

<input type="checkbox"/> District Court <input type="checkbox"/> County Court _____ County, Colorado Court Address: _____	
<b>People of the State of Colorado</b>  v.  <b>Defendant</b>	▲ <b>COURT USE ONLY</b> ▲
Attorney or Party Without Attorney (Name and Address): _____  Phone Number: _____ E-mail: _____ FAX Number: _____ Atty. Reg. #: _____	Case Number: _____  Division _____ Courtroom _____
<b>MOTION TO SEAL CRIMINAL CONVICTION RECORDS</b>	

I, \_\_\_\_\_ (defendant's name), am the defendant in the above captioned case.

1. Information about the Defendant: Date of Birth: \_\_\_\_\_  
 Current Mailing Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
 Home Phone #: \_\_\_\_\_ Work Phone #: \_\_\_\_\_ Cell #: \_\_\_\_\_

2. The Petitioner asks this Court for an Order to Seal the Criminal Conviction Records in the custody of the following agencies:

District and County Courts Case Number: \_\_\_\_\_  
 Municipal Courts Case Number: \_\_\_\_\_  
 Sheriff's Department  
 District Attorney  
 City Attorney  
 Law Enforcement Agency (Identify) \_\_\_\_\_ Case Number: \_\_\_\_\_  
 Colorado Bureau of Investigation (Any Order granting a petition to seal criminal conviction records must be sent to the Colorado Bureau of Investigation.)  
 Other: \_\_\_\_\_

**3. Information about the criminal conviction to seal is as follows:**

Identify offense(s) convicted of in the case requesting to seal:

- Petty Offense(s) of \_\_\_\_\_  
 Misdemeanor Offense(s) of \_\_\_\_\_  
 Felony Offense(s) of \_\_\_\_\_

Date Sentenced: \_\_\_\_\_

Probation/Parole Supervision Termination Date: \_\_\_\_\_

4. Was this case appealed?  Yes  No If yes, please provide the following information:

Appeal Case Number: \_\_\_\_\_

Appellate Court: \_\_\_\_\_

Result: \_\_\_\_\_ Date: \_\_\_\_\_

5. A current verified copy of the Defendant's criminal history record is attached and the criminal history record check was conducted no more than 20 days prior to the filing of this Petition.  Yes  No (If it is not attached to this Petition, a copy of the criminal history record must be filed with the Court no later than 10 days after the filing of this Petition)
6. The Defendant has paid all restitution, fines, court costs, late fees or other fees ordered by the Court, unless the Court has vacated the Order in the case requesting to be sealed.  Yes  No
7. If requesting the sealing of any conviction(s) other than a petty offense or petty drug offense, the Defendant further shows the Court that the harm to Defendant's privacy or the danger of unwarranted, adverse consequences outweighs the public interest in retaining the records. Explain:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

8. The Motion is for: (check the *one* box that applies)

A conviction eligible for sealing under 24-72-706, § 24-72-707, or § 24-72-708 C.R.S.;

A misdemeanor offense that is not eligible for sealing under § 24-72-706, C.R.S., however the district attorney consents to sealing.

A misdemeanor offense that is not eligible for sealing under § 24-72-706, C.R.S., however, I am requesting the court to find by clear and convincing evidence that the need for sealing the record is significant and substantial, the passage of time is such that I am no longer a threat to public safety, and the public disclosure of the record is no longer necessary to protect or inform the public. Explain:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9. The conviction records **do not** fall under any of the following:

- When the only charges in a case are:
  - Class 1 or Class 2 misdemeanor traffic offenses
  - Class A or Class B traffic infractions
- A conviction for a violation of C.R.S. § 42-4-1301(1) or (2);
- A conviction for an offense for which the underlying basis involved unlawful sexual behavior as defined in C.R.S. § 16-22-102(9);
- A conviction for a violation of C.R.S. § 18-6-401;
- A conviction that is subject to one or more of the following provisions:
- Sentences for a crime involving extraordinary aggravating circumstances pursuant to C.R.S. 18-1.3-401 (8);
- A sentence for an extraordinary risk crime pursuant to C.R.S. § 18-1.3-401 (10);
- Sentencing for a crime involving a pregnant victim pursuant to C.R.S. § 18-1.3-401(13);
- Sentencing for a crime pertaining to a special offender pursuant to C.R.S. § 18-18-407;

- Sentencing for a criminal conviction for which the underlying factual basis involves domestic violence as defined in C.R.S. § 18-6-800.3;
- Sentencing for a criminal conviction for a sexual offense pursuant to Part 4 of Article 3 of Titled 18 of the Colorado Revised Statutes;
- Sentencing for any crime of violence pursuant to C.R.S. § 18-1.3-406;
- Sentencing for a felony crime enumerated in C.R.S. § 24-4.1-302 (1);
- Sentencing for a felony offense in violation of C.R.S. 18-9-202;
- Sentencing for an offense classified as a class 1, 2, or 3 felony or a level 1 drug felony pursuant to any section of Title 18 of the Colorado Revised Statutes;
- Sentencing for an offense in violation of Part 1 of Article 6 of Title 18 of the Colorado Revised Statutes;
- Sentencing for an offense in violation of: C.R.S. § 18-3.5-103 (4), (5), (6), (7), (8), and (9); 18-5-902 (1); or 18-7-203.

10. Petitioner requests the Court to enter an order sealing criminal conviction records pertaining to the Defendant, pursuant to § 24-72-706, § 24-72-707, or § 24-72-708 C.R.S., as applicable.

By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.

By checking this box, I am acknowledging that I have made a change to the original content of this form.

**SIGNATURE**

\_\_\_\_\_  
(Printed name of Defendant)

\_\_\_\_\_  
Signature of Defendant

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Attorney

\_\_\_\_\_  
Date

**CERTIFICATE OF SERVICE**

I certify that on \_\_\_\_\_ (date) a true and accurate copy of this *Motion to Seal Criminal Conviction Records* was served on the Prosecuting Attorney by:

Hand Delivery  E-filed  Faxed to this number \_\_\_\_\_ or  by placing it in the United States mail, postage pre-paid, and addressed to the following:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Signature of Defendant