



**Greg James**  
**Clerk of Courts & Comptroller**  
**Wakulla County**

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**INSTRUCTIONS FOR SEALING/EXPUNGING AN ADULT CRIMINAL COURT RECORD**

Complete the following paperwork for this process:

- I. Florida Department of Law Enforcement (FDLE) Certificate of Eligibility packet.
  - A. Obtain this packet from FDLE or the Clerk's Office, and complete the form and fingerprint card. You can also apply online at <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>
  - B. Be sure to read the requirements and disqualifying charges located on the FDLE website. <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Reasons-for-Denial>
  - C. Know the date of arrest, address at the time of the arrest, arrest charge(s), arresting agency, and arresting agency case number.
  - D. Obtain a certified copy of the Final Disposition (judgment & sentence) in your case from the Clerk's Office. *(The copy costs are not included in the filing fee)*
  - E. If you are asking for expungement Ask the State Attorney's Office, 3056 Crawfordville Hwy. Crawfordville, FL 32327 (850) 926-0914 to complete section B of the Application for Certification of Eligibility.
  - F. Submit this packet, along with a \$75.00 money order or cashier's check to FDLE, Special Services Bureau, Attn: Expunge Processing, Post Office Box 1489, Tallahassee, FL 32302. FDLE will mail a Certificate of Eligibility to you.
  
- II. After you receive FDLE Certificate of Eligibility complete Petition to Seal or Expunge, Affidavit, and Order
  - A. Obtain these forms from the Clerk's Office, and sign the petition/affidavit in the presence of a notary public/deputy clerk. A photo ID is required. On the order, fill in your name, case number, current mailing address, and telephone number.
  - B. Complete all documents as thoroughly as possible; the Clerk's Office cannot complete these forms for you, or correct any errors you may make. Please understand that incomplete documents sent to the judge could result in a delay or possible denial of the petition.
  - C. Send copies of these forms, and a copy of the Certificate of Eligibility (received from FDLE), to the Wakulla County State Attorney's Office, 3056 Crawfordville Hwy. Crawfordville, FL 32327.
  - D. File your Petition to Seal or Expunge, the affidavit, the proposed order and the original FDLE Certificate of Eligibility with the Clerk's Office.
  - E. Please be aware that your seal or expunge request will not be processed without the required \$66.00 filing fee. *This does not include fees for copies of the judgment and sentence or the seal/expunge packet.*
  - F. The Clerk's Office will forward your paperwork to the appropriate judge. If you meet all statutory criteria for sealing or expunging a criminal record, those records will be sealed or expunged pursuant to court order.
  - G. The Clerk's Office will send copies of the court order to you, the arresting agency, the State Attorney's Office, the Wakulla County Sheriff's Office, and any other applicable parties associated with the case. This is done so that these agencies can take necessary actions for sealing or expunging their own records.

## Application Checklist & Instructions

**\*\*\*All documentation submitted must be originals. Copies will not be accepted.\*\*\***

- Completed Application Page**
  - The application page must be filled out in full including last name, first name, date of birth, race, sex, mailing address, permanent address, arresting agency, date of arrest, and charge(s).
  - If you were given a Notice to Appear and not physically arrested, indicate the date of the Notice to Appear in place of the date of arrest.
  - Applicant must sign the application in the presence of a notary public or a deputy clerk of the court.
- Completed Written Certified Statement Page (Expunction Applications Only )**
  - For all expunction applications (including juveniles), the written certified statement page completed by the appropriate state attorney or statewide prosecutor is required.
- Certified Disposition**
  - The applicant must provide a certified disposition of each case/criminal charge(s) listed on the application. This may be obtained from the clerk of court in the county where the case/charge(s) originated.
  - If placed on probation, provide documentation showing termination of probation.
  - For pre-trial intervention cases and other diversion programs, the applicant must provide a copy of the pretrial completion certificate or a letter of successful completion which may substitute for a certified disposition.
- Completed Fingerprint Form/Card**
  - The applicant must be fingerprinted by an authorized member of law enforcement or other criminal justice agency.
  - The fingerprint form/card must include the applicant's name, date of birth, signature, and date.
  - The fingerprint form/card must include the signature of the official taking the fingerprints and the agency's ORI/stamp.
- Processing Fee**
  - A NONREFUNDABLE money order, cashier's check, or personal check in the amount of \$75.00 made payable to FDLE must accompany the application. FDLE does not accept cash, gift cards, or temporary personal checks.
  - Make sure to completely fill out and sign the check/money order.
  - EXCEPTION: This fee is not required for juvenile diversion expunction applications.
- Attorney Letterhead (if applicable)**
  - If you are represented by an attorney, a letter of representation from the attorney on letterhead must be submitted with the application. If an attorney letter is not received, FDLE will only correspond with the applicant.
  - Make sure the appropriate mailing address is clearly indicated on this letter.

