

FORM SUMMARY

Name of Form:	Petition to Expunge Criminal Court Record of Conviction – Non-Probation/Non-Incarceration
Form Number:	CR-266
Statutory Reference:	§973.015, Wisconsin Statutes
Benchbook Reference:	CR 37-4
Purpose of Form:	To provide a standardized form for requesting expunction of the court record of an adult conviction in non-probation/non-incarceration cases.
Who Completes It:	The party seeking the expungement.
Distribution of Form:	Original is filed with the court. Copies to District Attorney. The person requesting the expungement may also wish to retain a copy.
Accompanying Forms:	Generally none.
New Form/Modification:	Modified; last update 11/19.
Modifications:	Added remote notary statement pursuant to 2019 WI Act 125.
Comments:	<p>Based on the Hemp decision, the form was changed to address the non-probation/non-incarceration cases only. DOC has created a new form (DOC-2678), Certificate of Discharge and Satisfaction of Probation Conditions for Expungement to trigger expunction in those case types.</p> <p>2009 Wisconsin Act 28 expanded the criteria for requesting expunction of an adult conviction to include Class H and Class I felonies. Act 28 makes expunction mandatory in invasion of privacy cases (voyeurism) under §942.08(2)(b), (c), or (d) if the defendant was under age 18 on the date of the offense.</p>
About this Form:	<p>This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.</p> <p>If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.</p>