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| County Court District Court Denver Juvenile Court  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_County, Colorado  Court Address:  State of Colorado  v.  Defendant: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | COURT USE ONLY Case Number  16 - Character #  Division Courtroom |
| **ORDER RE: FACTUAL INNOCENCE PURSUANT TO §16-5-103, C.R.S.** | |

This matter was heard on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (date) or based upon declarations, fingerprints, affidavits, police reports, or any other relevant, material, reliable supporting documents provided, the Court Finds:

There is no reasonable cause to believe that this victim of identity theft committed the offense(s) with which the victim’s identity has been mistakenly associated. The Court further finds that \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (name of alleged victim of identity theft) **is factually** innocent of the offense(s).

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (name of alleged victim of identity theft) **is not found** to be factually innocent.

The “actual” Defendant is Unknown or Known as .

**The Court orders the following pursuant to §16-5-103, C.R.S** the name of the victim of identity theft and associated identifying information, contained in the court records, files, and/or a criminal justice record shall be labeled to show that the information is not accurate due to identity theft.

The Clerk of Court shall protect all personal identifying information of the victim of identity theft.

Colorado Bureau of Investigation (CBI) shall seal their records associated with this case and arrest number \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

The following agencies shall label their records to show that the information is not accurate due to identify theft.

Department of Motor Vehicle

Arresting Agency:

Other:

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Judge Magistrate

I certify that on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (date), I mailed this Order to the following:

Petitioner/Petitioner’s Attorney (4 certified copies)

Prosecuting Attorney

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Clerk