

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

ATTORNEY OR PARTY WITHOUT ATTORNEY <i>(Name, State Bar Number and Address)</i> TELEPHONE NO.: _____ FAX NO. <i>(Optional)</i> : _____ E-MAIL ADDRESS <i>(Optional)</i> : _____ ATTORNEY FOR <i>(Name)</i> : _____	FOR COURT USE ONLY CASE NUMBER: _____
PEOPLE OF THE STATE OF CALIFORNIA vs. DEFENDANT	
APPLICATION/PETITION FOR RESENTENCING AND PEOPLE'S RESPONSE (Penal Code § 1170.18, subsections (b) and (g))	

DEFENDANT'S APPLICATION/PETITION

On _____, defendant was convicted in the above-captioned case of a felony violation of a crime that has now been made a misdemeanor pursuant to Proposition 47. He/she was convicted of the following felony: _____
code section(s), including subsection(s)

Defendant does not have any conviction for an offense listed in Penal Code § 667(e)(2)(C)(iv) or which requires registration as a sex offender pursuant to Penal Code § 290(c).

For Penal Code convictions only:

The amount in question is not more than \$950.

For Penal Code § 666 convictions only:

Defendant is not required to register under any portion of the Sex Offender Registration Act *(Penal Code §§ 290 through 290.024)*.

Applications Only

Defendant has completed his/her sentence for the offense and requests that the felony conviction be designated a misdemeanor conviction pursuant to Penal Code § 1170.18(f)-(i).

Petitions Only

Defendant requests that the felony sentence be recalled and that he/she be resentenced to a misdemeanor pursuant to Penal Code § 1170.18(a)-(e).

Defendant is still on supervision even though he/she has completed the jail or prison term.

Defendant is currently serving a sentence for the offense in _____

Defendant requests that he/she be released from parole per Penal Code § 1170.18(d).

OR

(name of jail or prison)

Resentencing the defendant would not pose an unreasonable risk of danger to public safety, as defined in Penal Code § 1170.18(c).

Date

Defendant or Attorney for the Defendant

DISTRICT ATTORNEY'S RESPONSE

People do not oppose. Defendant has completed his/her sentence and is eligible to have the felony conviction designated as a misdemeanor conviction.

People do not oppose. Defendant is still serving his/her sentence and is eligible and suitable for resentencing. The People recommend the following sentence: _____

People waive presence at resentencing.

People oppose. Defendant is ineligible for the relief requested:

Defendant's current conviction for _____ does not qualify for Proposition 47 relief.

Defendant is required to register pursuant to Penal Code § 290(c), or pursuant to Penal Code §§ 290 to 290.024 if the conviction is for Penal Code § 666.

Defendant has a prior conviction for an offense listed in Penal Code § 667(e)(2)(C)(iv): _____

People oppose. Defendant is eligible, but unsuitable for resentencing because resentencing the defendant poses an unreasonable risk of danger to public safety pursuant to Penal Code § 1170.18(c). People request that a suitability hearing be set.

Date

Deputy District Attorney