



# County of Santa Cruz

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## PROBATION DEPARTMENT

P.O. Box 1812, Santa Cruz, CA 95061-1812  
(831) 454-3800 FAX: (831) 454-3827

**FERNANDO GIRALDO**  
CHIEF PROBATION OFFICER

### APPLICATION FOR SEALING RECORDS

Attached is the form you requested to apply for sealing your juvenile records. You are the "Petitioner." Please type or write legibly in ink your name on the front of the petition. Fill in and check off the blanks only as they apply to you. Sign the petition in the two places indicated.

Mail form to: Santa Cruz County Probation Department  
Juvenile Records  
P.O. Box 1812  
Santa Cruz, CA 95061-1812

When we receive your petition, a hearing date will be set and you will be notified by mail. Appearance is not mandatory; you and/or your attorney may appear if you wish to speak to the Judge in support of your petition.

The law requires that the petition you file be submitted to the Probation Department in the county in which wardship was last terminated (if you were a ward of the Court).

If your records are ordered sealed the Court will send copies of the Order to the agencies you have listed. When all of those agencies have informed the Court that their records have been sealed, you will be notified of the completion of the sealing. This process can be quite lengthy; it generally takes several months from the filing of the petition to the complete sealing of your records.

The Juvenile Court has the authority to seal its own records and those of other government agencies. It cannot seal records held by private individuals or companies. If you list the Department of Motor Vehicles on your petition, please be informed that they do not seal their records.

## **NOTICE OF YOUR STATUTORY RIGHTS**

### **SEALING JUVENILE RECORDS (Welfare and Institutions Code, Sections 389 and 781)**

You have the right to petition the Juvenile Court to seal your Juvenile Court record and records in custody of other agencies, including law enforcement agencies and public officials, after one of the following occurs:

1. Five years or more after the jurisdiction of the Juvenile Court has terminated.
2. Five years or more after you were cited to appear or were taken before a Probation Officer or any officer of the law enforcement agency where no petition was filed in Juvenile Court.
3. At any time after you reach the age of 18.

### **DESTRUCTION OR RELEASE OF JUVENILE COURT RECORDS (Welfare and Institutions Code, Section 826.6)**

If your Juvenile Court record has not been ordered sealed, it will be destroyed after you reach the age of 38.

You have the right to request your Juvenile Court record be released to your custody rather than have it destroyed. You must send a written request to the Juvenile Court giving your full name, date of birth and Juvenile Court case number. Your request for release of the record must be made before you reach the age of 38.

If your Juvenile Court record has been released or destroyed and you discover that other agencies still retain records of incidents, which occurred when you were a minor, you may petition the Juvenile Court to order the destruction of records retained by any other agency. Your petition must include the name of the agency that has the record and the type of record to be destroyed.



SECTION THREE

List all contacts the subject has had with law enforcement, and/or the judicial system, including all arrests, cites, and convictions/adjudications. (List both juvenile and adult history).

DATE	AGENCY	REPORT #	CHARGE(S)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

SECTION FOUR

Petitioner is informed and believes that the following agencies have custody of juvenile records relating to the subject:

- \_\_\_\_\_ Clerk, Juvenile Court County of Santa Cruz
- \_\_\_\_\_ Probation Department, County of Santa Cruz
- \_\_\_\_\_ Sheriff, County of Santa Cruz
- \_\_\_\_\_ Chief of Police, City of \_\_\_\_\_
- \_\_\_\_\_ District Attorney, County of Santa Cruz
- \_\_\_\_\_ Bureau of Criminal Identification, Sacramento
- \_\_\_\_\_ Other \_\_\_\_\_

SECTION FIVE

Explain why the subject is making this request, and why he/she should be found by the Court to be "Rehabilitated."

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SECTION FIVE (cont'd)

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WHEREFORE, Petitioner prays that the Court determine rehabilitation of the Subject has been attained and that the Court enters its order pursuant to §781 W&I that all juvenile records pertaining to the subject, possessed by the agencies listed above be sealed, and that thereafter the proceedings in this case shall be deemed never to have occurred, and that the Subject may properly reply according to any inquiry about the events, records of which are ordered sealed.

I, the undersigned say:

I am the Petitioner in the above-entitled matter. I have read the foregoing petition and know the contents thereof, and the same is true of my own knowledge, except as to the matters which are therein stated on my information and belief, and as to those matters I believe them to be true.

**I declare under penalty of perjury that the foregoing is true and correct.**

Executed on \_\_\_\_\_ at \_\_\_\_\_, California.

SIGNED: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_