

In many cases, the court will seal your juvenile records if you satisfactorily complete probation (formal or informal supervision).

If your case is terminated by the juvenile court after January 1, 2015, because you satisfactorily completed your probation (formal or informal), or if your case was otherwise dismissed after the petition was filed, in many cases, the court will have dismissed the petition(s) and sealed your records. If the court sealed your records for this reason, you should have received a copy of the sealing order with this form.

If the court finds you have not satisfactorily completed your probation, it will not dismiss your case and will not seal your records at termination. If you want to have your records sealed in this situation, you will need to ask the court to seal your records at a later date (see form **JV-595-INFO** for information about asking the court to seal your records).

The court will not seal your records at the end of your case if you were found to have committed an offense listed in Welfare and Institutions Code section 707(b) (a violent offense such as murder, rape, or kidnapping, and some offenses involving drugs or weapons) when you were 14 or older unless it was dismissed or reduced to a misdemeanor or a lesser offense not listed in 707(b), but unless you were found to have committed one or more of certain sex offenses, you can ask the court to seal your records at age 18 (or age 21 if you were committed to the Division of Juvenile Facilities).

How will the court decide if probation is satisfactorily completed?

If you have done what you were ordered to do while on probation and have not been found to have committed any further crimes (felonies or misdemeanor crimes involving moral turpitude, such as a sex crime or a crime involving dishonesty), the court will find that your probation was satisfactorily completed even if you still owe restitution, court ordered fees, and fines, **BUT...**

Restitution and court fines must still be paid.

Even if your records are sealed, you must still pay your restitution and court-ordered fines. Your sealed records can be looked at to enforce those orders.

Which records will be sealed?

The court will order your court, probation, Department of Justice, and law enforcement agency records sealed for the case the court is closing and earlier cases, if the court determines you are eligible. If you or your attorney ask the court, it can also seal records of other agencies (such as the District Attorney's office) if it finds that doing so would help you to be rehabilitated.

If you have more than one juvenile case and are unsure which records were sealed, ask your attorney or probation officer.

Who can see your sealed records?

- If your records were sealed by the court at termination, the prosecutor and others can look at your record to determine if you are eligible to participate in a deferred entry of judgment or informal supervision program.
- If you apply for benefits as a nonminor dependent, the court may see your records.
- If a new petition is filed against you for a felony offense, probation can look at what programs you were in but cannot use that information to keep you in juvenile hall or to punish you.
- If the juvenile court finds you have committed a felony, your sealed records can be viewed to decide what disposition (sentence) the court should order.
- If you are arrested for a new offense and the prosecuting attorney asks the court to transfer you to adult court, your record can be reviewed to decide if transfer is appropriate.
- If you are in foster care, the child welfare agency can look at your records to determine where you should live and what services you need.
- If your case was dismissed before you became a ward, the prosecutor can look at your records for six months after the dismissal in order to refile the dismissed petition based on new information or evidence.
- If you are not allowed to have a gun because of your offense, the Department of Justice can look at your records to make sure you do not buy or own a gun.
- If a prosecutor thinks something in your record would be helpful to someone who is charged with a crime in another case, the prosecutor can ask the court to provide that information. If this request is made, the court will let you know. You and your lawyer may object.



- If you want to see your records or allow someone else to see them, you can ask the court to unseal them.

NOTE: Even if someone looks at your records in one of these situations, your records will stay sealed and you do not need to ask the court to seal them again.

Do you have to report the offenses in the sealed records on job, school, or other applications?

No. Once your records are sealed, the law treats those offenses as if they did not occur and you do not need to report them. **However**, the military and some federal agencies may not recognize sealing of records and may be aware of your juvenile justice history, even if your records are sealed. If you want to enlist in the military or apply for a job that asks you to provide information about your juvenile records, seek legal advice about this issue.

Can employers see your records if they are not sealed?

Juvenile records are not allowed to be disclosed to most employers, and employers are not allowed to ask about or consider your juvenile history in most cases. There are exceptions to this rule if you are applying to be a peace officer or to work in health settings. Also, federal employers may still have access to your juvenile history. You should seek legal advice if you have questions about what an employer can ask.

