

**VIRGINIA:**

**IN THE CIRCUIT COURT OF SMYTH COUNTY**

**CONDITIONS OF PROBATION**

It appearing to the Court appropriate to enter a new order to comply with various changes in the law since the entry of the last such order, it is, therefore

**ORDERED**

that any prior orders pertaining to the Conditions of Probation for the County of Smyth, Virginia are hereby rescinded and henceforth all persons placed on probation, or currently on probation from this court shall observe and comply with the following conditions of probation:

**GENERAL CONDITIONS**

1. I will obey all Federal, State and local laws and ordinances.
2. I will report any arrest, including traffic tickets, within three days to the Probation and Parole Officer.
3. I will maintain regular employment and I will notify the Probation and Parole Officer promptly of any changes in my employment.
4. I will report in person or by telephone to the Probation and Parole Office within three days of my release from incarceration and as otherwise instructed thereafter.
5. I will permit the Probation and Parole Officer to visit my home and place of employment.
6. I will follow the Probation and Parole Officer's instructions and will be truthful, cooperative and report as instructed.
7. I will not use alcoholic beverages to the extent that it disrupts or interferes with my employment or orderly conduct.
8. I will not unlawfully use, possess or distribute controlled substances or related paraphernalia.
9. I will not use, own, possess, transport or carry a firearm. I will not possess any ammunition for a firearm.
10. I will not change my residence without the permission of the Probation and Parole Officer. I will not leave the Commonwealth of Virginia or travel outside of the designated area as contained herein without the permission of the Probation and Parole Officer. For purposes of these conditions, the approved designated travel area is the Counties of Smyth, Washington and Russell and the City of Bristol, Virginia.
11. I will not abscond from supervision. I understand I will be considered an absconder when my whereabouts are no longer known to my supervising officer. I freely, voluntarily and intelligently waive any right I may have to extradition if arrested outside of Virginia.
12. I acknowledge during my probationary period that I am waiving my Fourth Amendment Rights of the United States Constitution and rights under Article 1, Section 10, of the Constitution of Virginia. A specific condition of probation will be to allow law enforcement

officers or probation officers to search my person, residence, automobile or any property in which I have a legitimate and reasonable expectation of privacy, without first establishing probable cause.

13. The Probation and Parole Officer shall have the authority to restrict, limit or prohibit any association with convicted felons to the extent that it does not advance my rehabilitation.
14. The Probation and Parole Officer shall have the authority to monitor and advise the Court of payment or repayment by the probationer of fines, costs and restitution.


#### SPECIAL CONDITIONS

1. The Defendant may not leave the Commonwealth of Virginia for more than a 48 hour period without permission of probation, thereby having left the jurisdiction of this Court. Defendant hereby freely, voluntarily and intelligently waives any right to contest extradition, if arrested outside the Commonwealth of Virginia for violation of this Special Condition.
2. A defendant who is a sex offender, or a validated gang offender as documented by the Virginia Department of Corrections, is ordered to abide by all special instructions of probation.
3. The defendant shall submit to a mental health assessment and follow any directives for treatment resulting therefrom.
4. The defendant shall submit to a substance abuse assessment and follow any directive for treatment resulting therefrom.
5. The Probation and Parole officer may monitor substance abuse and mental health assessments and treatment as set forth in Special Conditions 3 and 4 above.

It is further ORDERED that all conditions of probation shall be embodied in a written statement of "Conditions of Probation" and shall be signed by the defendant and the defendant's probation officer. The probation officer shall deliver a copy of said "Conditions of Probation" to the defendant and shall file one copy with the clerk of this court.

The clerk of court shall mail a certified copy of this order to the Chief Probation Officer of this district and to the Commonwealth's Attorney.

ENTER THIS THE 4<sup>th</sup> DAY OF NOVEMBER, 2021



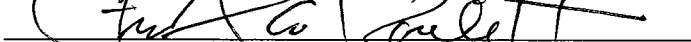
Deanis L. Simmons, Judge



Sage B. Johnson, Judge



C. Randall Lowe, Judge



Fredrick A. Rowlett, Judge