

**IN THE SUPERIOR COURT OF THE STATE OF DELAWARE**  
**IN AND FOR KENT COUNTY**

VERIFICATION

\_\_\_\_\_  
Petitioner,

vs

Civil Action No. \_\_\_\_\_

STATE OF DELAWARE,

Respondent.

STATE OF \_\_\_\_\_:

COUNTY OF \_\_\_\_\_:

BE IT REMEMBERED that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared before me, a Notary Public for the State and County aforesaid, (name) \_\_\_\_\_  
(Petitioner)  
in the foregoing action, who, being duly sworn by me, did depose and say that he/she is the Petitioner in the foregoing action and the facts recited in the Petition are true and correct to the best of his/her knowledge and belief.

\_\_\_\_\_  
Petitioner

SWORN TO AND SUBSCRIBED before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

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

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR KENT COUNTY

AFFIDAVIT OF MAILING

\_\_\_\_\_  
Petitioner,

vs

Civil Action No. \_\_\_\_\_

STATE OF DELAWARE,  
Respondent.

I, \_\_\_\_\_, do hereby certify that I have mailed a copy of the document within to the following addresses:

Attorney General's Office  
102 W. Water Street  
Dover, DE 19901

and

Office of the Prothonotary  
Kent County Courthouse  
38 The Green  
Dover, DE 19901

postage prepaid, by regular mail, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Affiant

SWORN TO AND SUBSCRIBED before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

**IN THE SUPERIOR COURT OF THE STATE OF DELAWARE**  
**IN AND FOR KENT COUNTY**

\_\_\_\_\_  
Petitioner,

vs

Civil Action No. \_\_\_\_\_  
(to be supplied by Court)

STATE OF DELAWARE,

Respondent.

**PETITION FOR EXPUNGEMENT OF CRIMINAL RECORD**

Pursuant to 11 Del. C. § 4372, \_\_\_\_\_, hereby petitions this Honorable Court for  
(Current Name)  
expungement of their criminal record. In support of this Petition, Petitioner shows that:

1. Full name at time of arrest: \_\_\_\_\_

2. Current address: \_\_\_\_\_  
\_\_\_\_\_

3. Date of Birth: \_\_\_\_\_

4. Telephone Number: ( ) \_\_\_\_\_

5. On or about (date) \_\_\_\_\_, Petitioner was arrested by the:

(Indicate by "X", the arresting agency).

- |   |  |
|---|--|
| <input type="checkbox"/> Delaware State Police Troop No. _____  | <input type="checkbox"/> Town of Felton            |
| <input type="checkbox"/> Town of Smyrna                         | <input type="checkbox"/> Town of Camden            |
| <input type="checkbox"/> Town of Clayton                        | <input type="checkbox"/> Town of Wyoming           |
| <input type="checkbox"/> City of Dover                          | <input type="checkbox"/> Town of Frederica         |
| <input type="checkbox"/> City of Milford                        | <input type="checkbox"/> Delaware State University |
| <input type="checkbox"/> City of Harrington                     |  |
| <input type="checkbox"/> Other (name of arresting agency) _____ |  |

List all charges: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Indicate by "X", all courts associated with the arrests).

- Superior Court  
 Court of Common Pleas

**Justice of the Peace Courts:**

- No. 8 100 Monrovia Avenue, Smyrna  
 No. 7 480 Bank Lane, Dover  
 No. 6 Cams Fortune Way, Harrington  
 Other \_\_\_\_\_

6. The disposition of the charge(s) previously listed is as follows:

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7. The Petitioner has no prior criminal record. Furthermore, 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.

WHEREFORE, Petitioner prays that this Court enter an order directing:

**A.** That all indicia of arrest contained in the police records and the Court records relating to the previously mentioned charges be expunged and removed from the files and placed in the control of the supervisor of the State Bureau of Identification as provided for in 11 Del. C. §4374.

**B.** That certified copies of this Court's Order be delivered to the Petitioner, the Attorney General's Office, The State Bureau of Identification,)\_\_\_\_\_ and court(s) as indicated.

**C.** That a certified copy of this Court's Order be forwarded to the Prothonotary for the Superior Court of the State of Delaware in and for Kent County.

**D.** That the Department of Justice and the Prothonotary of the Superior Court of the State of Delaware in and for Kent County take appropriate steps to see that all records not destroyed pursuant to this Order be handled in such a manner as to insure that they not be opened to public inspection, or disclosure.

**E.** That it shall not be necessary for (name)\_\_\_\_\_ to report or acknowledge in any manner whatsoever his/her arrest on the previously mentioned charge(s).

\_\_\_\_\_  
Petitioner or Petitioner's Attorney

DATE: \_\_\_\_\_

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

IN AND FOR KENT COUNTY

\_\_\_\_\_  
Petitioner,  
(Name at arrest)

Vs

Civil Action No. \_\_\_\_\_

STATE OF DELAWARE  
Respondent.

**ORDER**

AND NOW, TO WIT, it appearing that Petitioner, was born on \_\_\_\_\_, and resides at \_\_\_\_\_, and has no other criminal record except as set forth herein; and it appearing that Petitioner was arrested on \_\_\_\_\_ by \_\_\_\_\_ on charge(s) of \_\_\_\_\_

\_\_\_\_\_ it appearing that the charge(s) (were/were not) transferred to the Superior Court and assigned criminal action numbers \_\_\_\_\_ and it appearing that the charge(s) were disposed of as follows: \_\_\_\_\_

and it appearing that the Petitioner now seeks to have all indicia of arrest on the aforesaid charge(s) expunged; and it appearing that the Attorney General has been served with the Petition herein, and that the Attorney General has no opposition thereto;

**IT IS SO ORDERED:**

1. That all indicia of arrest contained in the police records and the Court records relating to the abovementioned charge(s) be expunged and removed from the files and placed in the control of the supervisor of the State Bureau of Identification as provided for in 11 Del. C. §4374.
2. That certified copies of this Court's Order be delivered to the Kent County Prothonotary, Petitioner or Petitioner's Attorney, the Delaware Department of Justice, the State Bureau of Identification, and the following courts Justice of Peace Court \_\_\_\_\_, Court of Common Pleas, and Superior Court.
3. That the Department of Justice and the Prothonotary for the Superior Court of the State of Delaware in and for Kent take appropriate steps to see that all records not destroyed pursuant to this Order be handled in such a manner as to insure that they not be opened to public inspection or disclosure.
4. That it shall not be necessary for (Petitioner's name) \_\_\_\_\_ to report or acknowledge in any manner whatsoever the arrest(s) on the above-mentioned charge(s).

\_\_\_\_\_  
DATE

\_\_\_\_\_  
JUDGE/COMMISSIONER