Sealing Juvenile Court Records in Washington State

Forms and Instructions April 2011

Prepared by Street Youth Legal Advocates of Washington

(Adapted from the "Sealing Juvenile Court Records in Washington State, Forms and Instructions" October 2004, by Columbia Legal Services and "Sealing Juvenile Offender Court Records in Yakima County, Washington" July 2008 by TeamChild)

SEALING JUVENILE COURT RECORDS Updated April 2011

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This publication provides general information concerning your rights and responsibilities. It's not intended as a substitute for specific legal advice. This information is current as of the date of its printing, April, 2011.

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INTRODUCTION

Please Note: This packet provides information regarding juvenile court records ONLY. The following information DOES NOT APPLY to adult criminal records.

In Washington, juvenile court records don't automatically disappear when you turn 18. In fact, almost all your juvenile records remain open for the public to view, unless you ask a court to "seal" them. You must meet certain requirements to be eligible to have your record sealed. Eligibility depends on a number of factors, including the seriousness of the juvenile offense, the amount of time that has passed since your most recent conviction, and the existence of any pending criminal matters. (See "Statutory Requirements" for details on eligibility.) If you're eligible, you must file a motion with the court to have your record sealed.

If you've been involved with the juvenile justice system, you have a juvenile court record. The juvenile court record has three components: the *official juvenile court file*, the *social file*, and *records of other juvenile justice or care agencies* involved in the case. The official juvenile court file contains petitions, motions, memoranda, briefs, findings of the court, and court orders. The social file contains the records and reports of probation counselors. The official juvenile court file is open for public inspection until sealed or expunged, but the other juvenile court records are confidential.

In addition to a juvenile court record, you have criminal history record information (CHRI) on file with the Washington State Patrol. CHRI includes information on arrests, detentions, indictments, and other formal criminal charges, as well as any disposition arising from them, such as sentences, correctional supervision, and release. It also includes identifying information, such as name, birth date, address, physical description, and fingerprints. An employer, creditor, or landlord requesting CHRI may only receive information on:

- Convictions;
- Arrests within the previous year which have not reached disposition; and
- Registered sex offenders or kidnappers.

In addition to CHRI, you may also have arrest and incident reports on file with a local law enforcement agency (example: the police department that arrested you).

Sealed records are protected from public examination, **but they don't cease to exist**. Records may be re-opened for public examination if you're convicted of a juvenile offense or adult crime, or if you are charged with a felony. Expunged or destroyed records, on the other hand, can never be re-opened. Your record may be destroyed if you only have referrals for diversion, and you meet other statutory requirements. Having your record destroyed involves a different process that this packet doesn't address.

Legal Requirements for Sealing Juvenile Offender Records

The juvenile court can order the sealing of your juvenile offender court record only if you meet certain legal requirements. If you answer "No" to all of the questions listed below, and if you follow the correct procedures, the juvenile court can order the sealing of your record.

You are eligible if you can answer "NO" to these questions	Yes	No
Do you have any criminal charges pending in the juvenile or adult court?		
Is there any pending proceeding seeking a diversion agreement with you?		
Is the charge classified as a sex offense? ¹		
Do you still owe any court-ordered fines, restitution, or fees for the records you want to seal?		
If you're trying to seal records of a deferred disposition, there's no mandatory waiting period after you turn 18. Are you under the age of 18?		
If your charge is classified as a class A felony: a) Have less than 5 years passed since the date of your disposition (when you were sentenced), or the day that you were released from confinement (JRA or the detention center) or from a full-time residential treatment program, whichever's later? b) Have you been convicted of any offenses/crimes within the last 5 years?		
If your charge is classified as a class B felony: a) Have less than 2 years passed since the date of your disposition (when you were sentenced), or the day that you were released from confinement (JRA or the detention center) or from a full-time residential treatment program, whichever's later? b) Have you been convicted of any offenses/crimes within the last 2 years?		
If your charge is classified as a class C felony: a) Have less than 2 years passed since the date of your disposition (when you were sentenced), or the day that you were released from confinement (JRA or the detention center) or from a full-time residential treatment program, whichever's later? b) Have you been convicted of any offenses/crimes within the last 2 years?		
If your charge is classified as a gross misdemeanor or misdemeanor: a) Have less than 2 years passed since the date of your disposition (when you were sentenced), or the day that you were released from confinement (JRA or the detention center) or from a full-time residential treatment program, whichever's later? b) Have you been convicted of any offenses/crimes within the last 2 years?		
If you're trying to seal records of a diversion agreement: a) Have less than 2 years passed since completion of the diversion agreement OR your release from confinement (including full-time residential treatment) b) Have you been convicted of any offenses/crimes within the last 2 years?		

¹ Refer to pages 12-17 to determine how your charge(s) is/are classified

The Process: How to Seal Your Juvenile Offender Record

1. Criminal history.

Get a complete record of your criminal history. The Clerk's Office or Juvenile Court can provide you with a copy of your criminal history. That record should include all of the criminal cases filed against you in juvenile court, including those cases that were dismissed. You should also ask for a copy of the financial history for each of those cases. The financial history will show amounts of any fines, fees and or restitution imposed by the court, and whether any money is still owed.

If you were involved with Juvenile Court in more than one county, make sure to ask the Clerk's Office to assist you in identifying which county each case is associated with.

2. Determine whether or not you meet the legal sealing requirements.

Look through your criminal and financial history and review the legal requirements on page 4.

3. Fill out the Motion and Declaration to Seal Records of Juvenile Offender Pursuant to RCW 13.50.050(11) and (12).

If you believe that you meet the legal sealing requirements, the next step is to complete and file in the juvenile court the forms attached to this packet.

Fill out the form entitled <u>Motion and Declaration to Seal Records of Juvenile Offender Pursuant to RCW 13.50.050(11) and (12)</u>. This document, called a motion, is your request to the juvenile court for your juvenile offender record to be sealed. The instructions for filling out this form are on page 8. You must fill out a <u>Motion</u> for **each case** that you want to seal, even cases that were dismissed.

