

Superior Court of Washington
County of _____

State of Washington, Plaintiff,

vs.

Defendant. DOB _____
PCN: _____
SID: _____

Petitioner, (Defendant)

vs.

Prosecuting Attorney of _____ County.
Respondent.

No.

Order Granting

Relief from the Duty to Register
(ORGRDR)

Exemption from Community
Notification (ORGEEN)

Order Denying Petition (ORDRDR)

Relief from the duty to register under this order is not a certificate of rehabilitation or its equivalent, and does not restore the right to possess firearms, as provided for in RCW 9A.41.040.

I. Findings

The Court, having reviewed the petition, the relevant court records, and testimony, if any, makes the following findings.

Basis to Grant Relief from Registration

A. Conviction in Adult Court:

10 Consecutive Years. The Petitioner was required to register for a conviction in this state and:

- has spent **10** consecutive years in the community without being convicted of a disqualifying offense;
- is not otherwise prohibited by any provision in RCW 9A.44.142 from being relieved of the duty to register within the State of Washington;
- has proven by clear and convincing evidence that the Petitioner is sufficiently rehabilitated to warrant removal from the central registry of sex offenders and kidnapping offenders.

- [] **15 Consecutive Years.** The Petitioner was required to register for a federal, a tribal or an out-of-state conviction, and the Petitioner:
- has spent **15** consecutive years in the community without being convicted of a disqualifying offense during that time period;
 - is not otherwise prohibited by any provision in RCW 9A.44.142 from being relieved of the duty to register within the State of Washington;
 - has proven by clear and convincing evidence that the Petitioner is sufficiently rehabilitated to warrant removal from the central registry of sex offenders and kidnapping offenders.
- B. Sex or Kidnapping Offense Committed Under Age 18 - RCW 9A.44.143:**
The Petitioner qualifies because of [] adjudication in juvenile court or [] adult conviction but crime committed prior to age 18 and juvenile jurisdiction was lost only by passage of time. (Note: Offenders subject to adult convictions after a RCW 13.40.110 decline hearing or pursuant to RCW 13.04.030 exclusive adult jurisdiction do not qualify for waiver under RCW 9A.44.143.)
- [] **Class “A” Felony at Age 15 or Older:** The Petitioner was required to register for class “A” felony sex or kidnapping offense(s) committed when the Petitioner was 15 years of age or older, and:
- at least 60 months (five years) have passed since Petitioner’s adjudication and release from confinement, whichever is later. The Petitioner has not been adjudicated or convicted of a sex offense, a kidnapping offense, or for failure to register within 60 months (five years) of filing the petition.
 - is not otherwise prohibited by any provision in RCW 9A.44.143 from being relieved of the duty to register within the State of Washington;
 - has proven by at least a preponderance of evidence that the Petitioner is sufficiently rehabilitated to warrant removal from the central registry of sex and kidnapping offenders; and
 - has not been determined to be a sexually violent predator as defined in chapter 71.09 RCW.
- [] **Class “A” Felony Under Age 15 or Any Other Type:** The Petitioner was required to register for class “A” felony sex or kidnapping offense(s) committed when the Petitioner was age 14 years old or younger; or sex or kidnapping offense(s), other than a class “A” felony offense committed when the Petitioner was 17 years of age or younger, and:
- at least 24 months (two years) have passed since Petitioner’s adjudication and release from confinement, whichever is later. The Petitioner has not been adjudicated or convicted of a sex offense, a kidnapping offense, or for failure to register within 24 months (two years) of filing the petition;
 - is not otherwise prohibited by any provision in RCW 9A.44.143 from being relieved of the duty to register within the State of Washington;
 - has proven by at least a preponderance of evidence that Petitioner is sufficiently rehabilitated to warrant removal from the central registry of sex and kidnapping offenders; and
 - has not been determined to be a sexually violent predator as defined in chapter 71.09 RCW.

Basis to Grant Exemption from Community Notification

Exemption from Community Notification Requirements: The Petitioner is not eligible to be relieved from the duty to register. The Petitioner has been in the community without being convicted of a disqualifying offense for 15 years after the later of the entry of the judgment and sentence **or** the last date of release from confinement, including full-time residential treatment, pursuant to the conviction. The Petitioner should be exempted from any community notification requirements to which the Petitioner is subject.

Basis to Deny Petition

The Petitioner is not eligible for the relief requested because:

Other Findings Regarding the Petition

Other findings regarding the Petition follow:

II. Order

- The Petition is denied.
- The Petitioner is relieved of the duty to register in the State of Washington as a sex offender kidnapping offender under RCW 9A.44.130.
- The Petitioner is exempt from any community notification requirements to which Petitioner may be subject in the State of Washington.

Dated: _____

Judge/Commissioner

Presented by:

Approved by:

Signature of Petitioning Party

Signature of Prosecuting Attorney

Print Name

WSBA No.

Print Name

WSBA No.

A certified copy of this order can be mailed to the Washington State Patrol, Sex Offender Registry, P.O. Box 42633, Olympia, WA 98504-2633, and to the Sheriff of the County where the petitioning party was required to register.