

The Family Court of the State of Delaware

In and For [ ]  New Castle County [ ]  Kent County [ ]  Sussex County

**STATE CRIMINAL HISTORY REQUIREMENT FOR JUVENILE EXPUNGEMENT**

Any individual seeking the expungement of a juvenile record must obtain and attach a copy of their Certified State Criminal History to their pleading. To obtain a copy of the Certified State Criminal History, you must schedule a fingerprinting appointment in advance at one of the SBI locations. Walk-in services will not be accepted. To schedule an appointment, go to

<https://dsp.delaware.gov/obtaining-a-certified-criminal-history/>.

Don’t have access to the internet? You can still schedule an appointment by calling ***866-761-8069.***

There is a fee to obtain your fingerprints and your certified criminal history report. **Personal checks or cash will NOT be accepted at any location.**

You will receive your certified criminal history report through email.

The Family Court of the State of Delaware

In and For [ ]  New Castle County [ ]  Kent County [ ]  Sussex County

**PETITION FOR EXPUNGEMENT OF JUVENILE RECORD (DISCRETIONARY)**

|  |
| --- |
| Criminal Case No. |
|                      |
| CPI No. |
|       |

|  |  |  |
| --- | --- | --- |
| Petitioner |  | **Respondent: Attorney General** |
|       |  | [ ]  | **New Castle County** |
| Street Address (including Apt) |  |  | 820 N. French Street |
|       |  |  | Wilmington, DE 19801 |
| P.O. Box Number |  | [ ]  | **Kent County** |
|       |  |  | 102 W. Water Street |
| City/State/Zip Code |  |  | Dover, DE 19904 |
|       |  | [ ]  | **Sussex County** |
| Attorney Name  |  |  | 114 East Market Street |
|       |  |  | Georgetown, DE 19947 |
|  Interpreter needed? [ ]  Yes [ ]  No |  |  |  |
|  Language       |  |  |  |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| 1. | I am  |       | an adult born on  |       |  |
|  |  (hereinafter “Petitioner”) seeking to expunge my juvenile arrest record. |
|  | **OR** |
|  | I am  |       |  the parent/guardian, guardian *ad litem*, or attorney of the |
|  | minor child listed above who was born on |       |  who is seeking to expunge said minor child’s |
|  |  (hereinafter “Petitioner”) arrest record. |
| 2. | A certified copy of Petitioner’s state criminal history from the Delaware State Bureau of Identification (“SBI”) is  |
|  | attached hereto. |
| 3. | Petitioner asks the Court to expunge the following charges: |
|  | Criminal Case Number | Charge | Disposition | Disposition Date |
|  |       |       |       |       |
|  |       |       |       |       |
|  |       |       |       |       |
|  |       |       |       |       |
|  |  |
| 4. | Other than those charges listed above, Petitioner has had no other adjudications or adult convictions in any court and has no pending delinquency or criminal charges. |

|  |  |
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| 5. | **AND**, the continued existence and possible dissemination of information relating to the arrest of Petitioner causes, or may cause, circumstances which constitute a manifest injustice to Petitioner because (**must allege specific facts**): |
|       |
|       |
|       |
|       |
|       |
|       |
| WHEREFORE, Petitioner prays that this court grant an order directing that all indicia of arrest, including police records, court records, and any electronic records relating to the arrest associated with the above-listed charges be expunged. |
|  |       |  |       |
|  | Petitioner’s Signature |  | Date |
|  |       |  |  |
|  | Petitioners Printed Name |  |  |
| Sworn and subscribed before me this |       | day of |       | , |       |  |
|  |       |
|  | Clerk of Court/Notary Public |

**AFFIDAVIT OF MAILING**

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| I, the Petitioner, affirm that a true and correct copy of this Petition was placed in the U.S. Mail on |
| the  |       | day of  |       | and sent to the Attorney General at the address |
| listed on the petition, first class postage pre-paid. |
|  |       |
|  | Petitioner |  |
| Sworn to subscribed before me this |       | day of  |       | , |       |  |
|  |       |  |
|  | Clerk of Court/ Notary Public |  |