4. Schedule a hearing.

In most counties, you must have a hearing at the juvenile court during which a judge or court commissioner will decide whether or not to grant your sealing request. You don't need an attorney to represent you at this hearing, but you'll have to appear before a juvenile court judge or commissioner.

To set a hearing date, talk with the juvenile court clerk about an available hearing date and time. It may best to do that in person. Ask the clerk to set the hearing date for at least two to four weeks from the time that you ask for it.

5. Fill out the <u>Notice of Respondent's Motion to Seal Records of Juvenile</u> Offender.

Once you have a hearing date, complete the <u>Notice of Respondent's Motion to Seal Records of Juvenile Offender</u> for each case for which you have filled out a <u>Motion</u>, - for each case that you want to seal. Page 8 has instructions about how to complete the Notice form.

You're required to notify each agency that has records relating to your offender case(s) that you're asking the juvenile court to seal those records and when and where the court hearing to decide your request is taking place. These agencies include the juvenile prosecutor, juvenile probation department, county sheriff, local police departments, and the Washington State Patrol. Presuming that you meet all sealing requirements, the agencies shouldn't contest your request.

6. Make copies and file documents.

Make a copy of the completed <u>Motion</u> and a copy of the completed <u>Notice</u> for **each** case that you're trying to seal. When you file the original documents with the juvenile court clerk, ask the clerk to **date stamp** each of your copies. That stamp proves when you filed the original documents. The clerk will keep your original documents.

Determine how many copies you need based on Step 7 below. Make that number of copies of your date stamped set of documents.

7. Deliver or Mail the Motion(s) and Notice(s).

Court rules require that after you file your <u>Motion(s)</u> for sealing, you must deliver and/or mail the <u>Motion(s)</u> and <u>Notice(s)</u> to the juvenile court prosecutor, the juvenile court administrator, and the law enforcement agencies, including the Washington State Patrol (WSP), that have records of your case(s) that you're asking to have sealed.

Deliver a date stamped copy of each <u>Motion</u> and <u>Notice</u> for each case to the juvenile court prosecutor and the court administrator/juvenile probation department. You can do that right after you file the original documents with the clerk. It's usually okay to leave the date stamped copies with the office staff.

Mail a date stamped copy of the <u>Motion</u> and <u>Notice</u> filed in each case to the *Washington State Patrol, Records Division, PO Box 42633, Olympia, WA 98504*. If you spent time in a JRA facility (Green Hill, Maple Lane, Echo Glen, Neselle, or Camp Outlook) for any of the cases that you're trying to seal, you must mail the documents to: *Records Coordinator, Juvenile Rehabilitation Administration, DSHS, P.O. Box 45045, Olympia, WA 98504*. And, mail or deliver the <u>Motion</u> and <u>Notice</u> to any other law enforcement agencies that were involved with the case(s) that you're trying to seal.

If you mail the documents, send a cover letter. Use the sample letter in Appendix A, including your personal information. Make sure to sign and date the letter, and make and keep a copy of each letter that you send.

If you can afford it, if you send the documents, do so by certified mail. If you do that, the post office will send you a postcard notice indicating when your mail was delivered. The cost for sending certified mail is about \$6.00-\$10.00.

8. Fill out the <u>Order on Motion to Seal Records of Juvenile Offender Pursuant to RCW 13.50.050(11) and (12).</u>

Before the hearing, fill out an Order on Motion to Seal Records of Juvenile Offender Pursuant to RCW 13.50.050(11) and (12), attached to this packet, for each case that you're asking to have sealed. Follow the instructions on page 8. Be sure to bring the Order with you to the hearing.

9. Attend your court hearing.

The hearing will take place in front of a judge or commissioner at Juvenile Court. Dress nicely. Make sure to arrive to the hearing on time. At the hearing you should be polite, address the judge or commissioner as "your honor," and answer questions honestly and clearly. Don't interrupt the judge or other courtroom staff or the prosecutor if s/he's talking. Follow the courtroom rules: you must not eat or drink; you must turn off all cell phones; and you must take off your hat.

Before the hearing, you should have with you all sets of copies of the <u>Motion(s)</u> and <u>Notice(s)</u> that you filed, your copy of the <u>Certificate of Service</u>, and the <u>Order</u> that you filled out for each case.

10. After the hearing, obtain certified copies of the court orders.

If the Court approves your <u>Motion(s)</u> and signs your <u>Order(s)</u>, you'll need at least two certified copies of the <u>Order(s)</u>. The court clerk makes certified copies of court documents. You'll be charged approximately \$6.00 for one certified copy of an <u>Order</u>.

11. Mail a copy of the certified order to every agency involved.

Mail the certified copy(ies) of the <u>Order(s)</u> to each law enforcement agency, the Washington State Patrol (WSP), and the Juvenile Rehabilitation Administration (JRA), if applicable, to whom you sent the sealing <u>Motion(s)</u>. Send a cover letter with the Order(s). You can use the sample letter in Appendix A, including your personal information. Sign and date the letter. Make and keep a copy of each letter that you send.

12. What if your Motion is Denied

If the Court denies your sealing <u>Motion(s)</u> and you believe that you met all of the legal requirements, consider talking to an attorney for advice about what to do next. If you don't have the money to pay for an attorney's fees, call CLEAR, a legal service that offers free legal advice and referral, at 1-888-201-1014.

Completing The Paperwork

1. Motion and Declaration to Seal Records of Juvenile Offender

Heading

- 1. In the box at the top left corner, write the name of the county where the juvenile offense you're trying to seal occurred on the line above "JUVENILE COURT."
- 2. Below that, write your name underneath "STATE OF WASHINGTON v."
- 3. Below that, write your birth date next to "D.O.B.:".
- 4. At the top right corner, write the case number of the offense you're trying to seal next to "NO:".

I. Motion

- 1. Check RCW 13.50.050(11) and (12) where it says "This motion is based on..."
- 2. Write the date on the line next to "Dated:".
- 3. Sign your name on the line above "Pro Se Respondent (Sign Name)."
- 4. Write your name on the line above "Print Name."

