

April 10, 2023

Hon. Susan Irene Etezadi  
Supervising Judge of the Juvenile Court  
Superior Court of California for the County of San Mateo  
222 Paul Scannell Dr.  
San Mateo, CA 94402  
(650) 261-5118  
Dept18@sanmateocourt.org

Re: Request for Standing Court Order Clarifying Purpose of JV-575 to Ensure that  
Minor Victims, Witnesses and their Parents Have Equal Access to Police Records  
involving adult perpetrators

Dear Hon. Judge Etezadi:

Law enforcement confusion about laws protecting minors' confidentiality is currently negatively impacting San Mateo County crime survivors, including domestic violence and sexual assault survivors, who need timely access to their own reports. County law enforcement agencies are refusing to release reports regarding adult criminal suspects, where the report lists minors as victims or witnesses without a juvenile court order on Form JV-575. Requiring a juvenile court order to release reports regarding adult suspects solely because the report lists minors as victims or witnesses misunderstands the law and harms crime survivors, particularly domestic violence and sexual assault survivors, who need timely access to reports to protect themselves from further abuse, seek restraining orders, protect their housing, and apply for benefits.

California Welfare & Institutions Code § 827.9 protects minor suspects' confidentiality by requiring a juvenile court order to obtain copies of arrest records involving the taking of minors into custody. The law aims to protect juvenile suspects' confidentiality by requiring notice and a court order to obtain "records or information gathered by law enforcement agencies relating to the taking of a minor into custody, temporary custody, or detention (juvenile police records)." W&I § 827.9. The Judicial Council developed Form JV-575 (originally for use only in LA county) for requesting an order allowing release of a report involving the arrest of a minor. The Judicial Council cover to Form JV-575, the JV-575 itself, and Welfare and Institutions Code § 827.9 (copies attached) all state that the need for a juvenile court order and the JV-575 process addresses disclosing **reports involving the taking of a minor into custody**. The law explicitly states that it "**does not govern the release of police records involving a minor who is the witness to or victim of a crime.**" *Id.* (emphasis added). See W&I § 827.9(a) (highlighted copy attached). The Judicial Council Cover to Form JV-75 explicitly states that the form is to "**ask the court for information from a law enforcement agency about a child taken into juvenile hall.**"

However, San Mateo County law enforcement agencies frequently require a court order on Form JV-575 to release reports that do not involve the taking of a minor into custody, that involve adult suspects, solely because the report lists a minor as a witness or victim. For example, law enforcement tells domestic violence survivors whose children are listed in the report that they cannot release the report without a JV-575 order, even though the abuser is the survivor's adult intimate partner. Rape survivors who were seventeen when assaulted cannot obtain their reports without filing Form JV-575 – even if their abuser was an adult at the time of the crime and even when California law requires release of the report. Requiring a court order on Form JV-575 delays and impedes access to the report – the survivor seeking their report must file Form JV-575 with the juvenile court, sign a Confidentiality Order, notify the minor suspect and his or her parents, and wait for a decision. See Judicial Council Forms JV-575, JV-580, Confidentiality Order 6-2021 (copies attached). Many read the JV-575 as requiring notice to their adult abuser or rapist.

The law imposes this impediment to protect the confidentiality of minors who have been taken into custody, consistent with the general principal that juveniles accused of criminal conduct should be treated differently than adults. Imposing this additional burden on survivors of crimes committed by adults solely because a minor is listed as a victim or witness, however, has no such rational and harms survivors, particularly those who are intimidated by or not familiar with the court process, are afraid to complete the required JV-575 form because they fear giving notice to their abuser or rapist, and/or have language or other barriers. Requiring victims to obtain juvenile court orders at best delays survivors' access to their reports and at worst prevents them from ever getting their own reports. Such barriers pose a substantial risk of preventing minor victims from exercising their rights as crime victims, as police reports are often a crucial tool for survivors to obtain protection or assistance in connection with the crime. Such minor victims or parents whose children were present during the crime should not need to file a JV-575, obtain a court order, or provide notice to their abuser to access copies of their own reports.<sup>1</sup> Victims should not have to notify their adult rapist to get a copy of the report they need to protect themselves, access benefits, or seek legal advice.

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<sup>1</sup> Even in cases involving a minor suspect, the minor who is the subject of the report is entitled to a copy of their own report upon request, so long as the other minors' information has been redacted. See *id.* § 827.9(c) (stating that "law enforcement agencies shall release, upon request, a copy of a juvenile police record to the following persons and entities only if identifying information pertaining to any other juvenile, within the meaning of subdivision (n), has been removed from the record: (1) The person who is the subject of the juvenile police record..." Section (d) clarifies that where a person listed in Section (c) requests a complete copy of the juvenile police record - meaning a copy containing identifying information concerning the taking into custody or detention of *other* juveniles - the person or entity must complete the JV-575 and ask the law enforcement agency to provide notice to the juvenile subject of the report. *Id.* § 827.9(d). However, where a minor is seeking a copy of their own police report and has agreed that law enforcement redact identifying information regarding any other juveniles, law enforcement "shall" release the report. *Id.* § 827.9(c). Section 827.9 attempts to balance juveniles' and the state's interest in keeping juvenile police records confidential with the need for releasing these records in "certain circumstances" to "specified persons and entities." *Id.* § 827.9(a).

