ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number,	and address) FOR COURT USE ONLY	
TELEPHONE NO.: FAX NO.: (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):		
PEOPLE OF THE STATE OF CALIFORNIA,		
Vs.		
DEFENDANT:	CASE NO.:	
Defendant's Info	rmation N # (LAST FOUR DIGITS ONLY):	
	ATE OF BIRTH: / /	
PETITION 1	FOR:	
Dismissal of Accusations Pursuant to Penal Code		
§1203.4 or §1210.1(e)(1)		
Change of Plea and Dismissal Pursuant to Penal Code §1203.4a		
Modification/termination or Probation (Penal Code §1203.3)		
Reduction to Misdemeanor		

PETITION:

1. On (<i>date</i>):	/	/	the defendant in t	the above-entitled	criminal action	n was convicted	of a
violation of Section	on(s) ((specify)):	of the (specify):		Code.

2. The offense was a misdemeanor felony.

Felony offense (Pen. Code, § 17):

The offense listed above is a felony that may be reduced to a misdemeanor pursuant to Penal Code Section 17.

The offense listed above is a felony, but does not qualify for reduction to a misdemeanor pursuant to Penal Code Section 17.

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

Probation was granted on the terms and conditions set forth in the order 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

Fulfilled the conditions of probation.

Been discharged from probation prior to the termination of the period thereof.

Form continues on page 2

////

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

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.

Since said pronouncement of judgment has lived an honest and upright life, and conformed to and obeyed the laws of the land.

Reduction of offense to misdemeanor

REQUEST:

Petitioner requests they be permitted to withdraw their plea of guilty, *nolo contendere* or the verdict or finding of guilt be set aside and a plea of not guilty be entered and the Court dismiss this action pursuant to Section 1203.4/1203.4a of the Penal Code.

Petitioner requests the felony charge be reduced to a misdemeanor pursuant to Penal Code Section 17.

Petitioner requests Probation be modified or terminated pursuant to Penal Code Section 1203.3.

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

Executed on:	/ (DATE)	/	at	(CITY)	California.
				_	
				·	(DEFENDANT)
(ADDRESS, DEFEND	ANT)				(CITY) (STATE) (ZIP CODE)

P.C. \$1203.4/1203.4a Rev 09/08 CRIM026 - 2 -

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)	FOR COURT USE ONLY
TELEPHONE NO.: FAX NO.: (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):	
PEOPLE OF THE STATE OF CALIFORNIA,	
Vs.	
DEFENDANT:	CASE NO.:
NOTICE OF HEARING ON PETITIO	ON FOR:
Dismissal of Accusations Pursuant to Penal Code	
§1203.4 or §1210.1(e)(1) Change of Place and Dismissed Pursuant to Panel Code §1203.4	10
Change of Plea and Dismissal Pursuant to Penal Code §1203.4 Modification/termination or Probation (Penal Code §1203.3)	ta
Reduction to Misdemeanor	
reduction to Misdemedia	
TO THE PROSECUTING ATTORNEY OF THE COUNTY OF A	AMADOR:
1. NOTICE IS HEREBY GIVEN	filed a PETITION FOR:
Change of Plea and Dismissal of Accusation Pursuant to P	Penal Code Section 1203.4.
Change of Plea and Dismissal of Accusation Pursuant to P	enal Code Section 1210.1(e)(1).
Change of Plea and Dismissal Pursuant to Penal Code Sec	tion 1203.4a.
Termination of probation on ,	20 .
Reduction of offense to a misdemeanor.	
Other:	
2. NOTICE IS FURTHER GIVEN A.M./P.M. is the date and time set for hearing this matter in D entitled court, at which time and place the prosecuting attorney why the order prayed for should not be granted.	-
3. You may refer to the filed documents for further information.	
Dated: / /	PETITIONER

AT	TTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)	FOR COURT USE ONLY
E	TELEPHONE NO.: FAX NO.: (Optional): -MAIL ADDRESS (Optional): ATTORNEY FOR (Name):	
Pl	EOPLE OF THE STATE OF CALIFORNIA,	
Vs		
D	EFENDANT:	CASE NO.:
	PROOF OF SERVICE	
	PERSONAL MAIL	
 2. 	At the time of service I was at least 18 years of age and not a property of the Petition for Dismissal of Accusation 1203.4, 1203.4a or 1210.1(e)(1), Declaration of Probation Office.	s Pursuant to Penal Code Section
3.	a. Service was upon the Office of the District Attorneyb. Name of person served (if by personal service):	
4.	Address where party was served:	
5.	I served the party (check proper box) a. by personal service. I personally delivered the docume person authorized to receive service of process for the party: (1) on (date): / / (2) at (time):	ents listed in Item 2 to the party or
	 b. by mail. I mailed the documents listed in Item 2 to the 4, by first-class mail, postage prepaid, (1) on (date): / / (2) from (city): 	party at the address shown in Item
6.	I declare under penalty of perjury under the laws of the State true and correct.	of California that the foregoing is
Dat	te: / /	
	(print name of person who served papers) (si	gnature of person who served papers)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)	FOR COURT USE ONLY
TELEPHONE NO.: FAX NO.: (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):	
PEOPLE OF THE STATE OF CALIFORNIA,	
Vs.	
DEFENDANT:	CASE NO.:
DECLARATION OF PROBATION OFFICER O	N PETITION FOR:
Dismissal of Accusations Pursuant to Penal Code	
§1203.4 or §1210.1(e)(1)	
Change of Plea and Dismissal Pursuant to Penal Code §1203.4	a
Modification/termination or Probation (Penal Code §1203.3)	
Reduction to Misdemeanor	
I, Probation Officer for follows:	the County of Amador, declare as
1. Petitioner was convicted of a violation of Section	of the
Code.	
2. On ,	, Petitioner was granted probation.
Through their contacts with the probation officer, the Petitione	er was informed of his/her rights
pursuant to \$1203.4 and \$1210.1(e)(1) of the Penal Code.	•

