

**PETITION FOR EXPUNGEMENT
PURSUANT TO Pa.R.Crim.P. 790
PACKET**

Petitioner/Defendant must contact the Cameron County Probation Department to ensure all fines, costs, and restitution have been paid in full and all the requirements of Probation, as well as those set forth in the Sentencing Order, have been met and completed.

Petitioner/Defendant must contact the Pennsylvania State Police to obtain a current copy of his/her criminal record to file with the Petition for Expungement. The criminal record must be obtained within sixty (60) days of filing the Petition.

Petitioner/Defendant must complete the Petition for Expungement in its entirety and to the best of his/her ability including any and all necessary Exhibits. Petitioner/Defendant may wish to consult an attorney or have an attorney file the Petition on his/her behalf.

Once the Petition and all necessary Exhibits are completed, the Petitioner/Defendant must then bring the Petition Packet and Order of Court to the Cameron County Prothonotary's Office located on the main floor of the Cameron County Courthouse at 20 East Fifth Street, Emporium.

There is a ⁴182.00 filing fee that must be paid in full when filing the Petition for Expungement with the Cameron County Prothonotary. Payment must be made in cash or by a money order payable to Cameron County.

The Petitioner/Defendant must serve the Cameron County District Attorney/Attorney for the Commonwealth with a time-stamped copy of the Petition for Expungement and complete the Certificate of Service or "EXHIBIT C" to include with the Petition Packet to be presented to the Judge for his final review.

The Cameron County Clerk of Courts is responsible for serving Certified Copies of the Final Order to the Petitioner/Defendant, as well as to the appropriate Criminal Justice Agencies.

THE CAMERON COUNTY CLERK OF COURTS IS NOT PERMITTED TO ASSIST THE PETITIONER/DEFENDANT IN COMPLETING THE PETITION FOR EXPUNGEMENT.

In the Court of Common Pleas
County of Cameron
59th Judicial District



Commonwealth of Pennsylvania
v

Docket No: CP-12-CR- -20

Petition for Expungement Pursuant to Pa.R.Crim.P. 790

AND NOW, the petitioner avers the following and requests that this petition for expungement pursuant to Pa.R.Crim.P. 790 be granted for the reasons set forth below.

| PETITIONER INFORMATION | | | | | | |
|--|---------|------------|--------------------------------|-------------------------|--------------------|-------------|
| Full Name: | | DOB: | | Social Security Number: | | |
| Address: | | Alias(es): | | | | |
| | | | | | | |
| CASE INFORMATION | | | | | | |
| List name, address of the Judge of the Court of Common Pleas of <u>Cameron County</u> who accepted the guilty plea or heard the case: | | | | | | |
| Judge: | | | Address: | | | |
| <u>Cameron County Court of Common Pleas</u> | | | Offense Tracking Number (OTN): | | | |
| Docket Number: | | | Date of Arrest: | | Date on Complaint: | |
| Name of Arresting Agency: | | | | | | |
| List name and mailing address of the affiant as shown on the complaint, if available: | | | | | | |
| Name of Affiant: | | | Address: | | | |
| List specific charges, as they appear on the charging document, to be expunged and the disposition of each charge (please attach additional sheet(s) of paper if necessary): | | | | | | |
| PA Statute (Title) | Section | Subsection | Statute Description | Counts | Grade | Disposition |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| If the sentence imposed included a fine, costs or restitution, has the amount due been paid? <input type="checkbox"/> Yes <input type="checkbox"/> No | | | | | | |
| List the reason(s) for the expungement (please attach additional sheet(s) of paper if necessary): | | | | | | |
| <input type="checkbox"/> I have attached a copy of my Pennsylvania State Police Criminal History which I have obtained within 60 days before filing this petition. | | | | | | |
| <input type="checkbox"/> I have not attached a copy of my Pennsylvania State Police Criminal History. State reason(s) below: | | | | | | |

When this petition is filed with the Clerk of Courts, the petitioner shall serve a copy upon the attorney for the Commonwealth.

I, the undersigned petitioner, avers that the facts set forth in this petition are true and correct to the best of my personal knowledge or information and belief, and are made subject to the penalties of unsworn falsification to authorities under 18 Pa.C.S § 4904.

Signature of Petitioner

Date

**IN THE COURT OF COMMON PLEAS OF THE
FIFTY-NINTH JUDICIAL DISTRICT OF PENNSYLVANIA**

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| | | |
|-------------------------------------|---|--------------------------------|
| COMMONWEALTH OF PENNSYLVANIA | * | COUNTY BRANCH – CAMERON |
| | * | |
| VS | * | CRIMINAL |
| | * | |
| | * | |
| _____ | * | _____ |
| DEFENDANT | * | CASE NUMBER |
| | * | |

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VERIFICATION

I verify that the statements made in this Motion/Petition for Expungement of Criminal Records and all necessary Exhibits included herein are true and correct to the best of my knowledge or information and belief. I understand that false statements herein are made subject to the penalties for unsworn falsification to authorities under the Crimes Code 4904, 18 Pa.C.S. 4904.

Date: _____

Petitioner/Defendant

EXHIBIT "A"

**IN THE COURT OF COMMON PLEAS OF THE
FIFTY-NINTH JUDICIAL DISTRICT OF PENNSYLVANIA**

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| | | |
|------------------------------|---|-------------------------|
| COMMONWEALTH OF PENNSYLVANIA | * | COUNTY BRANCH – CAMERON |
| | * | |
| VS | * | CRIMINAL |
| | * | |
| _____ | * | _____ |
| DEFENDANT | * | CASE NUMBER |
| | * | |
| | * | _____ |
| | * | OTN |

.....

