

STATE OF NORTH CAROLINA

File No. In County Of Hearing

_____ County

In The General Court Of Justice
Superior Court Division

IN THE MATTER OF

PETITION AND ORDER FOR TERMINATION OF SEX OFFENDER REGISTRATION

G.S. 14-208.12A

Name And Current Mailing Address Of Petitioner

Name And Address Of Petitioner's Attorney

Petitioner's Telephone No.

Race

Sex

Date Of Birth

Sex Offender And Public Protection Registry No.

Attorney's Telephone No.

File No.(s) Of County Of Origin	Offense Description	Date Of Conviction	County And State Of Conviction	Date Of Initial NC Registration

I. PETITION

NOTE TO PETITIONER: If the conviction requiring your registration occurred in North Carolina, file this petition with the Clerk of Superior Court in a county that is located in the Superior Court District in which you were convicted. If the conviction requiring your registration occurred in another state or in any federal court, file this petition with the Clerk of Superior Court in a county that is located in the Superior Court District in which you currently reside.

The petitioner named above hereby moves for termination of sex offender registration under Part 2 of Article 27A of Chapter 14 of the General Statutes and, in support of this petition, states the following:

1. I was required to register as a sex offender under Part 2 of Article 27A of Chapter 14 of the General Statutes for the offense(s) set out above.
2. I have been subject to the North Carolina registration requirements of Part 2 of Article 27A for at least ten (10) years beginning with the Date Of Initial NC Registration above.
3. Since the Date Of Conviction above, I have not been convicted of any subsequent offense requiring registration under Article 27A of Chapter 14.
4. Since the completion of my sentence for the offense(s) set out above, I have not been arrested for any offense that would require registration under Article 27A of Chapter 14.
5. If applicable, I filed a previous petition for termination under G.S. 14-208.12A, which was denied on (date) _____ in (name of county) _____ and one year or more has passed since the date of the denial.
6. If the conviction requiring my registration occurred in another state or in any federal court, (i) I have provided written notice to the sheriff of the county where I was convicted that I am petitioning the court to terminate the registration requirement and (ii) I am including with this petition an affidavit, signed by me, that verifies that I have notified the sheriff of the county where I was convicted of this petition and that provides the mailing address and contact information for that sheriff.

Date

Signature Of Petitioner

(Over)

II. SERVICE ON DISTRICT ATTORNEY

The undersigned accepts service of this petition on behalf of the Office of the District Attorney.

Date	Signature
Name (type or print)	Title (type or print)

NOTE TO CLERK: No hearing may be held on this matter until at least three (3) weeks after notice to the District Attorney.

NOTE TO DISTRICT ATTORNEY: With regard to the rights of the victim in this matter, and the notice obligations of the Office of the District Attorney, see G.S. 14-208.12A(c). (Applies to offenses committed on or after December 1, 2019.)

III. DISTRICT ATTORNEY PRESENT AT HEARING

The Office of the District Attorney was represented in this matter by (name) _____.

IV. FINDINGS OF FACT

After a hearing on this petition, the Court finds the following:

- 1. The petitioner was required to register as a sex offender under Part 2 of Article 27A of Chapter 14 of the General Statutes for the offense(s) set out above.
- 2. The petitioner has been subject to the North Carolina registration requirements of Part 2 of Article 27A for at least ten (10) years beginning with the Date Of Initial NC Registration above.
- 3. Since the Date Of Conviction above, the petitioner has not been convicted of any subsequent offense requiring registration under Article 27A of Chapter 14.
- 4. Since the completion of his/her sentence for the offense(s) set out above, the petitioner has not been arrested for any offense that would require registration under Article 27A of Chapter 14.
- 5. The petitioner served this petition on the Office of the District Attorney at least three (3) weeks prior to the hearing held on this matter.
- 6. The petitioner is not a current or potential threat to public safety.
- 7. The relief requested by the petitioner complies with the provisions of the federal Jacob Wetterling Act, 42 U.S.C. § 14071, as amended, and any other federal standards applicable to the termination of a registration requirement or required to be met as a condition for the receipt of federal funds by the State.
- 8. If the petitioner filed a previous petition for termination under G.S. 14-208.12A that was denied, one year or more has passed since the date of the denial.
- 9. If the conviction requiring the petitioner's registration occurred in another state or in any federal court, the petitioner (i) provided written notice to the sheriff of the county where the petitioner was convicted that the petitioner is petitioning the court to terminate the registration requirement and (ii) included with the petition an affidavit, signed by the petitioner, that verifies that the petitioner notified the sheriff of the county where the petitioner was convicted of the petition and that provides the mailing address and contact information for that sheriff.
- 10. The Court inquired at the hearing as to whether any victim was present and wished to be heard, and (check one)
 - the Court granted the victim an opportunity to be reasonably heard.
 - the victim either was not present or was present but did not wish to be heard. (Applies to offenses committed on or after December 1, 2019.)

V. CONCLUSIONS OF LAW

After a hearing on this petition, and based on the foregoing findings, the Court concludes as follows: (check one)

- 1. The petitioner is entitled to the relief requested. (All of the findings of fact above must be found.)
- 2. The petitioner is **NOT** entitled to the relief requested.

VI. ORDER

(check one)

- 1. The relief requested by the petitioner is granted and the petitioner's registration under Part 2 of Article 27A of Chapter 14 is hereby ordered terminated. The Clerk shall forward a certified copy of this Order to the State Bureau of Investigation, Attn: Criminal Information and Identification Section, Sex Offender Coordination Unit, Building 16B, Post Office Box 29500, Raleigh, NC 27626-0500.
- 2. The relief requested by the petitioner is **NOT** granted and the petitioner shall continue to maintain registration under Part 2 of Article 27A of Chapter 14.

Date	Name Of Judge (type or print)	Signature Of Judge
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NOTE TO CLERK: If the order is granted, mail a certified copy to State Bureau of Investigation, Attn: Criminal Information and Identification Section, Sex Offender Coordination Unit, Building 16B, Post Office Box 29500, Raleigh, NC 27626-0500.