|  |  |
| --- | --- |
| ATTORNEY OR PARTY WITHOUT ATTORNEY *(Name, State Bar number, and address)*:                    TELEPHONE NO.:       FAX NO.:      E-MAIL ADDRESS:      ATTORNEY FOR (Name):       | *FOR COURT USE ONLY* |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF MADERA200 South G StreetMadera, CA 93637Criminal Division |
| PEOPLE OF THE STATE OF CALIFORNIA vs.DEFENDANT:       DATE OF BIRTH:       |
| **RESPONSE**  [ ]  **FOR RESENTENCING** [ ]  **FOR REDUCTION TO MISDEMEANOR**  (Pen. Code, § 1170.18(a)) (Pen. Code, § 1170.18(f)) |
| **INSTRUCTIONS*** Petitioner must complete Petition and indicate whether a request is made for Resentencing or Reduction to Misdemeanor.
* Upon filing, petitioner is required to immediately provide notice by providing a copy of the Petition to the District Attorney.
* The District Attorney is required to complete the Response, file with the court, and provide notice by providing a copy to the Petitioner.
* If the petitioner is currently in County Jail or State Prison related to this case, District Attorney indicates the petitioner is ineligible, or if either the petitioner or District Attorney requests a hearing as provided below, the court will set a hearing and provide notice of the date, time, and location to the petitioner and District Attorney.
 | CASE NUMBER:       |

**District Attorney’s Response To PETITION for** [ ]  **RESENTENCING** [ ]  **ReDUCTION TO MISDEMEANOR**

Having received notice of a petition dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, the District Attorney responds as follows:

**A.** [ ]  **RESENTENCING**

[ ]  The District Attorney has no objection to this petition. Petitioner is entitled to the requested relief.

 [ ]  A hearing is requested on the resentencing.

[ ]  Petitioner is not eligible for the requested relief because *(select all that apply)*:

[ ]  The specified offenses are not eligible under Penal Code § 1170.18.

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

[ ]  Petitioner poses an unreasonable risk of danger to public safety as defined in Penal Code § 1170.18(c).

**B.** [ ]  **REDUCTION TO MISDEMEANOR**

 [ ]  The District Attorney has no objection to this petition. Petitioner is entitled to the requested relief.

 [ ]  The petitioner is not eligible for the requested relief because:

[ ]  The specified offenses are not eligible under Penal Code § 1170.18.

[ ]  The petitioner has at least one prior conviction for an offense under Penal Code § 667(e)(2)(C)(iv) or for an offense requiring registration pursuant to Penal Code § 290(c).

Date: \_      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Deputy District Attorney