

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar Number and Address)  TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	<b>FOR COURT USE ONLY</b>
PEOPLE OF THE STATE OF CALIFORNIA  vs.  DEFENDANT	CASE NUMBER: _____
<b>APPLICATION/PETITION FOR DISMISSAL (Street Vending) – RESPONSE AND ORDER (Government Code §51039(g)(1))</b>	

**IMPORTANT INFORMATION**

(1) This petition must be filed in the courthouse where the citation was filed or heard.  
 (2) A copy of this petition must be mailed or delivered to the local prosecutor's office.

**APPLICATION/PETITION**

**Petitioner states:**

1. On \_\_\_\_\_ I was convicted of \_\_\_\_\_, a violation of a law prohibiting or restricting sidewalk vending, in the above-captioned case.
2. I would not have been subject to prosecution of the offense under the Safe Sidewalks Vending Act (Government Code §§51036 – 51039), if the act had been in effect at the time the offense(s) was allegedly committed.
3. (Check all that apply)
  - I was fined and have paid the fine.
  - I was fined and am paying the fine  in installments  by Community Service.
  - I have completed my sentence for the offense(s).
  - I am currently serving a sentence for the offense(s) in (Jail): \_\_\_\_\_
4. I waive my right to a hearing and agree that the petition may be ruled on without my presence in court.

**Petitioner requests:** The conviction be vacated and the case be ordered dismissed and sealed pursuant to Government Code §51039(g)(1).

**Petitioner declares:**

1. I served a copy of this petition on the prosecutor (office): \_\_\_\_\_ at (address): \_\_\_\_\_  
 \_\_\_\_\_
2. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Petitioner or Attorney for Petitioner

**COURT FINDINGS**

- Petitioner is ineligible for the relief requested. Reason: \_\_\_\_\_
- Petitioner is eligible, but unsuitable for the relief requested because: \_\_\_\_\_
- Petitioner has completed the sentence and is eligible and suitable to have the conviction vacated and case dismissed and sealed.
- Petitioner is still serving the sentence and is eligible and suitable to have the conviction vacated and case dismissed and sealed.
- People waive presence and agree the court may vacate the conviction and dismiss and seal the case.

**ORDER**

- The Petition is:  Granted  Denied
- Conviction on Count(s) \_\_\_\_\_ vacated. Case is dismissed and sealed pursuant to Government Code §51039(g)(1).

Date: \_\_\_\_\_

Judge  Commissioner of the Superior Court