

Your Name: _____
 Your Address: _____
 Your City, State, Zip Code: _____
 Your Telephone Number: _____
 Attorney Bar Number (if applicable): _____
 Representing Self or Attorney Other _____

FOR CLERK'S USE ONLY

**SUPERIOR COURT OF ARIZONA
 MOHAVE COUNTY**

STATE OF ARIZONA, Plaintiff
 vs

 Defendant (FIRST, MI, LAST)
 Date of Birth: _____
 Applicant is: Defendant Guardian
 Attorney for the Defendant

Case Number: _____
APPLICATION UPON DISCHARGE TO:
 (check all that apply)
 RESTORE CIVIL RIGHTS
 RESTORE GUN RIGHTS
 A.R.S. §§ 13-905, 13-906, 13-908, 13-909, 13-910, 13-911, and 13-912
 REQUEST FOR RECONSIDERATION
 (for applications previously denied)
 Civil Rights
 Gun Rights

SECTION I. CONVICTION(S)

A Judgment of Guilt was entered against me, the defendant, on the _____ day of _____, _____, on the conviction of:

1. Count I: _____
2. Count II: _____
3. Count III: _____
4. Count IV: _____

Additional counts continue on a separate page.

SECTION II. STATE CONVICTION (For federal convictions, see SECTION III.)

A Judgment of Guilt was entered against me in the Superior Court of Arizona in Mohave County.

1. The above stated judgment of guilt and conviction for a felony is my first felony conviction in this or any other state and this application is for restoration of right to possess or carry a gun or firearm only.

NOTE: If this is your first felony conviction in this or any other state, any civil rights lost or suspended by the conviction are automatically restored if you completed a term of probation or received an absolute discharge from imprisonment and paid any fine or restitution imposed; however, your right to possess or carry a gun or firearm requires an application under this rule. Refer to **Section VII** of this application.

2. I completed the conditions of probation. The Probation Department's order discharging me from probation is in the court file or attached to this form.
3. I received from the Arizona Department of Corrections a Certificate of Absolute Discharge from Imprisonment on a date two (2) or more years before today's date, AND have attached a copy of that Certificate to this application.
4. I have complied with all required terms of probation (including all employment, classes, community restitution, victim restitution or other court ordered monetary obligations, drug/alcohol testing, or other requirements.)
5. I have not complied with all the terms of my sentence. Explain:

SECTION III. FEDERAL CONVICTION (For state convictions, see SECTION II)

A Judgment of Guilt was entered against me in the United States District Court of _____ . On the ____ day of _____, _____.

1. The above state judgment of guilt and conviction for a felony is my first felony conviction in this or any other state and this application is for restoration of right to possess or carry a gun or firearm only.

NOTE: If this is your first felony conviction in this or any other state, any civil rights lost or suspended by the conviction are automatically restored if you completed a term of probation or received an absolute discharge from the imprisonment and paid any fine or restitution imposed; however, your right to possess or carry a gun or firearm requires an application under this rule. Refer to **Section VII** of this application.

2. I was sentenced to and successfully served a term of federal probation, received an Affidavit of Discharge from the judge who discharged me from probation, **AND** have attached a copy to this application and have completed the conditions of probation.
3. I was sentenced to and successfully served a federal prison term and received from the Federal Bureau of Prisons a Certificate of Absolute Discharge, or other official documentation provided by the Bureau of Prisons that indicates successful discharge from Imprisonment on date two (2) or more years before today's date, **AND** I have attached a copy of the Certificate.
4. I have complied with all required terms of probation (including all employment, classes, community restitution, victim restitution or other court ordered monetary obligations, drug/alcohol testing, or other requirements.)

5. I have not complied with all the terms of probation. Explain:

SECTION IV. VICTIM RESTITUTION AND COURT ORDERED MONETARY OBLIGATIONS

1. Have you paid victim restitution in full? Yes No

If no, a restoration of rights will be denied without a showing of extraordinary circumstances. If you believe you have extraordinary circumstances explain below. *(Attach documentation you think is relevant for the court's consideration.)*

2. Have you paid all other court-ordered monetary obligations in this case (criminal fines and fees) in full? Yes No

If no, please explain:

In some circumstances you may be eligible to apply to the court to mitigate the amount owed or convert monies owed to community restitution (State offenses only, not for Federal convictions).

SECTION V. PRIOR RESTORATION OF RIGHTS

1. Have you previously applied to have your rights restored? Yes No

If so, what was the date of your last application? _____

2. Have you been granted the restoration of your rights previously? Yes No

3. Have you been denied the restoration of your rights previously? Yes No

SECTION VI. PENDING CASES AND ACTIVE WARRANTS

- 1. Are there any open criminal cases against you? Yes No
- 2. Do you have an active warrant? Yes No

If yes to either question above, please explain:

SECTION VII. RESTORATION OF FIREARM RIGHTS

NOTE: Arizona Revised Statutes require: If the person was convicted of an offense which would be a dangerous offense under section 13-704, the person may not file for the restoration of the right to possess or carry a gun or firearm. If the person was convicted of an offense which would be a serious offense as defined in section 13-706, the person may not file for the restoration of the right to possess or carry a gun or firearm for **ten years** from the date of the person's absolute discharge from imprisonment or discharge from probation. If the person was convicted of any other felony offense, the person may not file for the restoration of the right to possess or carry a gun or firearm for **two years** from the date of the person's absolute discharge from imprisonment or discharge from probation.

- 1. I was convicted of a felony offense **not** listed in A.R.S. §§ 13-704 or 13-706 and it has been **two** years since absolute discharge from imprisonment or probation.
- 2. I was convicted of a serious offense as defined in A.R.S. § 13-706 and it has been **ten** years since absolute discharge from imprisonment or probation.
- 3. I was convicted of a dangerous offense as defined in A.R.S. § 13-704. (If yes, you are not eligible to file for restoration of the right to possess a gun or carry a gun or firearm.).

If you are requesting that your civil right to possess a gun or firearm be restored, please write your reasons for the request below:

I understand that even if I am granted the right to possess a gun or firearm under Arizona law, it may not give me the right to possess a gun or firearm under federal law.

SECTION VIII. OTHER INFORMATION FOR THE COURT

Is there anything you would like the court to take into consideration?

Attached is other pertinent documentation. List attached documents:

I understand that this application may be denied if information in this application is found to be inaccurate.

Under Oath I swear or affirm, under penalty of perjury, the information provided in this application is to the best of my knowledge true and correct.

Defendant's Name Printed

Defendant's Signature

Defendant's Address

OR

To the best of my knowledge, the information provide in this application is true and correct.

Attorney's Name Printed

Attorney's Signature

Attorney's Address

AUTHORIZATION TO PROCEED ON BEHALF OF DEFENDANT

I authorize my Attorney, _____ to petition the Superior Court in Mohave County, to take the above-indicated action.

Date

Defendant's Signature