

IN THE CIRCUIT COURT OF THE 99th JUDICIAL CIRCUIT
ANY COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS)

or)

[] A MUNICIPAL CORPORATION,)

vs.)

CASE NO. 00-CR-0000

JAMES DOE

Defendant/Petitioner.

PETITION TO EXPUNGE

COMES NOW the Defendant/Petitioner, pursuant to 20 ILCS 2630/5.2(b), and petitions the Court to expunge his/her arrest records from the records of the Arresting Authority, the Circuit Clerk and the Department of State Police with regard to the following arrest:

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|---|---|
| Charge: <u>THEFT</u> | Date of Arrest: <u>01/01/2000</u> |
| Arresting Authority: <u>ANYTOWN POLICE DEPARTMENT</u> | |
| Date of Birth: <u>02/02/72</u> | Sex: <u>M</u> Race: <u>WHITE</u> ID #: <u>---</u> |
| Petitioner's Current Mailing Address: | |
| Street/P.O. Box: <u>111 N 1st STREET</u> | |
| City: <u>ANYTOWN</u> | State: <u>IL</u> Zip: <u>60000</u> |

In support of this Petition, Defendant/Petitioner states as follows:

1. The Defendant/Petitioner has never been convicted of any criminal offense.
2. The Defendant/Petitioner was arrested by the Arresting Authority on the date and for the offense stated above, or if no arrest was made, Defendant/Petitioner was charged with the offense on the date stated above.
3. The Defendant/Petitioner was released without the filing of formal charges; OR
 The Defendant/Petitioner was charged, but was later acquitted or otherwise released without being convicted; OR
 The Defendant/Petitioner was convicted, but the conviction was later reversed or vacated; OR
 The Defendant/Petitioner was released without conviction following a sentence of court supervision, for the offense of:
 - 625 ILCS 5/3-707 - Operating an Uninsured Motor Vehicle, or
 - 625 ILCS 5/3-708 - Suspended Registration for Noninsurance, or
 - 625 ILCS 5/3-710 - Displaying of False Insurance, or
 - 625 ILCS 5/401.3 - Failure of Scrap Dealer to Keep Records, or

SAMPLE

- 720 ILCS 5/12-3.2 - Domestic Battery, or
 - 720 ILCS 5/12-15 - Criminal Sexual Abuse;
- and it has been FIVE years since the successful discharge and dismissal from court supervision; OR

- The Defendant/Petitioner was released without conviction following a sentence of court supervision for an offense which is not set forth above, and it has been TWO years since the successful discharge and dismissal from court supervision; OR

4. The Defendant/Petitioner was released without conviction following a sentence of probation under:

- 720 ILCS 550/10 - Section 10 of the Cannabis Control Act, or
- 720 ILCS 570/410 - Section 410 of the Illinois Controlled Substances Act, or
- 720 ILCS 5/12-4.3 (if charged before January 1, 1996) - Section 12-4.3(b)(1) and (2) of the Criminal Code of 1961 (Aggravated Battery of a Child, as those provisions existed before their deletion by Public Act 89-313), or
- 20 ILCS 301/40-10 - Section 40-10 of the Alcoholism and Other Drug Dependency Act when the judgment of conviction has been vacated, or
- 20 ILCS 301/10-102 - Section 10-102 of the Illinois Alcoholism and Other Drug Dependency Act (as those provisions existed before their deletion by Public Act 88-80) when the judgment of conviction has been vacated, or
- Section 10 of the Steroid Control Act (repealed), or
- 720 ILCS 646/70 - Section 70 of the Methamphetamine Control and Community Protection Act;

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and it has been FIVE years since the successful termination of probation.

5. If the Defendant/Petitioner is seeking to expunge felony records listed in paragraph 4 of this Petition, he/she has attached results of a drug test taken within the 30 days previous to the filing of this Petition showing the absence within Defendant/Petitioner's body of any illegal substances as defined by the Illinois Controlled Substances Act, the Methamphetamine Control and Community Protection Act and the Cannabis Control Act.

6. In the case sought to be expunged, the Defendant/Petitioner was not granted court supervision for (1) driving under the influence; (2) reckless driving; or (3) any sexual offense committed against a minor under 18 years of age.

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7. The Defendant/Petitioner has paid all costs and fees for the filing of this Petition, or has been granted a fee waiver by the Court.

8. There are no criminal charges currently pending against the Defendant/Petitioner in any jurisdiction.

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WHEREFORE, the Defendant/Petitioner prays that his/her record of arrest be expunged as allowed by law.

DATED: 01/01, 2012


 Defendant/Petitioner

VERIFICATION BY CERTIFICATION

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Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief, as to such matters the undersigned certifies as aforesaid he/she verily believes the same to be true.

Date 01/01/2012 Defendant/Petitioner [Signature]

Subscribed and sworn to before me this 1st day of JANUARY, 2012 **SAMPLE**

My Commission Expires

[Signature]
Notary/Clerk

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Prepared by:
Name JAMES DOE Atty No. N/A
Address 111 N. 1ST STREET Attorney for N/A
City/State/Zip ANYTOWN IL 60000 Telephone 123-456-7890