



**United States Pretrial Services Agency  
District of New Jersey**

**Pretrial Opportunity Program Consent Form**

Name: \_\_\_\_\_ Case Number: \_\_\_\_\_

You have been selected to participate in the Pretrial Opportunity Program. We believe in your ability to succeed in this program and look forward to working with you in overcoming your drug or alcohol addiction. By signing this form, you agree to participate in this intensive supervision program.

**Read this form carefully before you sign it and speak with your attorney if you have any questions.** If you complete this program, you *may*, in the sentencing judge's discretion, be afforded a reduction in sentence. However, the final determination of your sentence, including whether or not any such reduction is appropriate, will not be made until your sentencing proceeding is held. Since post-arrest rehabilitation is only one of many factors to be considered at your sentencing, the successful completion of the program does not *entitle* you to a reduction in sentence.

***What you can expect from the U.S. Pretrial Services Agency:***

1. You will be thoroughly assessed and a comprehensive treatment plan will be generated to aid you in your rehabilitation process and sobriety. The plan will be discussed during the first meeting and signed by you, your pretrial services officer and a judge. The plan may require your participation in a detoxification program, a regular or intensive outpatient drug treatment program, or short- or long-term residential drug treatment program.
2. Your pretrial services officer will work with you to identify problems you are facing and to secure necessary referrals and resources.
3. You will receive intense personal supervision from your pretrial services officer.

***What you can expect from the sentencing judge:***

1. The sentencing judge will participate at regularly scheduled meetings and will discuss your progress. At these regularly scheduled meetings, the sentencing judge along with all participants will address any concerns regarding your participation in the program.

2. The judges will monitor your individual progress and will take note, positively or negatively, when assessing your participation in the program.
3. The judges will hold you accountable. If a violation of the conditions of the program (or of your pretrial release generally) is admitted, or proven at a hearing with your attorney present, you may be reprimanded and/or subjected to one or more of the following additional sanctions, among others: more frequent court appearances; increased treatment services; restrictions on where you can go and with whom you can associate; a curfew; a community service obligation; a temporary term of detention or even the revocation of your release.
4. Your sentencing judge will have the authority to consider all information obtained during the course of your participation in the Pretrial Opportunity Program in determining the appropriate sentence.

***What we will expect from you:***

1. You must refrain from illicit drug or alcohol use.
2. You must appear on time for your regularly scheduled meetings with the judges. Though you will be expected to be open and honest about your behavior, agreeing to participate in the program does not affect your right to remain silent. You retain the right to remain silent if an answer to the judges' or the officer's questions may tend to incriminate you.
3. You must report to Pretrial Services as directed.
4. You must comply with drug testing and treatment requirements as directed.
5. You must provide verification of address and employment and/or income on a regular basis, and if deemed appropriate, participate in educational and/or vocational training via the Workforce Development Program.
6. You must comply with all conditions of your release.
7. You must believe in your ability to succeed. We believe in you and if you believe in yourself, you will succeed.

The judges and Pretrial Services will provide you with the necessary tools to ensure your success in the program. However, your success is solely dependent on your willingness to work hard and make the necessary changes to succeed. If you should subsequently violate the terms of the program, you may be terminated from further participation. By signing this agreement, you waive any right you might otherwise have to appellate review of a decision that you have failed to complete the program or a decision terminating you from the program. In addition, you have the right to withdraw from the program at any time for any reason, provided you notify the supervising officer of your desire to do so.

I have read this form and understand it. I have consulted with counsel before signing. By signing, I agree to participate and abide by the rules of the Pretrial Opportunity Program as well as my conditions of release. I further understand that participation in the program will delay the resolution of my case, and that any such delay is hereby requested by me so that I may avail myself of the potential benefits of the program.

Defendant: \_\_\_\_\_

I agree that it is appropriate for my client to participate in the Pretrial Opportunity Program and I have advised my client accordingly. I agree to attend the monthly meetings with the judges unless I have been excused by the court. I understand that participation in the program will delay the resolution of the case; any such delay is hereby requested, and my client and I agree it is warranted in the interest of justice.

Attorney for the Defendant: \_\_\_\_\_

Participation in the Pretrial Opportunity Program in the District of New Jersey is hereby approved. The defendant shall appear for all scheduled meetings between the judges, the pretrial services officer, and the defendant in the United States District Courthouse located at 50 Walnut Street, Newark, New Jersey. The judges' staff will be responsible for scheduling and notifying all parties of any meetings scheduled.

Pretrial Services Officer: \_\_\_\_\_

**SO ORDERED.**

Dated: \_\_\_\_\_  
United States District Judge