

IN THE DISTRICT COURT OF SALINE COUNTY, KANSAS

STATE OF KANSAS

Plaintiff

v.

Case No. \_\_\_\_\_

\_\_\_\_\_  
Defendant

**PETITION FOR EXPUNGEMENT OF ARREST RECORD**

Pursuant to K.S.A. 22-2410

COMES NOW \_\_\_\_\_, Defendant, pursuant to the provisions of K.S.A. 22-2410, and petitions this Court for an Order of Expungement of the arrest associated with the above-captioned action.

IN SUPPORT of this Petition, Defendant shows to the Court as follows:

1. Defendant's full name at the time of arrest:  
\_\_\_\_\_;
2. Defendant's full name at the present time if different than above:  
\_\_\_\_\_;
3. The Defendant's sex, race, and date of birth are as follows:
  - a. Sex: \_\_\_\_\_
  - b. Race: \_\_\_\_\_
  - c. Date of Birth: \_\_\_\_\_
4. The arresting agency was \_\_\_\_\_.
5. Choose one of the following:
  - a. ☐ The arrest occurred because of mistaken identity.
  - b. ☐ A court found that there was no probable cause for the arrest.
  - c. ☐ The defendant was found not guilty in court proceedings.
  - d. ☐ The expungement is in the best interest of justice and charges have been dismissed or no charges are likely to be filed.

- e. ☐ The expungement is in the best interest of justice and no charges were ever filed and the statute of limitations has passed.

WHEREFORE, DEFENDANT PRAYS

A. That hearing be set and had upon the matters set forth above herein; and

B. That, following hearing herein, the Court finds:

- a. ☐ The arrest occurred because of mistaken identity.
- b. ☐ A court found that there was no probable cause for the arrest.
- c. ☐ The defendant was found not guilty in court proceedings.
- d. ☐ The expungement is in the best interest of justice and charges have been dismissed or no charges are likely to be filed.
- e. ☐ The expungement is in the best interest of justice and no charges were ever filed and the statute of limitations has passed.

C. That the Court order and decree that the record of arrest associated with the above-captioned action be expunged.

D. That the Court direct the Clerk of this Court to send a certified copy of this Order of Expungement to the Kansas Bureau of Investigation, which shall notify the Federal Bureau of Investigation, the Secretary of Corrections, and any other criminal justice agency which may have a record of the arrest described herein.

E. The custodian of the record of arrest, incarceration due to arrest, or court proceedings related to the arrest shall not disclose the arrest or any information related to the arrest except as directed by the Order of Expungement or when requested by the person whose arrest record was expunged.

DATED at Salina, Kansas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Defendant, Pro Se

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Telephone Number

\_\_\_\_\_  
Email address

VERIFICATION

STATE OF KANSAS }  
                              }  
COUNTY OF SALINE }

\_\_\_\_\_, being of lawful age and duly sworn upon oath,  
declares that I have read the foregoing Petition for Expungement of Arrest  
Record, I am familiar with the contents contained therein, and that all  
statements are true and accurate.

\_\_\_\_\_  
(Defendant's Name Here)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission Expires:  
\_\_\_\_\_

CERTIFICATE OF SERVICE

THIS CERTIFIES that an accurate photocopy of the document to which this Certificate is affixed has been or will be served upon the parties identified below by delivering same and/or depositing same in the United States Mail, postage prepaid, addressed to the person at the addresses below; to wit:

Saline County Attorney  
300 W. Ash, Rm 302  
Salina, KS 67401  
Attorney for State of Kansas

and the original filed with

Clerk of the District Court  
300 W. Ash, Rm 307  
Salina, KS 67401

on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Defendant's Name