

**CHINO VALLEY MUNICIPAL COURT OF ARIZONA
IN YAVAPAI COUNTY**

For Clerks Use Only

STATE OF ARIZONA, Plaintiff

Case

Number: _____

-vs-

Defendant (FIRST, MI, LAST)

**ORDER REGARDING PETITION TO
SEAL CRIMINAL CASE RECORDS**

ARS § 13-911

Based on the information presented to the court, pursuant to ARS § 13-911, the petition requests sealing of the following records: *(Check only those that apply)*

- Arrest records of an arrest occurring on or about _____ *[insert date]* by the following law enforcement agency: _____.
- Charging documents created by the following prosecuting agency: _____.
- All records relating to the eligible charge(s) in court case number _____.

I. THE COURT MAKES THE FOLLOWING FINDINGS OF FACT AND CONCLUSIONS OF LAW: *(Check only those that apply)*

- The Court is initially unable to act on the petition because it lacks a sufficient description of the records to be sealed. *(If this statement is selected, go directly to the Ordering section to dismiss the petition)*
- A copy of the petition and supporting documentation was provided to the applicable prosecuting agency.
- The prosecutor timely responded to the petition, **OR** the prosecutor has not responded to the petition and at least 10 days have passed since the petition was filed.
- If the prosecutor filed a response, the petitioner timely replied to the response.
- The Court's case file and electronic records that are the subject of the request for sealing have already been purged pursuant to the records retention schedule.
- It has been at least 30 days since the Petition to Seal Criminal Case Records was filed, **OR** it has been less than 30 days since the Petition to Seal Criminal Case Records was filed, but the

court has received notice that the prosecutor and all victims who have made a request for post-conviction notice do not object to the Petition to Seal Criminal Case Records.

The court has reviewed any report provided by the Department of Public Safety under ARS § 13-911(H).

The defendant has not been subsequently convicted of a felony or misdemeanor offense other than a non-DUI Title 28 misdemeanor offense.

The offense(s) described in the petition is eligible to be sealed under ARS § 13-911.

The timeframes required by ARS § 13-911(E) have passed.

The petition was filed in the correct court pursuant to ARS § 13-911(C).

The defendant has completed all terms and conditions and sentencing, including the payment of all monetary obligations and restitution.

Granting the petition **is** in the best interests of the petitioner and the public’s safety.

Granting the petition **is not** in the best interests of the petitioner or the public’s safety, or the petitioner is not entitled to have the requested records sealed for the following reasons:

The timeframes required by ARS § 13-911(E) have not passed.

The offense(s) described in the petition is not eligible to be sealed under ARS § 13-911.

Other: _____.

Other findings: _____.

II. THEREFORE, IT IS ORDERED:

A. **DISMISSING** the petition to seal criminal case records for:

Failure to provide sufficient information.

The petition was not filed in the correct court.

Other reasons: _____.

B. **DENYING** the petition to seal criminal case records.

C. **GRANTING** the petition to seal criminal case records.

IT IS FURTHER ORDERED, in accordance with ARS § 13-911,

Sealing all records relating to the petitioner’s arrest, conviction and sentence for the particular offense(s) identified above.

Case Number: _____

Directing the Clerk of the Court to seal all case records relating to the petitioner's arrest, conviction, sentence for the particular offense(s) identified above and transmit a copy of this order to the Department of Public Safety and the prosecutor.

DATED this _____ day of _____, _____.

Judicial Officer

IF THE COURT HAS DENIED YOUR PETITION, YOU MUST WAIT AT LEAST 3 YEARS AFTER THE DATE OF THE DENIAL BEFORE YOU CAN FILE A NEW PETITION.