



Sacramento Superior Court
Petition Information and Instruction Packet
Related to: Penal Code §1203.4b

Revision Date: January 2025

Information – Felony/Misdemeanor

If you were convicted of a misdemeanor or a felony and you have completed the terms of your sentence (excluding restitution payments), you may petition for a dismissal pursuant to PC § 1203.4 or 1203.4a. Many criminal offenses can be dismissed from your record.

- For cases originally charged as a misdemeanor, but reduced to an infraction at the time of conviction, follow the instructions in this packet for misdemeanor cases.
- For Traffic cases (charged and convicted as an infraction) you cannot use this process or file your petition at the Criminal Division of the Court. Please contact the Traffic Division of the Superior Court ([Carol Miller Justice Center](#)).
- If you were sentenced for a crime committed prior to implementation of the 2011 Criminal Justice Realignment legislation, you may petition the court for dismissal or relief as if the crime were sentenced under CA PC 1170(h). The court, in its discretion and in the interests of justice, may order relief if all conditions of PC 1203.42(b) are met.

Penal Code § 1203.4b – Eligibility and Non-Eligibility

Who is eligible?

- Any person who has successfully participated in the California Conservation Camp program as an incarcerated individual hand crew member, as determined by the Secretary of the Department of Corrections and Rehabilitation, or successfully participated as a member of a county incarcerated individual hand crew, as determined by the appropriate county authority. Successful participation is defined as having adequately performed their duties without any conduct that warranted removal from the program.
- The petitioner has been released from custody.
- Completion of the term of probation, parole, or supervised release is not required.

Who is not eligible?

- Incarcerated persons who have been convicted of any of the following crimes are automatically ineligible for relief pursuant to PC 1203.4b(a)(1):
 - (A) Murder
 - (B) Kidnapping
 - (C) Ape as defined in paragraph (2) or (6) of subdivision (a) of Section 261 or paragraph (1) or (4) of subdivision (a) of Section 262.
 - (D) Lewd acts on a child under 14 years of age, as defined in Section 288.
 - (E) Any felony punishable by death or imprisonment in the state prison for life.
 - (F) Any sex offense requiring registration pursuant to Section 290.

(G) Escape from a secure perimeter within the previous 10 years.

(H) Arson.

- Currently charged with the commission of any other offense.

What Will Be the Effect of Having the Petition Granted?

The most common reason for obtaining relief pursuant to PC1203.4/1203.4a/1203.4b is to allow the previously-convicted person to state on non-governmental employment applications that they have not been convicted of a felony. A clearance of this type does not eliminate all possible adverse consequences or release a person from all “penalties and disabilities” resulting from the charges in the case:

- Information relating to the case may be available to others when the release of such information is authorized by law.
- A dismissal pursuant to PC 1203.4b does **not** relieve you from 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, but allows you to indicate “no” on most employment applications that ask whether you have been convicted of a crime.
- A dismissal pursuant to PC 1203.4b will **not** keep the conviction from being used against a person as a prior conviction in any future criminal proceedings, such as for enhancing a prison sentence.
- A dismissal pursuant to PC 1203.4b will **not** avoid suspension of one’s driving privilege as set forth in Section 13555 of the Vehicle Code. Granting of the Petition does **not** affect Department of Motor Vehicles (DMV) actions or future consequences for crimes involving operation of a motor vehicle.
- A dismissal pursuant to PC 1203.4b will **not** permit the person convicted to own, possess, or have in their custody or control a firearm, and will not prevent a person from being convicted under Section 12021 of the Penal Code (person prohibited from possessing a firearm) in the future.
- Granting of the Petition does **not** relieve you from any obligation to register under Penal Code §290.

Filing Requirements

At the time of filing the petition, you must provide the Court with:

- An original Petition for Dismissal – Incarcerated Individual Hand Crew or Institutional Firehouse Participant (Form No. CR-430) and six (6) copies of each.
- An original Court Cover Letter and Agency Certification – Incarcerated Individual Hand Crew or Institutional Firehouse Participant (Form No. CR-431) and six (6) copies of each.
- An original Order on Petition – Incarcerated Individual Hand Crew or Institutional Firehouse Participant (Form No. CR-432) and six (6) copies of each.

