

<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF NEVADA</b>		<i>FOR COURT USE ONLY</i>
<input type="checkbox"/> 201 CHURCH ST., SUITE 7, NEVADA CITY, CA 95959 <input type="checkbox"/> 10075 LEVON AVE., #107, TRUCKEE, CA 96161		
PEOPLE OF THE STATE OF CALIFORNIA		
DEFENDANT		SUPERIOR COURT CASE NUMBER
<b>RESPONSE AND ORDER ON PETITION FOR RESENTENCING</b>		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: \_\_\_\_\_

\_\_\_\_\_  
Judge of the 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