**SPECIAL NOTE:** It is **highly recommended** that you obtain and keep a copy of all pertinent documents (arrest report, certified disposition, order to seal/expunge, etc.) for your records before you secure the sealing or expunction of your criminal history record(s). Once a record(s) has been expunged under s. 943.0585, F.S., it is no longer available to be disseminated to anyone (including the subject of the record), under any circumstances, without a court order so authorizing. FDLE, as well as any other state or local agency, is statutorily prohibited from releasing copies of court-ordered expunged records. FDLE may **only** release a copy of an expunged record upon receipt of a court order.

# GENERAL INFORMATION

1. **Applicable Law:** Sections 943.0585 and 943.059, Florida Statutes (F.S.), and Chapters 11C-7.006 and 11C-7.007, Florida Administrative Code (FAC), govern the use of this application, for the sealing and expunction of non-judicial criminal history records by criminal justice agencies. These statutes and implementing rules require that you obtain a certificate of eligibility from the Florida Department of Law Enforcement (FDLE) **prior** to petitioning a court for an order to seal or expunge your non-judicial criminal history records and that you provide the information required by this application process.
2. **Application and Required Documents:** Type or print clearly all information, except signatures. Complete all portions of the application, and submit all required documents, along with the processing fee. **If your application is submitted without all required information, documentation, or the processing fee, FDLE will reject your application.**

**Refer to the Application Checklist & Instruction page in this packet for further information regarding submitting a complete application packet.**

3. **Mailing Instructions:** Mail your completed application packet and fee to:

**Florida Department of Law Enforcement  
ATTN: Seal & Expunge Section  
P.O. Box 1489  
Tallahassee, FL 32302-1489**

## REASONS AN APPLICATION WILL BE DENIED

Pursuant to s. 943.0585 and s. 943.059, F.S., a certificate of eligibility for sealing or expunction cannot be issued under any of the following circumstances:

1. The Florida criminal history record reflects you have been adjudicated guilty of a criminal offense or adjudicated delinquent for committing any felony or a misdemeanor specified in s. 943.0515, F.S. **Certain driving violations are classified as criminal, such as DUI, reckless driving, and (with some exceptions) driving while license is suspended/canceled/revoked.**
2. The Florida criminal history record reflects you have been adjudicated guilty or adjudicated delinquent for committing one or more of the acts stemming from the arrest or alleged criminal activity to which the application pertains.
3. The Florida criminal history record reflects you have received a prior sealing or expunction of a criminal history record under s. 943.0585, s. 943.059, former s. 893.14, former s. 901.33, or former s. 943.058, F.S.
4. The Florida criminal history record to which the application pertains relates to a violation of s. 943.0584, F.S., with a finding of guilt, or a plea of guilty or nolo contendere, regardless of whether adjudication is withheld.

**FULL PARDONS:** The Florida Supreme Court held in R.J.L. v. State, 887 So. 2d 1268 (Fla. 2004) held that an individual who has received a full pardon is not entitled to a certificate of eligibility because a pardon does not have the effect of eliminating guilt or the fact of a conviction.

## DISQUALIFYING CHARGES FOR SEALING/EXPUNCTION

A request for a certificate of eligibility for sealing or expunction of a criminal history record will be denied if the defendant was found guilty or pled guilty or nolo contendere, even if adjudication is withheld, on any offenses listed in s. 943.0584, F.S. :

