

Name: Address: City: State: Zip Code: Telephone: Attorney for/Pro Per:	<i>FOR COURT USE ONLY</i>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SHASTA MAILING ADDRESS: 1500 Court Street, Room 219 STREET ADDRESS: 1500 Court Street, Room 219 CITY AND ZIP CODE: Redding, CA 96001	
PEOPLE OF THE STATE OF CALIFORNIA v. DEFENDANT:	
RESPONSE AFTER PETITION/APPLICATION (H&S 11361.8)	
<input type="checkbox"/> FOR RESENTENCING OR DISMISSAL (H&S § 11361.8(b)) <input type="checkbox"/> REDESIGNATION OR DISMISSAL/SEALING (H&S § 11361.8(f))	Case Number:
	Date/Time/Dept.:

DISTRICT ATTORNEY'S RESPONSE

- 1.** The District Attorney has no objection to the petition/application.
 - Petitioner is currently serving a sentence for the crime designated within the petition and Petitioner is entitled to be resentenced pursuant to:
 - HS 11357 Infraction
 - HS 11357 Misdemeanor
 - HS 11358 Infraction
 - HS 11358 Misdemeanor
 - HS 11359 Misdemeanor
 - HS 11360 Misdemeanor
 - Petitioner completed the sentence for the crime designated within the petition and Petitioner is entitled to dismissal and sealing of the conviction.
 - Petitioner completed the sentence for the crime designated within the petition and Petitioner is entitled to have said conviction redesignated to the following:
 - HS 11357 Infraction
 - HS 11357 Misdemeanor
 - HS 11358 Infraction
 - HS 11358 Misdemeanor
 - HS 11359 Misdemeanor
 - HS 11360 Misdemeanor

- 2.** The District Attorney objects to the Court granting the petition/application. Petitioner is not entitled to the relief requested because (*check all that apply*):
 - Petitioner suffered a conviction for an offense ineligible for resentencing, redesignation, or dismissal. (*List conviction*): _____
 - Petitioner previously suffered a prior conviction for an offense listed within Penal Code § 667(e)(2)(C)(iv) or 290(c). (HS 11358(d)/HS 11359(c)/HS 11360(a)(3)) (*List conviction*): _____
 - Petitioner previously suffered two prior convictions for the same offense. (HS 11358(d)/HS 11359(c)/HS 11360(a)(3)) (*List convictions*): _____
 - The quantity of marijuana, concentrated cannabis, and/or marijuana plants seized exceeds the statutory permissible amount. (*List quantity*): _____
 - The offense for which Petitioner was convicted resulted in:
 - A violation of Section 1052 of the Water Code relating to illegal diversion of water. (HS 11358(d)(3)(A)) (*Specify*): _____

- A violation of Section 13260, 13264, 13272, or 13387 of the Water Code relating to discharge of waste. (HS 11358(d)(3)(B)) (*Specify*): _____
- A violation of Fish and Game Code Section 5650 or 5652 relating to waters of the state. (HS 11358(d)(3)(C)) (*Specify*): _____
- A violation of Section 1602 of the Fish and Game Code relating to rivers, streams and lakes. (HS 11358(d)(3)(D)) (*Specify*): _____
- A violation of Section 374.8 of the Penal Code relating to hazardous substances or Sections 25189.6, or 25189.7 of the Health and Safety Code relating to hazardous waste. (HS 11359(d)(3)(E)) (*Specify*): _____
- A violation of Section 2080 (relating to endangered and threatened species) or 3513 (relating to the Migratory Bird Treaty Act) of the Fish and Game Code. (HS 11358(d)(3)(F)) (*Specify*): _____
- Intentionally or with gross negligence causing substantial environmental harm to public lands or other public resources. (HS 11358(d)(3)(G)) (*Specify*): _____
- Petitioner poses an unreasonable risk of danger to public safety as defined in Penal Code § 1170.18(c).
- Other: _____
- 3. Hearing**
- The District Attorney requests a hearing on this matter.
- The District Attorney does not request a hearing on this matter.

Dated: _____

Deputy District Attorney