Distribution of the copies is as follows:

- Original for the Court
- One copy for Probation
- One copy for the District Attorney
- One copy for the Secretary of the Department of Corrections and Rehabilitation or appropriate county authority if seeking relief under PC 1203.4b.
- One copy for petitioner/filer
- One copy for petitioner with a ***self-addressed stamped envelope**** for return by U.S. mail
- One copy for file
- **All documents must be two-hole punched at the top.**

The Court will forward the copies of documents to Probation and the District Attorney and Secretary of the Department of Corrections and Rehabilitation or appropriate county authority if seeking relief under PC 1203.4b.

****To receive a copy of the petition by U.S. Mail after it has been ruled upon, you must submit a self-addressed stamped envelope. Failure to do so will equate to a \$40.00 certification charge plus a copy fee of \$.50 per page if a copy is requested at a later date.***

Is There a Filing Fee?

There is no filing fee.

Is My Appearance Necessary?

Your appearance at the hearing depends on the type of hearing:

- ***For misdemeanor cases still on probation***, you will be required to appear.
- ***For misdemeanor cases not on probation, hearings are conducted ex parte (in your absence) with a "Rule by Date."***
- ***For felony cases, you must appear.*** The hearing will be on a date ninety (90) days from the date of filing.
 - If filing both felony and misdemeanor cases simultaneously, all cases follow the felony path.

Granting of the Petition:

Upon granting of the petition, the will order that:

- The conviction be set aside;
- A plea of not guilty be entered; and
- The case be dismissed pursuant to the applicable Penal Code § 1203.4b,.

- The applicable charges are sealed to the public.

Checking the Status of Your Petition

You may [Check the Status of Your Petition](#) on the web seven (7) court days after the “Rule By Date” noted on the petition (or the Hearing Date for felony cases).

- If your petition is denied, you may refer to the [Local Rules of Court](#) to obtain information about how to request a hearing.
- For misdemeanor cases with a “Rule by Date”, if you provided a self-addressed stamped envelope at the time the petition was filed, a copy will be mailed to you within seven (7) court days of the court’s decision.

Forms

You may obtain forms at the end of this document. Other General Judicial Council forms are available on the web at <http://www.courts.ca.gov/forms.htm>

For Department of Justice Information, contact the Records Review section at (916) 227-3849 or on the web at <https://oag.ca.gov/fingerprints/record-review>.

Penal Code section 1203.4b allows eligible former inmates to ask the court to dismiss a conviction and take other actions that can improve their criminal record (“record clearing”).

Read this information carefully to learn whether you may be eligible for § 1203.4b relief, and how to complete *Petition for Dismissal—Incarcerated Individual Hand Crew or Institutional Firehouse Participant* (form CR-430) to request relief. (Form CR-430 is available at www.courts.ca.gov/forms.)

1 Who is eligible to apply for relief under Penal Code § 1203.4b?

You must meet ALL of these requirements to be eligible to apply (petition) for relief under § 1203.4b:

- a. You were incarcerated in state prison or county jail.
- b. While in state prison or in county jail, you successfully participated as a hand crew member (“grade eligible”) in a California Conservation Camp program operated by the California Department of Corrections and Rehabilitation (CDCR);

OR

While in county jail, you successfully participated in an incarcerated individual fire camp hand crew program operated by a county agency (for example, the sheriff’s department);

OR

While incarcerated, you successfully participated at an institutional firehouse.

- c. You have been released from custody (i.e., you are not in state prison or county jail).
- d. You are not currently charged with committing any offense.

NOTE: You are NOT eligible for Penal Code section 1203.4b relief if your conviction was for any of these offenses: murder; kidnapping; rape (as defined in Penal Code section 261(a)(2), (6) or 262(a)(1), (4)); a violation of Penal Code section 288 (specified sex offenses); any felony punishable by death or imprisonment in the state prison for life; any sex offense requiring registration under Penal Code section 290; escape from a secure perimeter within the previous 10 years; or arson.

2 I’m still on probation, parole, or supervised release. Can I apply for § 1203.4b relief now?

- **Yes**, you can still petition for a § 1203.4b dismissal even if you are on a term of probation, parole, or supervised release. The law says that you are *not* required to complete your term of supervision before you can ask the court to dismiss your conviction.
- If you are still on a term of supervision and have not violated any terms or conditions of your supervision, and the court grants your petition for a § 1203.4b dismissal, the court will also order early termination of supervision.

3 What information do I need to include on my petition?

Form CR-430 is the form for requesting § 1203.4b relief. It is available at www.courts.ca.gov/forms. You do not have to use form CR-430 for your petition, but it helps organize the information for the court.

