
Name

Address

City, State, Zip

Phone

Check your email. You will receive information and documents at this email address.

Email

I am the Petitioner
 Attorney for the Petitioner and my Utah Bar number is _____

In the District Justice Court of Utah

_____ Judicial District _____ County

Court Address _____

In Re:

**Petition to Expunge Records
(Special Certificate from BCI)**

Petitioner

Case Number

Judge

Choose (1) and complete that section if you were **not** convicted of the crime you are asking to expunge. Choose (2) and complete that section if you **were** convicted of the crime(s) you are asking to expunge. Complete Paragraph (3) also.

1. **Records of crimes without a conviction.**

(A) I was arrested on _____ (date) by
_____ (law enforcement agency). The law
enforcement agency's file number is _____.

(B) Choose one.

The following court case was filed as a result of the arrest:

_____.

No cases were filed.

(C) Choose all that apply:

I was not convicted of the offense.

At least 30 days have passed since I was arrested.

I have not been arrested since this arrest.

One of the following has occurred: (Choose one)

no charges were filed; or

charges were filed, but the case was dismissed with prejudice;
or

charges were filed, but I was acquitted at trial.

2. **Records of crimes with a conviction.**

(A) I was convicted of a crime or crimes in court case no. _____.

(B) Choose all that apply:

None of the crimes is:

- a capital or first degree felony;
- a violent felony as defined in § 76-3-203.5;
- automobile homicide;
- felony driving under the influence; or
- a registerable sex offense as defined in § 77-27-21.5;

There is no criminal case pending against me or being investigated in any jurisdiction.

In my lifetime, I have not been convicted in separate criminal episodes of:

- two or more felonies;
- three or more crimes of which two are class A misdemeanors;
- four or more crimes of which three are class B misdemeanors; or
- five or more crimes of any degree other than infractions.

I have paid all fines, fees, restitution and interest.

The following time periods have elapsed from the date I was convicted or released from incarceration, probation or parole, whichever occurred last:

- 10 years in the case of a misdemeanor conviction of § 41-6a-501(2) or a felony conviction of § 58-37-8(2)(g);
- 7 years in the case of a felony;
- 5 years in the case of a class A misdemeanor;
- 4 years in the case of a class B misdemeanor; or
- 3 years in the case of any other misdemeanor or infraction.

3. **Certificate of eligibility.** BCI was unable to determine an appropriate disposition of my criminal history. BCI has therefore issued the attached special certificate for the court to determine my eligibility for expungement. The following is why I believe that I am eligible for expungement:

4. **Public interest.** The following explains why expunging the crimes is not contrary to the public's interests.

5. **Request.** I request that the court order expungement of the crimes or alleged crimes identified above and order state, county and local government agencies to expunge related records in their possession or control.

I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at _____ (city, and state or country).

Date

Signature ► _____

Printed Name _____