

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	<b>FOR COURT USE ONLY</b>
PEOPLE OF THE STATE OF CALIFORNIA v. DEFENDANT: _____	
<b>PETITION FOR DISMISSAL</b> <b>(Pen. Code, §§ 17, 1203.4, 1203.4a)</b>	CASE NUMBER: _____
<b>DEFENDANT'S INFORMATION</b>	
CII: _____ DRIVER'S LIC #: _____ SSN # (LAST FOUR DIGITS ONLY): _____ DATE OF BIRTH: _____	

1. On (date): \_\_\_\_\_ the defendant in the above-entitled criminal action was convicted of a violation of section(s) (specify): \_\_\_\_\_ of the (specify): \_\_\_\_\_ Code.
2. The offense was a  misdemeanor  felony.  
 Felony offense (Pen. Code, § 17):  
 The offense listed above is a felony that may be reduced to a misdemeanor under Penal Code section 17.
3.  Offense with probation granted (Pen. Code, § 1203.4):  
 Probation was granted on the terms and conditions set forth in the docket of the above-entitled court; the defendant is not serving a sentence for any offense, nor on probation for any offense, nor under charge of commission of any crime, and the defendant (check one):
  - a.  has fulfilled the conditions of probation for the entire period thereof;
  - b.  has been discharged from probation prior to the termination of the period thereof; or
  - c.  should be granted relief in the interests of justice. (Please note: You must explain why granting a dismissal would be in the interests of justice by completing and attaching the optional Attached Declaration (form MC-031).)
4.  Offense with sentence other than probation (Pen. Code, § 1203.4a):  
 Probation was not granted; more than one year has elapsed since the date of pronouncement of judgment. The defendant has complied with the sentence of the court and is not serving a sentence for any offense nor under charge of commission of any crime, and since said pronouncement of judgment has lived an honest and upright life and conformed to and obeyed the laws of the land.

Petitioner requests that defendant be permitted to withdraw the plea of guilty, or that the verdict or finding of guilt be set aside and a plea of not guilty be entered and the court dismiss this action under section  1203.4 or  1203.4a of the Penal Code.

Petitioner requests that the felony charge be reduced to a misdemeanor under Penal Code section 17.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on: \_\_\_\_\_  
(DATE)

▶ \_\_\_\_\_  
 (SIGNATURE OF PETITIONER OR ATTORNEY)

\_\_\_\_\_  
 (ADDRESS, DEFENDANT) (CITY) (STATE) (ZIP CODE)