

IN THE CIRCUIT/COUNTY COURT
OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA

Case No.: _____

STATE OF FLORIDA
Plaintiff,

Division: _____

vs.

Defendant/Petitioner

PETITION TO EXPUNGE OR SEAL

The petitioner, _____, petitions this honorable court, under Florida Rule of
(name)

Criminal Procedure 3.692 and section 943.0585 or section 943.059 of Florida Statutes, to

_____ all criminal history record information in the custody of any criminal justice agency
(seal/expunge)

and the official records of the court concerning the petitioner's arrest on _____, by
(date)

_____, for _____, and as grounds therefore shows:
(arresting agency) (charges)

1. On _____, the petitioner, _____, a _____,
(date) (name) (race/sex)
and whose date of birth is _____ was arrested by _____
(date of birth) (arresting agency)
and charged with _____.
(charges)

2. The petitioner has not been adjudicated guilty of nor adjudicated guilty of committing any of the acts stemming from this arrest or alleged criminal activity.

3. The petitioner has not been previously adjudicated guilty of a criminal offense or a comparable ordinance violation, in this state nor adjudicated delinquent for committing a felony or a misdemeanor specified in section 943.051(3)(b), Florida Statutes.

4. The petitioner has not secured a prior records expunction or sealing under section 943.0585 or 943.059, Florida Statutes, or under former section 943.058, 893.14 or 901.33, Florida Statutes.

5. (To be used only when requesting expunction.) The petitioner's record has been sealed under section 943.059, Florida Statutes, or under former section 943.058, 893.14 or 901.33, Florida Statutes, for at least 10 years; or there has not been an indictment, information, or other charging document filed against the petitioner who is the subject of this criminal history record information; or an indictment, information, or other charging document filed against the petitioner who is the subject of this criminal history information was dismissed by the prosecutor or the court.

6. A Certificate of Eligibility for expunction/sealing of non-judicial criminal history records was issued by the Florida Department of Law Enforcement accompanies this petition.

WHEREFORE, the petitioner moves to _____ any criminal history record
(seal/expunge)
 information and any official court records regarding his/her arrest by _____,
(arresting agency)
 for _____, on _____.
(charges) (date of arrest)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing pleading has been served on (check one) State Attorney for the Seventh Judicial Circuit Volusia County, Florida; Special Prosecutor, Statewide Prosecutor, the _____, and the Florida Department of Law Enforcement on _____ day of _____, _____.
(arresting agency)

 Name

 Address

 City, State and Zip Code

 Telephone Number