

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

FOR COURT USE ONLY

Your Name  
Your Address

TELEPHONE NO.: Your Phone Number FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): In Pro Per ← This means you are representing yourself in this petition.

PEOPLE OF THE STATE OF CALIFORNIA  
v.

DEFENDANT:  
Your Name

PETITION FOR DISMISSAL  
(Pen. Code, §§ 17, 1203.4, 1203.4a)

CASE NUMBER:  
The Case Number of your conviction

DEFENDANT'S INFORMATION

CHI: Not required. Found in the top left corner of a DOJ Criminal Record printout.

DRIVER'S LIC #: Your Driver's License number

SSN # (LAST FOUR DIGITS ONLY): The last 4 digits of your Social Security Number

DATE OF BIRTH: Your date of birth

1. On (date) Date of conviction the defendant in the above-entitled criminal action was convicted of a violation of section(s) (specify): Code section violated, e.g., 594 of the (specify) Code violated, e.g. Penal Code.

2. The offense was a  misdemeanor  felony. ← Check if you were convicted of a Misdemeanor or a Felony.

The offense listed above is a felony that may be reduced to a misdemeanor under Penal Code section 17. Check here if your felony conviction may be reduced to a misdemeanor under PC 17.

Checks here if probation was part of your sentence.

Offense with probation granted (Pen. Code, § 1203.4):

Probation was granted on the terms and conditions set forth in the docket of the above-entitled court; the defendant is not serving a sentence for any offense, nor on probation for any offense, nor under charge of commission of any crime, and the defendant has

- a.  fulfilled the conditions of probation for the entire period thereof, ← Check the box that best describes your probation.
- b.  been discharged from probation prior to the termination of the period thereof.

4.  Offense with sentence other than probation (Pen. Code, § 1203.4a):

← Check here if probation was not part of your sentence.

Probation was not granted; more than one year has elapsed since the date of pronouncement of judgment. The defendant has complied with the sentence of the court and is not serving a sentence for any offense nor under charge of commission of any crime, and since pronouncement of judgment has lived an honest and upright life and conformed to and obeyed the laws of the land.

← Check here if all the statements in the above paragraph are true.

Petitioner requests that defendant be permitted to withdraw the plea of guilty, or that the verdict or finding of guilt be set aside and a plea of not guilty be entered and the court dismiss this action under section  1203.4 or  1203.4a of the Penal Code.

← Check here if probation was part of your sentence.

← Check here if probation was not part of your sentence.

← Check here if your felony conviction may be reduced to a misdemeanor under PC 17.

Petitioner requests that the felony charge be reduced to a misdemeanor under Penal Code section 17.

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

Executed on: Date signed at City where signed California.

Your signature

(SIGNATURE OF PETITIONER OR ATTORNEY)

Your Address

(ADDRESS, DEFENDANT)

(CITY)

(STATE)

(ZIP CODE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

Your Name  
Your Address

TELEPHONE NO.: Your Phone Number FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): In Pro Per

PEOPLE OF THE STATE OF CALIFORNIA  
v.  
DEFENDANT: Your Name

This means you are representing yourself in this petition.

FOR COURT USE ONLY

**ORDER FOR DISMISSAL**  
(Pen. Code, §§ 17, 1203.4, 1203.4a)

CASE NUMBER:  
(The Case Number of your conviction)

**DEFENDANT'S INFORMATION**

CII: Not required. Found in the top left corner of a DOJ Criminal Record printout.

DRIVER'S LIC #: Your Driver's License number

SSN # (LAST FOUR DIGITS ONLY): The last 4 digits of your Social Security Number


DATE OF BIRTH: Your date of birth

# DO NOT WRITE BELOW THIS LINE!

This is where the judge will sign your petition.

- The court denies the petition.
- The court grants the petition. The court finds from the records on file in this case, and from the foregoing petition, that the defendant is eligible for the relief requested.
- The court reduces the felony offense to a misdemeanor.
- It is ordered that the plea, verdict, or finding of guilt in the above-entitled action be set aside and vacated and a plea of not guilty be entered and that the complaint be, and is hereby, dismissed. If this order is granted under the provisions of Penal Code section 1203.4, the defendant is required to disclose the above conviction in response to any direct question contained in any questionnaire or application for public office or for licensure by any state or local agency, or for contracting with the California State Lottery. Further, if this order is granted under the provisions of Penal Code section 1203.4, the defendant may also be eligible to obtain a certificate of rehabilitation and pardon under the procedure set forth in Penal Code section 4852.01 et seq.
- If the order is granted under the provisions of either Penal Code section 1203.4 or 1203.4a, the defendant is released from all penalties and disabilities resulting from the offense except as provided in Penal Code sections 12021 and 12021.1 and Vehicle Code section 13555. The dismissal does not permit a person to own, possess, or have in his or her control a firearm if prevented by Penal Code sections 12021 or 12021.1. In addition, as required by Penal Code section 299(f), relief under Penal Code sections 17, 1203.4, or 1203.4a does not release defendant from the separate administrative duty to provide specimens, samples, or print impressions under the DNA and Forensic Identification Database and Data Bank Act (Pen. Code, § 295 et seq.) if defendant was found guilty by a trier of fact, not guilty by reason of insanity, or pled no contest to a qualifying offense as defined in Penal Code section 296(a).

Date:

 \_\_\_\_\_  
 (JUDICIAL OFFICER)

FOR COURT USE ONLY

# California Department of Justice Criminal History Transcript

DATE	AGENCY/FILE NUMBER	DOB:	COUNT	ACTION
19980922	CASOSACRAMENTO	19751013 01	01	-ATTEMPTED 187 PC MURDER ARRESTED BY CAPDSACRAMENTO
19990612	CASACRAMENTO	01	01	-245 (C) PC-ADW -DISMISSED
98F06693		02	02	69 PC OBSTRUCTION/RESISTING EXECUTIVE OFFICER -CONVICTED - PROBATION FELONY

Date of Arrest → 19980922  
 Date format is YYYYMMDD  
 Date of Conviction → 98F06693 → Your Case Number  
 Code section you were convicted of violating → SEN. 003 YEARS PROBATION, WORK PROGRAM  
 Your sentence