- (a) Sexual misconduct, as defined in s. 393.135, s. 394.4593, or s. 916.1075;
- (b) Illegal use of explosives, as defined in chapter 552;
- (c) Terrorism, as defined in s. 775.30;
- (d) Murder, as defined in s. 782.04, s. 782.065, or s. 782.09;
- (e) Manslaughter or homicide, as defined in s. 782.07, s. 782.071, or s. 782.072;
- (f) Assault or battery, as defined in s. 784.011 and s. 784.03, respectively, of one family or household member by another family or household member, as defined in s. 741.28(3);
- (g) Aggravated assault, as defined in s. 784.021;
- (h) Felony battery, domestic battery by strangulation, or aggravated battery, as defined in s. 784.03, s. 784.041, and s. 784.045, respectively;
- (i) Stalking or aggravated stalking, as defined in s. 784.048;
- (j) Luring or enticing a child, as defined in s. 787.025;
- (k) Human trafficking, as defined in s. 787.06;
- (l) Kidnapping or false imprisonment, as defined in s. 787.01 or s. 787.02;
- (m) Any offense defined in chapter 794;
- (n) Procuring a person less than 18 years of age for prostitution, as defined in former s. 796.03;
- (o) Lewd or lascivious offenses committed upon or in the presence of persons less than 16 years of age, as defined in s. 800.04;
- (p) Arson, as defined in s. 806.01;
- (q) Burglary of a dwelling, as defined in s. 810.02;
- (r) Voyeurism or video voyeurism, as defined in s. 810.14 and s. 810.145, respectively;
- (s) Robbery or robbery by sudden snatching, as defined in s. 812.13 and s. 812.131, respectively;
- (t) Carjacking, as defined in s. 812.133;
- (u) Home-invasion robbery, as defined in s. 812.135;
- (v) A violation of the Florida Communications Fraud Act, as provided in s. 817.034;
- (w) Abuse of an elderly person or disabled adult, or aggravated abuse of an elderly person or disabled adult, as defined in s. 825.102;
- (x) Lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled person, as defined in s. 825.1025;
- (y) Child abuse or aggravated child abuse, as defined in s. 827.03;
- (z) Sexual performance by a child, as defined in s. 827.071;
- (aa) Any offense defined in chapter 839;
- (bb) Certain acts in connection with obscenity, as defined in s. 847.0133;
- (cc) Any offense defined in s. 847.0135;
- (dd) Selling or buying of minors, as defined in s. 847.0145;
- (ee) Aircraft piracy, as defined in s. 860.16;
- (ff) Manufacturing [as defined in c. 893] a controlled substance in violation of chapter 893;
- (gg) Drug trafficking, as defined in s. 893.135; or
- (hh) Any violation specified as a predicate offense for registration as a sexual predator pursuant to s. 775.21, or sexual offender pursuant to s. 943.0435, without regard to whether that offense alone is sufficient to require such registration.



**FLORIDA DEPARTMENT OF LAW ENFORCEMENT  
APPLICATION FOR A CERTIFICATE OF ELIGIBILITY FOR  
SEALING (s. 943.059, F.S.) or EXPUNCTION (s. 943.585, F.S.)**

Last Name		First Name		Middle Name	
Alias Last Name(s)		Alias First Name(s)		Alias Middle Name(s)	
Date of Birth (MM/DD/YYYY)	Race	Sex	Phone (   )	Social Security No.(optional)	
Mailing Address			City	State	Zip
Permanent Address			City	State	Zip
Florida Driver's License No.		Email Address			
<b>Request Type: Seal</b>					
<b>Arresting Agency:</b>					
<b>Date(s) of Arrest</b>		<b>Charge(s) Description</b>			
1.	_____	_____			
2.	_____	_____			
3.	_____	_____			
4.	_____	_____			
5.	_____	_____			
6.	_____	_____			
7.	_____	_____			
8.	_____	_____			
I hereby certify that the information contained herein is true and correct to the best of my knowledge.					
Applicant's Signature _____			Date _____		
<b>NOTARY</b>					
STATE OF _____, COUNTY OF _____					
The foregoing instrument was acknowledged before me this _____ day of _____, 20_____, by					
Signature of Notary Public _____			Print/Type/Stamp Commissioned Name of Notary or Deputy Clerk of the Court _____		
Personally Known _____ or Produced Identification _____ Type of Identification Produced: _____					

## WRITTEN CERTIFIED STATEMENT EXPUNCTION APPLICATIONS ONLY

\*Page 1 and 2 of this application must be submitted to the state attorney/statewide prosecutor's office.\*

