

ORANGE COUNTY PUBLIC DEFENDER

Clean Slate Application



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Orange County Public Defender Clean Slate Program

The Orange County Public Defender Clean Slate Program assists those seeking a fresh start and improved opportunities for employment, professional licensing, or consumer credit.

The following services are offered through Clean Slate:

- Dismissals
 - Penal Code sections 1203.4, 1203.4a, 1203.41, 1203.42, 1203.43, 1203.49, 1203.4b
- Felony and Misdemeanor Reduction (Penal Code sections 17(b), 17(d)(2))
- Proposition 47 felony reduction to misdemeanor (Penal Code section 1170.18)
- Proposition 64 reclassification of certain marijuana offenses
- Sealing Arrest Records
- Sealing Juvenile Records
- Early Probation Termination
- Certificate of Rehabilitation (to prepare for a pardon)
- Modification of Sentence from 365 Days to 364 Days (for immigration cases)
- Vacatur Relief
 - Penal Code section 236.14 for victims of human trafficking
 - Penal Code section 236.15 for victims of intimate partner violence or victims of sexual violence

CENTRAL OFFICE 801 Civic Center Drive West, Suite 300 Santa Ana, CA 92701 (657) 251-6460	HARBOR OFFICE 4601 Jamboree Rd. Suite 101 Newport Beach, CA 92660 (657) 251-6553	JUVENILE OFFICE 341 City Drive S. Suite 307 Orange, CA 92868 (657) 251-6718	MENTAL HEALTH 200 W. Santa Ana Blvd. Suite 800 Santa Ana, CA 92701 (657) 251-6414	NORTH OFFICE 1440 N. Harbor Blvd. 4th Floor Fullerton, CA 92835 (657) 251-6472	WEST OFFICE 14120 Beach Blvd. Suite 200 Westminster, CA 92683 (657) 251-6562
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1203.4 Dismissals

Penal Code sections 1203.4, 1203.4a, 1203.41, 1203.42, 1203.43, 1203.49, 1203.4b

Penal Code section 1203.4 et. seq. allows for criminal convictions to be petitioned to be dismissed; a form of cleaning your record.

Who is eligible?

Anyone who has a conviction as an adult on a criminal case. Almost all offenses are eligible for relief.

What types of cases are eligible?

Due to recent changes in the law, nearly all criminal cases are now eligible to be considered for 1203.4 relief, regardless of the sentence.

What will a 1203.4 dismissal do? A 1203.4 dismissal will result in:

- The plea of guilty or nolo contendere or verdicts or findings of guilt being set aside and vacated,
- A plea of not guilty being entered, and the complaint or information (the charging document) being dismissed.

What a 1203.4 dismissal will NOT do. It will NOT:

- Remove the conviction from your "RAP Sheet". California and FBI criminal history records will still show the conviction, but will also show "Dismissed per 1203.4";
- Reinstate your right to own, possess, or have custody or control of a firearm;
- Allow you to omit the conviction from applications for government-issued licenses;
- Seal or otherwise remove the court case from public inspection;
- Prevent the conviction from being used as a "prior", when applicable, to increase punishment in certain cases;
- Prevent the conviction for being used for impeachment purposes if called as a witness;
- Relieve you of the obligation to disclose the conviction in response to any direct question contained in any questionnaire or application for public office, for licensure by any state or local agency, or for contracting with the California State Lottery Commission;
- Prevent the conviction from being considered and used to refuse or revoke government licenses and permits such as a teaching credential, nursing license, bus driver's license, security guard certificate, etc., however, the 1203.4 dismissal may reduce the weight given to the conviction by the licensing agency;
- Permit a person prohibited from holding public office as a result of that conviction to hold public office;
- Eliminate the conviction from consideration for immigration purposes (except for granted 1203.43 Petitions);
- Release you from the terms and conditions of certain unexpired criminal protective orders issued by the court;
- Remove the requirement to register as a sex offender per Penal Code section 290.

