

STATE OF INDIANA) IN THE [[BARTHOLOMEW]] [[SUPERIOR]] COURT
)SS: [[CRIMINAL DIVISION]], ROOM ____
COUNTY OF [[BARTHOLOMEW]]) CAUSE NO.: _____

IN RE THE PETITION FOR EXPUNGEMENT OF)
RECORDS OF ARREST, CRIMINAL CHARGES, OR) Related Criminal Cause Numbers:
JUVENILE DELINQUENCY ALLEGATIONS OF:) _____
) _____
) _____
_____,) _____
Petitioner)

**VERIFIED PETITION FOR EXPUNGEMENT OF RECORDS OF ARREST,
CRIMINAL CHARGES, OR JUVENILE DELINQUENCY ALLEGATIONS
PURSUANT TO I.C. § 35-38-9-1**

1 Comes now the Petitioner, _____, in person and duly sworn upon
2 Petitioner's oath, and files this *PETITION FOR EXPUNGEMENT AND SEALING OF RECORDS*
3 *ARREST, CRIMINAL CHARGES OR JUVENILE DELINQUENCY ALLEGATIONS* under the provisions
4 of IC § 35-38-9-1 and would respectfully request that the Court grant said petition and find that the
5 records related to the cause numbers addressed in this petition be expunged pursuant to statute and that
6 access to these records be sealed pursuant to IC § 35-38-9-1(f). In support thereof, the Petitioner would
7 swear and affirm to the following factual information:

INFORMATION PERTAINING TO ALL COUNTS:

- 8
- 9 1. Petitioner's full name is _____, and Petitioner has used the
10 following other names or aliases:
11 _____
12 _____
- 13 2. Petitioner's date of birth is _____; Petitioner's Social Security Number is
14 XXX-XX-_____; and Petitioner's driver's license number is _____.
- 15 3. No charges are currently pending against the Petitioner, and Petitioner is not currently participating in
16 a pretrial diversion program

[PAGES PERTAINING TO EACH INDIVIDUAL COUNT (each criminal cause number to be expunged) SHOULD BE INSERTED BETWEEN the OPENING and CONCLUSION parts of your PETITION.]

[OMIT THIS PAGE FROM PETITION]

33

CERTIFICATE OF SERVICE

34

The Petitioner hereby certifies that the foregoing pleadings have been served upon the following persons or parties, via U.S. First Class mail, electronic mail, facsimile transmission, or hand delivery on this day of _____:

36

37

_____ County Prosecutor's Office

38

39

40

41

42

Petitioner's Signature

43

44

45

46

Phone: _____

47

Email: _____

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Form Administrative Rule 9-G1

STATE OF INDIANA)
)SS: IN THE [[BARTHOLOMEW]] [[SUPERIOR]] COURT
 COUNTY OF [[BARTHOLOMEW]]) [[CRIMINAL DIVISION]], ROOM ____
) CAUSE NO.: _____
)
 IN RE THE PETITION FOR)
 EXPUNGEMENT OF CONVICTION)
 RECORDS OF:)
 _____,)
 Petitioner.)

**Administrative Rule 9(G)(5) Notice of Exclusion
 of Confidential Information from Public Access
 (FILED WITH TRIAL COURT CLERK)**

1 Contemporaneous with the filing of this notice, _____ has filed
 2 confidential information on green paper in accordance with Administrative Rule 9(G)(6).
 3 Pursuant to Administrative Rule 9(G)(5), _____, provides this notice that
 4 the confidential information contained on that green paper is to remain excluded from public
 5 access in accordance with **Administrative Rule 9(G)(2)(f)**:

- 6 • **Confidential Information Form listing Petitioner’s full Social Security Number**

NOT PUBLIC RECORD

CONFIDENTIAL INFORMATION FORM

[THIS PAGE MUST BE PRINTED ON GREEN PAPER]

1 XP CAUSE NUMBER: _____

2 PETITIONER'S NAME: _____

3 PETITIONER'S FULL SOCIAL SECURITY NUMBER:

4 _____

STATE OF INDIANA) IN THE [[BARTHOLOMEW]] [[SUPERIOR]] COURT
)SS: [[CRIMINAL DIVISION]], ROOM ____
 COUNTY OF [[BARTHOLOMEW]]) CAUSE NO.: _____

IN RE THE PETITION FOR EXPUNGEMENT OF)
 RECORDS OF ARREST, CRIMINAL CHARGES, OR) **Related Criminal Cause Numbers:**
 JUVENILE DELINQUENCY ALLEGATIONS OF:) _____
) _____
 _____,) _____
 Petitioner) _____

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 Petitioner, _____, [by counsel, _____,] filed a
 2 *VERIFIED PETITION FOR EXPUNGEMENT/SEALING OF RECORDS OF ARREST, CRIMINAL*
 3 *CHARGES, OR JUVENILE DELINQUENCY ALLEGATIONS*, and the State of Indiana, by counsel, filed
 4 its Response to said Petition.

5 Petitioner’s Verified Petition for Expungement seeks relief as provided by I.C. 35-38-9-1 for an
 6 arrest, criminal charge, or juvenile delinquency allegation that did not result in a conviction.