II. Declaration of Respondent

- 1. Write your name on the line next to "I,".
- 2. Write the date of the offense and name of the offense you're trying to seal.
- 3. If the offense you're trying to seal is a felony, check 2.2. Write the number of consecutive years you've spent in the community without committing an offense or crime resulting in conviction. If it's a gross misdemeanor or misdemeanor, check 2.3. Then write the number of consecutive years you've spent in the community without committing an offense or crime resulting in conviction. If it's a diversion, check 2.4. If you're unsure, see "Classification of Felonies and Misdemeanors."
- 4. Write the date on the line next to "Signed on," followed by the city you're in.
- 5. Below that, sign your name; print your name. Write your address.

2. Order on Motion to Seal Records of Juvenile Offender

Heading: Fill out this section the same way on each form. See instructions under document (a).

Body

- 1. Check RCW 13.50.050(11) and (12) after "This matter came on before the court on respondent's motion to seal records of juvenile offender pursuant to..."
- 2. Check the first 2.1 box to indicate that you gave notice to the appropriate parties.
- 3. Check the 2.2 box to indicate that compelling privacy or safety concerns haven't been found.
- 4. Check that you've satisfied the requirements of RCW 13.50.050(11) and (12).
- 5. Check the box next to "The court grants the motion to seal vacated deferred disposition records pursuant to RCW 13.40.127(10), juvenile court records pursuant to RCW 13.50.050(11) to (16)...".
- 6. Sign your name on the line above "Pro Se Respondent (sign name)."
- 7. Write your name on the line above "Print name."

3. Notice of Respondent's Motion to Seal Records of Juvenile Offender

Heading: Fill out this section the same way on each form. See instructions under document (a).

Body

- 1. Write the name of the county in which the juvenile offense you are trying to seal occurred on each of the three lines before "County Superior Court Clerk's Office," "County Prosecutor, Juvenile Division," and "County Juvenile Court Administrator."
- 2. Below that, write the name of the city or county police department or sheriff's office which handled the offense.
- 3. Below that, write the name of anyone else you think needs notice of your motion.
- 4. Below that, write the date of the hearing, the time of the hearing, the county, and your name.
- 5. At the end of the document, write the date. Sign your name, and print your name underneath.

ONCE YOUR RECORDS ARE SEALED

- Your offense and the proceedings in the case are treated as if they never occurred.
- You may say no to having committed the offense on any job, housing, or other application.
- Any agency receiving a request for your record must reply that the record is confidential, and the agency may not give out any information about its existence or nonexistence.
- Your fingerprints and any other identifying information kept by the Washington State Patrol are *not* sealed.
- Your record will be unsealed if you're subsequently convicted of a juvenile offense or adult crime, or if you're charged with an adult felony.

CLASSIFICATION OF OFFENSES

Juvenile offenses are ranked under <u>RCW 13.40.0357</u> from A+ through E. The rankings correspond to adult crime categories: Offense category A equals class A felony; offense category B equals class B felony; offense category C equals class C felony; offense category D equals gross misdemeanor; and offense category E equals misdemeanor. Felonies are generally more serious than misdemeanors.

OFFENSE CATEGORY	DESCRIPTION (RCW CITATION)	CATEGORY FOR ATTEMPT, BAILJUMP, CONSPIRACY, OR SOLICITATION
	Arson and Malicious Mischief	
A	Arson 1 (<u>9A.48.020</u>)	B+
В	Arson 2 (<u>9A.48.030</u>)	C
С	Reckless Burning 1 (9A.48.040)	D
D	Reckless Burning 2 (<u>9A.48.050</u>)	Е
В	Malicious Mischief 1 (9A.48.070)	С
С	Malicious Mischief 2 (9A.48.080)	D
D	Malicious Mischief 3 (9A.48.090(2) (a) and (c))	Е
Е	Malicious Mischief 3 (9A.48.090(2)(b))	E
Е	Tampering with Fire Alarm Apparatus (9.40.100)	Е
Е	Tampering with Fire Alarm Apparatus with Intent to Commit Arson (9.40.105)	E
A	Possession of Incendiary Device (9.40.120)	B+
Assault and Other Crimes Involving Physical Harm		
A	Assault 1 (<u>9A.36.011</u>)	B+
B+	Assault 2 (<u>9A.36.021</u>)	C+
C+	Assault 3 (<u>9A.36.031</u>)	D+
D+	Assault 4 (<u>9A.36.041</u>)	Е
B+	Drive-By Shooting (<u>9A.36.045</u>)	C+
D+	Reckless Endangerment (9A.36.050)	Е

C+	Promoting Suicide Attempt (9A.36.060)	D+
D+	Coercion (<u>9A.36.070</u>)	Е
C+	Custodial Assault (9A.36.100)	D+
	Burglary and Trespass	
В+	Burglary 1 (<u>9A.52.020</u>)	C+
В	Residential Burglary (<u>9A.52.025</u>)	C
В	Burglary 2 (<u>9A.52.030</u>)	C
D	Burglary Tools (Possession of) (9A.52.060)	Е
D	Criminal Trespass 1 (9A.52.070)	Е
E	Criminal Trespass 2 (<u>9A.52.080</u>)	Е
С	Mineral Trespass (78.44.330)	C
С	Vehicle Prowling 1 (9A.52.095)	D
D	Vehicle Prowling 2 (<u>9A.52.100</u>)	Е
	Drugs	
E	Possession/Consumption of Alcohol (66.44.270)	Е
С	Illegally Obtaining Legend Drug (69.41.020)	D
C+	Sale, Delivery, Possession of Legend Drug with Intent to Sell (69.41.030(2)(a))	D+
Е	Possession of Legend Drug (69.41.030(2)(b))	Е
B+	Violation of Uniform Controlled Substances Act - Narcotic, Methamphetamine, or Flunitrazepam Sale (69.50.401(2) (a) or (b))	B+
С	Violation of Uniform Controlled Substances Act – Non-narcotic Sale (69.50.401(2)(c))	С
E	Possession of Marihuana <40 grams (69.50.4014)	Е
С	Fraudulently Obtaining Controlled Substance (69.50.403)	С
	(69.50.401(2)(c)) Possession of Marihuana <40 grams (69.50.4014) Fraudulently Obtaining Controlled	

