

VIRGINIA: IN THE CIRCUIT COURT OF _____
Name of Court

_____,)
)
 Petitioner)
v.) CL: _____
)
 Commonwealth of Virginia,)
)
 Respondent.)

**EXPUNGEMENT PETITION
MISTAKEN IDENTITY**

COMES NOW, the Petitioner, and states as follows:

1. Petitioner seeks relief pursuant to Virginia Code § [19.2-392.2](#) B. from conviction of an individual who, upon information and belief, falsely identified himself/herself as the Petitioner.
2. Attached are copies of a printout from the _____
Law Enforcement Agency
showing criminal charge(s) under the Petitioner's name and

Type of Identification such as Social Security Number and date of birth
also attached is a copy of a criminal record history prepared by the
Central Criminal Records Exchange that does not include the conviction(s) using
the _____,
Type of Identification such as name, date of birth and Social Security Number
of the person convicted in this Court.
3. Petitioner state he/she is not the defendant named and convicted in this Court.

WHEREFORE, the Petitioner seeks relief, in order to qualify for an Identity Theft Passport to be issued by the Office of the Attorney General, deleting the false identity information from Case Number(s):

that describe(s) the defendant in terms that specifically identify the Petitioner; and, granting expungement of _____ and court records of such
Law Enforcement Agency

Identity information from this/these criminal cases(s).

Petitioner's Signature

Subscribed and sworn to (or affirmed) before me this day:

DATE

CLERK DEPUTY CLERK NOTARY PUBLIC (MY COMMISSION EXPIRES _____)

Name of Counsel

Name and Address of Law Firm or *Pro Se* Party

Printed Name of Counsel or Requesting Party

Virginia State Bar No.

Telephone Number

Fax Number

E-mail address (optional)

CERTIFICATE OF SERVICE

I certify that a true copy of the above _____ was

Name of Pleading

mailed

faxed

Fax No.

Time

electronically mailed, by

agreement, and/or hand-delivered to all counsel of record on _____

Month

Day

Year

to¹:

Name and Address of Counsel of Record and/or Parties not Represented by Counsel

Moving Party/Counsel of Record

¹ Virginia Supreme Court Rules [1:12](#), [1:7](#) (amendment effective October 15, 2003) and [4:15\(e\)](#) (amendment effective January 1, 2003).