

REGIONAL MUNICIPALITIES VETERANS TREATMENT COURT
MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is entered into between the United States Attorney's Office, District of Arizona, Tucson Office ("Sending Jurisdiction") and the City Court of the City of Tucson ("Receiving Jurisdiction") [collectively, the "Parties"].

Declarations

Whereas the Parties to this agreement desire to engage in a Treatment Court that will serve eligible veterans living in the District of Arizona who have been charged with an eligible offense committed at the Southern Arizona Veterans Affairs Health Care System, Tucson Medical Center campus, located at 3601 S. Sixth Avenue, Tucson, Arizona 85723 (hereinafter the "Defendant Veterans"); and

Whereas the Parties desire to have one court accessible to all Defendant Veterans who have served in the military and are eligible for services with the Veteran's Administration; and

Whereas it is in the interests of both the Defendant Veterans and the District of Arizona that such cases are adjudicated in a uniform and consistent manner; and

Whereas the Parties agree that the Regional Municipalities Veterans Treatment Court ("RMVTC") shall serve this purpose and desire that the Receiving Jurisdiction may have jurisdiction over cases involving Defendant Veterans in the Sending Jurisdiction.

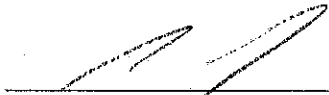
Memorandum of Understanding

Based on the foregoing declarations, which are incorporated herein as the intention of the Parties in entering into this MOU, the Parties agree as follows:

1. There shall be one RMVTC which shall be located at the Tucson City Court, 103 E. Alameda Street, Tucson, Arizona 85701.
2. If the Sending Jurisdiction determines that a case is eligible for referral to the RMVTC, and the Defendant Veteran signs an agreement waiving any objection to the jurisdiction of, and agreeing to participate in, the RMVTC, the Sending Jurisdiction shall refer the case to the RMVTC within the Receiving Jurisdiction. The referral shall be in paper form, and emailed to the RMVTC by the Sending Jurisdiction.
3. Once accepted by the Receiving Jurisdiction, the referred files shall be entered into the Tucson City Court AZTEC case management system.
4. The Sending Jurisdiction agrees to designate Tucson City Court Magistrate Thaddeus Semon as Judge Pro Tem of the Sending Jurisdiction for the purposes of adjudicating cases referred to the RMVTC.

5. The Sending Jurisdiction agrees to the disposition of referred cases in the following manner:
- a. Upon referral to the RMVTC, the Defendant Veteran and a Veterans Services representative shall develop a treatment plan through Veteran's Services. The prosecution and defense shall develop an agreement that incorporates the treatment plan.
 - b. Upon the Defendant Veteran's successful completion of the RMVTC, the United States Attorney's Office will dismiss the charges upon which the referral to the RMVTC was based. If no charges are pending, the United States Attorney's Office agrees it will not refile or further pursue the charges upon which referral to the RMVTC was based.
 - c. In the event the Defendant Veteran fails to complete the RMVTC or is removed from the program for any reason, the United States Attorney's Office may pursue the charges upon which the referral was based, including pursuing pending charges or refiling charges.
6. Nothing in this MOU shall be construed as limiting or affecting the authority or legal responsibility of either party, or as binding either party to perform beyond the authority of each, or to require them to assume or expend any monies.

Agreed to and accepted this 9th day of November, 2022.



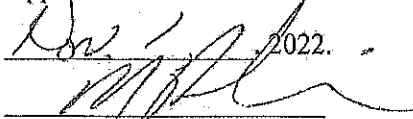
City of Tucson



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United States Attorney's Office, District of Arizona

Approved as to form:


_____ 2022.

City of Tucson Attorney