You will need to file a separate petition for each case. You will need to list on your petition:

- The case number; and
- Your local identifying number (if any, and if known).

It is helpful to provide details about your participation in a CDCR fire camp or an institutional firehouse program:

- The CDCR number you had while participating in fire camp or an institutional firehouse;
- The name of the fire camp or institutional firehouse; and
- The approximate dates that you were in fire camp or at an institutional firehouse.
For example: CDCR No. TK12345; Eel River Camp, August–November, 2020

You are *not* required by law to provide this information in your petition. It can help speed up the court’s decision on your request by making it easier for CDCR to locate and confirm your participation in fire camp or an institutional firehouse and report back to the court.

Tip: If you were a county jail inmate and participated in a fire camp, it is *very likely* the fire camp was operated by CDCR. You would have been given a CDCR number during your time in fire camp.



You may also explain why granting a dismissal would be in the interests of justice. You can write in the allotted space on the form, or you can use either *Attachment* (form MC-025) or *Attached Declaration* (form MC-031) (which is under penalty of perjury). Both are available at www.courts.ca.gov/forms.

4 I still owe a restitution fine in my case. Can I apply for § 1203.4b relief now?

Yes. The law says the court cannot deny § 1203.4b relief because of unpaid restitution and fines.

5 Where and how do I file my § 1203.4b petition with the court?

a. You must file your petition with the court. File in the county where you were sentenced for the conviction you want the court to dismiss.

First, check with the court clerk or check the court's website to see whether there are any local rules about filing and service of the petition, as well as how to obtain proof of filing.

- In many counties, you must serve the original § 1203.4b petition with the court, have the court file-stamp one copy, and then you must serve the file-stamped copy of the petition on the prosecuting attorney.
- If you “file first,” as described in b. and c. below, the court has a chance to add a hearing date to the petition before you serve it.
- Some courts require you to first serve *a copy* of the § 1203.4b petition on the prosecuting attorney and *then* file the original petition with the court, together with a completed and signed proof of service. (See **6** and **7** for information on service and proof of service.)

b. Fill out petition form CR-430, and make at least two copies. You will use one copy to notify the prosecuting attorney. Be sure to keep the other copy for your own records.

c. File the original § 1203.4b petition with the court by:

- Taking the original petition and a copy to the court in person and handing it to the court clerk; *or*
- Mailing the petition and a copy to the court; *or*

- Filing the petition electronically, if the local court rules permit this type of filing.

d. When the court files the original petition, ask the court clerk to file-stamp the copy of the petition and return it to you. *This is an important step because, in many counties, the file-stamped copy must be served on the prosecuting attorney.* If you file the petition by mail, include the copy for the court clerk to file-stamp and then return to you. Include a self-addressed, stamped envelope for the clerk to use to mail the file-stamped copy back to you.

6 How do I “serve” a copy of my § 1203.4b petition on the prosecuting attorney?

a. “Serving” a petition means delivering a copy of the petition to the prosecuting attorney.

b. You must serve a copy of your § 1203.4b petition on the prosecuting attorney in the county where you filed your petition with the court.

c. You can serve the petition by:

- **Personal service:** You or another person over age 18 go in person to hand-deliver a copy of the petition to the prosecuting attorney's office during business hours by handing it to an employee. Be sure to get the name of the employee for your proof of service.
- **Service by mail:** Mail a copy of the petition to the prosecuting attorney's office. You may mail the petition by first-class mail or by certified mail with a return receipt requested.
- **Electronic service:** Contact the prosecuting attorney's office to see if they accept electronic service. If they do, the court may require proof of their consent to electronic service. You can use *Consent to Electronic Service and Notice of Electronic Service Address* (form EFS-005-CV), available at www.courts.ca.gov/forms.



7 How do I prove that I served my § 1203.4b petition on the prosecuting attorney?

- a. It is very important that you properly serve your § 1203.4b petition and then file proof with the court. This “proof of service” tells the court that you gave the prosecuting attorney the required notice of your § 1203.4b petition.
- b. You will need to confirm that you served the petition by filing a proof of service form that describes who, when, where, and how you served your § 1203.4b petition. You can use *Proof of Service—Criminal Record Clearing* (form CR-106) for this purpose.
- c. Fill out form CR-106. (Follow the directions on form CR-106-INFO. Both forms are available at www.courts.ca.gov/forms). Form CR-106 has spaces for you to write how you served the prosecuting attorney with your § 1203.4b petition. If you had someone else help you serve the petition on the prosecuting attorney, that person will have to fill out the proof of service form.
- d. After filling out the proof of service (form CR-106), make a copy for you to keep.
- e. You must file the original proof of service with the court to prove that you gave the prosecuting attorney the required notice of your § 1203.4b petition. You can file the proof of service form the same way you filed the petition.