C+	Sale of Controlled Substance for Profit (69.50.410)	C+	
Е	Unlawful Inhalation (9.47A.020)	E	
В	Violation of Uniform Controlled Substances Act - Narcotic, Methamphetamine, or Flunitrazepam Counterfeit Substances (69.50.4011(2) (a) or (b))	В	
С	Violation of Uniform Controlled Substances Act - Nonnarcotic Counterfeit Substances (69.50.4011(2) (c), (d), or (e))	С	
С	Violation of Uniform Controlled Substances Act - Possession of a Controlled Substance (69.50.4013)	С	
С	Violation of Uniform Controlled Substances Act - Possession of a Controlled Substance (69.50.4012)	С	
	Firearms and Weapons		
В	Theft of Firearm (<u>9A.56.300</u>)	С	
В	Possession of Stolen Firearm (9A.56.310)	С	
E	Carrying Loaded Pistol Without Permit (9.41.050)	E	
С	Possession of Firearms by Minor (<18) (9.41.040(2)(a)(iii))	С	
D+	Possession of Dangerous Weapon (9.41.250)	Е	
D	Intimidating Another Person by use of Weapon (9.41.270)	Е	
	Homicide		
A+	Murder 1 (<u>9A.32.030</u>)	A	
A+	Murder 2 (<u>9A.32.050</u>)	B+	
B+	Manslaughter 1 (<u>9A.32.060</u>)	C+	
C+	Manslaughter 2 (<u>9A.32.070</u>)	D+	
B+	Vehicular Homicide (46.61.520)	C+	
Kidnapping			

Kidnap 1 (<u>9A.40.020</u>)	B+	
Kidnap 2 (<u>9A.40.030</u>)	C+	
Unlawful Imprisonment (9A.40.040)	D+	
Obstructing Governmental Operation		
Obstructing a Law Enforcement Officer (9A.76.020)	Е	
Resisting Arrest (9A.76.040)	Е	
Introducing Contraband 1 (9A.76.140)	С	
Introducing Contraband 2 (9A.76.150)	D	
Introducing Contraband 3 (9A.76.160)	Е	
Intimidating a Public Servant (9A.76.180)	C+	
Intimidating a Witness (9A.72.110)	C+	
Public Disturbance		
Riot with Weapon (9A.84.010(2)(b))	D+	
Riot Without Weapon (9A.84.010(2)(a))	Е	
Failure to Disperse (9A.84.020)	Е	
Disorderly Conduct (9A.84.030)	Е	
Sex Crimes		
Rape 1 (<u>9A.44.040</u>)	B+	
Rape 2 (<u>9A.44.050</u>)	B+	
Rape 3 (9A.44.060)	D+	
Rape of a Child 1 (9A.44.073)	B+	
Rape of a Child 2 (<u>9A.44.076</u>)	C+	
Incest 1 (9A.64.020(1))	С	
Incest 2 (9A.64.020(2))	D	
Indecent Exposure (Victim <14) (9A.88.010)	Е	
Indecent Exposure (Victim 14 or over) (9A.88.010)	Е	
	Kidnap 2 (9A.40.030)	

B+	Promoting Prostitution 1 (9A.88.070)	C+
C+	Promoting Prostitution 2 (9A.88.080)	D+
B+	Indecent Liberties (9A.44.100)	C+
A-	Child Molestation 1 (9A.44.083)	B+
В	Child Molestation 2 (9A.44.086)	C+
	Theft, Robbery, Extortion, and Forger	y
В	Theft 1 (9A.56.030)	С
С	Theft 2 (9A.56.040)	D
D	Theft 3 (9A.56.050)	Е
В	Theft of Livestock 1 and 2 (9A.56.080) and 9A.56.083)	С
С	Forgery (<u>9A.60.020</u>)	D
A	Robbery 1 (<u>9A.56.200</u>)	B+
B+	Robbery 2 (<u>9A.56.210</u>)	C+
B+	Extortion 1 (9A.56.120)	C+
C+	Extortion 2 (9A.56.130)	D+
С	Identity Theft 1 (9.35.020(2))	D
D	Identity Theft 2 (9.35.020(3))	Е
D	Improperly Obtaining Financial Information (9.35.010)	Е
В	Possession of Stolen Property 1 (9A.56.150)	С
С	Possession of Stolen Property 2 (9A.56.160)	D
D	Possession of Stolen Property 3 (9A.56.170)	Е
С	Taking Motor Vehicle Without Permission 1 and 2 (<u>9A.56.070</u> and <u>9A.56.075</u>)	D
	Motor Vehicle Related Crimes	
Е	Driving Without a License (46.20.005)	Е
B+	Hit and Run - Death	C+

	(46.52.020(4)(a))	
С	Hit and Run - Injury (46.52.020(4)(b))	D
D	Hit and Run-Attended (46.52.020(5))	Е
Е	Hit and Run-Unattended (46.52.010)	Е
С	Vehicular Assault (46.61.522)	D
С	Attempting to Elude Pursuing Police Vehicle (46.61.024)	D
Е	Reckless Driving (46.61.500)	Е
D	Driving While Under the Influence (46.61.502 and 46.61.504)	E
	Other	
В	Animal Cruelty 1 (<u>16.52.205</u>)	С
В	Bomb Threat (<u>9.61.160</u>)	С
С	Escape 1 (<u>9A.76.110</u>)	С
С	Escape 2 (<u>9A.76.120</u>)	С
D	Escape 3 (<u>9A.76.130</u>)	Е
E	Obscene, Harassing, Etc., Phone Calls (<u>9.61.230</u>)	E
A	Other Offense Equivalent to an Adult Class A Felony	B+
В	Other Offense Equivalent to an Adult Class B Felony	С
С	Other Offense Equivalent to an Adult Class C Felony	D
D	Other Offense Equivalent to an Adult Gross Misdemeanor	Е
Е	Other Offense Equivalent to an Adult Misdemeanor	Е
V	Violation of Order of Restitution, Community Supervision, or Confinement (13.40.200)	V

