

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, State Bar number, and address</i>): TELEPHONE: FAX NO. (<i>Optional</i>): ATTORNEY FOR (Name):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF BUTTE <input type="checkbox"/> Butte County Courthouse One Court Street, Oroville, CA 95965 (530) 532-7002 <input style="margin-left: 150px;" type="checkbox"/> North Butte County Courthouse 1775 Concord Avenue, Chico, CA 95928 (530) 532-7002	
IN THE MATTER OF:	
JUVENILE PETITION/APPLICATION PROPOSITION 64 – HEALTH & SAFETY CODE §11361.8(m)	CASE NUMBER:

INSTRUCTIONS

- Use this form if you went to court for a marijuana-related offense when you were under the age of 18.
- Use this form to ask the court to change your dispositional orders or redesignate your marijuana-related offense.
- Use a separate petition/application for each charge that you want the court to take action on.
- A copy of the petition/application must be mailed or personally delivered to the Probation Department and the Butte County District Attorney’s Office.
 - If mailed, the person performing the mailing must complete the Proof of Service (see page 3).
 - If personally delivered, the agency may acknowledge its receipt by stamping the original petition to be delivered to the court.
- You must file this form in the county where your marijuana-related offense was adjudicated.
- You need to use a different form if you have eligible adult offenses.
- If you are currently on wardship probation for a qualified offense, you need to fill out sections 1 and 2.
- If you have completed probation, you need to fill out sections 1 and 3.
- Complete sections 4 and 5 as necessary.
- If a formal hearing on the petition/application is scheduled, the court will notify the Petitioner, his/her attorney, the Probation Department and the District Attorney’s Office.

1. OFFENSE INFORMATION

On (*date*) _____, Petitioner was found to come within the jurisdiction of the court under Welfare and Institutions Code § 602 for a violation of Health and Safety Code § 11357 11358 11359 11360, which has been reclassified as an infraction when commuted by a person under the age of 18 under Proposition 64. Petitioner’s date of birth is _____.

Petitioner further declares that the nature of the substance which resulted in the adjudication was:

- marijuana not in the form of concentrated cannabis;
 concentrated cannabis;
 marijuana plants;
 other: _____

Petitioner further declares that the quantity of the substance that resulted in the adjudication was:

- not more than 28.5 grams of marijuana not in the form of concentrated cannabis;
 not more than 4 grams of marijuana in the form of concentrated cannabis;
 not more than 8 grams of marijuana in the form of concentrated cannabis;
 not more than 6 marijuana plants.

2. REQUEST FOR A NEW DISPOSITIONAL ORDER (RESENTENCING)

Petitioner is currently subject to a dispositional order of the court for the offense noted above, and requests that the order be recalled and relief be granted in accordance with Health and Safety Code § 11361.8(b).

3. REQUEST FOR REDESIGNATION

Wardship has been terminated for the offense noted above, and petitioner requests the court's dispositional order be recalled and relief be granted in accordance with Health and Safety Code § 11361.8(f).

4. WAIVER OF HEARING BY ORIGINAL SENTENCING JUDGE

Petitioner waives the right to have this matter heard by the original sentencing judge. The presiding judge of the court may designate any judge to rule on this matter.

5. WAIVER OF APPEARANCE

Petitioner understands there is a right to personally attend any hearing held in this matter. Petitioner gives up that right; the matter may be heard without his/her appearance.

Date: _____

(TYPE OR PRINT NAME)

(SIGNATURE OF PETITIONER/APPLICANT OR ATTORNEY)

PROOF OF SERVICE

Personal Service Service by Mail

1. Person serving: I am over the age of 18 and not a party to this action.

Name: _____

Address: _____

Telephone: _____

2. I served a copy of the Juvenile Petition/Application to the **Probation Department** as follows (*check one*):

Name of person served: _____

Address where served: _____

a. Personal Service: I personally delivered the Juvenile Petition/Application to the person at the address listed above.

Date served: _____ Time served: _____ AM PM

b. Service by Mail: I deposited the Juvenile Petition/Application in the United States mail, in a sealed envelope with first class postage fully prepaid. The envelope was addressed as listed above.

Date of Mailing: _____ Place of Mailing (city and state): _____

3. I served a copy of the Juvenile Petition/Application to the **District Attorney's Office** as follows (*check one*):

Name of person served: _____

Address where served: _____

a. Personal Service: I personally delivered the Juvenile Petition/Application to the person at the address listed above.

Date served: _____ Time served: _____ AM PM

b. Service by Mail: I deposited the Juvenile Petition/Application in the United States mail, in a sealed envelope with first class postage fully prepaid. The envelope was addressed as listed above.

Date of Mailing: _____ Place of Mailing (city and state): _____

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

(Signature of Declarant)

(Printed Name of Declarant)