8 What happens next?

- a. **The court can consider your petition 15 days after you serve the prosecuting attorney with your petition. The prosecuting attorney can object to your petition at any time before the court grants or denies the petition.**
- b. If the prosecuting attorney does object, you will receive a copy of the objection in the mail and the court will schedule a hearing. (See 11 for more information about the hearing.)
- c. Before the court can grant your § 1203.4b petition, the court must get certification of your participation in fire camp or an institutional firehouse from CDCR or the appropriate county authority.

9 What is "certification" by CDCR or the appropriate county authority?

- a. In order for the court to decide whether to grant your § 1203.4b petition, the court must have “certification” from CDCR or the county authority that:
 - You successfully participated in fire camp as a hand crew member or at an institutional firehouse; AND
 - You participated in fire camp or an institutional firehouse during the time you were incarcerated for the conviction you are asking the court to dismiss.
- b. When you file your § 1203.4b petition, include a copy of form CR-431. You should fill out personal information on the form that you also included on form CR-430, but the court will fill out the rest. The court will then send the forms to CDCR or the appropriate county authority to ask for confirmation (“certification”) of your successful participation in fire camp or an institutional firehouse.
- c. “Successful participation” in fire camp or an institutional firehouse means that you adequately performed your duties and did not have any violations that could have led to your removal from fire camp or the institutional firehouse.

10 When will the court make a decision?

- a. The court will not make a decision until it hears from CDCR or the appropriate county agency certifying participation.
- b. The law does not set a time frame, but the court may ask CDCR or the appropriate county authority to respond to a request for certification by a certain date.
- c. After CDCR or the appropriate county authority certifies whether your participation in fire camp or an institutional firehouse was successful, the court likely will contact you and the prosecuting attorney. But the law does not require the court to contact you, so you may want to check with the court to confirm that the certification has been received.



11 Will I have to attend a hearing?

- a. The law does not *require* the court to hold a hearing in order to make a decision on your § 1203.4b petition. The court can make a decision on your petition without holding a hearing. But the law allows the court to hold a hearing if it chooses to do so.
- b. The law allows the prosecuting attorney to request a hearing and to ask the court to deny your § 1203.4b petition.
- c. If the court schedules a hearing, you will be notified of the hearing date and time. You have a right to attend the hearing and to explain why your § 1203.4b petition should be granted and your conviction dismissed.
- d. *Note:* Even if the prosecuting attorney does not object to your § 1203.4b petition, the court may ask the prosecuting attorney to tell the court whether there is anything it should consider when deciding whether to grant your petition.

12 How will the court make its decision?

- a. If you meet all of the eligibility factors, and the court receives certification of your successful participation in fire camp or at an institutional firehouse, the court may grant your § 1203.4b petition *if it is in the interests of justice*.
- b. If the court determines that it's not in the interests of justice to grant relief, the court can deny your petition even if you meet all the eligibility requirements. You may resubmit your petition in the future if you think the court's decision was incorrect.
- c. Once the court makes a decision on your § 1203.4b petition, it will issue an order (likely on form CR-432) that states whether the court granted or denied your petition. If the court grants your petition, the order will state which convictions have been dismissed and whether supervision has been terminated. The court will also report this change in your record to the Department of Justice so that your statewide criminal history summary can be updated.

13 If the court grants relief, what happens to my conviction?

- a. If the court grants relief and dismisses the conviction, you will be released from most of the penalties and restrictions that are connected to the conviction. The law keeps certain penalties in place.
- b. A dismissal will NOT:
 - Reinstate your right to possess firearms.
 - Prevent suspension of your driver's license in some cases.
 - Allow you to omit the conviction from applications for the California Commission on Teacher Credentialing, a position as a peace officer, public officer, or for contracting with the California State Lottery Commission.
 - Permit you to hold public office if the law prohibits people from holding public office as a result of that conviction.
 - Seal or remove the court file from public inspection.
 - Prevent the conviction from being used as a "prior" in the future.
 - Remove from your record the fact that an arrest occurred.
 - Release you from the terms and conditions of an unexpired criminal protective order that has not been modified or terminated by the court.

Petition for Dismissal—Incarcerated Individual Hand Crew or Institutional Firehouse Participant

Clerk stamps date here when form is filed.

