

IN THE CIRCUIT COURT OF THE SECOND
JUDICIAL CIRCUIT, IN AND FOR LEON
COUNTY, FLORIDA

CASE #: _____

STATE OF FLORIDA,

SPN #: _____

vs.

Name of Defendant/Petitioner

Current Mailing Address

City/State/Zip

Home Phone / Work Phone

PETITION TO SEAL

The defendant/petitioner, _____, by and through the undersigned attorney, petitions this court, pursuant to Florida Rule of Criminal Procedure 3.692 and Section 943.059, Florida Statutes, to seal all criminal history record information in the custody of any criminal justice agency and the official records of the court concerning the petitioner's arrest on the ____ day of _____, _____, by the _____ (arresting agency), for _____ (charges), and as grounds therefore shows:

1. The full name and address of the defendant/petitioner at the time of the arrest was:

_____.

2. The defendant/petitioner is a _____ (race) _____ (sex), whose date of birth is _____.

3. The defendant/petitioner has not been adjudicated guilty of any of the charges stemming from this arrest or alleged criminal activity.

4. The defendant/petitioner has not been previously adjudicated guilty of a criminal offense or a comparable ordinance violation.
5. The defendant/petitioner has not secured a prior records expunction or sealing under Sections 943.0585, or 943.059, Florida Statutes; former section 943.058, Florida Statutes; former section 893.14, Florida Statutes; former section 901.33, Florida Statutes; or any other law, rule, or authority.

WHEREFORE, the defendant/petitioner moves to seal any criminal history record information and any official court records regarding his/her arrest by the _____ (arresting agency), for _____ (charges), on the _____ day of _____, _____.

I HEREBY CERTIFY that a true and correct copy of the foregoing pleading has been served on the following prosecuting authority (check one): _____ State Attorney for the Second Judicial Circuit; _____ Special Prosecutor; or _____ Statewide Prosecutor; and the _____ (arresting agency); _____ (Sheriff of county where defendant was arrested, if different); and the Florida Department of Law Enforcement, this _____ day of _____, _____.

Defendant/Petitioner Signature

IN THE CIRCUIT COURT OF THE
SECOND JUDICIAL CIRCUIT, IN AND
FOR LEON COUNTY, FLORIDA

STATE OF FLORIDA,

CASE #: _____

vs.

SPN #: _____

Name of Defendant/Petitioner

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AFFIDAVIT

STATE OF FLORIDA
COUNTY OF LEON

I, _____, am the defendant/petitioner in the above-styled case, and I do hereby swear or affirm that:

1. I fully understand the meaning of all of the terms of this affidavit.
2. I have never been adjudicated guilty of a criminal offense or a comparable ordinance violation.
3. I was arrested on the _____ day of _____, _____, by the _____ (arresting agency), and I have not been adjudicated guilty of the charges stemming from that arrest or the alleged criminal activity surrounding my arrest.
4. I am eligible for the relief requested, to the best of my knowledge and belief, and do not have any other petition to expunge or seal pending before any court.
5. I have never secured a prior records expunction or sealing under any law.

Defendant/Petitioner

Sworn to and subscribed before me this _____ day of _____, _____.

Notary Public/Deputy Clerk
My Commission Expires:

Print/Type Notary/Deputy Clerk Name

_____ Personally known or _____ Produced ID Type of ID Produced _____

IN THE CIRCUIT COURT OF THE SECOND
JUDICIAL CIRCUIT, IN AND FOR LEON
COUNTY, FLORIDA

CASE #: _____

STATE OF FLORIDA,

SPN #: _____

vs.

Arrest Agency Case #: _____

Name of Defendant/Petitioner

Date of Birth

Current Mailing Address

City/State/Zip

**ORDER TO SEAL PURSUANT TO SECTION 943.059, FLORIDA STATUTES,
and FLORIDA RULE OF CRIMINAL PROCEDURE 3.692**

THIS CAUSE was considered a petition to seal records concerning the defendant/petitioner's arrest on the ____ day of _____, _____, by the _____ (arresting agency), for _____ (charges). Having reviewed the record and/or having heard argument of defendant/petitioner or counsel and being otherwise fully advised in the premises, the court finds the following:

1. The defendant/petitioner has never previously been adjudicated guilty of a criminal offense or a comparable ordinance violation.
2. The defendant/petitioner was not adjudicated guilty of charges stemming from the arrest of criminal activity to which this expunction petition pertains.
3. The defendant/petitioner has not secured a prior records expunction or sealing.

THEREFORE, it is

ORDERED and ADJUDGED that the petition to seal records is granted. All court records pertaining to the above-styled case shall be sealed in accordance with the procedures set forth in the

Florida Rule of Criminal Procedure 3.692. However, if the petitioner is participating in the payment program for court costs and fines, in accordance with Administrative Order 97-08, all documents pertaining to participation in the payment program will remain open to the public until such time as payment is made in full, pursuant to Administrative Order 2000-10.

ORDERED and ADJUDGED that the clerk of this court shall forward a certified copy of this order to the prosecuting authority (check one): _____ State Attorney of the Second Judicial Circuit; _____ Special Prosecutor; or _____ Statewide Prosecutor; and to the arresting agency _____, and the Sheriff of Leon County, all of whom will comply with the procedures set forth in section 943.059, Florida Statutes, and appropriate regulations of the Department of Law Enforcement, and all of whom will further forward a copy of this order to any agency that their records reflect has received the instant criminal history record information.

ORDERED and ADJUDGED that the _____ (arresting agency) shall seal all information concerning indicia of arrest or criminal history record information regarding this petitioner in accordance with the procedures set forth in Section 943.059, Florida Statutes, and Florida Rule of Criminal Procedure 3.692.

DONE and ORDERED at Tallahassee, Leon County, Florida, this _____ day of _____, _____.

CIRCUIT JUDGE