How to Request Adult Clean Slate Relief:

A request for assistance for Clean Slate relief begins with two forms that must be completed and submitted to our Clean Slate Program:

- CR-105 Defendant's Financial Statement
- Clean Slate Application

These two documents may be submitted

- Online through CleanSlate@ocpubdef.com, or
- in person at our office (see our address below), or
- by U.S. Mail (see our address below)

How to Contact our Clean Slate Program

- Online through our email address: CleanSlate@ocpubdef.com
- Call our office at 657-251-6090; ask to speak with the Clean Slate Program
- Come in to our office at:
801 Civic Center Drive West, Suite 400
Santa Ana CA 92701

Please note that an appointment may be necessary if you wish to speak to someone in our Clean Slate Program at our office

How to Request Juvenile Clean Slate Relief:

Requests to seal juvenile records pursuant to Welfare and Institutions Code section 781 must be submitted directly to the Probation Department using their forms.

To begin the process, go to:

[Sealing Juvenile Records | Orange County Probation Department \(ocgov.com\)](#)

Orange County Public Defender Clean Slate Application

First Name		Middle Name		Last Name		Other Names Used		
Date of Birth	Place of Birth			Social Security #		CDL#	Today's Date	
Contact Information								
Street Address				APT. #	City		State	Zip Code
Phone		Alt Phone			Email Address			
May we leave a message for you at these contact numbers if you do not answer?						No <input type="checkbox"/>	Yes <input type="checkbox"/>	

Current Information

Are you currently:

YES NO

- Seeking Clean Slate relief for Immigration Purposes?**
- Serving a sentence?
- Charged with a crime?
- On probation?
- On Mandatory Supervision?
- On parole?
- On Postrelease Community Supervision (PRCS)?

Which type of Clean Slate Relief are you are seeking?

- 1203.4 Dismissal
- Felony reduction to misdemeanor
- Early Termination of Probation
- Sealing Adult Arrest Records
- Certificate of Rehabilitation (to prepare for a pardon)
- Modification of Sentence from 365 Days to 364 Days (immigration)
- Dismissal and Re-Sentencing of Certain Marijuana Conviction
- Vacatur Relief (victims of human trafficking, victims of intimate partner violence or sexual violence)

Cases:

List your Orange County case numbers (as best as you can)

List cases and charges for other counties, states or federal

If you are seeking Clean Slate Relief pursuant to 1203.4b (AB2147 - Fire Camp), answer the following questions:

Orange County Case #: _____

Your CDCR#: _____

Did you successfully participate in Fire Camp as an Individual Hand Crew Member? Yes No

Were you ever removed from Fire Camp prior to your release from CDCR (state prison)? Yes No

Name of the California Conservation Camp where you participated in Fire Camp:

Dates you participated in Fire Camp:

Date you were released from CDCR:

Are you currently on parole? Yes No

Are you currently on PRCS? Yes No

Please submit with your Clean Slate Application any certificates you received from your Fire Camp Training.

Supplemental Worksheet

Most forms of Clean Slate relief are discretionary, and for requests for relief that are discretionary, we submit additional information to the Court.

Briefly answer the questions below to the best of your ability.

Provide (or begin gathering) documentation to accompany your petition. Types of useful documents include:

- Letters of support from family, friends, employers, managers, supervisors, co-workers, teachers, clergy.

Make sure these letters have an actual signature, signed by the writer of the letter, and if applicable, are on letterhead. They may be addressed to:

The Honorable Judge of the Court

- Recent diplomas or certificates
- Current or recent school transcripts
- Certificates from completed rehabilitation programs
- Volunteer Community Service records

Please send these documents to us via U.S. Mail (preferred) or as PDF attachments to an email.

1. Why do you want Clean Slate relief?

2. How has your criminal record hurt your life?

3. When was your last conviction in any county?

4. When were you last released from custody?

5. Describe your lifestyle and why you believe it caused your criminal offenses.

6. Describe your present lifestyle and explain why it helps you be arrest/conviction free.

7. If you have had family support since your conviction, briefly explain.

8. If you have been employed since your conviction, provide a list of job(s) and dates.

9. If you have participated in any form of counseling since your conviction, describe how it has helped you.

10. If you attended school since your conviction, briefly describe.

11. Describe any social organizations you belong to (for example, church, community organizations).

12. Describe any volunteer work you have completed for any organizations.
