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For Clerks Use Only

**SUPERIOR COURT OF ARIZONA
IN MOHAVE COUNTY**

STATE OF ARIZONA, Plaintiff

Case Number: _____

-vs-

Defendant (FIRST, MI, LAST)

Date of Birth: _____

**ORDER REGARDING APPLICATION
TO SET ASIDE CONVICTION AND
RESTORATION OF FIREARM
RIGHTS**
A.R.S. §§ 13-905 & 13-910

Based upon the information presented to the Court, **THE COURT FINDS THAT:** (only those items marked)

The prosecutor has received a copy of the Application to Set Aside Conviction.

- The defendant **has met** all statutory requirements for setting aside the conviction; AND
- The defendant **has met** all statutory requirements for a certificate of second chance.
- The defendant **has not met** all statutory requirements for a certificate of second chance.

OR

- The defendant **has not met** all the statutory requirements for setting aside the conviction.
- The defendant was convicted of a criminal offense not eligible to be set aside due to:
 - a dangerous offense.
 - an offense for which the person is required or ordered by the court to register pursuant to A.R.S. § 13-3821.
 - an offense for which there has been a finding of sexual motivation pursuant to A.R.S. § 13-118.
 - a felony offense in which the victim is a minor under fifteen years of age.

IT IS ORDERED:

- DENYING** the application to set aside conviction for the following reasons:
 - The defendant **has not met** all statutory requirements for the application.
 - The defendant was convicted of a criminal offense **not eligible** for a conviction to be set aside.
 - Other reasons:
_____.
- GRANTING** the application setting aside the judgment of guilt, dismissing the complaint, information, or indictment, and that the applicant be released from all penalties and disabilities resulting from the conviction **except those imposed by**:
 - a. The **Department of Transportation** pursuant to A.R.S. §§ 28-3304, 28-3305, 28-3306, 28-3307, 28-3308, 28-3312, and 28-3319.
 - b. The **Game and Fish Commission** pursuant to A.R.S. §§ 17-314 or 17-340.
 - c. A lifetime injunction issued pursuant to A.R.S. § 13-719.
- The applicant's right to possess a firearm is also **restored**.

OR

- The applicant's right to possess a firearm is **DENIED** due to the applicant's conviction for a serious offense as defined in section 13-706.

CERTIFICATE OF SECOND CHANCE

IT IS FURTHER ORDERED:

- DENYING** a certificate of second chance.

OR
- GRANTING** a certificate of second chance, and accordingly, pursuant to A.R.S. § 13-905(M):
 1. Unless specifically excluded by A.R.S. § 13-905, the defendant is released from all barriers and disabilities in obtaining an occupational license issued under title 32 that resulted from the conviction if the defendant is otherwise qualified;
 2. An employer of the defendant is provided with all of the protections that are provided pursuant to section A.R.S. § 12-558.03;
 3. Another person or an entity that provides housing to the defendant is provided with all of the protections limiting the introduction of evidence that are provided to an employer pursuant to A.R.S. § 12-558.03(B); and

Case Number: _____

4. This certificate of second chance is not a recommendation or sponsorship for or a promotion of the defendant when applying for an occupational license, employment or housing.

DATED this _____ day of _____, _____.

Judicial Officer