(786-only 1 case)

ATTORNEY OR PARTY WITHOUT ATTORNEY		STATE BAR NUMBER:	FOR COURT USE ONLY <i>Example Only</i>
NAME:			
FIRM NAME: <i>Santa Cruz Public Defenders Office</i>			
STREET ADDRESS: <i>123 Maple St.</i>			
CITY: <i>Santa Cruz</i>		STATE: <i>CA</i>	ZIP CODE: <i>95060</i>
TELEPHONE NO.: <i>(831) 555-5555</i>		FAX NO.:	
E-MAIL ADDRESS:			
ATTORNEY FOR (name): <i>Jane Doe</i>			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF <i>Santa Cruz</i>			
STREET ADDRESS: <i>1 2nd Street</i>			
MAILING ADDRESS:			
CITY AND ZIP CODE: <i>Watsonville, CA 95076</i>			
BRANCH NAME: <i>Superior Court of Santa Cruz Juvenile Division</i>			
CASE NAME: <i>Jane Doe</i>			
DISMISSAL AND SEALING OF RECORDS— WELFARE AND INSTITUTIONS CODE SECTION 786			CASE NUMBER: <i>21J23456</i>

- Name of subject child: *Jane Doe* Date of birth: *11/1/2005*
- a. Date of hearing: *11/4/21* Dept.: *B* Room:
- b. Judicial officer (name): *Judge Denine Guy*
- The court has read and considered the report of the probation officer and any other evidence presented or information provided.

THE COURT MAKES THE FOLLOWING FINDINGS AND ORDERS:

- The child has satisfactorily completed a program of informal supervision, probation under section 725, or a term of probation, or the petition was dismissed before wardship.
- The petition(s) filed on (date(s)): _____ is/are dismissed.
- The child's juvenile records related to the arrest(s) on (date(s)): _____ regarding an alleged violation of (specify offense(s)): _____ in the custody of this court and of the courts, agencies, and officials listed below are ordered sealed:
 - Probation Dept. (specify county): *Santa Cruz*
 - California Dept. of Justice
 - Law enforcement agency (specify all):
 - Law enforcement case number(s):
- The court finds that sealing the following additional public agency records will promote the successful reentry and rehabilitation of the child and orders sealed the records in their custody relating to petitions and arrests listed in items 5 and 6 sealed:
 - District Attorney (specify county):
 - School:
 - Department of Motor Vehicles:
 - Other (specify):
- Attachment. Number of pages attached: _____

CASE NAME: <u>Jane Doe</u>	CASE NUMBER: <u>21J23456</u>
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8. All records pertaining to the dismissed petition are to be destroyed on the dates stated in this item, and the arrest is deemed never to have occurred except that the prosecuting attorney, probation officer, child welfare agency, court, and the subject of the order may access these records for the specific purposes stated in Welfare and Institutions Code section 786.

- a. Date court records must be destroyed:
- b. Date all other records must be destroyed:

9. The clerk shall send a certified copy of this order to the clerk in each county in which a record is ordered sealed and one copy each to the child, the child's attorney, and the agencies and officials listed in items 6 and 7.

Date:

JUDICIAL OFFICER OF THE SUPERIOR COURT

[SEAL]

CLERK'S CERTIFICATE

I certify that the foregoing is a true and correct copy of the original on file in my office.

Date:

Clerk, by _____, Deputy

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
CASE NAME:	
DISMISSAL AND SEALING OF RECORDS— WELFARE AND INSTITUTIONS CODE SECTION 786	CASE NUMBER:

- 1. Name of subject child: _____ Date of birth: _____
- 2. a. Date of hearing: _____ Dept.: _____ Room: _____
 b. Judicial officer (name): _____
- 3. The court has read and considered the report of the probation officer and any other evidence presented or information provided.

THE COURT MAKES THE FOLLOWING FINDINGS AND ORDERS:

- 4. The child has satisfactorily completed a program of informal supervision, probation under section 725, or a term of probation, or the petition was dismissed before wardship.
- 5. The petition(s) filed on (date(s)): _____ is/are dismissed.
- 6. The child's juvenile records related to the arrest(s) on (date(s)): _____ regarding an alleged violation of (specify offense(s)): _____ in the custody of this court and of the courts, agencies, and officials listed below are ordered sealed:
 - Probation Dept. (specify county): _____
 - California Dept. of Justice
 - Law enforcement agency (specify all): _____
 - Law enforcement case number(s): _____
- 7. The court finds that sealing the following additional public agency records will promote the successful reentry and rehabilitation of the child and orders sealed the records in their custody relating to petitions and arrests listed in items 5 and 6 sealed:
 - District Attorney (specify county): _____
 - School: _____
 - Department of Motor Vehicles: _____
 - Other (specify): _____

Attachment. Number of pages attached: _____

CASE NAME:	CASE NUMBER:
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- a. Date court records must be destroyed:
- b. Date all other records must be destroyed:

9. The clerk shall send a certified copy of this order to the clerk in each county in which a record is ordered sealed and one copy each to the child, the child's attorney, and the agencies and officials listed in items 6 and 7.

Date:

_____ JUDICIAL OFFICER OF THE SUPERIOR COURT

CLERK'S CERTIFICATE



I certify that the foregoing is a true and correct copy of the original on file in my office.

Date:

Clerk, by _____ Deputy