

<b>JDF 615</b>	<b>Order to Seal Conviction Records</b>	
<b>A. Court</b> <input type="checkbox"/> District <input type="checkbox"/> County Colorado County: _____ Mailing Address: _____	<i>This box is for court use only.</i>	
<b>B. Parties to the Case</b>  Plaintiff: People of the State of Colorado  v.  Defendant: _____	<b>C. Case Details</b>  Number: _____ Division: _____ Courtroom: _____	

**1. Background**

The Court has read the Motion and any responses and reviewed the record and evidence presented at a hearing. The Court finds the Petitioner eligible to seal their arrest records. Alternatively, the Court also finds the petition is sufficient on its face, no objection has been filed, and that a hearing is not required under C.R.S. § 24-72-704(1)(c)(II).

**2. Defendant's Information**

- a) Full Name: \_\_\_\_\_
- b) Birth Date: \_\_\_\_\_
- c) Mailing Address: \_\_\_\_\_  
City: \_\_\_\_\_ ST: \_\_\_\_\_ Zip Code: \_\_\_\_\_

**3. Court Findings**

The Court finds that it is appropriate to grant the Motion under C.R.S. §§ 24-72-706, or 707, as follows:

**a) Petty Offense**

The Motion is for the sealing of a petty offense or petty drug offense, and the Defendant's criminal history documents that the Defendant has not been convicted of a criminal offense since the date of the final disposition of all criminal proceedings against the Defendant or since the date of Defendant's release from supervision, whichever is later.

**b) Eligible Misdemeanor or Felony**

The Motion is for the sealing of an eligible class 1, class 2, or class 3 misdemeanor, a drug misdemeanor, a class 4, class 5, or class 6 felony, or a level 2, 3, or 4 drug felony, and Defendant's criminal history documents that the Defendant has not been convicted of a criminal offense since the date of the final disposition of all criminal proceedings against the Defendant or since the date of Defendant's release from supervision, whichever is later.

**c) Consequences v Public Interest**

The Court finds that the harm to the privacy of the Defendant or the dangers or unwarranted, adverse consequences to the Defendant outweigh the public interest in retaining the records, and the Defendant's criminal history documents that the Defendant has not been convicted of a criminal offense since the date of the final disposition of all criminal proceedings against the Defendant or since the date of Defendant's release from supervision, whichever is later.

**d) Conduct No Longer Unlawful**

The Motion is for sealing an offense that was unlawful at the time of conviction but is no longer unlawful pursuant to section 18-18-434. The District Attorney did not object to the motion, or the defendant showed by a preponderance of the evidence that the underlying factual basis of the conviction sought to be sealed is no longer unlawful under section 18-18-434.

**e) Victim of Human Trafficking**

The Court finds by a preponderance of the evidence that the Defendant was trafficked by another person, as defined by C.R.S. §§ 18-3-503 or 504, to perform the offense for which the Defendant was convicted.

**4. Court Orders**

**a) Records Sealed**

Criminal records information relating to and contained in:

- 1) The above-captioned case; and
- 2) Law Enforcement Agency:

Case number: \_\_\_\_\_

Arrest number: \_\_\_\_\_

The Records must be sealed immediately, except for basic identifying information. If an inquiry is made, the Person in Interest and Criminal Justice Agency may reply that no such records exist. This order applies to public and private custodians of the records.

**b) Case Sealed**

The Court directs the Clerk of Court to seal the above-captioned case.

**c) Service**

The Court's clerk shall provide a copy of this Order to the Colorado Bureau of Investigation (CBI) and every records custodian listed in the Petition.

**d) Other Orders**

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

**So Ordered**

By: \_\_\_\_\_  
 Judge     Magistrate

Dated: \_\_\_\_\_