

You do not request an expungement directly from the California State Patrol; instead, you file a **Petition for Dismissal** with the **Superior Court** in the county where your case was adjudicated. The State Patrol does not process expungement requests, but they may provide your criminal history to the court if needed. You can find the correct forms on the Judicial Council of California website or at your local Superior Court's website, and you are responsible for filing them with the court and serving them on the District Attorney's office. [1, 2, 3, 4, 5]

### Steps to request an expungement

1. **Gather your case information:** You will need your case number, date of conviction, the code section of the offense, and details about your probation status.
2. **Download the correct forms:** Visit the Judicial Council of California website or the website for your specific county's Superior Court to download the forms for your case type (misdemeanor or felony).
3. **Complete the forms:** Fill out the **Petition for Dismissal** (form CR-180) and the **Order for Dismissal** (form CR-181). You may also want to attach a [Judicial Council form MC-031. Declaration](#), to provide more information.
4. **Make copies:** You will need to make several copies of all the completed forms.
5. **Serve the forms:** You must formally notify the prosecuting agency (the District Attorney's office) that you have filed a petition. This is typically done by having someone else deliver a copy of the forms to them or by mailing the copies.
6. **File with the court:** Take the original, completed forms and file them with the court where your case was handled.
7. **Serve proof of service:** You will need to file a **Proof of Service** form with the court, which shows that you have properly served the District Attorney's office. [2, 3, 4, 6, 7, 8, 9]

### Other relevant forms and information

- **DNA Expungement:** If your request is about expunging your DNA sample from the CAL-DNA Data Bank, you will need to use the [Streamlined DNA Expungement Application Form \(DLE 244\)](#).
- **Arrest without conviction:** If you were arrested but not convicted, you can use the [Petition to Seal and Destroy Adult Arrest Records \(BCIA 8270\)](#) if you can prove factual innocence.
- **California Clean Slate Act:** As of 2023, some arrests and convictions are eligible for automatic expungement under this law, so you may not need to file a petition. The [State of California Department of Justice](#) will be reviewing records for eligibility. [1, 10, 11, 12, 13]

*All responses may include mistakes.*

[1] <https://oag.ca.gov/system/files/media/dle-244.pdf>

[2] <https://www.sdcourt.ca.gov/sdcourt/criminal2/criminalexpungement>

[3] <https://www.marin.courts.ca.gov/system/files/cr112-petitionfordismissalnperpenalcode/sn-instructionswebsite.pdf>

[4] <https://www.sanbenito.courts.ca.gov/system/files/12034i.pdf>

[5] <https://oag.ca.gov/fingerprints/record-review>

- [6] <https://www.stanislaus.courts.ca.gov/system/files/forms-and-filings/expungement-packet.pdf>
- [7] [https://riverside.courts.ca.gov/system/files/expungment\\_packet.pdf](https://riverside.courts.ca.gov/system/files/expungment_packet.pdf)
- [8] <https://www.lahc.edu/sites/lahc.edu/files/2022-08/expungement%20clinic%20self-help%20manual.pdf>
- [9] <https://roadmap.rootandrebound.org/understanding-cleaning-up-your-criminal-record/expungement-appendix/petition-for-dismissal-california-expungement/>
- [10] <https://selfhelp.courts.ca.gov/clean-your-record/arrest-no-conviction>
- [11] <https://www.ilrc.org/sites/default/files/2023-08/Clean%20Slate%20Expungement%20in%20CA.pdf>
- [12] <https://oag.ca.gov/sites/all/files/agweb/pdfs/idtheft/forms/bcia-8270.pdf>
- [13] <https://calmatters.org/commentary/2025/10/california-expungement-law-old-conviction/>