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|--|----------------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  | (FOR COURT USE ONLY)       |
| TELEPHONE NO.: _____ FAX NO. (Optional): _____   |                            |
| EMAIL ADDRESS (Optional): _____  |                            |
| ATTORNEY FOR (Name): _____   |                            |
| <b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO</b><br><input type="checkbox"/> CENTRAL DIVISION, CENTRAL COURTHOUSE, 1100 UNION ST., SAN DIEGO, CA 92101<br><input type="checkbox"/> EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020<br><input type="checkbox"/> NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92081<br><input type="checkbox"/> SOUTH COUNTY DIVISION, 500 3RD AVE., CHULA VISTA, CA 91910 |                            |
| PEOPLE OF THE STATE OF CALIFORNIA  |                            |
| DEFENDANT  | SUPERIOR COURT CASE NUMBER |
| <b>PETITION TO MODIFY PROBATION AND ORDER</b>  | DA or CA NUMBER            |

**PETITION TO MODIFY PROBATION  
(PEN. CODE §§ 1203a or 1203.1)**

**PETITIONER INFORMATION**

Full name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_  
Address: \_\_\_\_\_  
(Street)
(City)
(State)
(Zip Code)

**CONVICTION INFORMATION**

Petitioner, in the above-referenced case, was convicted of the following offenses:

\_\_\_\_\_

Petitioner was sentenced to  felony  misdemeanor probation on \_\_\_\_\_ for \_\_\_\_\_ years.  
 The terms and conditions of probation include a Fourth Amendment Waiver.

Effective January 1, 2021, pursuant to amendments made to Pen. Code §§1203a and 1203.1, the maximum term of probation the petitioner may serve is  one year  two years  three years. Petitioner requests that the court modify probation to comply with the new maximum probationary term. Under this new term, Petitioner's probation would expire on \_\_\_\_\_. Petitioner agrees that all other terms and conditions of probation remain the same.

The offense(s) at issue does not include a specific probation length within its provisions, nor does it constitute a violent offense under Pen. Code § 667.5 (c).

If the People do not object to the granting of relief, Petitioner waives his/her right (1) to a resentencing hearing, and (2) to be resentenced by the same judicial officer who originally sentenced him/her.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

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

\_\_\_\_\_  
Type or print name

\_\_\_\_\_  
Signature of Petitioner or Attorney

|           |             |
|-----------|-------------|
| DEFENDANT | CASE NUMBER |
|-----------|-------------|

**PEOPLE'S RESPONSE**

**THE PEOPLE**

- Do not object.
- Object to the requested relief and request the matter be set for hearing.

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

\_\_\_\_\_  
Type or print name

\_\_\_\_\_  
Signature of Deputy District Attorney/Deputy City Attorney

**ORDER**

- The Petition to Modify Probation is GRANTED without a hearing. It is hereby ORDERED that probation be modified to  one year  two years  three years, calculated from the original date on which probation was granted. All other terms and conditions of probation remain the same.
- The Petition to Modify Probation is set for hearing on \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m. in Dept. \_\_\_\_\_.

**IT IS SO ORDERED.**

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

\_\_\_\_\_  
Judge of the Superior Court

**CLERK'S CERTIFICATE**



The foregoing document, consisting of \_\_\_\_\_ page(s), is a full, true, and correct copy of the  original  copy on file in this office.

Clerk of the Superior Court

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

by \_\_\_\_\_, Deputy

Distribution to: Atty \_\_\_\_\_ Pros. \_\_\_\_\_ Prob. \_\_\_\_\_ DOJ \_\_\_\_\_ Other: \_\_\_\_\_