Jeannine M.Pacioni, District Attorney
County of Monterey
142 W. Alisal St, Ste A
Salinas, CA 93901
By:
TELEPHONE NO.:
STATE BAR NUMBER:
 	
                           E-MAIL ADDRESS:
                           FAX NO.:
	(COURT USE ONLY)

PEOPLE OF THE STATE OF CALIFORNIA v. : DATE OF BIRTH:	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY **240 CHURCH STREET, SALINAS, CA 93901**	SUPERIOR COURT CASE NUMBER
DISTRICT ATTORNEY'S RESPONSE FOR PETITION FOR RECALL OF SENTENCE AND RESENTENCING OR APPLICATION TO HAVE FELONY CONVICTION DESIGNATED AS MISDEMEANOR (Penal Code § 1170.18(f))	*(COURT USE ONLY)* DATE: TIME: DEPARTMENT:

Having received notice of the petition/application, the District Attorney responds as follows:

☐ The District Attorney has no objection to this petition/application.   Defendant is entitled to the requested relief.

☐ Defendant is not eligible for the requested relief because *(select all that apply)*:

    ☐ The specified offense(s) is not eligible pursuant to Penal Code § 1170.18(a).

    ☐ The value of the property/instrument exceeds $950.

    ☐ Defendant was convicted of both forgery and identity theft within the meaning of Penal Code § 473(b).

    ☐ Defendant was convicted of violating Penal Code § 476a. Defendant was previously convicted of three or more violations of Penal Code §§ 470, 475, 476, 476a or of the crime of petty theft in a case in which Defendant's offense was also a violation of Penal Code §§ 470, 475, 476, or 476a. (Penal Code *§ 476a(b))*

    ☐ Defendant was convicted of violating Penal Code §§ 666/484. Defendant was previously convicted of an offense pursuant to Penal Code §§ 368 (d) or (e).

    ☐ Defendant has at least one prior conviction for an offense pursuant to Penal Code § 667(e)(2)(C)(iv) or for an offense requiring registration pursuant to Penal Code § 290(c).

    ☐ Defendant would pose an unreasonable risk of danger to public safety pursuant to Penal Code §§ 1170.18(b) and (c). A hearing is requested.

    ☐ Other: _____

☐ Disqualifying information: _____

_____

☐ A hearing is requested as to the following issues: _____

_____

Date: _____   Deputy District Attorney: _____