

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS
 or
 _____,
 A Municipal Corporation,
 v.

 Defendant/Petitioner



Case No(s). _____

RESPONSE TO PETITION TO EXPUNGE OR SEAL

- The Illinois State Police
- The Prosecuting Authority _____
 (Name of Authority)
- The Arresting Agency _____
 (Name of Agency)
- The Chief Legal Officer of the Unit of Local Government _____
 (Name of Chief Legal Officer and Unit of Local Government)

1. Does not object to your expungement petition
2. Does not object to your sealing petition
3. Objects to your petition, filed pursuant to 20 ILCS 2630/5.2(d)(5), based on the following:
 - a. Objection to expungement, as stated below, but no objection to sealing.
 - b. The Petitioner is statutorily ineligible for expungement or sealing in that:
 - Petitioner was previously convicted of an offense(s), list below. 20 ILCS 2630/5.2 (a)(3)

Petitioner is seeking to expunge or seal an ineligible offenses(s), listed below. 20 ILCS 2630/5.2(a)(3)(A), (B), (C) or (D):

- Petitioner has not waited the required eligibility time period for expungement or sealing.
 The required time period for expungement is:
 - Two years from the end of supervision. 20 ILCS 2630/5.2(b)(2)(ii)
 - Five years from the end of supervision. 20 ILCS 2630/5.2(b)(2)(i)
 - Five years following the satisfactory termination of the qualified probation. 20 ILCS 2630/5.2(b)(1)(C)

- The required time period for sealing is:
- Three years from the end of the last sentence. 20 ILCS 2630/5.2(c)(3)(B)(i)
 - Four years from discharge of sentence of most recent conviction. 2630/5.2(c)(3)(C)

- Petitioner has not provided all necessary documents for an expungement or sealing, in that 20 ILCS 2630/5.2(d)(2) & (3)
 - Petition is not verified.
 - Petition does not list case number, date of arrest, arresting agency.
 - Petition has not included a drug test that shows the absence of illegal substances.

c. Further objection to the Petition to Expunge or Seal in that:

The interests of the People in maintaining Petitioner's records outweigh Petitioner's desire for expungement or sealing in that:

- Petitioner has multiple arrests, and/or convictions.
- Petitioner has been sentenced to incarceration in IDOC.
- Petitioner has a long criminal history, with arrests spanning at least 10 years.
- Petitioner has multiple arrests, and/or convictions for crimes of domestic violence.
- Petitioner has had an order(s) of protection issued against him/her.
- Petitioner has multiple arrests, and/or convictions for crimes of violence.
- Petitioner has repeatedly failed to appear in court for previous criminal cases.
- Petitioner has received a sentence(s) of probation, supervision, or conditional discharge that was/were terminated unsatisfactorily.
- Petitioner is seeking a partial sealing or expungement and will still have a publicly accessible criminal record.
- Petitioner has arrests for sex crimes, or other ineligible felony charge that did not result in a conviction.

d. Petitioner should not be granted an expungement or sealing because:

Prepared By: _____

ENTERED:

Attorney Code: _____

Name: _____

Dated: _____, _____

Address: _____

City/State/Zip: _____

Telephone: _____

PROOF OF SERVICE BY MAIL

I, _____:
(the attorney, certify) (a non-attorney, on oath state)

I served this notice by mailing a copy to _____ at _____
(address which appears on envelope)

and depositing the same in the U. S. mail at _____ a _____ m. on _____, _____, with proper postage prepaid.

Signature