APPENDIX A

Sample Letter to Law Enforcement, Juvenile Rehabilitation Administration (JRA), and/or, Washington State Patrol (WSP) Motion and Notice of Hearing

(Write the date here)
Washington State Patrol Records Division P.O. Box 42633 Olympia, WA 98504
RE: Motion to Seal Juvenile Records- (write your name here) No: (write your case numbers here)
Enclosed please find a copy of Notice and Motion to Seal Records of Juvenile Offender Pursuant to RCW 13.50.050(11) and (12) in the above referenced matters. The motion to seal is set for (write the date here) at (write the county here) Superior Court, Juvenile Division.
Sincerely,
Your signature here
(Print your name and address here)

Sample Letter to Law Enforcement, Juvenile Rehabilitation Administration (JRA), and/or, Washington State Patrol (WSP) After Order is Signed

(Write the date here)	
Washington State Patrol Records Division P.O. Box 42633	
Olympia, WA 98504	
RE: Motion to Seal Juvenile Records	
Enclosed please find a copy of (write your name Juvenile Offender Pursuant to RCW 13.50.050(11 13.50.050(14) requires any agency in possession records, as well as their existence or nonexistence	1) and (12). Pursuant to this order, RCW of sealed records keep the content of the
Thank you for your cooperation in this matter. If y please telephone me at (write your telephone nu	
Sincerely,	
Resp	pectfully,
Your	r signature here
(Pri	nt your name and address here)

APPENDIX B – County-specific practices

Contact Adams Juvenile Court for guidance. Adams County requires that you be 23 years of age and write a typed letter to the court stating that you'd like their records sealed. This letter must include your name, date of birth, address and current phone number.
For more information, contact:
Adams County Juvenile Court
425 E. Main Suite 100 Othello, WA 99344
Phone: 509-488-5646
Asotin County follows the general process described in this Manual. The Clerk's office will assist you in obtaining a court date and provide you with information regarding your cause numbers and potential fines owed.
For more information, contact:
Asotin County Clerk's Office
135 2nd St, PO Box 159 Asotin, WA 99402-0159
Phone: 509-243-2081
Benton and Franklin Counties follow the general process described in this Manual. The Clerk's office will assist you in obtaining a court date and provide you with information regarding your cause numbers and potential fines owed.
For more information, contact:
Benton County Clerk's Office
7122 W Okanogan Pl, Bldg A
Kennewick, WA 99336-2359 Phone: 509-735-8388 x5
Chelan County has a specific local sealing process which you must follow. All forms and instructions may be purchased from the Clerk's Office for \$5. Chelan County requires some additional documentation which is described in their instruction packet.

	For more information, contact the Clerk's office:
	350 Orondo Ave
	PO Box 3025
	Wenatchee, WA 98807-3025
	509-667-6380
Clallam County	Contact Clallam County Juvenile Court for assistance. Court staff will check your eligibility to seal for a \$20 fee. If you're eligible, court staff will complete the sealing process for you for an additional \$80. You must attend a court hearing. This process takes approximately three weeks to complete. Note: Clallam County requires that you have no outstanding restitution on any matters prior to sealing. Juvenile and Family Services
	1912 West 18th Street Port Angeles, Washington 98363 Phone: (360) 417-2282
Clark County	Clark County Juvenile Court provides full assistance with the records sealing process. Note: This process takes approximately four months to complete. Don't delay in starting the process. To start the process, you must complete two forms and return them to the Juvenile Justice Center. The Juvenile Justice Center then reviews your motion for eligibility. If you're eligible, they'll handle providing notice to the parties and will ultimately provide you with a signed order.
	More information is online at
	http://www.clark.wa.gov/juvenile/sealing-destroying.htm
	acception with the second seco
	Or contact:
	Juvenile Justice Center
	500 W 11th St
	PO Box 5000
	Vancouver, WA 98666-5000
	Phone: 360-397-2201 x2
Columbia County	You must obtain a motion form from the Juvenile Justice Center. You may fill out the form right there in the office. Staff at the Center will assist you in obtaining your criminal history, which must be attached to your motion. Your motion is then provided to the Prosecutor's Office. If you're eligible to seal your record(s), the Prosecutor's Office will handle the rest of the
	process and assist you with obtaining a signed order. Note: you must have paid all outstanding juvenile and adult fines prior to sealing your records.

For more information contact: Juvenile Justice Center 455 W Rose St PO Box 1754 Walla Walla, WA 99362-1790 Phone: 509-524-2800 Or view information online at http://www.co.walla-walla.wa.us/departments/ijc/SealRecords.shtml Cowlitz County You must stop by the Juvenile Department and complete a record sealing request form. Juvenile Department staff will complete further paperwork for you and set a court date for you approximately six weeks out. You must then return and sign that paperwork. Notice will be sent to all the parties. If there's no objection, your motion will be presented to the court on the day of your hearing. For more information see: http://www.co.cowlitz.wa.us/juvenile/probation-services/rec-seal_procedure.htm Cowlitz County Juvenile Department 1725 1st Avenue, Longview, WA 98632 Phone: 360.577.3100 Douglas County follows the general process described in this Manual. Forms are provided for free at Douglas County Juvenile Court in East Wenatchee, WA. Paperwork must be filed with the Clerk's Office in Waterville, WA. Court hearings are held every Wednesday. For more information contact: Douglas County Clerk's Office 203 S Rainier Waterville, WA 98858-0516 Phone: 509-745-8529 Ferry/Pend Oreille/Stevens County Ferry County follows the general process described in this Manual. You're encouraged to seek assistance from an attorney. Ferry encouraged to seek assistance from an attorney. Ferry encouraged to seek assistance from an attorney.			
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Douglas County Clerk's Office 203 S Rainier Waterville, WA 98858-0516 Phone: 509-745-8529 Ferry/Pend Oreille/Stevens County Perry County follows the general process described in this Manual. You're encouraged to seek assistance from an attorney.	Douglas County	Forms are provided for free at Douglas County Juvenile Court in East Wenatchee, WA. Paperwork must be filed with the Clerk's Office in	
203 S Rainier Waterville, WA 98858-0516 Phone: 509-745-8529 Ferry/Pend Oreille/Stevens County Perry County follows the general process described in this Manual. You're encouraged to seek assistance from an attorney.		For more information contact:	
203 S Rainier Waterville, WA 98858-0516 Phone: 509-745-8529 Ferry/Pend Oreille/Stevens County Perry County follows the general process described in this Manual. You're encouraged to seek assistance from an attorney.		Douglas County Clerk's Office	
Waterville, WA 98858-0516 Phone: 509-745-8529 Ferry/Pend Oreille/Stevens County Waterville, WA 98858-0516 Phone: 509-745-8529 Ferry/Pend Oreille/Stevens encouraged to seek assistance from an attorney.			
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Oreille/Stevens encouraged to seek assistance from an attorney. County	Ferry/Pend	Ferry County follows the general process described in this Manual You're	
County	_		
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For more information contact:	j	For more information contact:	

