

**FINDINGS AND ORDER OF COURT
ON PETITION TO SEAL RECORD(S)
under G. L. c. 276, § 100C**

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TRIAL COURT OF MASSACHUSETTS

BOSTON MUNICIPAL COURT

DISTRICT COURT

SUPERIOR COURT

JUVENILE COURT

DIVISION/COUNTY: _____

Petitioner's Name:

Petitioner's Address:

Tel. #

PCF #

After a hearing on the petitioner's petition to seal record(s) under G. L. c. 276, § 100C, the Court finds, pursuant to *Commonwealth v. Pon*, 469 Mass. 296 (2014), that good cause has been shown for overriding the presumption of public access to court records because:

- 1. The petitioner has alleged with sufficient particularity and credibility that some disadvantage stemming from the availability of his/her criminal record(s) exists at this time or is likely to exist in the foreseeable future, namely:
 - risk of unemployment, underemployment, homelessness, or denial of housing
 - demonstrated desire to pursue an occupation in which employers have access to nonconviction records
 - impeded ability to participate in community or volunteer activities
 - potential for reduced opportunities for economic or professional advancement
 - reliance on public assistance for support despite efforts to achieve gainful employment
 - other: _____
- The Court takes judicial notice that the existence of a criminal record can present barriers to housing and employment opportunities.
- 2. The petitioner has shown meaningful efforts towards rehabilitation, namely:
 - employment attempts
 - community or civic engagements
 - awards, certificates, letters of support
 - other: _____
 - successful period of sobriety or mental health treatment
 - successful completion of a probationary period
 - lack of further contact with the criminal justice system
- 3. The petitioner has shown that sealing would alleviate an identified disadvantage, namely:
 - nature of underlying crime(s)
 - no additional safety threat to community
 - other: _____
 - stigma or stereotypes attached to the crime(s)
 - positive impact of sealing on sense of privacy
- 4. The petitioner's circumstances at the time of the offense(s) (e.g., age, history of prior criminal activity)
 - support
 - do not support a likelihood of success in not reoffending:_____

- 5. The passage of time since the date of the offense(s) and the date of disposition of the case(s) supports does not support good cause for sealing.
- 6. The nature and reason for the disposition of the case(s) supports does not support good cause for sealing.
- 7. Other factors considered at the hearing, if any, include: _____

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The petition to seal is **ALLOWED** only as to those record(s) which are specifically checked off on the attached petition to seal with without continuation sheet, and said record(s) are hereby **ORDERED** to be sealed.

The petition to seal is **DENIED**.

DATE:

JUDGE'S SIGNATURE:

TO CLERK-MAGISTRATE:

A copy of this signed order must be provided to the Chief Probation Officer and to the petitioner.

TO CHIEF PROBATION OFFICER:

Please complete below and forward the signed order to the Office of the Commissioner of Probation.

DATE:

CHIEF PROBATION OFFICER'S SIGNATURE:

Petitioner's PCF#

Petitioner's Date of Birth: