

STATE OF NORTH CAROLINA

File No.

Scan No.(s) (Official Use Only)

_____ County

In The General Court Of Justice
 District Superior Court Division

STATE VERSUS

PETITION AND ORDER OF EXPUNCTION UNDER G.S. 15A-149 (PARDON OF INNOCENCE)

G.S. 15A-149, 15A-150

Name And Address Of Petitioner (type or print full name)

Name And Address Of Petitioner's Attorney For Expunction Petition

Drivers License No.	State	Race	Sex
Date Of Birth	Full Social Security No.		

NOTE TO PETITIONER: List the arresting agency and any State or local government agency that has a record of your case. You **must** provide complete information for each agency. The clerk of superior court will send a copy of this order, if granted, to the agency name(s) and address(es) provided below. The clerk will **not** provide addresses for you. Do not list the courts, the State Bureau of Investigation, the Department of Adult Correction, or the Division of Motor Vehicles; if the order is granted, those agencies will be notified automatically. Do not list any private entity, like a company that provides criminal background checks. The clerk will not send a copy of this order to any entity that is not an agency of the State of North Carolina or one of its local governments. A private entity required to expunge records will be notified directly by the State or local agencies that distribute criminal justice information to that entity.

Name And Address Of Arresting Agency	Name And Address Of Other Agency (if any)	Name And Address Of Other Agency (if any)
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Check here to indicate that additional agencies and/or additional file nos. and offenses are listed on an AOC-CR-285 form that is attached to this petition. (attach form)

File No.(s)	Offense Description	Date Of Offense	Disposition

PETITION TO EXPUNGE

I certify that in this court of the county named above I was convicted of a misdemeanor or a felony, the file number(s) for which is/are set out above. I further certify that I received a pardon of innocence from the Governor and there is filed in the office of the clerk of superior court in the county in which I was convicted an attested copy of the pardon warrant and return for the offense(s) referenced above in accordance with G.S. 147-25. Therefore, pursuant to G.S. 15A-149, I hereby petition the Court to order the expunction from all official records any entries relating to my apprehension, charge, or trial.

Date	Name (type or print)	Signature	<input type="checkbox"/> Petitioner <input type="checkbox"/> Petitioner's Attorney
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VERIFICATION OF PARDON

I hereby verify that an attested copy of the warrant and return granting a pardon of innocence to the petitioner pursuant to G.S. 147-25
 has been filed in the above-captioned case(s), and a copy is attached to this petition.
 has not been filed in the above-captioned case(s).

Date	Name (type or print)	Signature	<input type="checkbox"/> Dep. CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk Of Superior Court
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FINDINGS AND ORDER

The Court hereby FINDS that the petitioner
 1. has received a pardon of innocence pursuant to G.S. 147-25, and the petition is therefore granted. The Court ORDERS:
 a. Any and all entries relating to the petitioner's apprehension, charge or trial shall be expunged from all official records of the court.
 b. All law enforcement agencies, the Department of Adult Correction, the Division of Motor Vehicles, and any other State or local government agency identified above and on any AOC-CR-285 form that is attached to this petition are hereby directed to expunge from all official records any entries relating to the person's apprehension, charge, or trial.
 c. The costs of expunging records in compliance with this Order shall not be taxed against the petitioner.
 2. has not received a pardon of innocence pursuant to G.S. 147-25, and the petition is therefore denied.

NOTE TO CLERK: If denied, file this Order in the case file. Upon expiration of the deadline for appeal from a denial of this Order, destroy any documentation provided with the petition, such as a criminal history report and any NCAOC report of prior expunctions. If granted, send a certified copy of this Order to the petitioner at the address listed above or an updated address as provided by the petitioner.

Date	Name Of Presiding Judge (type or print)	Signature Of Presiding Judge
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(Over)

CERTIFICATION BY CLERK

I hereby certify that this form is a true and complete copy of the original in this case, and if granted, a certified copy of this Order was sent on the date shown below to the petitioner, the State Bureau of Investigation, the Department of Adult Correction, the Division of Motor Vehicles, and to the arresting agency and any other State or local government agency identified on Side One and on any attachment to this petition.

<i>Date</i>	<i>Name (type or print)</i>	<i>Signature</i>	<input type="checkbox"/> <i>Dep. CSC</i> <input type="checkbox"/> <i>Asst. CSC</i> <input type="checkbox"/> <i>Clerk Of Superior Court</i>	SEAL
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NOTE TO CLERK: *If granted, always send a certified copy of this Order under seal to the petitioner, to all the agencies listed in Certification By Clerk above, and to the NCAOC. Send copies for the arresting agency and additional agencies to the addresses provided by the petitioner. Send SBI, DAC, DMV, and NCAOC copies to:*

State Bureau of Investigation Attn: Expunction Unit PO Box 29500 Raleigh, NC 27626	NC Department of Adult Correction Attn: Combined Records Section 4226 Mail Service Center Raleigh, NC 27699-4226	NC Division of Motor Vehicles, Driver and Vehicle Services, Driver Assistance Branch Attn: Hearings/Adjudication Unit 3118 Mail Service Center Raleigh, NC 27699-3118	NC Administrative Office of the Courts Attn: Records Officer PO Box 2448 Raleigh, NC 27602
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NOTE TO PETITIONER: *If this petition is granted, the clerk of superior court will send you a certified copy of the final order for your records at the address listed on Side One. If you move, you must notify the clerk in writing of your change of address in order to receive a certified copy. After the case is expunged, the clerk of superior court will have no record of the case and will be unable to provide you with any documentation of the case. This includes the expunction order; it will be destroyed with the case file.*

The expunction of your case information from the records of the court and of other State and local government agencies does not guarantee that the information will be expunged from all other sources. Private companies routinely acquire copies of criminal records from State and local criminal justice agencies. Certain private entities are required to expunge your case information upon receiving notice of the expunction order, but there may be a delay between entry of the order of expunction and deletion from the entity's records. Further, that duty to expunge does not apply to all private entities. If a private entity distributes information about your expunged case, contact the private entity to determine which government agency was the source of the information, and then contact that government agency to determine whether or not the expunction order was received. If the private entity claims that the NCAOC was the source of the information, contact the NCAOC's Remote Public Access office at rpa@nccourts.org or (919) 890-2220 to investigate the entity's claim.