

ATTORNEY OR PARTY WITHOUT ATTORNEY <i>(Name, State Bar Number, and address)</i> TELEPHONE NO.: _____ FAX NO. <i>(Optional)</i> : _____ E-MAIL ADDRESS <i>(Optional)</i> : _____ ATTORNEY FOR <i>(Name)</i> : _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES	
COURTHOUSE ADDRESS: _____	HEARING DATE: TIME: DEPARTMENT:
PEOPLE OF THE STATE OF CALIFORNIA v. PETITIONER/DEFENDANT: _____	CASE NUMBER: WARRANT NUMBER: BOOKING NUMBER: LEA REPORT NUMBER:
PETITION FOR RETURN OF SEIZED PROPERTY <input type="checkbox"/> NON-FIREARM <input type="checkbox"/> FIREARM	

This form is for individuals seeking a court order for return of seized property.

To begin the process for return of seized property:

1. Complete this petition and make copies for yourself, the arresting agency, and the prosecuting agency.
2. Submit the petition and order to the Court and give notice of the petition to the arresting agency and the prosecuting agency pursuant to Superior Court of Los Angeles County, rule 8.21.

1. I am the defendant arrestee victim other *(specify)*: _____
 in the above-entitled action and I hereby petition the Court for return of property.

(a) described as *(Describe property. Attach a separate sheet, if necessary.)*:

(b) described as a firearm as defined Penal Code section 12001. Attached is a Certificate of Eligibility from the Department of Justice.

2. This property is in the custody of *(agency name)*: _____

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3. I am the:

- Owner of said property
- Person entitled to possession of this property because *(state reasons)*:

4. Facts regarding the seizure of property and case status *(check all that apply)*:

- Property was seized under a warrant issued by this court.
- Property seized was not that described in the warrant.
- Property was seized without a warrant.
- Property is not considered contraband.
- Prosecuting agency has not filed a case.
- Other *(specify)*:

5. I have been in contact with the law enforcement agency in possession of the property described above and the relevant prosecuting agency and they:

- OPPOSE return of the property.
- DO NOT OPPOSE return of the property. *(Attach any correspondence from the relevant agencies reflecting their position. Include any relevant information in a declaration. Judicial Council form MC-030 may be used, if needed.)*
- NOT APPLICABLE as I have not contacted either agency.

6. I request that the Court issue an order for return of property described above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

 (TYPE OR PRINT NAME)

 (SIGNATURE OF PETITIONER)

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PROOF OF SERVICE

- Personal Service** **Service by Mail**

1. Person serving: I am over the age of 18 and not a party to this action.

Name: _____

Address: _____

Telephone: _____

2. I served a copy of the Petition for Return of Seized Property as follows (*check one*):

a. **Personal Service:** I personally delivered the Petition for Return of Seized Property to the person at the address listed below:

(1) Name of Person served: _____

(2) Address where served: _____

(3) Date served: _____

(4) Time served: _____

b. **Service by Mail:** I deposited the Petition for Return of Seized Property in the United States mail in a sealed envelope with first-class postage full prepaid. The envelope was addressed as follows:

(1) Name of Person served: _____

(2) Address where served: _____

(3) Date served: _____

(4) Place of Mailing (city and state): _____

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

 TYPE OR PRINT NAME

 SIGNATURE OF DECLARANT