

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, Address.) (Name) (Address) (City) (State) (Zip code) Telephone No.: Bar No. Facsimile No.: E-Mail address (optional): ATTORNEY FOR (Name):	FOR COURT USE ONLY	
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE</b> JUSTICE CENTER: <input type="checkbox"/> Central - 700 Civic Center Dr. West, Santa Ana, CA 92701 <input type="checkbox"/> Harbor - 4601 Jamboree Rd., Newport Beach, CA 92660 <input type="checkbox"/> North - 1275 N. Berkeley Ave., P. O. Box 5000, Fullerton, CA 92838-0500 <input type="checkbox"/> West - 8141 13th Street, Westminster, CA 92683		
PEOPLE OF THE STATE OF CALIFORNIA vs. DEFENDANT:		
<b>PETITION AND ORDER TO SEAL AND DESTROY ARREST RECORDS</b> Penal Code § 851.8		CASE NUMBER

**Read the Information and Instructions before completing this petition. The petition must be completed in its entirety and served upon the Prosecuting Attorney before filing with the court.**

1. Information relating to the arrest:

<i>Last</i>	<i>First</i>	<i>Middle</i>
Name:		
Date of Birth:	Driver's License No:	
Date of Arrest:	Arresting Agency:	
Booking Number:	Charges:	
Disposition:		

2. The offense was a ☐ misdemeanor ☐ felony.
3. A finding of factual innocence ☐ has ☐ has not\* been made on the above case or record of arrest.

\*If a finding has not been made, this petition serves as a request for a ruling that the petitioner is factually innocent of the charges for which the arrest was made. If a hearing is scheduled it will be the petitioner's responsibility to prove that no reasonable cause exists to believe that he or she committed the offense.

4. ☐ No complaint was filed. The law enforcement agency denied my petition on: \_\_\_\_\_; a copy of the denied petition is attached.
- ☐ A complaint was filed on: \_\_\_\_\_. The case was dismissed on: \_\_\_\_\_.
5. ☐ The petitioner requests relief from the two year time restriction\*\* because:

\_\_\_\_\_

\_\_\_\_\_  
 \*\*from the date of the arrest or filing of the accusatory pleading, whichever is later (Penal Code section 851.8(l))

## PETITION AND ORDER TO SEAL AND DESTROY ARREST RECORDS



Case Name:	Case Number:
------------	--------------

**PROOF OF SERVICE**  
☐ **Personal Service**   ☐ **Service by Mail**

1. Person serving: I am over the age of 18 and not a party to this action.  
Name:  
Address:  
  
Telephone:
  
2. I served a copy of the Petition and Order to Seal and Destroy Arrest Records as follows (*check one*):
  - a. ☐ **Personal Service:** I personally delivered the Petition and Order to Seal and Destroy Arrest Records to the person at the address listed below:  
(1) Law Enforcement Agency:  
(2) Address where served:  
  
(3) Date served:  
(4) Time served:
  
  - b. ☐ **Service by Mail:** I deposited the Petition and Order to Seal and Destroy Arrest Records in the United States mail, in a sealed envelope with first class postage fully prepaid. The envelope was addressed as follows:  
(1) Law Enforcement Agency:  
(2) Address:  
  
(3) Date of Mailing:  
(4) Place of Mailing (city and state):
  
3. I served a copy of the Petition and Order to Seal and Destroy Arrest Records as follows (*check one*):
  - a. ☐ **Personal Service:** I personally delivered the Petition and Order to Seal and Destroy Arrest Records to the person at the address listed below:  
(1) Name of person served:  
☐ **Office of the District Attorney**  
☐ **Office of the City Attorney**  
(2) Address where served:  
  
(3) Date served:  
(4) Time served:
  
  - b. ☐ **Service by Mail:** I deposited the Petition and Order to Seal and Destroy Arrest Records in the United States mail, in a sealed envelope with first class postage fully prepaid. The envelope was addressed as follows:  
(1) Name of person served:  
☐ **Office of the District Attorney**  
☐ **Office of the City Attorney**  
(2) Address:  
  
(3) Date of Mailing:  
(4) Place of Mailing (city and state):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

\_\_\_\_\_  
TYPE OR PRINT NAME

\_\_\_\_\_  
(SIGNATURE OF DECLARANT)

**PETITION AND ORDER TO SEAL AND DESTROY ARREST RECORDS**