

**State of Minnesota**

**District Court**

County \_\_\_\_\_

Judicial District: \_\_\_\_\_  
Court File Number: \_\_\_\_\_  
Case Type: Criminal

**State of Minnesota,**  
Plaintiff

vs.

**Order Sealing Record  
Conviction**

\_\_\_\_\_  
Defendant/Petitioner

Date of Birth \_\_\_\_\_

The above-entitled matter came before the Court upon a Petition for Expungement in the above matter.

Appearances were:

- Petitioner
- County Attorney \_\_\_\_\_
- Other \_\_\_\_\_
- Waived

Upon the files and records, the court finds:

1. On \_\_\_\_\_(date) in the District Court of \_\_\_\_\_County, the petitioner:
  - Entered a plea or was found guilty of the crime of \_\_\_\_\_ and was sentenced pursuant to Minn. Stat. §152.18; –or–
  - Entered a plea or was found guilty of \_\_\_\_\_ following certification or reference to district court for prosecution pursuant to Minn. Stat. § 260B.125.
2. Petitioner was not convicted of an offense that requires registration under Minn. Stat. § 243.166.
3. The petitioner was discharged by the commissioner of corrections, or was placed on probation and an order discharging the petitioner from probation has been filed and/or the proceedings dismissed.
4. Proper service  has  has not been given including notice to any victim(s) if required.

5. There  is  is not clear and convincing evidence that sealing the record would yield a benefit to petitioner commensurate with the disadvantages to the public and public safety of: (1) sealing the record; and (2) burdening the court and public authorities to issue, enforce, and monitor an expungement order. {Minn. Stat. § 609A.03, subd. 5(a)}

Upon the Findings of the Court and the files and records herein, IT IS ORDERED:

1. Petitioner's request for sealing of records is denied.
2. Petitioner's request for sealing of records is granted. All official records held by the following agencies, other than the non-public record retained by the Bureau of Criminal Apprehension, including all records relating to arrest, indictment or complaint, trial, dismissal and discharge shall be sealed and their existence shall be disclosed only by court order, except as authorized by law:

- |  |  |
|--|--|
| <input type="checkbox"/> District Court                  | <input type="checkbox"/> County Attorney                     |
| <input type="checkbox"/> County Sheriff                  | <input type="checkbox"/> _____ City Police Dept.             |
| <input type="checkbox"/> Bureau of Criminal Apprehension | <input type="checkbox"/> Probation/Court Services Department |
| <input type="checkbox"/> _____                           | <input type="checkbox"/> _____                               |

3. This order restores the petitioner to the status occupied before the arrest. The petitioner will not be guilty of perjury for failure to acknowledge the arrest or proceeding in response to any inquiry made for any purpose.
4. The court administrator shall send a copy of this expungement order to each agency and jurisdiction whose records are affected.
5. The petitioner shall continue to be prohibited from shipping, transporting, possessing, or receiving a firearm for the remainder of the petitioner's lifetime since the conviction was for a crime of violence and an order was not issued under Minn. Stat. § 609.165, subd. 1d.
6. Other: \_\_\_\_\_

**NOTE: This order is stayed for 60 days, and during any appeal. The records will not be sealed until after this time.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Judge of District Court