



## SUPERIOR COURT OF CALIFORNIA, COUNTY OF YOLO

- YOLO COUNTY COURTHOUSE, 1000 MAIN STREET, WOODLAND, CA. 95695  
 TRAFFIC DIVISION, 1000 MAIN STREET, WOODLAND, CA. 95695

### GENERAL INFORMATION FOR PETITIONS FOR DISMISSAL UNDER PEN. CODE §§ 1203.4 AND 1203.4a (MISDEMEANORS AND INFRACTIONS)\*

**\*FOR INFORMATION ON FELONY OR FORMAL PROBATION CASES, PLEASE CONTACT THE CRIMINAL DIVISION AT (530)406-6705**

Eligibility	Pen. Code § 1203.4	If probation was <u>granted</u> , defendant may be eligible for relief if the conditions of probation for the entire period of probation have been fulfilled.								
	Pen. Code § 1203.4a	If probation was <u>not granted</u> , and more than one year has elapsed since the date of sentencing, defendant may be eligible for relief.								
	Case Status	The case must be an ADJUDICATED MATTER. This means that defendant has either entered a plea of guilty or no contest, or a guilty verdict was entered, and defendant was sentenced.								
Application	Forms	A "Petition for Dismissal" (CR-180), "Order for Dismissal" (CR-181), and "Declaration" (MC-031) for all applications for dismissal may be obtained at <a href="http://www.courts.ca.gov/forms.htm">http://www.courts.ca.gov/forms.htm</a> .  Multiple case numbers for the same defendant <b>must be placed on separate petition(s)</b> .								
	Court Costs	The defendant may be required to reimburse the court for actual services rendered in processing <u>each</u> petition. Court costs are to be determined by Judicial Officers and defendants will be notified in writing if they are required to pay a fee for services rendered.								
	Notice to the Prosecuting Agency	Pursuant to Pen. Code § 1203.4(d), the appropriate prosecuting agency must be given 15 calendar days notice of the filing of the petition to allow time for the filing of an optional objection to the petition.								
	Proof of Service	<b>It is the defendant's responsibility to serve the prosecuting agency with any petitions filed and to file a proof of service with the court.</b>								
	Opposition	In the event that the District Attorney's Office files an opposition, the court will set a hearing date and notice all parties.								
		If you were represented by court-appointed counsel, they may be able to assist you with the dismissal process.								
	Processing Time	The processing of the petition may take approximately four to eight weeks from the date it is filed.								
Older Records	<p>Since Gov. Code § 68152 allows that some court records be destroyed after five years, the court may not be able to process a petition filed more than five years after a case has been adjudicated, unless documentation of the appropriate court records can be provided. The following documentation is acceptable:</p> <ul style="list-style-type: none"> <li>▶ Copies of the complaint, conviction, and clerk's minutes in the case, <b>OR</b></li> <li>▶ A Department of Justice abstract of defendant's criminal history, which may be obtained by contacting:           <table style="width: 100%; border: none;"> <tr> <td style="width: 50%;">Department of Justice</td> <td style="width: 50%;">Telephone: (916) 227-3832</td> </tr> <tr> <td>Records Review Unit</td> <td>Website: <a href="http://caag.state.ca.us">http://caag.state.ca.us</a></td> </tr> <tr> <td>P.O. Box 903417</td> <td></td> </tr> <tr> <td>Sacramento, CA 94203-4170</td> <td></td> </tr> </table> </li> </ul>		Department of Justice	Telephone: (916) 227-3832	Records Review Unit	Website: <a href="http://caag.state.ca.us">http://caag.state.ca.us</a>	P.O. Box 903417		Sacramento, CA 94203-4170	
Department of Justice	Telephone: (916) 227-3832									
Records Review Unit	Website: <a href="http://caag.state.ca.us">http://caag.state.ca.us</a>									
P.O. Box 903417										
Sacramento, CA 94203-4170										
Granting of the Petition	A notation will be entered on the record that relief was granted, but granting relief does NOT seal, destroy, or remove any entries from the court, law enforcement or Department of Justice records.									
	If you have questions about the status of your case, you may contact the Criminal Division at (530)406-6705 for misdemeanors or the Traffic Division at (530)406-6702 for infractions.									