Name (Last, First Middle)		DOB (MM/DD/YYYY)		Phone	
The section below <u>must</u> be completed by the state attorney/statewide prosecutor.					
State Attorney/Statewide Prosecutor			Reviewing Officer		
County			Circuit		
	Charge(s) Description	Statute Violation	Case Number	Action	
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
<p>By checking paragraph 1, 2, or 3 and signing below, I certify that, based on the dispositions of all charges related to the above-referenced case(s), the record is <b>presently eligible</b> to be expunged, assuming the applicant is otherwise eligible. My signature does not imply that the applicant has satisfied all other statutory eligibility criteria, or that this office would not oppose a petition to expunge the above-referenced case.</p> <p><input type="checkbox"/> 1. An indictment, information, or other charging document was not filed or issued in the case; OR</p> <p><input type="checkbox"/> 2. An indictment, information, or other charging document, if filed or issued in the case, was dismissed or nolle prosequi by the state attorney or statewide prosecutor, or was dismissed by a court of competent jurisdiction, or a judgment of acquittal was rendered by a judge, or a verdict of not guilty was rendered by a judge or jury; OR</p> <p><input type="checkbox"/> 3. (a) None of the charges for which adjudication of guilt or of delinquency was withheld relates to a violation of s. 943.0584, F.S.; AND</p> <p style="padding-left: 20px;">(b) None of the charges related to the arrest or alleged criminal activity to which the application for a certificate of eligibility to expunge pertains, resulted in an adjudication of guilt or of delinquency; AND</p> <p style="padding-left: 20px;">(c) The record of the arrest or alleged criminal activity to which the application for a certificate of eligibility to expunge pertains, relates to charge(s) for which adjudication of guilt or of delinquency was withheld and has been sealed for at least 10 years.</p>			<p>The above-referenced case(s) is <b>not eligible</b> to be expunged because:</p> <p><input type="checkbox"/> One or more of the charges related to the arrest or alleged criminal activity to which the application for a certificate of eligibility to expunge pertains resulted in an adjudication of guilt or of delinquency;</p> <p><input type="checkbox"/> The record of the arrest or alleged criminal activity to which the application for a certificate of eligibility to expunge pertains relates to a charge(s) for which adjudication of guilt or of delinquency was withheld has not been sealed for at least 10 years;</p> <p><input type="checkbox"/> One or more of the charges for which an adjudication of guilt or of delinquency was withheld relate to a violation of s. 943.0584 F.S.;</p> <p><input type="checkbox"/> Records available to this office disclose some other ground of statutory ineligibility:</p> <p style="padding-left: 20px;"><input type="checkbox"/> Adjudication of guilt in a different case</p> <p style="padding-left: 20px;"><input type="checkbox"/> Adjudication of delinquency for a felony or a misdemeanor pursuant to s. 943.0515, F.S.</p> <p style="padding-left: 20px;"><input type="checkbox"/> Received a prior court order for sealing or expunction</p> <p style="padding-left: 20px;"><input type="checkbox"/> Currently under court supervision for a charge(s) to which the application pertains</p>		
Signature _____			Signature _____		
Date _____			Date _____		
Title (Prosecuting Authority) _____			Title (Prosecuting Authority) _____		

## FINGERPRINTS FOR APPLICATION FOR CERTIFICATION OF ELIGIBILITY

**Name:**  
 Last \_\_\_\_\_ First \_\_\_\_\_ Middle \_\_\_\_\_

**Alias/AKA Name(s):**  
 Last \_\_\_\_\_ First \_\_\_\_\_ Middle \_\_\_\_\_

**RACE:** \_\_\_\_\_ **SEX:** \_\_\_\_\_ **DOB:** \_\_\_\_\_ **\*SOC:** \_\_\_\_\_ **Place of Birth:** \_\_\_\_\_

Signature of Official Taking Fingerprints: \_\_\_\_\_ **\*\*ORI:** \_\_\_\_\_

Signature of Person Fingerprinted: \_\_\_\_\_ **Date:** \_\_\_\_\_

1. R.Thumb	2. R.Index	3. R.Middle	4. R.Ring	5. R.Little	
6. L.Thumb	7. L.Index	8. L.Middle	9. L.Ring	10. L.Little	
Left Four Fingers Taken Simultaneously		L.Thumb	R.Thumb	Right Four Fingers Taken Simultaneously	

\*Social Security Number: This information is voluntary; however, failure to disclose may delay the processing time of your application.  
 \*\*Fingerprints must be taken at a law enforcement entity. Agency stamp can substitute for ORI.

