${ATTORNEY\_HEADER} ${ATTORNEY\_FOR}

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA : COURT OF COMMON PLEAS

: CRIMINAL TRIAL DIVISION

vs. : ${COUNTY} COUNTY

|  |  |  |
| --- | --- | --- |
|  | : | ${CP} |

${FIRST\_NAME} ${LAST\_NAME} : OTN# ${OTN}

${STREET} : DC# ${DC}

${CITY}, ${STATE} ${ZIP} :

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ :

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**ORDER**

AND NOW, this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_, 20\_\_, after consideration of the Petition for ${EXPUNGEMENT\_OR\_REDACTION} Pursuant to Pa.R.Crim.P. ${490\_OR\_790} presented by ${REAL\_FIRST\_NAME} ${REAL\_LAST\_NAME}, it is ORDERED that the Petition/Motion is \_\_\_\_\_\_\_\_\_\_\_\_\_.

All criminal justice agencies upon which this order is served shall expunge all criminal history record information from defendant’s arrest record pertaining to the charges below. Criminal history record information includes information collected by criminal justice agencies concerning this individual and arising from the initiation of these criminal proceedings including but not limited to all fingerprints, photographs, identifiable descriptions, dates and notations of arrests, indictments, informations or other formal criminal charges, any dispositions arising from the above-captioned proceedings, and all electronic or digital records regarding any of the foregoing. ${CREP\_EXTRA\_ORDER\_LANGUAGE}

The Pennsylvania State Police shall request the Federal Bureau of Investigation to return to them all records pertaining to said arrest(s), which shall be destroyed by said agency upon their receipt of same.

The information required under Pa.R.Crim.P. ${490\_OR\_790} appears on the attached page(s) which is hereby incorporated into this ORDER by reference.

BY THE COURT:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

J.

Pursuant to Pa.R.Crim.P. ${490\_OR\_790}, the following information is provided:

1. **Petitioner Name:** ${REAL\_FIRST\_NAME} ${REAL\_LAST\_NAME}
2. **Alias(es):** ${ALIASES}
3. **Petitioner’s Address:**

${STREET}

${CITY}, ${STATE} ${ZIP}

1. **Petitioner’s Date of Birth:** ${DOB}
2. **Petitioner’s Social Security Number:** ${SSN}
3. **Name and address of the judge who accepted the guilty plea or heard the case:**

${JUDGE}

${COURT\_INFORMATION}

1. **Name and mailing address of the affiant as shown on the complaint, if available:**

${AFFIANT}, ${ARRESTING\_AGENCY}, ${AGENCY\_ADDRESS}

1. **Docket Number:**

|  |
| --- |
| ${CP} |

1. **Offense Tracking Number (OTN):** ${OTN}
2. **The date on the complaint, or the date of arrest, and if available, the criminal justice agency that made the arrest:** ${ARREST\_COMPLAINT\_DATE}; Arresting Agency: ${ARRESTING\_AGENCY}
3. **The specific charges, as they appear on the charging document, to be expunged and applicable dispositions:**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Code Section** | **Statute Description** | **Grade** | **Disp Date** | **Disposition** |
| ${CODE\_SEC} | ${CHARGE} | ${GRADE} | ${DISP\_DATE} | ${DISP} |

1. **If the sentence includes a fine, costs, or restitution, whether the amount due has been paid:**

The petitioner’s sentence includes fines, costs and/or restitution in the amount of ${TOTAL\_FINES} and ${FINES\_PAID} has been paid off/adjusted.

1. **The reason for expungement:**

As a result of these arrests and subsequent photographing and fingerprinting, Petitioner has been caused to suffer embarrassment and irreparable harm and loss of job opportunities. Expungement is proper under 18 Pa.C.S. 9122 as the charges to be expunged were ${DISPOSITION\_LIST}${ARD\_EXTRA}${SUMMARY\_EXTRA}.

1. **The criminal justice agencies upon which certified copies of the order shall be served:**

|  |
| --- |
| ${AGENCY\_NAME} |

${ATTORNEY\_HEADER} ${ATTORNEY\_FOR}

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA : COURT OF COMMON PLEAS

: CRIMINAL TRIAL DIVISION

vs. : ${COUNTY} COUNTY

|  |  |  |
| --- | --- | --- |
|  | : | ${CP} |

${FIRST\_NAME} ${LAST\_NAME} : OTN# ${OTN}

${STREET} : DC# ${DC}

${CITY}, ${STATE} ${ZIP} : DOB: ${DOB}

: SSN: ${SSN}

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ :

**Petition for ${EXPUNGEMENT\_OR\_REDACTION} Pursuant to Pa.R.Crim.P. ${490\_OR\_790}**

AND NOW, the petitioner, ${FILING\_ATTORNEY}, avers the following and requests that this petition for ${EXPUNGEMENT\_OR\_REDACTION} pursuant to Pa.R.Crim.P. ${490\_OR\_790} be granted for the reasons set forth below.

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **PETITIONER INFORMATION** | | | | | | | | |
| **Full Name:** ${REAL\_FIRST\_NAME} ${REAL\_LAST\_NAME} | | **DOB:** ${DOB} | | | | **Social Security Number:** ${SSN} | | |
| **Address:**  ${STREET}  ${CITY}, ${STATE} ${ZIP} | | **Alias(es):** ${ALIASES} | | | | | | |
| **CASE INFORMATION** | | | | | | | | |
| **Judge**:${JUDGE}  ${MDJ\_DISTRICT\_NUMBER} | | | | **Address:** ${COURT\_INFORMATION} | | | | |
| **Docket Number(s):**   |  | | --- | | ${CP} | | | | | **Offense Tracking Number (OTN):** ${OTN} | | | | |
| **Name of Arresting Agency:**  ${ARRESTING\_AGENCY} | | | | **Date of Arrest:**  ${ARREST\_DATE} | | | | **Date on Complaint:**  ${COMPLAINT\_DATE} |
| **Name of Affiant:**  ${AFFIANT} | | | | **Address:**  ${ARRESTING\_AGENCY}, ${AGENCY\_ADDRESS} | | | | |
| **The charges to be expunged are:** | | | | | | | | |
| **Code Section** | **Statute Description** | | **Grade** | | **Disp Date** | | **Disposition** | |
| ${CODE\_SEC} | ${CHARGE} | | ${GRADE} | | ${DISP\_DATE} | | ${DISP} | |
| The petitioner’s sentence includes fines, costs and/or restitution in the amount of ${TOTAL\_FINES} and ${FINES\_PAID} has been paid off/adjusted. | | | | | | | | |
| **List the reason(s) for the ${EXPUNGEMENT\_OR\_REDACTION} (please attach additional sheet(s) of paper if necessary):**  As a result of these arrests and subsequent photographing and fingerprinting, Petitioner has been caused to suffer embarrassment and irreparable harm and loss of job opportunities. Expungement is proper under 18 Pa.C.S. 9122 as the charges to be expunged were ${DISPOSITION\_LIST}${ARD\_EXTRA}${SUMMARY\_EXTRA}. | | | | | | | | |
| **${INCLUDE\_CHR}** | | | | | | | | |

The facts set forth in this petition are true and correct to the best of my personal knowledge or information and belief, and are made subject to the penalties of unsworn falsification to authorities under 18 Pa.C.S § 4904.

${IFP\_MESSAGE}

/s/${ATTORNEY\_ELEC\_SIG}\_\_

${ATTORNEY\_SIGNATURE}

${COUNSELOR\_FOR\_PETITIONER}

DATED: ${PETITION\_DATE}