3. Petitioner:

- a. Has satisfactorily fulfilled the terms and conditions of probation.
- b. Has successfully completed drug treatment and complied with the conditions of probation, and requests dismissal of charges.
 - c. Has been discharged prior to the termination of the probation period.
 - d. Requests the Court, in its discretion and the interests of justice, grant the requested relief.
 - e. Requests the Court declare the offense to be a misdemeanor.

	f. Requests probation be terminated early.	
4.	Petitioner is now entitled to pursue the proceedings auth the Penal Code.	norized by §1203.4 and §1210.1(e)(1) of
5.	I will notify the prosecuting attorney of the filing of said I	PETITION.
6.	OTHER:	
	eclare under penalty of perjury under the laws of the Stated correct.	e of California that the foregoing is true
Da	ted: / /	DECLARANT

P.C. §1203.4/1203.4a Rev 09/08 CRIM026 - 6 -

PROBATION OFFICER'S DECLARATION ON PETITION FOR RELIEF

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)	FOR COURT USE ONLY
TELEPHONE NO.:	
FAX NO.: (Optional):	
E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):	
PEOPLE OF THE STATE OF CALIFORNIA,	
Vs.	
DEFENDANT:	CASE NO.:
ORDER ON PETITION FO	PR:
Dismissal of Accusations Pursuant to Penal Code	
§1203.4 or §1210.1(e)(1)	
Change of Plea and Dismissal Pursuant to Penal Code §1203	3.4a

The petition of came for hearing on , 20 (Defendant/Petitioner)

Petitioner did did not appear

Modification/termination or Probation (Penal Code §1203.3)

was present for the

people. The matter was submitted.

Reduction to Misdemeanor

(Deputy District Attorney)

The Court finds:

Petitioner has given the prosecuting attorney proper notice of the petition and proof of service has been filed with the Court.

2. Petitioner:

- a. Has satisfactorily fulfilled the terms and conditions of probation.
- b. Has successfully completed drug treatment and complied with the conditions of probation.
- c. Requests the Court, in its discretion and the interests of justice, grant the requested relief.
- d. Requests the Court declare the offense to be a misdemeanor.
- e. Requests probation be terminated early.
- 3. Petitioner is not serving a sentence for any offense.
- 4. Petitioner is not on probation for any offense (for 1203.4 PC applicants).
- Petitioner is not charged with the commission of any offense. 5.
- 6. The Petition should be granted.

P.C. §1203.4/1203.4a Rev 09/08 CDIM026 - 7 -

IT IS ORDERED:

- 1. Check appropriate box(es):
 - a. Petitioner be allowed to withdraw their plea of guilty and enter a plea of not guilty.
 - b. Petitioner be allowed to withdraw their plea of nolo contendere and enter a plea of not guilty.
 - c. The Court set aside the guilty verdict that resulted after a plea of not guilty.
 - d. The Court declares the offense to be a misdemeanor.
 - e. The Court orders probation be modified to a summary status.
 - f. The Court orders probation be terminated.

For petitions pursuant to Sections 1203.4 or 1210.1(e)(1) of the Penal Code:

- 2. The accusations or information, herein filed against Petitioner, be dismissed.
- 3. Petitioner be released from all penalties and disabilities resulting from the conviction, except as provided in Section 13555 of the Vehicle Code and Section 1203.4, subdivision (b), of the Penal Code.
- 4. Petitioner is hereby informed this ORDER does not relieve them of the obligation to disclose the conviction in response to any direct question contained in any questionnaire or application for public office, for licensure by any state or local agency or for contracting with the California State Lottery.
- 5. Petitioner is hereby informed dismissal of an accusation or information, pursuant to Penal Code Section 1203.4, does not permit the Petitioner to own, possess or have in his or her custody or control any firearm capable of being concealed upon the person or prevent his or her conviction pursuant to Section 12021 of the Penal Code.

For petitions pursuant to Sections 1203.4a or 1210.1(e)(1) of the Penal Code:

Defendant is eligible for the relief provided by Sections 1203.4a or 1210.1(e)(1) of the Penal Code of the Penal Code. It is ordered the guilty/*nolo contendere*/plea/ verdict finding of guilt in this action be set aside, a plea of not guilty be entered, and the complaint be dismissed pursuant to Section 1203.4a of the Penal Code of California.

Dated:	/	/	
			JUDGE OF THE SUPERIOR COURT