

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)  TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	<i>FOR COURT USE ONLY</i>
PEOPLE OF THE STATE OF CALIFORNIA  v.  DEFENDANT:	
<b>PETITION FOR RESENTENCING          RESPONSE AND ORDER          Penal Code Section 1170.18          (Prop. 47)</b>	CASE NUMBER: _____  _____

**DEFENDANT'S MOTION:**

Petitioner alleges s/he is entitled to resentencing pursuant to Penal Code section 1170.18.

- Petitioner has been convicted of a qualifying offense under Penal Code section 1170.18. Petitioner in the above-captioned case hereby files a petition for resentencing on the felony count(s) of \_\_\_\_\_.
- Petitioner has no disqualifying prior convictions (Penal Code section 667(e)(2)(C)(iv))
- Petitioner is not required to register as a Sex Offender, pursuant to Penal Code §290 (c).

Petitioner alleges s/he:

- Has completed his/her sentence and petitions to have the felony count(s) reduced to misdemeanor(s) pursuant to Penal Code section 1170.18(f), and hereby requests a hearing.
- Is still serving a sentence on the aforementioned felony count(s) and petitions for resentencing pursuant to Penal Code section 1170.18(a), and further requests a hearing to determine the appropriate relief.

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

\_\_\_\_\_  
 Attorney for Petitioner/Petitioner

**DISTRICT ATTORNEY'S RESPONSE:**

- Petitioner has completed his/her sentence and is entitled to have the felony conviction(s) designated as misdemeanor(s).
- Petitioner is still serving his/her sentence and is entitled to resentencing.
- Petitioner is not entitled to the relief requested.

Reason: \_\_\_\_\_

- A hearing should be held to determine whether defendant poses an unreasonable risk of danger to public safety.

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

\_\_\_\_\_  
 Deputy District Attorney

**ORDER**

- The matter is ordered set for hearing or resentencing on \_\_\_\_\_, at \_\_\_\_\_ a.m./p.m. in Department \_\_\_\_\_ of the Lassen Superior Court, 2610 Riverside Drive, Susanville, CA 96130.

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

\_\_\_\_\_  
 Judge of the Superior Court