IN THE CIRCUIT/COUNTY COURT OF THE SECOND JUDICIAL CIRCUIT, IN  
AND FOR WAKULLA COUNTY, FLORIDA

CASE NUMBER \_\_\_\_\_

STATE OF FLORIDA

vs.

\_\_\_\_\_  
Name of Defendant

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City/State/ Zip

\_\_\_\_\_  
Phone Number

**PETITION TO SEAL**

The Defendant, \_\_\_\_\_, petitions this court, pursuant to Florida Rule of Criminal Procedure 3.692 and section 943.059, Florida Statutes, to expunge all criminal history record information in the custody of any criminal justice agency and the official records of the court concerning the defendant's arrest on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the \_\_\_\_\_ (arresting agency), for \_\_\_\_\_ (charges), and, as grounds therefore shows:



1. The full name and address of the defendant at the time of the arrest was:  
 \_\_\_\_\_  
 \_\_\_\_\_.
2. The defendant is a \_\_\_\_\_ (race) \_\_\_\_\_ (sex), whose date of birth is \_\_\_\_\_.
3. The defendant has not been adjudicated guilty of any charges stemming from this arrest or alleged criminal activity.
4. The Defendant has not been previously adjudicated guilty of a criminal offense or a comparable ordinance violation.
5. The defendant has not secured a prior records expunction or sealing under Section 943.0585, or 943.059, Florida Statutes; former section 943.058, Florida Statutes; or any other law, rule, or authority.

WHEREFORE, the defendant moves to seal any criminal history record information and any official court records regarding the arrest by the \_\_\_\_\_ (arresting agency), for \_\_\_\_\_ (charges), on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

I HEREBY CERTIFY that a true and correct copy of the foregoing pleading has been served on State Attorney for the 2<sup>nd</sup> Judicial Circuit; \_\_\_\_\_ (arresting agency); \_\_\_\_\_ (sheriff of county where petitioner was arrested if no listed above); and the Florida Department of Law Enforcement, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
 Signature of Defendant

IN THE CIRCUIT/COUNTY COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND  
FOR WAKULLA COUNTY, FLORIDA

CASE NUMBER \_\_\_\_\_

STATE OF FLORIDA

vs.

\_\_\_\_\_  
Name of Defendant

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City/State/ Zip

\_\_\_\_\_  
Phone Number

**AFFIDAVIT**

STATE OF FLORIDA  
COUNTY OF WAKULLA

I, \_\_\_\_\_ am the defendant in the above-styled case, and I do hereby swear or affirm that:

1. I fully understand the meaning of all the terms of this affidavit.
2. I have never been adjudicated guilty of a criminal offense or a comparable ordinance violation.
3. I was arrested on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

By the \_\_\_\_\_ (arresting agency), and I have not been adjudicated guilty of the charges stemming from that arrest or the alleged criminal activity surrounding my arrest.

4. I am eligible for the relief requested, to the best of my knowledge and belief, and do not have any other petition to expunge or seal pending before any court.
5. I have never secured a prior records expunction or sealing under any law.

\_\_\_\_\_  
Defendant

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Notary Public/Deputy Clerk

\_\_\_\_\_  
Printed name

My Commission Expires:

\_\_\_\_\_ Personally, known or \_\_\_\_\_ Produced ID Type of ID Produced \_\_\_\_\_

IN THE CIRCUIT/COUNTY COURT OF THE SECOND JUDICIAL CIRCUIT, IN  
AND FOR WAKULLA COUNTY, FLORIDA

CASE NUMBER \_\_\_\_\_

STATE OF FLORIDA

vs.

\_\_\_\_\_  
Name of Defendant

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City/State/ Zip

\_\_\_\_\_  
Phone Number

**ORDER TO SEAL PURSUANT TO SECTION 943.059, FLORIDA STATUTES,  
AND FLORIDA RULE OF CRIMINAL PROCEDURE 3.692**

THIS CAUSE was considered upon a petition to expunge certain records of the arrest on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the \_\_\_\_\_ (arresting agency), for \_\_\_\_\_ (charges). Having reviewed the record and /or having heard argument of the defendant or counsel and being otherwise fully advised in the premises, the court finds the following:

1. The defendant has never previously been adjudicated guilty of a criminal offense or a comparable ordinance violation.
2. The defendant was not adjudicated guilty of charges stemming from the arrest of criminal activity to which this sealing petition pertains.
3. The defendant has not secured a prior records expunction or sealing.

