STATE OF INDIANA

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COURT

In The Matter Of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

A Child Alleged to be a Delinquent Child

**PROSECUTOR'S MOTION FOR WAIVER OF JUVENILE JURISDICTION**

[I.C. 31-30-3-5]

The State of Indiana, by the undersigned Deputy/Prosecuting Attorney, hereby alleges and represents to the Court as follows:

(1) That said juvenile, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, was born \_\_\_\_\_\_\_\_\_\_ and was sixteen (16) years of age or older, and under eighteen (18) years of age, at the time of commission of the alleged offense;

(2) That said juvenile is subject to the jurisdiction of the Juvenile Court herein by virtue of a Petition Alleging Delinquency filed on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;

(3) That the offense charged, if committed by an adult, would be:

( ) a Level 1 felony, Level 2 felony, Level 3 felony, or Level 4 felony, except a felony defined by I.C. 35-38-4;

( ) involuntary manslaughter as a Level 5 felony under I.C. 35-42-1-4; or

( ) reckless homicide as a Level 5 felony under I.C. 35-42-1-5; and

(4) That there is probable cause to believe that the juvenile has committed the act.

WHEREFORE, your petitioner requests that a hearing be set by the Court to determine whether juvenile jurisdiction should be waived herein, and that after said hearing that the Court waive juvenile jurisdiction over the offense charged herein to the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Court of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, a Court that would have jurisdiction over the offense if that act were committed by an adult, and said waiver be for the offense charged and any lesser included offense.

Dated:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

Deputy/Prosecuting Attorney for the \_\_\_\_\_\_\_\_\_\_\_ Judicial Circuit of Indiana

NOTE: Pleadings must comply with the requirements of Indiana Trial Rule 5.