

**MOTION FOR COURT-ORDERED MENTAL
EXAMINATION OF DEFENDANT**

Case Number

IN THE CIRCUIT COURT OF _____, ALABAMA
(Name of County)

STATE OF ALABAMA v. _____ Defendant

Comes now the attorney for the defendant the district attorney in the above-styled case and moves the court to order a mental examination of the defendant to be conducted at such time or times as the court may direct, by a psychologist or psychiatrist, to determine:

- (1) The defendant's sufficient present ability to assist in his or her defense, by consulting with counsel, with a reasonable degree of rational understanding of the facts and the legal proceedings pending before the court;
- (2) The mental condition of the defendant at the time of the offense(s) [assuming that the defense of "not guilty by reason of mental disease or defect" has been timely raised by the defendant], and that the prosecution of this case be stayed pending the outcome of such examination(s).
- Counsel for the defendant further requests a hearing before a jury to determine the defendant's competency to stand trial.

As attorney for the defendant (or the State), I believe that it is essential for a mental examination to be conducted in advance of trial because [here set forth reasons/facts in support of motion]:

Date

Defendant's Attorney (or the District Attorney)

Attorney Code _____

**Rule 11.6(d)(1), Ala.R.Crim.P.
11.7(a)(3), Ala.R.Crim.P.**