THEREFORE, it is

ORDERED and ADJUDGED that the petition to seal is granted. All court records pertaining to the above-styled case shall be sealed in accordance with the procedures set forth in the Florida Rule of Criminal Procedure 3.692.

ORDERED and ADJUDGED that the clerk of this court shall forward a certified copy of this order to the State Attorney of the Second Judicial Circuit; the arresting agency \_\_\_\_\_ and the Wakulla County Sheriff all of whom will comply with the procedures set forth in section 943.059, Florida Statutes, and appropriate regulations of the Department of Law Enforcement, all

of whom will forward a copy of this order to any agency that their records reflect has received the instant criminal history information.

ORDERED and ADJUDGED that the \_\_\_\_\_ (arresting agency) shall seal all information concerning indicia of arrest or criminal history record information regarding this defendant in accordance with the procedures set forth in section 943.059, Florida Statutes, and Florida Rule of Criminal Procedure 3.692.

DONE and ORDERED at Crawfordville, Wakulla, County, Florida this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Judge

IN THE CIRCUIT/COUNTY COURT OF THE SECOND JUDICIAL CIRCUIT  
IN AND FOR WAKULLA COUNTY, FLORIDA

CASE #: \_\_\_\_\_

STATE OF FLORIDA

SPN #: \_\_\_\_\_

vs.

\_\_\_\_\_  
Name of Defendant/Petitioner

\_\_\_\_\_  
Current Mailing Address

\_\_\_\_\_  
City/State/ Zip

\_\_\_\_\_  
Home Number / Work Number

**PETITION TO EXPUNGE**

The Defendant/Petitioner, \_\_\_\_\_, Petitions this Court, pursuant to Florida Rule of Criminal Procedure 3.692 and Section 943.0585, Florida Statutes, to expunge all criminal history record information in the custody of any criminal justice agency and the official records of the Court concerning the Defendant/Petitioner's arrest on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the \_\_\_\_\_ (arresting agency), for \_\_\_\_\_ (charges), and, as grounds therefore shows:

1. The full name and address of the Defendant/Petitioner at the time of the arrest was: \_\_\_\_\_  
\_\_\_\_\_.
2. The Defendant/Petitioner is a \_\_\_\_\_ (race) \_\_\_\_\_ (sex), whose date of birth is \_\_\_\_\_.
3. The Defendant/Petitioner has not been adjudicated guilty of any charges stemming from this arrest or alleged criminal activity.
4. The Defendant/Petitioner has not been previously adjudicated guilty of a criminal offense or a comparable ordinance violation.

5. The Defendant/Petitioner has not secured a prior records expunction or sealing under Section 943.0585, or 943.059, Florida Statutes; former section 943.058, Florida Statutes; or any other law, rule, or authority.
6. Such record has been sealed under section 943.059, Florida Statute; former Section 943.058, Florida Statutes; former Section 893.14, Florida Statutes; or former Section 901.33, Florida Statutes, for at least 10 years; **or** there has not been an indictment or information filed against the Defendant/Petitioner who is the subject of this criminal history record information; **or** an indictment or information filed against the Defendant/Petitioner who is the subject of this criminal history information was dismissed by the prosecutor or the Court.

WHEREFORE, the Defendant/Petitioner moves to expunge any criminal history record information and any official Court records regarding the arrest by the \_\_\_\_\_ (arresting agency), for \_\_\_\_\_ (charges), on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

I HEREBY CERTIFY that a true and correct copy of the foregoing pleading has been served on the State Attorney for the Second Judicial Circuit; \_\_\_\_\_ (arresting agency); \_\_\_\_\_ (Sheriff of County where Petitioner was arrested if not listed above); and the Florida Department of Law Enforcement, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Signature of Defendant/Petitioner

IN THE CIRCUIT/COUNTY COURT OF THE SECOND JUDICIAL  
CIRCUIT IN AND FOR WAKULLA COUNTY, FLORIDA

STATE OF FLORIDA

CASE #: \_\_\_\_\_

vs.

