardian(s) and legal caretaker(s). If the deferred prosecution agreement is terminated, the worker may recommend to the Prosecutor that a petition be filed.

If at any time during the period of this agreement the Department Worker determines that the stated obligations are not being met, the intake worker may cancel this agreement and recommend that a petition be filed.

The Prosecutor may file a Juvenile In Need of Protection and Services or Delinquency Petition within 20 days of receipt of this agreement. Filing of a petition will cancel this agreement.

If the agreement is successfully completed with no petition being field, the Child/Juvenile shall have successfully completed this agreement and this referral shall not be used against the child/juvenile in any further proceedings.

**If a deferred prosecution agreement is cancelled because the child’s/juvenile’s parent(s), guardian(s), or legal caretaker(s) is/are not meeting the obligations imposed under the agreement, a hearing may be held for the parent, guardian, or legal caretaker to show good cause for not meeting the obligations. If good cause is not shown, the Court could impose sanctions or obligations.**

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| Date Agreement is Effective | | Date Agreement Terminates: | |
| Print or Type Names | Signatures | | Date Signed |
| Child/Juvenile |  | |  |
| Parent 1/Guardian/Legal Caretaker |  | |  |
| Parent 2/Guardian/Legal Caretaker |  | |  |
| Department Worker |  | |  |