	Juvenile Court 350 E Delaware Ave, Ste 10 Republic, WA 99166-9747 Phone: 509- 775-5214
Franklin County	See listing for Benton/Franklin above
Garfield County	Garfield County follows the general process described in this Manual. Staff at Juvenile Court will assist in navigating the court process. Juvenile Court hearings are held once a month on the first Tuesday of the month.
	For more information, contact:
	Garfield County Juvenile Court 135 2nd St Asotin, WA 99402
	Phone: 509-243-2024
Grant County	Grant County follows the general process described in this Manual. Staff at Juvenile Court will assist in navigating the court process.
	For more information, contact:
	Grant County Juvenile Court 303 Abel Rd PO Box 818 Ephrata, WA 98823-0818
	Phone: 509-754-5690
Grays Harbor County	Grays Harbor County follows the general process described in this Manual. Note: the Grays Harbor Prosecutor files a response to every sealing motion. If the Prosecutor disagrees with your Motion to Seal, it doesn't mean the motion is denied. You should still appear at your court hearing and allow the Judge to decide whether or not to sign your Order.
	For more information contact:
	Grays Harbor Juvenile Court 103 Hagara St
	Aberdeen, WA 98520-3198 Phone: 360-533-3919
Island County	Island County follows the general process described in this Manual. You can obtain a free packet of information at Juvenile Court.

	For more information, contact:		
	Island County Juvenile Court		
	501 N Main Št		
	PO Box 5000		
	Coupeville, WA 98239-5000		
	Phone: 360-679-7325		
Jefferson County	Contact Juvenile Court for assistance with the process. Court staff will help determine whether you're eligible to seal your records. If you're eligible, you'll be sent a packet of forms to complete. Court staff will assist you with obtaining a court date and will notify the other parties for you. There's a \$30 filing fee for each record that you're trying to seal. Please contact SYLAW for assistance if you cannot afford this filing fee.		
	For more information, contact:		
	Jefferson County Juvenile Count		
	Jefferson County Juvenile Court 1820 Jefferson St		
	PO Box 1220		
	Port Townsend, WA 98368-0920		
	Phone: 360-385-9190		
King County	Follow sealing process described in this manual.		
	See <u>www.sylaw.org</u> for information on free help from the Juvenile Records		
	Sealing Clinics.		
Kitsap County	You must visit Juvenile court between 8:30 am and 4:00 pm. Show a copy		
Kusap County	of your picture ID. Staff will assist you in obtaining a copy of your criminal history. Staff will then review your criminal history with you to determine and see if you're eligible to seal. If it appears that you're eligible, you must make appointment to meet further with a staff member. There are three staff members who meet with individuals and explain the sealing process, and assist with completing the necessary paperwork and give you a court date. You must then mail out notice to the parties. The process takes approximately four weeks to complete.		
	For more information visit:		
	http://www.kitsapgov.com/juv/sealing.htm		
	or contact Juvenile Court directly at:		
	614 Division St, MS-28		
	Port Orchard WA 98366		
	Phone: 360-337-5401		

Kittitas County	Kittitas County generally follows the process as described in this Manual. Juvenile Court staff are unable to provide assistance with the process.
	For more information, contact:
	Kittitas County Juvenile Court 205 W 5th Ave, Ste 211
	Ellensburg, WA 98926-2887 Phone: 509-962-7516
Klickitat County	Klickitat County generally follows the process as described in this Manual. You can get a packet of information and instructions from Juvenile Court.
	For more information, contact:
	Klickitat County Juvenile Court 131 W Court St, MS CH-16
	Goldendale, WA 98620-8932 Phone: 509-773-3355
Lewis County	Lewis County generally follows the process as described in this Manual. You can get a packet of information and instructions from Juvenile Court. Lewis County contracts with two attorneys who will handle the sealing process for you for a negotiated price of \$150.
	For more information, contact:
	Lewis County Juvenile Court 1255 SW Pacific Ave
	Chehalis, WA 98532-4802 Phone: 360-740-1178
Lincoln County	Lincoln County generally follows the process as described in this Manual. Contact juvenile court for information regarding attorneys who will assist with the process for a reduced fee.
	For more information, contact:
	Lincoln County Juvenile Court 450 Logan St
	PO Box 5 Davenport, WA 99122-0005
	Phone: 509-725-7475
Mason County	Mason County generally follows the process as described in this Manual.