SPN #: \_\_\_\_\_

\_\_\_\_\_  
Name of Defendant

\_\_\_\_\_  
Current Mailing Address

\_\_\_\_\_  
City/State/ Zip

\_\_\_\_\_  
Home Number / Work Number

**AFFIDAVIT**

STATE OF FLORIDA  
COUNTY OF WAKULLA

I, \_\_\_\_\_ am the Defendant in the above-styled case, and I do hereby swear or affirm that:

1. I fully understand the meaning of all the terms of this Affidavit.
2. I have never been adjudicated guilty of a criminal offense or a comparable ordinance violation.
3. I was arrested on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the \_\_\_\_\_ (arresting agency), and I have not been adjudicated guilty of the charges stemming from that arrest or the alleged criminal activity surrounding my arrest.
4. I am eligible for the relief requested, to the best of my knowledge and belief, and do not have any other petition to expunge or seal pending before any Court.
5. I have never secured a prior records expunction or sealing under any law.
6. My record of arrest for this date has been sealed for at least 10 years; **or** an indictment or information was not filed against me for the above criminal transaction; **or** an indictment or information filed against me was dismissed by the prosecutor or the Court.
- 7.

\_\_\_\_\_  
Defendant

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Notary Public/Deputy Clerk  
My Commission Expires:

\_\_\_\_\_  
Printed Name of Notary Public/Deputy Clerk

\_\_\_\_ Personally known or \_\_\_\_\_ Produced ID

Type of ID Produced \_\_\_\_\_

IN THE CIRCUIT/COUNTY COURT OF THE SECOND JUDICIAL  
CIRCUIT IN AND FOR WAKULLA COUNTY, FLORIDA

CASE #: \_\_\_\_\_

SPN #: \_\_\_\_\_

Arrest Agency Case #: \_\_\_\_\_

STATE OF FLORIDA

vs.

\_\_\_\_\_  
Name of Defendant/Petitioner

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

\_\_\_\_\_  
Current Mailing Address

\_\_\_\_\_  
City/State/Zip

**ORDER TO EXPUNGE PURSUANT TO SECTION 943.0585, FLORIDA  
STATUTES, AND FLORIDA RULE OF CRIMINAL PROCEDURE 3.692**

THIS CAUSE was considered upon a Petition to Expunge certain records of the arrest on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the \_\_\_\_\_ (arresting agency), for \_\_\_\_\_ (charges). Having reviewed the record and /or having heard argument of the Defendant/Petitioner or counsel and being otherwise fully advised in the premises, the Court finds the following:

1. The Defendant/Petitioner has never previously been adjudicated guilty of a criminal offense or a comparable ordinance violation.
2. The Defendant/Petitioner was not adjudicated guilty of charges stemming from the arrest of criminal activity to which this expunction Petition pertains.
3. The Defendant/Petitioner has not secured a prior records expunction or sealing.
4. This record has either been sealed for at least 10 years; **or** an indictment or information was not filed against the Defendant/Petitioner for the above criminal transaction; **or** an indictment or information filed against the Defendant/Petitioner was dismissed by the prosecutor or the Court.



THEREFORE, it is

ORDERED and ADJUDGED that the Petition to Expunge is granted. All Court records pertaining to the above-styled case shall be expunged in accordance with the procedures set forth in the Florida Rule of Criminal Procedure 3.692.

ORDERED and ADJUDGED that the Clerk of this Court shall forward a certified copy of this Order to the State Attorney of the Second Judicial Circuit; the arresting agency \_\_\_\_\_ and the Wakulla County Sheriff all of whom will comply with the procedures set forth in Section 943.0585, Florida Statutes, and appropriate regulations of the Department of Law Enforcement, all of whom will forward a copy of this Order to any agency that their records reflect has received the instant criminal history information.

ORDERED and ADJUDGED that the \_\_\_\_\_ (arresting agency) shall expunge all information concerning indicia of arrest or criminal history record information regarding this Defendant/Petitioner in accordance with the procedures set forth in Section 943.0585, Florida Statutes, and Florida Rule of Criminal Procedure 3.692.

DONE and ORDERED at Crawfordville, Wakulla, County , Florida this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Judge