

STATE OF INDIANA)
)
COUNTY OF ELKHART)

IN THE ELKHART SUPERIOR/CIRCUIT COURT
CASE NO. _____

THE STATE OF INDIANA

VS

NAME: _____

ORDER CONVERTING CLASS D OR LEVEL 6 FELONY TO A CLASS A MISDEMEANOR
I.C. § 35-50-2-7(d)

Comes now the Court, having reviewed the Motion to Convert Class D or Level 6 Felony to a Class A Misdemeanor, and after conducting a hearing of which the prosecuting attorney has been notified, now finds the following:

1. The defendant is not a sex or violent offender as defined in § I.C. 11-8-8-5;
2. The defendant was not convicted of a Class D or Level 6 felony that resulted in bodily injury to another person;
3. The defendant has not been convicted of perjury or official misconduct, or of domestic battery as a Class D or a Level 6 felony in the fifteen (15) year period immediately preceding the commission of the current offense;
4. At least three years have passed since the Defendant:
 - a. Completed their sentence; and
 - b. Satisfied any other obligation imposed on the Defendant as part of the sentence for the Class D or Level 6 felony;
5. The Defendant has not been convicted of a felony since the Defendant:
 - a. Completed their sentence; and
 - b. Satisfied any other obligation imposed on the Defendant as part of the sentence for the Class D or Level 6 felony;
6. No criminal charges are pending against the Defendant.

WHEREFORE, IT IS ORDERED that the Motion to Convert Class D or Level 6 Felony to a Class A Misdemeanor is hereby GRANTED and the Defendant's conviction for: _____ is hereby converted to a Class A misdemeanor conviction.

Additional orders, if any: _____.

Date: _____

Judicial Officer

Distribution:

State of Indiana

Defendant