**CAUSE NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**THE STATE OF TEXAS**  **§** **IN THE \_\_\_\_\_\_\_\_\_ COURT OF**

**§**

**V.** **§**

**§**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_** **§** **\_\_\_\_\_\_\_\_\_ COUNTY, TEXAS**

**ORDER FOR 60 DAY EXTENSION**

On this the \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_ 202\_\_, came to be considered whether the Defendant, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, is incompetent to stand trial and whether further hospitalization of the Defendant is warranted per the provision of Article 46B of the Texas Code of Criminal Procedure.

The Court has previously found that the Defendant is incompetent to stand trial. The Defendant was admitted to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ for treatment and evaluation. The Court has been notified by the head of the facility that the Defendant is not yet competent and will benefit from further treatment and stabilization.

I.

In accordance with the Texas Code of Criminal Procedure, Article 46B.080, upon the request and explanation provided by the head of the facility, the Court finds by clear and convincing evidence that:

1. Defendant has not attained competency to stand trial on the pending criminal charges;

2. An extension of the restoration period will likely enable the facility to restore Defendant to competency.

II.

It is further found by clear and convincing evidence that the felony charge of \_\_\_\_\_\_\_\_\_\_\_\_\_\_ remains pending against the Defendant.

III.

Pursuant to these findings shown by clear and convincing evidence, it is hereby ORDERED, ADJUDGED AND DECREED that the Defendant remains in the custody of the DIRECTOR OF THE TEXAS HEALTH AND HUMAN SERVICES COMMISSION, STATE HOSPITAL SECTION, for a period not to exceed sixty (60) days from the date the current commitment expires in order that they may receive proper mental health services.

IV.

It is further ORDERED, ADJUDGED AND DECREED that the DIRECTOR OF THE DEPARTMENT OF STATE HEALTH SERVICES, STATE HOSPITAL SECTION, or their designee, place the Defendant in an appropriate facility of the State Hospital Section in order that they may receive proper mental health services determined by the DIRECTOR OF THE TEXAS HEALTH AND HUMAN SERVICES COMMISSION, STATE HOSPITAL SECTION, or their designee.

It is further ORDERED that THE CLERK OF THIS COURT send a copy of this order to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and to counsel for Defendant, \_\_\_\_\_\_\_\_\_\_\_\_\_, at their current address, and counsel for the State of Texas.

Signed this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_ 202\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

CRIMINAL COURT MAGISTRATE