

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA
SECOND JUDICIAL DISTRICT AT BARROW

STATE OF ALASKA,)
)
Plaintiff,)
)
vs.)
)
_____,)
)
Defendant.)
DOB: _____ DOV: _____)

BAIL ORDER

Date Judge's Initials
This order is valid until _____

Case No. 2BA-_____ - _____ CR

ATTORNEY:

- I have or will get a private attorney. My initials: [_____]
- I want an attorney and the court agrees I cannot afford one:
 - My attorney is the Public Defender. P.O. Box 429, Barrow, AK 99723. Phone: 852.2520 or 1.800.478.2521. My initials: [_____]
 - My attorney is the Office of Public Advocacy
100 Cushman Street, Suite 100, Fairbanks, AK 99701.
Phone: 907.451.5933. My initials: [_____]
 - My attorney is _____
Address: _____
Phone: _____ My initials: [_____]
- I do not want to have an attorney. I know I can ask for an attorney later. My initials: [_____]

COURT DATES:

- My next court date is _____ at _____ for
 - pretrial conference omnibus hearing
 - _____ My initials: [_____]
- Another court date is _____ at _____ for
 - calendar call _____ My initials: [_____]
- Another court date is _____ at _____ for
 - jury trial _____ My initials: [_____]
- I can call 800.768.2983 for all my hearings except my jury trial. My attorney will give me the code. I have to be in Barrow for my jury trial. My initials: [_____]

BAIL PROMISES: FOLLOW THESE RULES AND BE SUCCESSFUL ON BAIL!

I promise the Court that I will follow the rules that have been checked:

Stay sober. I will stay away from alcohol. [0.00 BrAC] My initials: [_____] [NO alcohol]

Be drug-free. I will be “clean” of illegal drugs and stay away from them. [NO illegal drugs] My initials: [_____]

Stay away from alcohol and illegal drugs. I will only be in places that have no alcohol and no illegal drugs. My initials: [_____]

Take “PBT.” I will take a portable breath test (“PBT”) when an officer asks me to. I know the officer has to have a reasonable suspicion that I have used alcohol. My initials: [_____]

Let others drive. While in town, I will ONLY be a passenger in a car, truck, snow machine or four-wheeler. [NO driving in town] My initials: [_____]

No contact. I will stay away from and have NO CONTACT with:

[Including NO calls, texting, sending letters or email, Facebook posts or other messages].

Stay 100 feet away. I will always be at least 100 feet away from this place: My initials: [_____]

I can go to this place ONCE with an officer to get my personal things. My initials: [_____]

Be with third party. I will be with _____, my “third party custodian” all the time _____. My initials: [_____]

Allow search. I will let the police search my living space, my clothes, or my car or truck for alcohol illegal drugs weapons. They don’t need a warrant. My initials: [_____]

Be home. I will be inside or right beside a house from _____ p.m. to _____ a.m. OR at times set for me by my probation officer. My initials: [_____]

Stay in touch with attorney. I will stay in touch with my attorney, if I have one. My initials: [_____]

Tell about new address. If I change where I live or my mail address, I will tell my attorney or the court within a day. My initials: [_____]

Get OK before leaving. I will get a written OK from the Court before I leave Alaska and Barrow _____. My initials: [_____]

I will stay out of trouble and follow all the laws. My initials: [_____]

My initials: [_____]

My initials: [_____]

**** YOU MAY BE ARRESTED WITHOUT A WARRANT IF YOU VIOLATE ANY OF THE BAIL PROMISES****

RELEASE OR BAIL BOND:

- “Own recognizance.”** I do not have to give any money to be released, But if I do not show up for court or follow the rules, I could be arrested and put in jail. My initials: [_____]
- Unsecured appearance bond.** I don’t have to give any money right now. But the state could get the money from me later if I don’t follow the rules. The bond is an “appearance bond” for \$ _____. This bond is to make sure I come to court for all my hearings. My initials: [_____]
- Other bonds.** Unless the Court says I can wait until later, I have to have my bail arranged or paid before I can get out of jail. Any money given for me can be lost to the State if I do not follow the promises I have made. My initials: [_____]
- The bond is a **cash “performance bond”** for \$ _____. Cash in that amount has to be given to the jail or court before I can get out of jail. This bond is to make sure I follow all the promises except the one about coming to court. My initials: [_____]
- The bond is an **“appearance bond”** for \$ _____. Either cash in the full amount or 10% of the amount, or a bond from a bonding company for the full amount has to be given before I can get out of jail. This bond is to make sure I come to court for all my hearings. My initials: [_____]
- Not bailable.** I have to stay in jail right now. I can ask for a bail review later on. My initials: [_____]

AGREEMENT BY DEFENDANT

I PROMISE to follow the rules that have been checked. I know I can get in trouble if I don’t. I could be put in jail. The police could charge me with new crimes like **“Violation of Conditions of Release,” “Failure to Appear,” and “Unlawful Contact.”** If I have posted bail or anyone has posted it for me, I understand the state government can take the money if I don’t follow the rules. I give permission for the Clerk of Court to accept for me any paperwork needed for the state government to get the bail money if I cannot be found.

My signature Today’s date: _____

My address for mail
Phone numbers: Cell _____ Home _____ Work _____

PROMISE BY THIRD PARTY CUSTODIAN

I accept the duty of making sure the defendant follows the promises made in this court form. I will make sure the defendant comes to court or jail as ordered by the Judge/Magistrate. I understand that I can be charged with a misdemeanor crime that has up to one year in jail and up to a \$10,000 fine or up to 90 days in jail and up to a \$2,000 fine, if I do not call the police right away if the defendant does not follow the bail promises in this case.

Custodian's Signature	Date of Birth	Home Phone
Residence Address	City	State
		Work Phone

COURT ORDER

Based on the above information, the Court makes the following order:

1. **The defendant must obey all promises checked in this court form.**
2. **Arrest without a warrant is allowed for violation of any of the bail conditions.**
3. **If an attorney is "checked" above, that attorney is appointed to represent the defendant.**
4. **The defendant shall be released, after any required bail has been posted or other court order such as a court-approved third party custodian has been satisfied.**
5. **The defendant may be transported to any appropriate jail if the defendant has not posted any required bail within 48 hours.**

Date	<input type="checkbox"/> Superior Court Judge <input type="checkbox"/> Magistrate Judge <input type="checkbox"/> Deputy Magistrate
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I certify that copies distributed to: Defendant Barrow jail Village of _____ Police (fax)
 DA PD Defense Attorney _____ Adult Probation _____
 _____ on _____, _____, Clerk.

**SAMPLE FELONY OR MISDEMEANOR SENTENCING
RECOMMENDATIONS**

BARROW SUPERIOR COURT

IT IS FURTHER RECOMMENDED that Department of Corrections staff working with this defendant use concrete language and repetition of concepts to make sure the defendant understands.

IF defendant has a diagnosis:

This defendant has been diagnosed with a FASD (Fetal Alcohol Spectrum Disorder) condition. Therefore, IT IS FURTHER RECOMMENDED that Department of Corrections staff working with this defendant use concrete language and repetition of concepts to make sure the defendant understands.