

NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
CITY, STATE: \_\_\_\_\_  
PHONE: \_\_\_\_\_

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA COUNTY

STATE OF ARIZONA     )  
PLANTIFF             )  
v.                     )  
                          )  
\_\_\_\_\_)  
DEFENDANT            )  
\_\_\_\_\_)

CASE NO:  
  
APPLICATION TO  
DESIGNATE CLASS 6  
FELONY A  
MISDEMEANOR

I am the named defendant in this case. On the \_\_\_ day of \_\_\_\_\_, 20\_\_\_, a Judgment of Guilt was entered against me on a conviction of \_\_\_\_\_, a class 6 undesignated felony, by Judge \_\_\_\_\_, in Maricopa County Superior Court.

Prior to being convicted of this class 6 undesignated felony, I was not convicted of two prior felonies. In addition, this class 6 felony conviction did not involve the intentional or knowing infliction of serious physical injury or the discharge, use or threatening exhibition of a deadly weapon or dangerous instrument.

I am pleased to report that on the \_\_\_ day of \_\_\_\_\_, 20\_\_\_, I completed the conditions of probation. The Probation Department's order discharging me from probation is in the Court file.

I am requesting that the class 6 open felony be designated a misdemeanor for the following reason(s) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Therefore, based on ARS 13-604, I am respectfully requesting this Court to designate this offense a misdemeanor.

Submitted \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_.

\_\_\_\_\_  
Defendant's Signature

Original and one copy filed with the Clerk of the Court this \_\_ day of \_\_\_\_\_, 20\_\_.

Copy of the foregoing sent, via first class mail, this \_\_ day of \_\_\_\_\_, 20\_\_, to:

Deputy County Attorney  
301 W. Jefferson Street  
Phoenix, Arizona, 85003

NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
CITY, STATE: \_\_\_\_\_  
PHONE: \_\_\_\_\_

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA COUNTY

STATE OF ARIZONA	)	CASE NO:
PLANTIFF	)	
v.	)	ORDER
	)	
	)	
Defendant	)	Honorable
_____	)	

Good cause appearing,

It is hereby ordered designating the class 6 open felony for the conviction  
of \_\_\_\_\_ a misdemeanor.

Done in open court this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Honorable  
Superior Court Judge

## SUPPLEMENTAL INSTRUCTIONS FOR MISDEMEANOR DESIGNATION

Please read the following before completing the attached application.

Any information needed from the court to fully complete the application is available at the Customer Service Center located at 601 West Jackson, Phoenix. Hours are 8:00 a.m. to 5:00 p.m., excluding holidays and weekends. They may be contacted at 602-506-3360.

To be eligible to have your class six felony designated a misdemeanor, the following must apply:

1. The class six felony charge must be an undesignated felony. You are not eligible for relief if the Court designated it a felony or the parties stipulated at the time of sentencing that the offense would be a designated felony.
2. Prior to admitting to or being found guilty of the class 6 undesignated felony, you had not been convicted of two felony offenses.
3. The class six felony did not involve the intentional or knowing infliction of serious physical injury.
4. The class six felony did not involve the discharge, use or threatening exhibition of a deadly weapon or dangerous instrument.

**Deadly weapon** means anything designed for lethal use, including firearms.

**Dangerous instrument** means anything that under the circumstances in which it is used, attempted to be used or threatened to be used is readily capable of causing death or serious physical injury.

The attached application must be filled out in its entirety. In the body of the application, please tell the judge what you are wanting and why. For example: "I want my felony conviction of a class 6 undesignated felony reduced to a misdemeanor to improve my ability to obtain employment."

A copy of the completed application, with your signature, must be mailed to the Maricopa County Attorney's Office at 301 W. Jefferson Street, Phoenix, Arizona 85003. The original application, along with a copy for the Judge, must be filed with the Clerk of the Court, Criminal Filings Counter, at 201 W. Jefferson Street, Phoenix, Arizona 85003.