

IN THE SUPERIOR COURT OF THE EASTERN JUDICIAL CIRCUIT  
STATE OF GEORGIA

State of Georgia

Case No.

v.

Defendant.

**ORDER FOR MENTAL EVALUATION  
RE: DEGREE OF CRIMINAL RESPONSIBILITY OR SANITY  
AT THE TIME OF THE ACT**

**WHEREAS**, the mental competency to stand trial of the above defendant has been called into question, and this court has found that it is appropriate for an evaluation to be conducted at public expense;

IT IS HEREBY ORDERED that the Department of Behavioral Health and Developmental Disabilities conduct an evaluation of said defendant, provide treatment of the defendant, if appropriate, and provide to this court a report of diagnosis, prognosis, and its findings, with respect to:

**Degree of Criminal Responsibility or Sanity at the Time of the Act.** Whether the defendant had the mental capacity to distinguish right from wrong in relation to the alleged act; whether or not the presence of a delusional compulsion overmastered the defendant's will to resist committing the alleged act.

IT IS FURTHER ORDERED that any Medical/Mental health Provider, Community Service Board, Jail or Prison Health/Mental Health Service, when requested, provide copies of the above named defendant's clinical, psychiatric, psychological, and/or medical records, to include substance abuse treatment records, to the DBHDD within three (3) days of receipt of a copy of this order in an effort to facilitate accurate and timely evaluation of the above named defendant. *This order is to serve in lieu of other permission/release of information forms required by any agency.*

IT IS FURTHER ORDERED that the Department arrange with the county sheriff, or his/her lawful deputies, for the prompt evaluation of said defendant, either at the county jail or at a designated hospital with transportation of the defendant to be

provided by the sheriff, where necessary, with transportation costs to be borne by the county. Upon completion of the evaluation, the evaluation facility shall notify the sheriff, who shall promptly reassume custody of the defendant. The evaluation report is to be sent to this court.

The Clerk shall forward a copy of this order to the Department accompanied by a copy of the indictment, accusation, or specification of charges, and, where available, a copy of the police arrest report, and a brief summary of any known or alleged previous mental health treatment or hospitalization involving this particular person. Counsel for the defendant shall forward any other background information available to the evaluator to assist in performing adequately the requested services.

**SO ORDERED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_.**

Penny Haas Freeseemann, Chief Judge,  
Superior Court, E.J.C. of Georgia

cc: All parties