	You can get a packet of information and instructions from Juvenile Court.
	Tou can get a packet of information and instructions from Juvenine Court.
	For more information, contact:
	Mason County Juvenile Court 615 W Alder St PO Box 368 Shelton, WA 98584-0368 Phone: 360-427-9670
Okanogan County	Contact juvenile court for assistance. You'll be asked to provide your name and date of birth to staff who will review your criminal history with you. You may choose to pay a fee of \$100 for court staff to complete the sealing process for you. You must attend a court hearing. This process takes approximately three weeks to complete. Note: Okanogan County requires individuals to have NO outstanding court fines on any matters prior to sealing.
	For more information, contact:
	Okanogan County Juvenile Court 237 N 4th Ave PO Box 432 Okanogan, WA 98840-0432 Phone: 509-422-7250
Pacific County	You may get assistance with the process from juvenile court. Contact juvenile court to schedule an appointment with a staff member who will screen for eligibility. If you're eligible for sealing, staff will complete the sealing process for you. You must attend your court hearing. This process takes approximately one month. For more information, contact:
	Pacific County Juvenile Court 300 Memorial Dr PO Box 93 South Bend, WA 98586-0093 Phone: 360-875-9350
Pend Oreille County	See Ferry County above
Pierce County	Pierce County generally follows the process as described in this Manual. However, they require specific forms which are available on their website and at the Clerk's Office. Note: ALL outstanding fines must be paid in order to seal records in Pierce County.

	For more information, contact: Pierce County Juvenile Court 5501 6th Ave Tacoma, WA 98406-2603 Phone: 253-798-7900
	http://www.co.pierce.wa.us/pc/abtus/ourorg/juvct/abtusjuv.htm
San Juan County	You may get assistance with the process from juvenile court.
	For more information contact:
	San Juan County Juvenile Court 350 Court St, #4
	Friday Harbor, WA 98250-7901 360-378-4620
Skagit County	Skagit County generally follows the process as described in this Manual. You may purchase a packet of forms and instructions for \$5 from the Clerk's Office. Clerk's Office staff will assist you in obtaining a copy of your criminal history and with selecting a court date. Court hearings are held on Tuesdays and must be scheduled a minimum of two weeks out. Once the judge has signed your order, the Clerk's Office will send copies to the agencies which have your criminal records.
	For more information, contact:
	Skagit County Clerk's Office 205 W Kincaid St, Rm 103 Mount Vernon, WA 98273-4225 Phone: 360-336-9440
Skamania County	Contact Juvenile Court for assistance. Staff will assist you in completing the necessary paperwork and sending out notice to the parties. If there's no objection to the motion to seal, the order will be signed by the judge without a hearing. A copy of the signed order will then be sent to you for your records.
	For more information, contact:
	Skamania County Juvenile Court 240 Vancouver Ave. Stevenson, WA 98648 Phone: 509-427-3715

Snohomish County	Snohomish County generally follows the process as described in this Manual. See www.sylaw.org for information on free help from the Juvenile Records Sealing Clinics.	
Spokane County	In Spokane County, you have the option of paying a fee for the Court's assistance with sealing your records. If you'd like the Court's assistance, you must first contact the Court and request that they review your records to determine whether you're eligible to seal. This process takes approximately two weeks. You'll receive a letter stating your eligibility. If you're eligible, you may opt to have the Court prepare your paperwork for a \$100 fee. After payment of the \$100 fee, the sealing process takes approximately four to six weeks.	
	For more information see	
	http://www.spokanecounty.org/data/juvenile/pdf/Sealing%20and%20 Destruction%20of%20Juvenile%20Court%20Records.pdf	
	Or contact:	
	Juvenile Court 1208 W Mallon Ave Spokane, WA 99201-2091 Phone: 509-477-2411	
Stevens County	See Ferry County above	
Thurston County	You must obtain a packet of forms and instructions from Thurston County Juvenile Court. Staff at Thurston County Juvenile Court will assist you in determining which agencies hold your juvenile records. Once you complete the necessary paperwork, your motion will be provided to the Prosecutor's Office and then to the Judge for signature. You'll be notified once your Order is signed. You generally don't need to appear for a court hearing. All legal and court fees must be paid.	
	For more information, contact:	
	Dave Furman, Juvenile Probation 2801 32nd Ave. SW., Tumwater, WA 98501 Phone: 360-709-3150	
Wahkiakum County	1 7	

	parties. These hearings are held only once a month. You must appear at the hearing. For more information, contact: Wahkiakum County Juvenile Court 300 Memorial Ave, Fl 2 South Bend, WA 98586-0093 Phone: 360-875-9350	
Walla Walla County	You must obtain a motion form from the Walla Walla Juvenile Justice Center. Staff at the Center will assist you in obtaining your criminal history, which must be attached to your motion. Your motion is then provided to the Prosecutor's Office. If you're eligible to seal your record(s), the Prosecutor's Office will handle the rest of the process and assist you with obtaining a signed order. Note: Walla Walla County requires that you have paid all outstanding juvenile and adult court fees and fines prior to sealing your records. For more information, contact: Juvenile Justice Center 455 W Rose St Walla Walla, WA 99362-0033 Phone: 509-524-2800 Or online at http://www.co.walla-walla.wa.us/departments/jjc/SealRecords.shtml	
Whatcom County	You must contact the Whatcom Juvenile court and complete a sealing request form. Once the request form is turned in, your records are reviewed for eligibility. You'll be notified of your eligibility and the next steps to take approximately a week after making your request. Court hearings are held on Wednesdays at 10am. Note: you must have paid all juvenile fines prior to sealing. For more information, contact: Whatcom County Juvenile Court 311 Grand Ave, Ste 501 Bellingham, WA 98225-4048 Phone: 360-676-6780 Or online at	

	http://www.co.whatcom.wa.us/juvenile/sealingrecords.jsp
Whitman County	You may purchase a packet of forms and instructions for \$2 from Clerk's Office.
	For more information, contact:
	Whitman County Clerk 400 N Main St Colfax, WA 99111-0598 Phone: 509-397-6240
Yakima County	Yakima County generally follows the process as described in this Manual. TeamChild provides a free packet of forms and instructions if you're looking to seal Yakima County records. Their contact information is: 32 North 3rd St., Suite 422 Yakima, WA 98901 (509) 573-4993

