

Attorney or Party without Attorney (Name, State Bar number, Address):	(COURT USE ONLY)
SUPERIOR COURT OF CALIFORNIA, COUNTY OF MERCED Street Address: Mailing Address:	
PLAINTIFF PEOPLE OF THE STATE OF CALIFORNIA	
DEFENDANT Date of Birth:	
WAIVER, STIPULATION and ORDER FOR RESENTENCING (Penal Code §1170.18(a))	CASE NUMBER

THE DISTRICT ATTORNEY AND DEFENDANT, HAVING REVIEWED THE DEFENDANT'S ENTIRE CRIMINAL HISTORY RECORD AND RECORD OF THE CURRENT CONVICTION, HEREBY STIPULATE AND AGREE:

1. Any right to have the petition for resentencing decided by the original sentencing court is waived.
2. Defendant is eligible for resentencing because:
 - a. The following felony offenses would have been misdemeanor offenses if committed on or before November 5, 2014: *(list all eligible counts and code sections):*
 - b. The defendant has no prior convictions listed in Penal Code §667(e)(2)(C)(2)(iv), or that require sex offender registration under Penal Code §290.
 - c. The defendant does not pose an unreasonable risk to public safety as defined in Penal Code §1170.18(c).

THE PARTIES THEREFORE REQUEST THAT DEFENDANT'S PETITION FOR RESENTENCING BE GRANTED.

Date: _____

 Defendant

Date: _____

 Attorney for Defendant

Date: _____

 District Attorney

Defendant waives his/her presence.

ORDERS

- The Petition for resentencing is GRANTED.
- The matter is set for RECALL and RESENTENCING on _____, 20____ at _____ am/pm in Courtroom _____.
- The matter is referred to Adult Probation for calculation of credits, victim notification
 (other) _____
- (Other orders): _____

Date: _____

 Judge of the Superior Court