



MONTEREY COUNTY

OFFICE OF THE DISTRICT ATTORNEY

Jeannine M. Pacioni
DISTRICT ATTORNEY

APPLICATION FOR CONVICTION REVIEW

The Conviction Review Unit (CRU) of the Monterey County District Attorney's Office (MCDA) investigates claims of actual innocence and of convictions due to materially false evidence. The MCDA retains complete discretion to deny an application for review.

Requirements: To qualify for a CRU investigation, the following must be true:

1. The petitioner must have been convicted in Monterey County.
2. The petitioner must have been convicted of a felony.
3. The petitioner's appeals must be final and there can be no pending habeas corpus petitions.
4. The petitioner must not have been convicted of a special circumstance as defined in Penal Code section 190.2. Special circumstances cannot be dismissed by law.
5. The petitioner must claim actual innocence or a conviction due to materially false evidence (testimonial or physical.)
6. The petitioner must agree to fully cooperate with the MCDA, which includes the disclosure of all information relevant to the case.

Information Needed: Petitioners or a legal representative of the petitioner must complete the form below to initiate a CRU investigation.

1. Petitioner Name and Date of Birth:
2. Petitioner Address or Correctional Facility:
3. CDCR No./Booking No.:
4. Superior Court Case No.:

5. Charged crime(s):

6. Convicted crime(s) and enhancement(s):

7. Date of conviction:

8. Attorney of record at time of conviction:

9. How as the Petitioner convicted?

- Jury Trial
- Court Trial
- Plea of Guilty
- Plea of Nolo Contendere (No Contest)

10. Length of Sentence Imposed:

11. Anticipated Release Date (If in Custody)

Appeal/Writ Information:

1. Was there a direct appeal of the conviction? Yes No
 - a. If yes, who was the attorney on the direct appeal?
 - b. If yes, please list the appellate case number:
 - c. If yes, please list the date the appeal was filed:
 - d. If yes, are there any proceedings currently pending? Yes No
 - e. If yes, what is the next date?

2. Were there any State or Federal Writs filed in the case? Yes No
 - a. If yes, who was the attorney on the writ(s)?

- b. If yes, please list the Habeas Corpus case number:
- c. If yes, are there any proceedings currently pending? Yes No
- d. If yes, what is the next date?
- e. If there is no pending writ, please list the date decided:

Claim Information:

1. Describe your claim of innocence or the materially false evidence believed to have resulted in your conviction:

2. What evidence supports your claim? (Include any alibi, other suspects, physical evidence, examined or unexamined forensic evidence such as DNA or fingerprints etc.):

Please attach copies of any relevant documents that support the petitioner's claim of innocence or wrongful conviction due to materially false evidence (affidavits of new witnesses, new scientific evidence or testing procedures.)

Submitter Information and Signature

Name of person submitting this request:

Contact information for person submitting this request and relationship to petitioner if applicable:

Signature of person submitting request:

Dated:

Return the completed copy of your Application for Conviction Review and all other requested documentation to the following address via U.S. Mail or email:

- osheal@co.monterey.ca.us
- Monterey County District Attorney's Office
Attention: Lindsey O'Shea
148 W. Alisal, Suite A Salinas, CA 93901