



**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			

Request Type: Expunge

Arresting Agency: _____

Date(s) of Arrest	Charge(s) Description
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

NOTARY

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
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The section below must be completed by the state attorney/statewide prosecutor.

State Attorney/Statewide Prosecutor	Reviewing Officer
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County	Circuit
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	Charge(s) Description	Statute Violation	Case Number	Action
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				

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 **presently eligible** 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.

- 1. An indictment, information, or other charging document was not filed or issued in the case; OR
- 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
- 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
 (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
 (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.

Signature	Date
Title (Prosecuting Authority)	

The above-referenced case(s) is **not eligible** to be expunged because:

- 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;
- 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;
- 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.;
- Records available to this office disclose some other ground of statutory ineligibility:
 - Adjudication of guilt in a different case
 - Adjudication of delinquency for a felony or a misdemeanor pursuant to s. 943.0515, F.S.
 - Received a prior court order for sealing or expunction
 - Currently under court supervision for a charge(s) to which the application pertains

Signature	Date
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.

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.

IN THE C _____ COURT OF THE
_____ JUDICIAL CIRCUIT, IN
AND FOR _____ COUNTY, FLORIDA

STATE OF FLORIDA

CASE NO. _____

vs.

_____,
Defendant(s)
_____ /

AFFIDAVIT

I, _____, being sworn, certify that the following information is true:

1. I am the Defendant in the above-styled case.
2. Pursuant to Rule 3.692 of the Florida Rules of Criminal Procedure, I am petitioning this Court to SEAL or EXPUNGE all criminal history record information in the custody of any criminal justice agency and the official records of the court concerning this case.
3. I have never previously been adjudicated guilty of a criminal offense or comparable ordinance violation or adjudicated delinquent for committing a felony or misdemeanor specified in Florida Statute 943.051(3)(b).
4. I have not been adjudicated guilty of or adjudicated delinquent for committing any of the acts stemming from the arrest or alleged criminal activity to which the Petition to SEAL or EXPUNGE pertains.
5. I have never secured a prior sealing or expunction of a criminal history record under this section, or from any jurisdiction outside the State.
6. I am eligible for such a Sealing to the best of my knowledge or belief and do not have any other Petition to SEAL or EXPUNGE pending before any court.

DATED: _____ (signature)

Print name: _____

STATE OF _____)
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 20____
by _____, who is personally known to me/who produced _____ as identification
and who did take an oath.

WITNESS my hand and official seal, this _____ day of _____, 20__

NOTARY PUBLIC

My Commission Expires: