

**EXPUNGEMENT ORDER**

Commonwealth of Virginia

**DINWIDDIE COUNTY**

Case No. \_\_\_\_\_

Circuit Court

CITY OR COUNTY

NAME OF [ ] PETITIONER [ ] SUBJECT OF WRIT OF ACTUAL INNOCENCE

[ ] The petitioner is seeking relief pursuant to subsection A of Va. Code § 19.2-392.2 because the petitioner was charged with the commission of the following crime(s) or offense(s)

AND

[ ] has been acquitted of the charge(s).

[ ] a nolle prosequi of the charge(s) has been taken or the charge(s) have been otherwise dismissed, including dismissal by accord and satisfaction pursuant to Va. Code § 19.2-151.

After receiving the criminal history record information from the Central Criminal Records Exchange (CCRE) and conducting a hearing on the petition,

[ ] the court FINDS that

[ ] the continued existence and possible dissemination of information relating to the arrest of the petitioner causes or may cause circumstances that constitute a manifest injustice to the petitioner

[ ] the petitioner has no prior criminal record, the arrest was for a misdemeanor and the Commonwealth has not shown good cause why the police and court records relating to the charge should not be expunged

[ ] The petitioner is seeking relief pursuant to subsection I of Va. Code § 19.2-392.2 because the petitioner has been granted an absolute pardon for a crime that he did not commit and the court FINDS that such relief is proper

[ ] The court has received the attached copy of a writ of actual innocence pursuant to § 19.2-327.5 or § 19.2-327.13 vacating a conviction

and therefore the court ORDERS that:

- the police and court records, including electronic records, relating to such charge(s) be expunged pursuant to [ ] subsection F (acquittal/dismissal) [ ] subsection I (absolute pardon) [ ] subsection J (writ of actual innocence) of Va. Code § 19.2-392.2 AND
- the clerk of this court shall send a copy of this ORDER, along with a copy of the PETITION FOR EXPUNGEMENT or writ of actual innocence, to the Department of State Police to be acted upon in accordance with the rules and regulations adopted pursuant to Va. Code § 9.1-134.

[ ] the court FINDS that the statutory requirements for expungement have not been satisfied and therefore, the court ORDERS that the petition be denied.

DATE

JUDGE

I certify that I forwarded a copy of this ORDER, along with a copy of the PETITION FOR EXPUNGEMENT or a copy of the writ of actual innocence, to the Virginia Department of State Police

on

DATE

CLERK