

IDENTITY THEFT

SELF-HELP FORM PACKET



SHC-CRIM-09 (Rev. 08/06/2021)

Self-Help Services can review your completed forms before you file them with the Court. To request review of your completed forms:

1. Complete the attached forms in black ink.
2. Scan your completed forms and save as a single PDF file.
3. Go to [**www.occourts.org/self-help**](http://www.occourts.org/self-help) (click the blue button labeled *Click Here to Contact Self-Help Services*), attach the PDF, and complete the online request form. Make sure to select CRIMINAL/TRAFFIC as the case type on the form.

<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</p> <p>STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:</p>	<p><i>FOR COURT USE ONLY</i></p>
<p>PEOPLE OF THE STATE OF CALIFORNIA</p> <p>v.</p> <p>DEFENDANT:</p>	
<p>PETITION FOR CERTIFICATE OF IDENTITY THEFT (PEN. CODE, § 530.6)</p>	<p>CASE NUMBER:</p>

1. a. Your name (person asking for the certificate):

Your address (if you want your address to be private, give a mailing address instead):

City:

State:

Zip Code:

Your telephone number (optional):

b. Your lawyer, if you have one (specify name, address, telephone number, and State Bar number below):

Name:

Address:

Telephone number:

State Bar number:

2. I have been the victim of the crime of identity theft. (If available, attach a copy of the report of the suspected crime of identity theft, issued by the local law enforcement agency that has jurisdiction over your actual residence. Mark the report as Attachment 2.)

3. I need a Certificate of Identity Theft: Judicial Finding of Factual Innocence, because (check applicable boxes and fill in applicable blanks):

a. An identity thief was cited in my name. (Attach a copy of the citation, if available. Mark it as Attachment 3a.)

(1) Date of citation:

(3) Citation number:

(2) Violation of law stated in citation:

(4) Agency that issued the citation:

This is not a Court Order.

PEOPLE OF THE STATE OF CALIFORNIA v. DEFENDANT:	CASE NUMBER:
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- b. An identity thief was arrested in my name. *(Attach a copy of the warrant, if available. Mark it as Attachment 3b.)*
 - (1) Date of arrest:
 - (2) Arrest warrant number:
 - (3) Arresting agency:
 - (4) Agency that issued the warrant:

- c. An identity thief was convicted of a crime in my name. *(Attach a copy of the judgment of conviction, if available. Mark it as Attachment 3c.)*
 - (1) Date of conviction:
 - (2) Crime:
 - (3) Name of court:
 - (4) Case number:

- d. A criminal complaint has been filed against an identity thief in my name. *(Attach a copy of the criminal complaint, if available. Mark it as Attachment 3d.)*
 - (1) Name of court:
 - (2) Case number:

- e. My identity has been mistakenly associated with a record of criminal conviction.
 - (1) Date of conviction:
 - (2) Case involved *(describe subject matter of case):*

- f. I was arrested for a crime committed by an identity thief using my name. *(Attach a copy of the arrest warrant, if available. Mark it as Attachment 3f.)*
 - (1) Date of arrest:
 - (2) Arrest warrant number:
 - (3) Agency that issued the warrant:
 - (4) Arresting agency:
 - (5) Date I submitted my petition to the arresting agency under Penal Code section 851.8:
 - (6) Date the arresting agency denied that petition:

(Attach copy of the petition, if available. Mark it as Attachment 3f.)

4. There is no reasonable cause to believe that I committed the offense for which the identity thief was arrested, cited, convicted, or was the actual subject of a criminal complaint in my name; or there is reasonable cause to believe that my identity has been mistakenly associated with a record of criminal conviction.

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PEOPLE OF THE STATE OF CALIFORNIA v. DEFENDANT:	CASE NUMBER:
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- 5. I will provide to the judge my basic personal identification information, such as my full name, date of birth, gender, weight, height, natural hair color, natural eye color, race, age, driver's license or identification number, and fingerprints (if required by the court); however, such information is not included in this petition in order to avoid further publishing the information.
- 6. The following additional facts and/or designated exhibits support this petition:

Continued on Attachment 6.

- 7. I understand that the court may vacate the certificate of identity theft at any time if this petition, or any part of the information submitted in support of this petition, is found to contain any material misrepresentations or fraud.
- 8. Number of pages attached: _____

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

Date: ▶ _____
Sign your name

Print your name

This is not a Court Order.

ATTORNEY OR PARTY WITHOUT ATTORNEY

STATE BAR NUMBER:

NAME:
FIRM NAME:
STREET ADDRESS:
CITY:
TELEPHONE NO.:
EMAIL ADDRESS:
ATTORNEY FOR (name):

STATE: ZIP CODE:
FAX NO.:

PEOPLE OF THE STATE OF CALIFORNIA

vs.

DEFENDANT:

CERTIFICATE OF IDENTITY THEFT: JUDICIAL FINDING OF FACTUAL INNOCENCE (Penal Code, § 530.6)

CASE NUMBERS:

Warrant No. (if any): _____ Violation Date: _____

1. Petitioner Information:

Name: _____ Date of Birth: _____
Gender: M F Nonbinary Ht: _____ Wt: _____
Hair Color: _____ Eye Color: _____ Race: _____ Age: _____
Booking No.: _____ Driver's License or Identification No.: _____
Other Identifying Information: _____

2. The court finds that:

- Another person was arrested for, cited for, or convicted of a crime under the identity of the petitioner in this case.
- A criminal complaint has been filed against another person under the name of the petitioner in this case.
- The petitioner is not the person for whom the warrant in this case was issued.
- The petitioner's identity has been mistakenly associated with a record of the criminal conviction in this case.

Accordingly, the court finds that the petition is meritorious and that there is no reasonable cause to believe that the petitioner committed the offense in this case, and that the petitioner is factually innocent of that offense.

Date: _____

JUDICIAL OFFICER

CERTIFICATION

(SEAL)

I certify that the foregoing is a true and correct copy of the original on file in my office.

Date: _____

Clerk, by _____

(DEPUTY)

1. The box to the right contains the petitioner's
 right thumbprint
 other print (specify):
2. The print was taken on (date):
3. The print was taken by
a. Name:
b. Position:
c. Badge or serial No.:

[Empty box for thumbprint/other print]

ANY ALTERATION RENDERS THIS FORM VOID.