

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF NAPA**

People of the State of California,
Plaintiff

Case No. _____

vs.

**Petition to Withdraw Plea or Set
Aside Verdict of Guilty
and Dismissal of Case.**

_____,
Defendant

DECLARATION:

On _____, I was convicted of the crime(s) of _____.

I am not on probation for, or serving a sentence for, or charged with the commission of, any other offense. I understand that if my petition is granted,

- ◆ I will not be released from any suspension or revocation of my privilege to drive as provided in Vehicle Code Section 13555.
- ◆ It does not prevent this matter from being pleaded and proven as a prior conviction in any subsequent prosecution against me for any other offense.
- The offense listed above is a felony that may be reduced to a misdemeanor under Penal Code Sec. 17.

Choose One

On _____, I was granted probation for a period of ____ years and I have fulfilled all conditions of probation. I am no longer on probation in this case. (PC1203.4)

I understand that if my petition is granted,

- ◆ It does not relieve me from the obligation to disclose this 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.
- ◆ It does not permit me to own, possess, or have in my custody or control, any firearm capable of being concealed upon the person, or prevent my conviction under Penal Code Section 12021.

I was not placed on probation. At least one year has passed from the date I was sentenced, and I have fully complied with and performed the sentence of the court. Since pronouncement of the judgment, I have lived an honest and upright life and have conformed to and obeyed all laws. (PC1203.4a)

I understand that if my petition is granted,

- ◆ It does not prevent my conviction under Penal Code Section 12021.1.

WHEREFORE, I request that the previous plea of "guilty" or "no contest" be withdrawn and a "not guilty" plea be entered, or the verdict of "guilty" be set aside, and this case be dismissed. I further request that I be discharged from all penalties and disabilities resulting from the offense(s) of which I was convicted, except as described above.

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

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Signed this _____ day of _____, 20____ at _____, California.

Address: _____

Declarant

Phone: _____