

State of Minnesota

County _____

District Court

Judicial District: _____

Court File Number: _____

Case Type: Criminal

State of Minnesota,

Plaintiff

**Order Concerning Sealing of Records
No Conviction**

vs.

Defendant

Date of Birth _____

On _____ (date), the Court considered the Petition for Expungement in the above matter.

Appearances were:

- Petitioner
- County Attorney
- Other _____
- Waived

The Court finds:

1. The defendant was charged with the crime(s) of: _____
2. The above-entitled criminal action was determined in favor of the petitioner.
3. The defendant has petitioned for the sealing of all records relating to an arrest, indictment or information, trial or verdict.
4. The petitioner has established that he/she has not been convicted of a felony, either within or without the state, within ten years, before the verdict or finding of not guilty or the dismissal.
5. Proper notice has has not been given including notice to any victim if required.
6. The law enforcement agency or jurisdiction whose records would be affected has has not established by clear and convincing evidence that the interests of the public and public safety outweigh the disadvantages to the petitioner of not sealing the record, as required in Minn. Stat. § 609A.03, subd. 5(b).

IT IS ORDERED:

- 1. Petitioner's request for sealing of records is denied.
- 2. Petitioner's request for sealing of records is granted. All official records, including all records relating to the arrest, indictment or complaint, trial and dismissal, shall be sealed and the existence not disclosed without court order, except as authorized by law.
- 3. That for this offense only, all finger and thumb prints, photographs and other identification data except for DNA samples, and all copies of duplicates thereof, shall be sealed by the following departments:
 - District Court
 - County Sheriff
 - Bureau of Criminal Apprehension
 - _____
 - County Attorney
 - _____ City Police Dept.
 - Probation/Court Services Department
 - _____
- 4. The court administrator shall send a copy of this expungement order to each agency and jurisdiction whose records are affected.

NOTE: This order is stayed for 60 days, and during any appeal. Records will not be sealed until after this time.

Dated: _____

Judge of District Court