

STATE OF LOUISIANA
CITY COURT OF LAFAYETTE, LOUISIANA
PARISH OF LAFAYETTE

No(s).: _____

Division: “ _____ ”

STATE OF LOUISIANA/CITY OF LAFAYETTE
VS.

DEFENDANT

ORDER OF EXPUNGEMENT OF ARREST/CONVICTION RECORD

DEFENDANT INFORMATION:

NAME: _____
(Last, First, MI)

DOB: ____/____/____ (MM/DD/YYYY)

GENDER ____ Female ____ Male

SSN (last 4 digits): XXX-XX- _____

RACE: _____

DRIVER LIC# _____

ARRESTING AGENCY: _____

SID# (if available): _____

ARREST NUMBER (ATN): _____

AGENCY ITEM NUMBER: _____

ARREST DATE: ____/____/____ (MM/DD/YY)

SUPPLEMENTAL ARREST DATE: ____/____/____ (MM/DD/YY)

Considering the Motion for Expungement and That:

- A contradictory hearing was conducted and evidence adduced herein, OR
- Affidavits of No Opposition filed, AND/OR
- No Opposition to the Motion for Expungement was timely filed by agency(ies) named in Code of Criminal Procedure Article 979.

IT IS ORDERED, ADJUDGED AND DECREED THAT:

THE MOTION IS HEREBY GRANTED for the following items as listed on the motion for expungement and/or attached supplemental sheet, if any: **(TO BE COMPLETED BY COURT)**

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

and all agencies are ordered to expunge the record of arrest/conviction and any photographs, fingerprints, or any other such information of any kind maintained in connection with the Arrest(s)/Conviction(s) in the above-captioned matter, which record shall be confidential and no longer considered a public record, nor be available to other persons except a prosecutor, member of a law enforcement agency, or a judge who may request such information in writing certifying that such request is for the purpose of prosecuting, investigating, or enforcing the criminal law, for the purpose of any other statutorily defined law enforcement or administrative duties, or for the purpose of the requirements of sex offender registration and notification pursuant to the provisions of R.S. 15:541, et seq. or upon an order of this Court to any other person for good cause shown, or as otherwise authorized by law.

THE MOTION IS DENIED for the following reasons *(check all that apply)* to the following items as listed on the motion for expungement and attached supplemental sheet, if any. **(TO BE COMPLETED BY COURT)**

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

ITEM NO. _____: L.R.S./L.C.G. Ord. § ____:____, Offense: _____

More than five years have not elapsed since Mover completed the misdemeanor conviction sentence.

- More than ten years have not elapsed since Mover completed the felony conviction sentence.
- Mover was convicted of one of the following ineligible felony offenses:

- A violation of the Uniform Controlled Dangerous Substances Law or Stalking (14:40.2) which is ineligible to be expunged.
- An offense currently listed as a sex offense that requires registration pursuant to La. Rev. Stat. Ann. 15:540 et seq., at the time the Motion was filed, regardless of whether the duty to register was ever imposed.
- An offense defined or enumerated as a "crime of violence" pursuant to La. Rev. Stat. Ann. 14:2(B) at the time the Motion was filed.
- The arrest and conviction being sought to have expunged is for operating a motor vehicle while intoxicated and a copy of the proof from the Department of Public Safety and Corrections, office of motor vehicles, is not attached as required by C.Cr.P. Art. 984(A).
- Mover has had another record of misdemeanor conviction expunged during the previous five-year period.
- The record of arrest and conviction which Mover seeks to have expunged is for operating a motor vehicle while intoxicated and Mover has had another record of arrest and misdemeanor conviction expunged during the previous ten-year period.
- Mover has had another record of felony conviction expunged during the previous fifteen-year period.
- Mover was convicted of a misdemeanor which arose from circumstances involving a sex offense as defined in R.S. 15:541.
- Mover was convicted of misdemeanor offense of domestic abuse battery which was not dismissed pursuant to Code of Criminal Procedure Article 894(B).
- Mover did not complete pretrial diversion.
- The charges against the mover were not dismissed or refused.
- Mover's felony conviction was not set aside and dismissed pursuant to Code of Criminal Procedure Article 893(E).
- Mover's felony conviction was not set aside and dismissed pursuant to Code of Criminal Procedure Article 894(B).
- Mover completed a DWI pretrial diversion program, but five years have not elapsed since the mover's date of arrest.

- Mover's conviction for felony carnal knowledge of a juvenile is not defined as misdemeanor carnal knowledge of a juvenile had the mover been convicted on or after August 15, 2001.
- Denial for any other reason provided by law with attached reasons for denial.

THUS ORDERED AND SIGNED this ____ day of _____, 20____

at Lafayette, Louisiana.

Judge, City Court of Lafayette, LA

PLEASE SERVE:

1. District Attorney/City Prosecutor:
2. Arresting Agency:
3. Parish Sheriff:
4. Louisiana Bureau of Criminal Identification and Information
5. Attorney for Defendant (or defendant)
6. Clerk of Court