Before using this form, read *Information on Filing a Petition for Dismissal—Incarcerated Individual Hand Crew or Institutional Firehouse Participant* (form CR-430-INFO), available at www.courts.ca.gov/forms.

A copy of this petition must be served on the prosecuting attorney and a proof of service must be filed with the court (you may use *Proof of Service* (form CR-106), available at www.courts.ca.gov/forms).

Note to petitioner: Your conviction may have already been automatically dismissed by the California Department of Justice (DOJ) under Penal Code section 1203.425. If so, this petition may be unnecessary—but there may be additional benefits to filing it with the court. If you want to know if your conviction has already been dismissed, you can request your Record of Arrest and Prosecution (RAP) sheet from the DOJ, but this is not required.

Fill in court name and street address:

Superior Court of California, County of**People of the State of California v. Defendant:****Case Number:**

For Court use only:

Date:**Time:****Department:****1 Petitioner's Information**

a. Your Full Name: _____

Date of birth: _____ (mm/dd/yyyy)

Your Lawyer (if you have one for this case):

Name: _____ State Bar No.: _____

Firm Name: _____

Local Identifying Number (if known): _____

CDCR No. (while in fire camp or institutional firehouse, if known): _____

Name of fire camp or institutional firehouse (if known): _____

Approximate dates in fire camp or institutional firehouse (if known): _____ to _____
(month/year) (month/year)

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead.)

Street: _____

City: _____ State: _____ Zip: _____

Telephone: _____

Email Address: _____

2 Eligibility for relief under Penal Code section 1203.4b

a. Petitioner was not convicted of any of the following offenses: murder; kidnapping; rape (as defined in Penal Code section 261(a)(2), (a)(6), or Penal Code section 262(a)(1), (a)(4)); lewd acts on a child under 14 years of age (as defined in Penal Code section 288); any felony punishable by death or imprisonment in the state prison for life; any sex offense requiring registration under Penal Code section 290; escape from a secure perimeter within the previous 10 years; or arson.



- 2 b. While serving a sentence in this case, petitioner successfully participated as a member of (*check one*):
- (1) An incarcerated individual hand crew in the California Conservation Camp program (fire camp operated by the California Department of Corrections and Rehabilitation);
 - (2) An incarcerated individual hand crew in a county fire camp program
(*name of county*): _____; or
 - (3) An institutional firehouse (*name of institution*): _____.

c. Petitioner adequately performed the hand crew or institutional firehouse duties and did not engage in any conduct that warranted removal from the program.

d. Petitioner has been released from custody and has no pending criminal charges.

e. In this case number: _____, petitioner is currently (*check one*):
 on probation on parole on supervised release not on supervision.

f. Petitioner requests early termination of: probation parole supervised release.

g. Petitioner requests permission to withdraw the plea of guilty or nolo contendere, or that the verdict or finding of guilt be set aside and a plea of not guilty be entered, and that the court dismiss this action in its discretion and in the interests of justice under Penal Code section 1203.4b.

(Please note: You may explain why granting a dismissal would be in the interests of justice. You can provide that information by writing in the space below or by attaching a letter or other relevant documents. If you need more space for your writing, you can use Attachment (form MC-025) or Attached Declaration (form MC-031) (which is signed under penalty of perjury) and attach it to this petition.)

Date: _____

Type or print your name

▶ _____
Signature of Petitioner or Attorney



CR-431

**Court Cover Letter and Agency Certification—
Incarcerated Individual Hand Crew or
Institutional Firehouse Participant**

Clerk stamps date here when form is filed.

Secretary, California Department of Corrections and Rehabilitation

(check one):

c/o Camp Liaison Captain
1515 S Street, 330 N-113
Sacramento, California 95811

c/o Classification and Parole Representative
Parent Institution (name): _____

Address: _____

Appropriate county authority (name): _____

Address: _____

Superior Court of California, County of _____

**Attached is a copy of a petition for relief under Penal Code section 1203.4b
filed by:**

Petitioner’s Full Name: _____

Date of birth: _____ (mm/dd/yyyy)

CDCR No. (while in fire camp or institutional firehouse, if known): _____

Case Number: _____

Name of fire camp or institutional firehouse, if known: _____

Approximate dates in fire camp or institutional firehouse: _____ to _____
(month/year) (month/year)

For Court Use Only

Please certify, by (date): _____, whether the petitioner successfully participated as a hand crew member in the CDCR incarcerated individual conservation camp program, as a member of a county incarcerated individual hand crew, or at an institutional firehouse and has been released from custody.

