

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	<i>FOR COURT USE ONLY</i>
PEOPLE OF THE STATE OF CALIFORNIA v. DEFENDANT: DATE OF BIRTH:	CASE NUMBER:
ORDER ON MOTION TO VACATE CONVICTION OR SENTENCE (Pen. Code, §§ 1016.5, 1473.7)	<i>FOR COURT USE ONLY</i> DATE: TIME: DEPARTMENT:

1. FOR PURPOSES OF PENAL CODE SECTION 1016.5 RELIEF, THE COURT

grants denies the moving party's request to vacate the judgment and to permit the moving party to withdraw the plea of guilty or nolo contendere and enter a plea of not guilty.

2. FOR PURPOSES OF PENAL CODE SECTION 1473.7 RELIEF

a. The court

grants denies the request that the court hold the hearing *without* the personal presence of the moving party but *with* the presence of counsel.

b. The moving party has established has not established the existence of grounds for relief, as specified below:

c. The court grants denies the moving party's request to vacate the conviction or sentence on the basis that the conviction or sentence is legally invalid due to a prejudicial error.

d. The court grants denies the moving party's request to vacate the conviction or sentence based on newly discovered evidence of actual innocence.

e. The court grants denies the moving party's request to withdraw the plea of guilty or nolo contendere.

Date:

(JUDICIAL OFFICER)