

PETITION INSERT – SECTION 1: CASES involving an ARREST that DID NOT RESULT IN A CONVICTION that are eligible for expungement under **IC 35-38-9-1:**

INSERT THE FOLLOWING PAGE AFTER THE BEGINNING SECTION OF THE **PETITION** AS A SEPARATE COUNT:

- IF YOUR **PETITION** WILL ADDRESS MORE THAN ONE CRIMINAL CAUSE NUMBER, THEN EACH CAUSE NUMBER SHOULD BE ADDRESSED IN A SEPARATELY NUMBERED COUNT.
- THE SEPARATE COUNTS SHOULD BE INSERTED IN ORDER OF THE COUNT NUMBER BETWEEN THE BEGINNING AND END SECTIONS OF THE **PETITION**.
- TO COMPLETE THIS FORM BY HAND, CLICK THE “CLEAR FORM ENTRIES” BUTTON AND PRINT FORM.

DO NOT INCLUDE THIS INSTRUCTION PAGE IN YOUR PETITION.

COUNT [III]:

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1. Petitioner was arrested in [[Bartholomew]] County on _____ by _____, employed by the law enforcement agency known as _____ under law enforcement agency case number _____.

2. Action taken on arrest charges:

Since the date of arrest given above, the [[Bartholomew]] County Prosecutor has declined to file charges related to arrest described above.

On _____, Petitioner was [[alleged to be a juvenile delinquent]] under Cause Number _____ in [[Bartholomew]] County, Indiana and the following charges were formally alleged:

- A. _____, [[Level]] [[D]] [[misdemeanor]];
- B. _____, [[Level]] [[D]] [[misdemeanor]];
- C. _____, [[Level]] [[D]] [[misdemeanor]];
- D. _____, [[Level]] [[D]] [[misdemeanor]];

3. Disposition of case:

On _____, all charges alleged against Petitioner were dismissed by the State.

On _____, following trial, Petitioner was found “not guilty” on all charges.

Petitioner’s conviction entered under the aforementioned cause number was vacated on appeal, and on _____ the appellate decision became final.

4. Petitioner’s [[juvenile delinquency allegations]] that occurred on the above-listed date did not result in a conviction or juvenile adjudication;

5. Elapsed time:

At least one (1) year has passed between the filing of this petition and either the date of arrest, the filing of criminal charges, the filing of juvenile delinquency allegation, or the date the appellate opinion vacating the conviction or juvenile adjudication became final; and

Less than one (1) year has passed between the filing of this petition and either the date of arrest, the filing of criminal charges, the filing of juvenile delinquency allegation, or the date the appellate opinion vacating the conviction or juvenile adjudication became final, but the [[Bartholomew]] County Prosecutor has consented to a shorter elapsed time period.

ORDER INSERT – SECTION 1: CASES involving an ARREST that DID NOT RESULT IN A CONVICTION that are eligible for expungement under **IC 35-38-9-1:**

INSERT THE FOLLOWING PAGE AFTER THE BEGINNING SECTION OF THE **PROPOSED ORDER** AS A SEPARATE COUNT:

- IF YOUR **PROPOSED ORDER** WILL ADDRESS MORE THAN ONE CRIMINAL CAUSE NUMBER, THEN EACH CAUSE NUMBER SHOULD BE ADDRESSED IN A SEPARATELY NUMBERED COUNT.
- THE SEPARATE COUNTS SHOULD BE INSERTED IN ORDER OF THE COUNT NUMBER BETWEEN THE BEGINNING AND END SECTIONS OF THE **PROPOSED ORDER**.
- TO COMPLETE THIS FORM BY HAND, CLICK THE “CLEAR FORM ENTRIES” BUTTON AND PRINT FORM.

DO NOT INCLUDE THIS INSTRUCTION PAGE IN YOUR PROPOSED ORDER.

NOT PUBLIC RECORD

FINDINGS AS TO COUNT [III]:

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1. Petitioner was arrested in [[Bartholomew]] County on _____ by _____, employed by the law enforcement agency known as _____ under law enforcement agency case number _____.

2. Action taken on arrest charges:

Since the date of arrest given above, the [[Bartholomew]] County Prosecutor has declined to file charges related to arrest described above.

On _____, Petitioner was [[alleged to be a juvenile delinquent]] under Cause Number _____ in [[Bartholomew]] County, Indiana and the following charges were formally alleged:

E. _____, [[Level]] [[D]] [[misdemeanor]];

F. _____, [[Level]] [[D]] [[misdemeanor]];

G. _____, [[Level]] [[D]] [[misdemeanor]];

H. _____, [[Level]] [[D]] [[misdemeanor]];

3. Disposition of case:

On _____, all charges filed against Petitioner were dismissed by the State.

On _____, following trial, Petitioner was found “not guilty” on all charges.

Petitioner’s conviction entered under the aforementioned cause number was vacated on appeal, and on _____ the appellate decision became final.

4. Petitioner’s [[juvenile delinquency allegations]] that occurred on the above-listed date did not result in a conviction or juvenile adjudication;

5. Elapsed time:

At least one (1) year has passed between the filing of this petition and either the date of arrest, the filing of criminal charges, the filing of juvenile delinquency allegation, or the date the appellate opinion vacating the conviction or juvenile adjudication became final; and

Less than one (1) year has passed between the filing of this petition and either the date of arrest, the filing of criminal charges, the filing of juvenile delinquency allegation, or the date the appellate opinion vacating the conviction or juvenile adjudication became final, but the [[Bartholomew]] County Prosecutor has consented to a shorter elapsed time period.

The Court now finds as to Count [III] that Petitioner’s Verified Petition for Expungement shall be GRANTED.

INSERT FOR EXHIBIT A (to be attached to the end of your PROPOSED ORDER):

- The following "EXHIBIT A" page should be attached at the **END** of your **PROPOSED ORDER**.
- If your PROPOSED ORDER will address MULTIPLE CAUSE NUMBERS, then you will need to attach a separate "EXHIBIT A" page for each cause number.
- If multiple "EXHIBIT A" pages are attached to your proposed order, you need include the information requested in lines 2-7 of the form only on the first "EXHIBIT A" page.

**DO NOT INCLUDE THIS INSTRUCTION
PAGE IN YOUR PROPOSED ORDER.**

EXHIBIT A, Page ___ of ___:

FINDINGS AND ORDER GRANTING PETITION FOR EXPUNGEMENT OF RECORDS OF ARREST, CRIMINAL CHARGES, OR JUVENILE DELINQUENCY ALLEGATIONS PURSUANT TO I.C. 35-38-9-1

1 Count ____, pertaining to criminal/juvenile cause number: _____

2 **PETITIONER IDENTIFICATION INFORMATION:**

Full Name: _____

Alias Names, DOBs and SSNs:

DOB: _____

SSN: _____

3 **Addresses since arrest:**

4 _____

5 _____

6 _____

7 _____

8 **INDIVIDUAL ARREST INFORMATION:**

9 Criminal/Juvenile Cause Number: _____

10 Arresting Agency: _____

11 County/City of Arrest: _____

12 Law Enforcement Agency Case Number: _____

13 Date of Arrest: _____

Date of Dismissal: _____

14 **List of All Arrest Charges:**

Disposition of Charges:

_____, ____ M/F	

15 **Expunged pursuant to I.C. § 35-38-9-1**

16 **NOT expunged**

For Court use only.