

IN THE GILBERT MUNICIPAL COURT
(480) 635-7800, Voice 55 E. Civic Center Drive, Gilbert, AZ 85296 (480) 635-7820, Fax

THE STATE OF ARIZONA,
Plaintiff

Case Number(s):

**Application to
Set Aside Judgment
And order**

Vs.

Defendant.

APPLICATION

This Application is made in conformance with Arizona Revised Statutes and is addressed to the judge who pronounced sentence or imposed probation or to said judge's successor in office.

Applicant: _____ Street Address: _____
Telephone Number: _____ City, State, and Zip: _____
Date of Birth: _____ AZ D.L. Number: _____
Offense(s): _____
Date of Conviction: _____ Place of Conviction: _____

The undersigned states that the Defendant has fulfilled the conditions of Probation, or sentence, and was discharged by this Court. If the Application is sworn to by Defendant's Attorney, or Probation Officer, either was authorized to do so as indicated by Defendant's signature below.

- (1) The judgment of guilt be set aside.
- (2) The accusation of citation be dismissed.
- (3) Defendant be released from all penalties and disabilities resulting from the conviction. **EXCEPT that the conviction may be pleaded and proved in any subsequent prosecution of the Defendant for any offenses as if the judgment of guilt had not been set aside.**

Dated: _____

Defendant/Attorney for Def: _____ Authorized: _____

STATE OF ARIZONA, COUNTY OF _____

Being duly sworn, I depose and say: that I have read this Application and know and understand the contents therein; that the statements made in this Application are true and correct to the best of my knowledge.

Defendant: _____ Subscribed and Sworn to be before me this ____ day of _____, 2____.
Date: _____ Notary Public: _____
My Commission Expires: _____

ORDER

THE COURT, have read the foregoing Application, and having allowed the State of Arizona to response to said Application, and in accordance with Arizona Revised Statutes, being fully apprised of premises, **IT IS ORDERED:**

Granting the Application and **FURTHER ORDERING:**

- (1) That the judgment of Defendant's guilt be, and the same is, set aside.
- (2) That the Defendant's accusation, citation, or complaint be, and the same is, dismissed.
- (3) That Defendant be released from all penalties and disabilities resulting from the conviction or plea other than those imposed by the Department of Transportation pursuant to ARS 28-445 or 28-446, EXCEPT that the conviction may be pleaded and proved in any subsequent prosecution of the Defendant for any offenses as if the judgment of guilt had not been set aside.

Denying the Application for the following reasons: _____

Date: _____ Judge: _____