

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF KERN

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, State Bar number, and address</i>): TELEPHONE NO.: _____ FAX NO.: _____ E-MAIL ADDRESS: _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
PEOPLE OF THE STATE OF CALIFORNIA vs. DEFENDANT: _____ DATE OF BIRTH: _____	
PETITION	
<input type="checkbox"/> FOR RESENTENCING (Pen. Code, § 1170.18(a))	<input type="checkbox"/> FOR REDUCTION TO MISDEMEANOR (Pen. Code, § 1170.18(f))
INSTRUCTIONS	
<ul style="list-style-type: none"> • Petitioner must complete Petition and indicate whether a request is made for Resentencing <u>or</u> Reduction to Misdemeanor. • Upon filing, petitioner is required to immediately provide notice by providing a copy of the Petition to the District Attorney. • The District Attorney is required to complete the Response, file with the court, and provide notice by providing a copy to the Petitioner. • If the petitioner is currently in County Jail or State Prison related to this case, District Attorney indicates the petitioner is ineligible, or if either the petitioner or District Attorney requests a hearing as provided below, the matter will be heard on date noticed. 	CASE NUMBER: _____ DATE: (Minimum of 25 court days after service) TIME: 8:30 a.m. DEPARTMENT: _____

PETITIONER/CONVICTION INFORMATION

On (*date*) _____, Petitioner, the defendant in the above-entitled criminal action, was convicted of the following felony offenses that have now been reclassified as misdemeanors (*specify code(s) and section(s)*): _____
 and was sentenced to (*specify sentence imposed*): _____

Petitioner has no prior convictions for offenses under Penal Code § 667(e)(2)(C)(iv) or for an offense requiring registration pursuant to Penal Code § 290(c). Petitioner does not pose an unreasonable risk of danger to public safety as defined in Penal Code § 1170.18(c).

1. RESENTENCING

Petitioner is currently serving the above sentence. Petitioner requests that the felony sentence be recalled and that Petitioner be resentenced to a misdemeanor under Penal Code § 1170.18(b), (d).

Petitioner is currently being held in County Jail or State Prison

Petitioner waives appearance for resentencing.

2. REDUCTION TO MISDEMEANOR

Petitioner has completed the above sentence. Petitioner requests that the eligible felony convictions listed above be reduced to misdemeanors under Penal Code § 1170.18(f), (g).

Although a hearing is not necessary, I request a hearing for this determination. (*check only if you want a hearing for this determination otherwise the court will review and rule on your petition*)

I declare under penalty of perjury and to the best of my information and belief that the foregoing is true and correct.

Executed on: _____
 (DATE)

► _____
 (SIGNATURE OF PETITIONER OR ATTORNEY)

 (ADDRESS, PETITIONER)

 (CITY) _____ (STATE) _____ (ZIP CODE)

Please include Petition for Resentencing/Reduction Order to this Petition