	ERIOR COURT OF WASHINGTO UNTY OF JUVENILE COURT	ON —	
STA	TE OF WASHINGTON v.		No:
D.O	В.:	Respondent.	MOTION AND DECLARATION TO SEAL RECORDS OF JUVENILE OFFENDER (MTAF)
		I. MOTION	N.
	on RCW 13.50.050(11) and (12) o		her juvenile court records. This motion is .127(10), \square GR 15(c) and the declaration of
Dated	:		o Se Respondent
	II. DECLA	RATION OF F	RESPONDENT
I,			, state as follows:
2.1.	ε ε <u> </u>		te] I was found guilty of [name of offense].
2.2			
2.2		n: Since my last	date of release from confinement, including entry of disposition (including deferred
MT AN	ID DECL TO SEAL RECORDS (MTAF) - U 10.0300 (6/2010) - RCW 13.50.050(11	Page 1 of 3) (12), RCW 13.4	0.127(10), GR 15

	disposition), I have spent five consecutive years in the community without committing any offense or crime that has resulted in conviction or adjudication.			
	Class B and C Felony, and Gross Misdemeanor and Misdemeanor Conviction: Since my last date of release from confinement, including full-time residential treatment, or from the entry of disposition (including deferred disposition), I have spent two consecutive years in the community without committing any offense or crime that has resulted in conviction.			
	Diversion : Since completion of the Diversion Agreement, I have spent two consecutive years in the community without committing any offense or crime that subsequently resulted in conviction or diversion.			
And, I	meet the following requirements:			
	are no proceedings pending against me seeking the conviction of a juvenile or al offense.			
There agreen	are no proceedings pending against me seeking the formation of a diversion nent.			
I have	not been convicted of a sex offense.			
Full re	stitution has been paid.			
I am eligible to have my records sealed under RCW 13.50.050(11) and (12) in that I have satisfied all the requirements of those statutes.				
Sealing records of vacated deferred disposition – factors pursuant to RCW 13.40.127(10):				
I meet the following requirements:				
The court vacated my deferred disposition and dismissed the case with prejudice pursuant to RCW 13.40.127(9).				
I am over 18 years of age.				
There are no charges pending against me.				
Other	Other circumstances that I believe require sealing of my juvenile court records (GR 15):			

2.3

2.4

I declare under penalty best of my knowledge,		of the state of Washington that the foregoing is, to the
Signed on	, at	, Washington.
		Pro Se Respondent (Sign Name)
		Print Name
		Address

	ERIOR JNTY C								
		JUVENILE COURT	No:						
STA	TE OF '	WASHINGTON v.							
D.O.	В.:	Respondent.	ORDER ON MOTION TO SEAL RECORDS OFJUVENILE OFFENDER (ORSF)						
		I. BASIS							
pursua	nt to 🗖 without	ER came on before the court on respondent's RCW 13.50.050(11) and (12), \square RCW 13.4 t oral argument and considered the pleadings							
II. FINDINGS									
2.1	Adequ	uate notice \square was \square was not given to the appropriate parties and agencies.							
2.2	Compelling privacy or safety concerns that outweigh the public interest in access to the court records \square have \square have not been found:								
	 □ Respondent □ has □ has not satisfied the requirements of RCW 13.50.050(11) and (1 □ Respondent □ has □ has not satisfied the requirements of RCW 13.40.127(10). □ Other (GR 15): 								
	III. ORDER								
Based	on the	above findings, it is hereby ordered:							
☐ Th	e motio	n to seal records is denied.							
		D SEAL RECORDS (ORSF) - Page 1 of 1 20 (7/2009) - RCW 13.50.050(11) - (16), GR 15(c)							

	The court grants the motion to seal records pursual The court grants the motion to seal □ vacated det RCW 13.40.127(10), □ juvenile court records p	ferred disposition records pursuant to						
	1. The order and findings in this case are vacated	d, if not already vacated by RCW 13.40.127(9).						
	2. The official juvenile court file, the social file, 13.50.050(11) in the above-entitled matter are	and all other juvenile records as specified in RCW hereby sealed.						
	3. The proceedings in the case shall be treated as records may reply accordingly to any inquiry							
	4. Any agency in possession of such records sealed pursuant to this order that was given notice of t motion shall reply to any inquiry concerning such sealed records as follows:							
	"that any record or social file is confidential and that no information can be given about the existence or nonexistence of records concerning an individual."							
	5. Inspection of any records sealed pursuant to this order shall only be permitted by further order of the court, except as otherwise provided in RCW 13.50.010(8) and 13.50.050(23).							
	6. Any adjudication of a juvenile offense or a crime subsequent to sealing has the effect of nullifying this order. Any charges of an adult felony subsequent to the sealing, has the effect of nullifying the sealing order for the purposes of chapter 9.94A RCW.							
Da	ted:							
Submitted by:		JUDGE/COMMISSIONER						
Pro Se Respondent (Sign Name)								
 Pri	nt Name							
AF	PPROVED FOR ENTRY:							
— De	eputy Prosecuting Attorney	_						

	PERIOR COURT OF WASHINGT UNTY OF JUVENILE COURT					
STATE OF WASHINGTON v.			No:			
D.O.B.:		Respondent.	NOTICE OF RESPONDENT'S MOTION TO SEAL RECORDS OF JUVENILE OFFENDER (NT)			
TO: TO: TO: TO: TO: TO: TO:	County Superior County Prosect County Juvenil Police Departm Washington State Patrol, Records Juvenile Rehabilitation Administra	utor, Juvenile Di e Court Adminis nent/Sheriff's Of Division ntion (DSHS)	vision trator			
PLEA	ASE TAKE NOTICE that on		at	a.m./p.m.,		
at		Cour	nty Superior Court, Juvenile	Division, attorney		
for _	for, will move for an order sealing the juvenile records on the					
above	e entitled matter.					
Dated	l:					
		Pı	o Se Respondent (Sign Nam	 ne)		
		 D ₁	int Name			

NT OF RESP'S MT TO SEAL RECORDS (NT) - Page 1 of 1 WPF JU 10.0315 (7/2009) - RCW 13.50.050(11) (13), RCW 13.40.127(10), GR 15(c)