| ATTORNEY OR PARTY WITHOUT ATTORNEY<br>(Name, State Bar number, and address)<br><br>Telephone No.: _____ Fax No.: _____<br>E-mail Address: _____<br>Attorney For (Name):_____ | Court Use Only. |
|---|---|
| Plaintiff: The People of the State of California | |
| Defendant(s): | Date of Birth: |
| **RESPONSE**<br><br>☐**FOR RESENTENCING Penal Code § 1170.18(a)**<br>☐**FOR REDUCTION TO MISDEMEANOR Penal Code § 1170.18(f)** | Case Number: |

**INSTRUCTIONS**

- Petitioner must complete the Petition and indicate whether a request is made for Resentencing or Reduction to Misdemeanor.
- Upon filing, petitioner is required to immediately give notice by providing a copy of the Petition to the District Attorney.
- The District Attorney is required to prepare a Response, file it with the Court, and give 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.

**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).
☐ Other:

_____

_____

_____

_____

_____

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 §170.18.
☐ The defendant is ineligible for a reduction to a misdemeanor pursuant to Penal Code § 473.
☐ 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).
☐Other:

_____

_____

_____

_____

_____

Date: _____ _____

Deputy District Attorney