

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF NEVADA**

| | |
|---|-----------------------------|
| <input type="checkbox"/> 201 Church Street, Ste 7, Nevada City, CA 95959 <input type="checkbox"/> 10075 Levon Avenue, #107 Truckee, CA 96161 | <i>FOR COURT USE ONLY</i> |
| PEOPLE OF THE STATE OF CALIFORNIA vs. | |
| | SUPERIOR COURT CASE NUMBER: |
| RESPONSE AND ORDER ON PETITION FOR RESENTENCING | DA CASE NUMBER: |

TO BE FILLED OUT BY THE COURT ONLY:

Defendant has filed a petition for resentencing/sentence reduction and alleges pursuant to Pen. Code § 1170.18.

Defendant ☐ has completed his/her sentence and petitions to have the felony count(s) designated as a misdemeanor(s).
☐ is still serving a sentence on the felony count(s) and petitions for resentencing.

TO BE FILLED OUT BY THE PROSECUTING AGENCY ONLY:

The District Attorney responds:

- ☐ The District Attorney agrees that the following counts are eligible for resentencing/reduction: _____
- ☐ Defendant is not entitled to the relief requested.
Reason: ☐ No counts eligible under Pen. Code § 1170.18
☐ Defendant has at least one prior conviction for an offense under Pen. Code § 667(e)(2)(C)(iv) or for an offense requiring registration pursuant to Pen. Code § 290(c).
- ☐ A hearing should be held to determine
☐ whether defendant poses an unreasonable risk of danger to public safety
☐ other: _____
- Defendant has completed his/her sentence and is entitled to have the felony conviction(s) designated as a misdemeanor(s).
Defendant is still serving his/her sentence and is entitled to resentencing.

Date: _____

Signature of Deputy District Attorney

COURT ORDER

- ☐ The Petition is denied.
- ☐ The Petition is granted and the counts identified above are ordered designated as a misdemeanor conviction(s).
☐ Formal probation is now ordered converted to Probation to the Court, Same Terms and Conditions.
- ☐ The matter is ordered set for hearing or resentencing on _____, at 1:30 p.m. in Department ____ at:
☐ 201 Church St., Nevada City, CA 95959
☐ 10075 Levon Ave., #107, Truckee, CA 96161

Resentencing does not permit a person to own, possess, or have in his or her custody or control any firearm (Pen. Code §1170.18(k)).

Date: _____

Judicial Officer, Nevada County Superior Court

CLERK'S CERTIFICATE

The foregoing document, consisting of _____ page(s), is a full, true, and correct copy of the ☐ original ☐ copy on file in this office.

Clerk of the Superior Court

Date: _____

by _____, Deputy