

IN THE COURT OF COMMON PLEAS OF ALLEN COUNTY, OHIO

STATE OF OHIO,

CASE NO.: CR

Plaintiff

-v-

APPLICATION TO
SEAL FELONY RECORD
R.C. 2953.32

Defendant

Now comes _____, by and

through his/her attorney, _____ and applies, pursuant to

R.C. 2953.32 for an Order from this Court *sealing* the record of conviction in this case.

The applicant represents to the Court:

1. The date of the offense for which the application is made was: _____.
2. The defendant was arrested on: _____.
3. The defendant was convicted of: _____, a
(Felony)(Misdemeanor) of the _____ Degree.
4. Defendant's date of birth is: _____. The last four digits of the
Defendant's social security number are: *** ** _____.
5. Defendant's current telephone number is _____.
6. The Defendant is an "**Eligible offender**" as defined in R.C. 2953.31 in
that he/she
 - a) has been convicted of one or more offenses in this state or any other
jurisdiction and all of the offenses in this state are felonies of the fourth or fifth
degree or misdemeanors and none of those offenses are an offense of violence or
a felony sex offense and all of the offenses in another jurisdiction, if committed
in this state, would be felonies of the fourth or fifth degree or misdemeanors and
none of those offenses would be an offense of violence or a felony sex offense;
or
 - b) has been convicted of an offense in this state or any other jurisdiction, to
whom division (a) of this section does not apply, and who has not more than two

felony convictions, has not more than four misdemeanor convictions, or, has exactly two felony convictions, has not more than those two felony convictions and two misdemeanor convictions in this state or any other jurisdiction. The conviction that is requested to be sealed shall be a conviction that is eligible for sealing as provided in section 2953.36 of the Revised Code

7. That if defendant's offense was a misdemeanor, the forfeiture of bail was agreed to by the applicant and the prosecutor in the case.
8. The appropriate time has expired, to wit: (a) At the expiration of three years after the offender's final discharge if convicted of a felony of the third degree; (b) At the expiration of one year after the offender's final discharge if convicted of a felony of the fourth or fifth degree or a misdemeanor.
9.
 - a) criminal proceedings are NOT pending against the applicant;
 - b) the applicant has been rehabilitated to the satisfaction of the court;
 - c) the prosecutor has NOT filed an objection in accordance with division (B) of R.C. 2953.32, or the prosecutor has filed an objection and the Court has considered the reasons against granting the application specified by the prosecutor in the objection;
 - d) The interests of the applicant in having the records pertaining to the applicant's conviction sealed outweigh the legitimate needs, if any, of the government to maintain those record.

Therefore, it is requested that all official records pertaining to this case be sealed and, except as provided in R.C. 2953.32(D), all index references to the case deleted.

The applicant notifies the clerk of Courts that he/she does/does not wish to opt out of receiving the benefits of having the court send notice of its order under division R.C. 2953.32(C)(2) to the qualified third party selected by the attorney general and having the procedures under section 109.381 of the Revised Code apply to the records that are subject to the order sealing the record.

The defendant/applicant shall pay all costs related to this motion.

Applicant/Attorney for Applicant
Address