

ATTORNEY OR PARTY WITHOUT ATTORNEY <i>(Name, state bar number, and address)</i>  TELEPHONE NO: _____ FAX NO: _____ ATTORNEY FOR <i>(NAME)</i> : _____	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA</b> <b>COUNTY OF YUBA</b> <b>215 5TH STREET SUITE 200 MARYSVILLE CA 95901</b> <b>(530) 740-1800</b>	
PEOPLE OF THE STATE OF CALIFORNIA  vs.  DEFENDANT:	
<b>RESPONSE</b> <input checked="" type="checkbox"/> <b>FOR RESENTENCING (Pen. Code, § 1170.18(a))</b> <input type="checkbox"/> <b>FOR REDUCTION TO MISDEMEANOR (Pen. Code, § 1170.18(f))</b>	CASE NUMBER: _____
<p style="text-align: center;"><b>INSTRUCTIONS</b></p> <ul style="list-style-type: none"> <li>Petitioner must complete Petition and indicate whether a request is made for Resentencing <u>or</u> Reduction to Misdemeanor.</li> <li>Upon filing, petitioner is required to immediately provide notice by providing a copy of the Petition to the District Attorney.</li> <li>The District Attorney is required to complete the Response, file with the court, and provide notice by providing a copy to the Petitioner.</li> <li>If the petitioner is currently in County Jail or State Prison related to this case, District Attorney indicates the petitioner is ineligible, or if either the petitioner or District Attorney requests a hearing as provided below, the court will set a hearing and provide notice of the date, time, and location to the petitioner and District Attorney.</li> </ul>	

**DISTRICT ATTORNEY'S RESPONSE TO PETITION FOR  RESENTENCING  REDUCTION TO MISDEMEANOR**

Having received notice of petition on *(date)* \_\_\_\_\_, the District Attorney responds as follows:

**A.  RESENTENCING**

- The District Attorney has no objection to this petition. Petitioner is entitled to the requested relief.
- A hearing is requested on the resentencing.
- Petitioner is not eligible for the requested relief because (select all that apply.)
  - The specified offenses are not eligible under Penal Code section 1170.18.
  - Petitioner has at least one prior conviction for an offense under Penal Code section 667(e)(2)(C)(iv) or for an offense requiring registration pursuant to Penal Code section 290(c).
  - Petitioner poses an unreasonable risk of danger to public safety as defined in Penal Code section 1170.18(c).

**B.  REDUCTION TO MISDEMEANOR**

- The District Attorney has no objection to this petition. Petitioner is entitled to the requested relief.
- The petitioner is not eligible for the requested relief because:
  - The specified offenses are not eligible under Penal Code section 1170.18.
  - The petitioner has at least one prior conviction for an offense under Penal Code section 667(e)(2)(C)(iv) or for an offense requiring registration pursuant to Penal Code section 290(c).

I declare under penalty of perjury and to the best of my information and belief that the foregoing is true and correct.

Executed on: \_\_\_\_\_ (DATE) \_\_\_\_\_ Deputy District Attorney