7 Upon review of said Petition and the State of Indiana’s Response, the Court finds that the
 8 State has found no legal basis upon which to state an objection to the Court’s granting of
 9 Petitioner’s Verified Petition for Expungement/Sealing of Arrest Records.

10 A hearing was held on _____ regarding said Petition of which all
 11 parties were given notice and during which all parties were given an opportunity to
 12 present evidence and arguments.

13 The Court now enters the following Findings and Order on Petitioner’s Verified Petition for
 14 Expungement:

FINDINGS AS TO ALL COUNTS:

16 1. Petitioner’s full name is _____, and Petitioner has used the following
 17 other names or aliases.
 18 _____
 19 _____.

20 2. Petitioner’s date of birth is _____; Petitioner’s Social Security Number is
 21 _____; and Petitioner’s driver’s license number is _____.

22 3. No charges are currently pending against the Petitioner, and Petitioner is not currently participating in
 23 a pretrial diversion program.

[FINDINGS PERTAINING TO EACH INDIVIDUAL COUNT (each criminal cause number to be expunged) SHOULD BE INSERTED BETWEEN THE OPENING and CONCLUSION parts of your PROPOSED ORDER.]

[OMIT THIS PAGE FROM ORDER]

ORDER

It is therefore ORDERED, ADJUDGED, and DECREED that Petitioner’s *VERIFIED PETITION FOR EXPUNGEMENT/SEALING OF RECORDS OF ARREST, CRIMINAL CHARGES, OR JUVENILE DELINQUENCY ALLEGATIONS* shall be GRANTED as to Counts _____ (pertaining to records related to cause numbers: _____) and DENIED as to Counts _____ (pertaining to records related to cause numbers: _____):

1. As to all counts on which expungement is granted:
 - a. As required under I.C. § 35-38-9-1(g), all information necessary to identify particular agency records that are to be expunged pursuant to this Order has been included in Exhibit A attached to this Order.
 - b. All information placed or retained in any state central repository for criminal history information or in any other alphabetically arranged criminal history information system maintained by a local, regional, or statewide law enforcement agency shall be removed by the following agencies:
 - i. Indiana State Police;
 - ii. _____ County Sheriff’s Department;
 - iii. _____;
 - iv. _____;
 - v. _____.

The records of the sentencing court, a juvenile court, the Indiana Court of Appeals, and the Indiana Supreme Court concerning the person shall be redacted or permanently sealed;

The Clerk of the Supreme Court shall seal or redact any records under the following appellate cause numbers in the Clerk’s possession that relate to the arrest, criminal charges, juvenile delinquency allegation, vacated conviction, or vacated juvenile delinquency adjudication:

- The Clerk of the Supreme Court shall, with respect to any opinion or memorandum decisions issued under the above-listed appellate cause numbers:
- i. Redact the opinion or memorandum decision as it appears on the computer gateway administered by the office of technology so that it does not include the petitioner’s name (in the same manner that opinions involving juveniles are redacted); and
 - ii. Provide a redacted copy of the opinion to any publisher or organization to whom the opinion or memorandum decision is provided after the date of the order of expungement.

NOT PUBLIC RECORD

36 2. Nothing in this Order should be construed to prevent the Indiana Bureau of Motor Vehicles from
37 reporting information about a conviction for a violation of a traffic control law to the Commercial
38 Drivers License Information System (CDLIS) in accordance with I.C. § 9-24-6-2(d).

39 SO ORDERED this _____.

40 _____
41 JUDGE | COMMISSIONER | MAGISTRATE
42 _____ COURT,
43 _____, Room _____

44 Notice to be given by: _____ Court _____ Clerk _____ Other:

45 **PROOF OF NOTICE**

46 **A copy of the entry was served either by mail to the address of record, deposited in the**
47 **attorney's distribution box, or personally distributed to the following persons:**

48 **State of Indiana:**

49 **Petitioner:**

50 **Date of notice:**

51 **Initial of person who notified parties: _____ Court _____ Clerk _____ Other**

52 **Distribution To:**

_____ Indiana State Police
Attorney for Petitioner Attn: Records Division
100 N Senate Ave., Room N301 (East)
Indianapolis, IN 46204

_____ Bureau of Motor Vehicles
Petitioner IGC North, Room 402
100 North Senate Avenue
Indianapolis, IN 46204

_____ County Prosecutor's Office Indiana Department of Correction
Attn: _____ Attn: Records Division
302 W. Washington Street, Room E-334
Indianapolis, IN 46204

_____ County Clerk Office of the Indiana Attorney General
Indiana Government Center South, 5th Floor
_____ County Sheriff's Department 302 W. Washington Street
Indianapolis, IN 46204

Arresting Agencies:

Clerk of the Appellate Courts
 216 State House
 200 West Washington Street
 Indianapolis, IN 46204
 [check this address only if one or more of the expunged cases was appealed.]

Indiana Supreme Court
 STAD – Court Technology
 30 S. Meridian Street, Ste. 500
 Indianapolis, Indiana 46204
 [check this address only if a NO CONTACT ORDER was issued in one or more of the expunged cases as a condition of BOND or PROBATION.]