

CR-430**Petition for Dismissal—Incarcerated Individual Hand Crew (Pen. Code, § 1203.4b)**

Clerk stamps date here when form is filed.

Before using this form, read *Information on Filing a Petition for Dismissal—Incarcerated Individual Hand Crew (Pen. Code, § 1203.4b)* (form CR-430-INFO), available at www.courts.ca.gov/forms.

A copy of this petition must be served on the prosecuting attorney and a proof of service must be filed with the court (you may use *Proof of Service* (form CR-106), available at www.courts.ca.gov/forms).

PEOPLE OF THE STATE OF CALIFORNIA

v.

DEFENDANT:

Fill in court name and street address:

Superior Court of California, County of

1 Petitioner's Information

a. Name: _____

Last

First

Middle

Date of birth: _____ (mm/dd/yyyy)

Address: _____

Street

City

State Zip

Telephone (optional): _____

Email (optional): _____

Local Identifying Number (if known): _____

CDCR No. (while in fire camp, if known): _____

Name of fire camp (if known): _____

Approximate dates in fire camp (if known): _____ to _____
(month/year) (month/year)**Case Number:**

For Court use only:

Date:**Time:****Department:**

b. Your attorney, if you have one (specify name, address, telephone number, and State Bar number below):

Name: _____

Street

City

State

Zip

Telephone: _____ Email: _____

State Bar No.: _____

2 Eligibility for relief under Penal Code section 1203.4b

a. Petitioner was not convicted of any of the following offenses: murder; kidnapping; rape (as defined in Penal Code section 261(a)(2), (a)(6), or Penal Code section 262(a)(1), (a)(4)); lewd acts on a child under 14 years of age (as defined in Penal Code section 288); any felony punishable by death or imprisonment in the state prison for life; any sex offense requiring registration pursuant to Penal Code section 290; escape from a secure perimeter within the previous 10 years; or arson.

- b. While serving a sentence in this case, petitioner successfully participated as a member of a fire camp incarcerated individual hand crew in *(check one)*:
- the California Conservation Camp program (operated by the California Department of Corrections and Rehabilitation)
- a county incarcerated individual hand crew program *(name of county)*: _____
- c. Petitioner adequately performed the hand crew duties and did not engage in any conduct that warranted removal from the program.
- d. Petitioner has been released from custody and has no pending criminal charges.
- e. In this case number: _____, petitioner is currently *(check one)*:
- on probation on parole on supervised release not on supervision
- f. Petitioner requests early termination of: probation parole supervised release
- g. Petitioner requests permission to withdraw the plea of guilty or nolo contendere, or that the verdict or finding of guilt be set aside and a plea of not guilty be entered, and that the court dismiss this action in its discretion and in the interests of justice under Penal Code section 1203.4b.

(Please note: You may explain why granting a dismissal would be in the interests of justice. You can provide that information by writing in the space below or by attaching a letter or other relevant documents. If you need more space for your writing, you can use Attached Declaration (form MC-031) and attach it to this petition.)

I declare that the information provided is true and correct, except as to matters that are stated on my information and belief, and as to those matters, I believe them to be true.

Date: _____

Signature: _____
(Petitioner or attorney)

Printed Name: _____
(Petitioner or attorney)