

NO. _____

STATE OF TEXAS

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IN THE DISTRICT COURT

vs.

_____ JUDICIAL DISTRICT

JANE DOE

TRAVIS COUNTY, TEXAS

PETITION FOR EXPUNCTION

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes Jane Doe, Petitioner, and moves the Court to order expunction of all criminal records and files pertaining to the arrests of Petitioner described below, and would respectfully show as follows:

1. The following information regarding Petitioner is included pursuant to Section 2(b) of Article 55.02, Texas Code of Criminal Procedure:

NAME: Jane Doe

SEX: Female

RACE: Black

DATE OF BIRTH: _____

DRIVER'S LICENSE NO., STATE: _____, Texas

SOCIAL SECURITY NO.: _____

ADDRESS AT TIME OF ARREST:

2. Jane Doe was charged the following offense, regarding which the following information is provided in accordance with said Section 2(b) of said Article 55.02:

ALLEGED OFFENSE: _____

DATE OF ALLEGED OFFENSE: _____ -

DATE OF ARREST: _____

COUNTY WHERE ARRESTED: _____

MUNICIPALITY WHERE ARREST OCCURRED: _____

ARRESTING AGENCY: _____

CASE NUMBER: _____

COURT: _____

3. Petitioner is entitled to an expunction of all records and files relating to said alleged offense of Theft by Check under Article 55.01(a)(2) of the Texas Code of Criminal Procedure, because an indictment or information was presented, but the same was subsequently dismissed or quashed on _____, because restitution had been paid and it was in the interest of justice, thereby indicating a lack of probable cause at the time of the dismissal. Petitioner further states that she has been released, that the charge has not resulted in a final conviction and is no longer pending, and that there was no court-ordered community supervision under Article 42.12 of the Texas Code of Criminal Procedure .

4. Jane Doe was charged the following offense, regarding which the following information is provided in accordance with said Section 2(b) of said Article 55.02:

ALLEGED OFFENSE: _____
DATE OF ALLEGED OFFENSE: _____
DATE OF ARREST: _____
COUNTY WHERE ARRESTED: _____
MUNICIPALITY WHERE ARREST OCCURRED: _____
ARRESTING AGENCY: _____
CASE NUMBER: _____
COURT: _____

5. Petitioner is entitled to an expunction of all records and files relating to said alleged offense of Assault with Bodily Injury under Article 55.01(a)(2) of the Texas Code of Criminal Procedure, because an indictment or information was presented, but the same was subsequently dismissed or quashed on _____, because Petitioner had completed a class and it was in the interest of justice, thereby indicating a lack of probable cause at the time of the dismissal. Petitioner further states that she has been released, that the charge has not resulted in a final conviction and is no longer pending, and that there was no court-ordered community supervision under Article 42.12 of the Texas Code of Criminal Procedure.

6. Petitioner has not been convicted of a felony in the five years preceding the date of

the earliest arrest described hereinabove.

7. Petitioner has reason to believe that the following law enforcement agencies, jails or other detention facilities, magistrates, courts, prosecuting attorneys, correctional facilities, central state depositories of criminal records, central federal depositories of criminal records, other officials, agencies, entities, and political subdivisions of this state, or private entities that compile and disseminate criminal history record information for compensation, may have records or files pertaining to Petitioner in connection with the arrests and/or alleged offenses described above, and which are subject to expunction:

Austin Police Department
P.O. Box 1088
Austin, Texas 78767

Travis County Clerk
1000 Guadalupe, #222
Austin, Texas 78701

Texas Crime Information
5805 North Lamar
Austin, Texas 78751

Texas Department of Public Safety
Attention: Crime Records Division
PO Box 4087
Austin, Texas 78701

Texas Department of Public Safety
Attention: Identification in Criminal Records
Crime Records Service/ Attention: Expunctions
PO Box 4143
Austin, Texas 78765-4143

Federal Bureau of Investigation
J. Edgar Hoover Building
935 Pennsylvania Ave, N.W.
Washington, D.C. 20535-0001

Travis County Adult Probation
411 W. 13TH Street, #400

Austin, Texas 78701

Travis County Sheriff's Department
5555 Airport Blvd
Austin, Texas 78751

Travis County Jail
509 W. 11TH Street
Austin, Texas 78701

Travis County Attorney
P.O. Box 1748
Austin, Texas 78767

WHEREFORE, PREMISES CONSIDERED, Petitioner prays that the Court set this matter for a hearing, and after notice to each of the above agencies, the above-described records be expunged as provided by Chapter 55 of the Texas Code of Criminal Procedure.

Respectfully submitted,

Brown, McHam & Associates
595 Round Rock West Suite 201
Round Rock, Texas 78681
Tel: (512) 246-1149
Fax: (512) 255-3657

By: _____
Chris McHam
State Bar No. 24041447
Attorney for Jane Doe

VERIFICATION

STATE OF TEXAS

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COUNTY OF WILLIAMSON

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BEFORE ME, the undersigned authority, personally appeared Jane Doe, who, having been duly sworn, stated:

"My name is Jane Doe. I am the Petitioner in the above Petition for Expunction. I have read said Petition for Expunction and the facts stated therein are true and correct."

Jane Doe

Sworn to and subscribed before me on _____.

NOTARY PUBLIC

CERTIFICATE OF SERVICE

This is to certify that on _____, a true and correct copy of the above and foregoing document was served on the District Attorney's Office, _____, _____, by hand delivery.

Chris McHam