Date: _____

Court Clerk: _____ Court Contact Information (optional): _____

Agency Certification

NOTE TO CERTIFYING AGENCY: Please fill out this certification and mail this form to the court at the address above.

The Secretary of the California Department of Corrections and Rehabilitation or the appropriate county authority certifies that, on case number: _____ (check one):

The petitioner successfully participated as a hand crew member in the CDCR incarcerated individual conservation camp program, as a member of a county incarcerated individual hand crew, or at an institutional firehouse and has been released from custody.

Dates of participation: _____ to _____
(month/year) (month/year)

The petitioner participated but was not successful as a hand crew member in the CDCR incarcerated individual conservation camp program, as a member of a county incarcerated individual hand crew, or at an institutional firehouse.

The petitioner did not participate as a hand crew member in the CDCR incarcerated individual conservation camp program, as a member of a county incarcerated individual hand crew, or at an institutional firehouse.

Date: _____

Agency: _____

Type or print your name

Signature of Agency Representative

Order on Petition—Incarcerated Individual Hand Crew or Institutional Firehouse Participant

Clerk stamps date here when form is filed.

① Your Full Name: _____
 Mailing Address: _____
 City: _____ State: _____ Zip: _____
 CDCR No. (if known): _____
 Name of fire camp or institutional firehouse (if known): _____

Superior Court of California, County of _____

② **The court finds:**

- a. The Secretary of the California Department of Corrections and Rehabilitation or the appropriate county authority has certified to the court that the petitioner successfully participated as a hand crew member in the CDCR incarcerated individual conservation camp program, as a member of a county incarcerated individual hand crew, or at an institutional firehouse.
- b. The petitioner has not violated any terms or conditions of probation, parole, or supervised release prior to, and during the pendency of, the petition for relief under Penal Code section 1203.4b. The court orders early termination of (check one):
 probation parole supervised release
- c. It is in the interests of justice to dismiss the accusations or information against the petitioner and release the petitioner from all penalties and disabilities resulting from the offense of which the petitioner has been convicted, except as provided in Vehicle Code Section 13555.

Case Number: _____

For Court use only:
Date: _____
Time: _____
Department: _____

③ The court **GRANTS** the petition for dismissal regarding the following convictions under Penal Code section 1203.4b (check one):

- a. for all convictions in case number: _____ or
- b. for only the following convictions in case number: _____
 (specify charges and date of conviction):



3 As to these convictions, it is ordered that the petitioner’s plea of guilty or nolo contendere be withdrawn and a plea of not guilty be entered, or the verdict of guilt be set aside. The court dismisses the accusations or information against the petitioner with respect to these charges.

Petitioner is released from all penalties and disabilities resulting from the convictions in this case for which the court is granting relief, except as follows:

- Suspension of petitioner’s driver’s license except as provided in Vehicle Code section 13555.
- In any subsequent prosecution, this conviction may have the same effect as if the accusation or information had not been dismissed.
- Petitioner must still disclose the conviction in response to any direct question in any questionnaire or application for licensure by the California Commission on Teacher Credentialing, for a position as a peace officer, for public office, or for contracting with the California State Lottery Commission.
- Petitioner may still be prohibited from owning, possessing, or having in petitioner’s custody or control any firearm.
- Petitioner may still be prohibited from holding public office as a result of the dismissed conviction.
- Petitioner may still be subject to the terms and conditions of any unexpired criminal protective order issued under Penal Code section 136.2(i)(1), 273.5(j), 368(l), or 646.9(k).

4 The court **DENIES** the petition without prejudice because *(check all that apply)*:

- a. Petitioner’s conviction is for an offense that is ineligible for relief under Penal Code section 1203.4b(a)(1)(A)–(H).
- b. Petitioner is in custody.
- c. Petitioner is currently charged with the commission of any other offense.
- d. The Secretary of the California Department of Corrections and Rehabilitation or the appropriate county authority did not certify to the court that the petitioner successfully participated as a hand crew member in the CDCR incarcerated individual conservation camp program, as a member of a county incarcerated individual hand crew, or at an institutional firehouse.
- e. Petitioner was not serving a sentence for this conviction at the time of participation in fire camp or an institutional firehouse.
- f. The court finds that granting relief would not serve the interests of justice because:

g. Other:

Date: _____

Signature of Judicial Officer