CERTIFICATION OF AGENCY/OFFICER CHARGED WITH SUPERVISION

IT IS HEREBY CERTIFIED that I, _____,
(name of Probation Officer), being a Probation Officer of the Cameron County Probation Department, do hereby certify that I supervised the Probation of the above named Defendant imposed by the Court of Common Pleas of Cameron County, that I am aware of the terms and conditions of Defendant’s Probation, and that Defendant has complied with the terms and conditions and successfully completed the Probation Program. I do also certify that any and all fines, costs, and restitution have been paid in full.

Date: _____

Probation Officer Signature

Probation Officer Printed Name

CONSENT OF ATTORNEY FOR THE COMMONWEALTH

I, _____, Attorney representing the Commonwealth of Pennsylvania, confirm that I have received a copy of the Petition for Expungement Pursuant to Pa.R.Crim.P.790 filed in this matter and consent to the Expungement of the Criminal Record of the Defendant as relates to the above-captioned case only.

Date: _____

Attorney for the Commonwealth Signature

Attorney for the Commonwealth Printed Name

EXHIBIT "B"

**IN THE COURT OF COMMON PLEAS OF THE
FIFTY-NINTH JUDICIAL DISTRICT OF PENNSYLVANIA**

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COMMONWEALTH OF PENNSYLVANIA * COUNTY BRANCH – CAMERON

VS

CRIMINAL

DEFENDANT

CASE NUMBER

OTN

.....

AFFIDAVIT

I, _____, (name), being duly affirmed according to law, do hereby depose and say that the facts contained herein are true and correct; that your affiant is the above named Defendant and makes this application requesting the Court to enter an Order dismissing the aforesaid charges against him/her. Defendant further swears and affirms that he/she has satisfactorily completed the program and complied with its conditions.

Date: _____

Petitioner/Defendant Signature

Petitioner/Defendant Printed Name

Sworn to and Subscribed before me
this _____ day of _____, 20 _____

Notary Public

My commission expires:

EXHIBIT "C"

**IN THE COURT OF COMMON PLEAS OF THE
FIFTY-NINTH JUDICIAL DISTRICT OF PENNSYLVANIA**

.....

| | | |
|------------------------------|---|-------------------------|
| COMMONWEALTH OF PENNSYLVANIA | * | COUNTY BRANCH – CAMERON |
| | * | |
| VS | * | CRIMINAL |
| | * | |
| _____ | * | _____ |
| DEFENDANT | * | CASE NUMBER |
| | * | |
| | * | _____ |
| | * | OTN |

.....

CERTIFICATE OF SERVICE

I, _____, (name), certify that on this the _____ day of _____, 20____ one (1) copy of the foregoing "Petition for Expungement Pursuant to Pa.R.Crim.P. 790" was served upon the Attorney for the Commonwealth of Pennsylvania at the address set forth below by Personal Service/Certified Mail (circle one) in compliance with Pa.R.Crim.P. 576(B)(2):

Attorney for the Commonwealth

Address

Date: _____

Petitioner/Defendant Signature

Petitioner/Defendant Printed Name

Petitioner/Defendant Mailing Address

Petitioner/Defendant Telephone Number

IN THE COURT OF COMMON PLEAS OF THE
FIFTY-NINTH JUDICIAL DISTRICT OF PENNSYLVANIA

.....

COMMONWEALTH OF PENNSYLVANIA * COUNTY BRANCH – CAMERON

VS

CRIMINAL

DEFENDANT

CASE NUMBER

OTN

.....

ORDER OF COURT

NOW, this _____ day of _____, 20____, upon consideration of the Petition for Expungement Pursuant to Pa.R.Crim.P. 790 and the consent thereto provided by the Attorney for the Commonwealth, IT IS ORDERED that the Petition is GRANTED and the Criminal Record of the Defendant as relates to the charges filed and the disposition of the those charges in this case shall be expunged.

The information mandated by Pa.R.Crim.P. 790(c) is provided as follows:

1. Petitioner/Defendant's Name: _____
2. Aliases: _____
3. Address: _____

4. Date of Birth: _____
5. Social Security Number: _____
6. Presiding Judge: _____
Address: _____

7. Affiant/Arresting Officer: _____
8. Agency: _____
9. Address: _____

10. Date of Complaint or Offense: _____
11. Specific Charges: _____

12. Disposition of Charges: _____
13. Reason for Expungement: _____

All Fines, Costs and/or Restitution have been paid in full.

The Cameron County Clerk of Courts shall serve a certified copy of this Order to the following Criminal Justice Agencies:

1. **Cameron County District Attorney/Attorney for the Commonwealth**
2. **Cameron County Magisterial District Justice**
3. **Cameron County Sheriff**
4. **Cameron County Victim/Witness Director**
5. **Cameron County Probation Department**
6. **PA State Police Central Repository**
7. **PA State Police – Troop F; Emporium**
8. **The Arresting Officer/Agency**
9. **Defense Attorney**
10. **Administrative Office of the Pennsylvania Courts**
11. **Petitioner/Defendant**

BY THE COURT:

Richard A. Masson, President Judge