California law, including Family Code § 6228, the Access to Domestic Violence Reports Act, explicitly recognizes survivors' need for domestic violence and sexual assault reports. The Access to Domestic Violence Reports Act of 1999 requires state and local law enforcement agencies to provide incident reports to victims of domestic violence, sexual assault, stalking, human trafficking, and elder abuse or their representatives **within short timelines and without cost**. See Cal. Fam. Code § 6228(a). Representatives include attorneys for the victim. *Id.* § 6228(g)(2). Victims include minors. *Id.* § 6228(f). The statute covers domestic violence reports requested any time within five years of the report completion and sexual assault reports requested any time within two years of the report completion; it does not require that any notice be given to the alleged perpetrator. *Id.* § 6228(d). Thus, by requiring minor victims of domestic violence, sexual assault, stalking, human trafficking, and elder abuse to obtain a juvenile court order prior to obtaining their police report, law enforcement agencies are not only misapplying the juvenile confidentiality laws, but also violating the Access to Domestic Violence Reports Act.

**The Solution** – We ask the court to consider issuing a Standing Order clarifying that the JV-575 and need for a court order applies only to reports involving the taking of minors into custody, not reports where minors are listed as victims or witnesses. A proposed Standing Order is attached for the Court's consideration.

Thank you for your time and attention to this important issue.

Sincerely,

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Charles Cavallino, Esq.  
Staff Attorney  
CORA (Community Overcoming Relationship Abuse)  
2211 Palm Avenue, San Mateo, CA 94403  
Office: 650-652-0800 ext. 130

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Elisa Kuhl, Program Manager  
Victim Services Division  
Office of the District Attorney San Mateo County  
400 County Center, 3rd Floor Redwood City, CA 94063  
(650) 599-7473

Co-Chairs of the Legal Process Subcommittee of the Domestic Violence Council

Att.

1. Judicial Council Cover and JV 575/580,

2. San Mateo County Confidentiality Order 6-2021, Welfare & Institutions Code 827.9 [highlighted],
3. Proposed STANDING ORDER REGARDING RELEASE OF POLICE REPORTS LISTING MINORS AS WITNESSES OR VICTIMS

Endorsed

FILED

SAN MATEO COUNTY

DEC 10 2018

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN MATEO

IN SESSION AS A JUVENILE COURT

Clerk of the Superior Court

J. Kolston

DEPUTY CLERK

- ) Standing Order 18- 150
- )
- ) STANDING ORDER AUTHORIZING
- ) RELEASE OF JUVENILE CASE FILES TO
- ) QUALIFIED NON-PROFIT IMMIGRATION
- ) AGENCIES

This Court finds that consulting with qualified nonprofit immigration attorneys and accredited representatives is in the best interest of undocumented children and youth, particularly given that some youth may be eligible for immigration relief including, but not limited to, Special Immigrant Juvenile Status pursuant to §101(a)(27)(J) of the Immigration and Nationality Act and California Code of Civil Procedure §155 *et seq.*, which must be sought early, preferably before the applicant's 18<sup>th</sup> birthday. This Court further finds that in order to effectively evaluate available options, draft Special Immigration Juvenile Findings & Requests on Forms JV-356 and JV-357, and provide accurate immigration advice to undocumented youth, such representatives need access to juvenile case file records including, but not limited to, relevant contact information, police reports, juvenile contact reports, social worker reports prepared for juvenile court, juvenile court petitions, juvenile court orders, juvenile court hearing notices, and related information (hereafter "juvenile records").

**GOOD CAUSE APPEARING THEREFORE**, and in accordance with the provisions of California Welfare & Institutions Code §827 *et seq.* and California Code of Civil Procedure §155 *et seq.*

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT** court officers, employees, agents, and litigants including, but not limited to, lawyers appointed to represent youth in Welfare & Institutions Code §300 *et seq.* and similar proceedings through the SAN MATEO COUNTY PRIVATE DEFENDER PROGRAM or otherwise, social workers employed by SAN MATEO COUNTY CHILDREN AND FAMILY SERVICES, and personnel of this Court, may release - whether or not a petition has been filed in juvenile court - juvenile records as described above to qualified pro bono immigration attorneys and accredited representatives including employees of the LEGAL AID SOCIETY OF SAN

1 MATEO COUNTY, CATHOLIC CHARITIES in San Mateo, COMMUNITY LEGAL SERVICES OF EAST  
2 PALO ALTO, and other qualified non-profit agencies providing free immigration legal assistance  
3 (hereinafter "qualified non-profit immigration agencies"). Juvenile records shall be released only to  
4 qualified non-profit immigration agencies and only as needed for the purposes of referring  
5 undocumented youth and children for immigration assistance and enabling agencies to provide  
6 immigration assistance, representation, and advice to the subjects of these records. Where the youth  
7 or child who is the subject of these juvenile court records is of sufficient age to consent to release of  
8 information, the person releasing the information shall seek his or her informed consent before sharing  
9 the information.

10 Except as set forth in this Order or other orders of this Court, all juvenile case file records  
11 remain confidential as set forth in California Welfare & Institutions Code §827 et seq. Information  
12 released to qualified non-profit immigration agencies may also be protected by other provisions of law  
13 including, but not limited to, attorney-client privilege and attorney work product. This Order does not  
14 authorize the qualified non-profit immigration agencies or anyone else receiving juvenile records  
15 pursuant to this Order to release any such juvenile records to any third parties, including the United  
16 States Department of Homeland Security, or use the information contained in juvenile records for any  
17 purpose other than immigration assistance, except (1) as authorized by a further order of this Court  
18 upon the filing an appropriate motion and (2) in order to refer to or consult with other qualified  
19 immigration attorneys, EXCEPT qualified immigration providers representing or assisting youth and  
20 children may release Special Immigrant Juvenile Findings (JV-357) orders of this Court to the United  
21 States Department of Homeland Security and Immigration Courts for the purposes of seeking  
22 immigration relief pursuant to §101(a)(27)(J) of the Immigration and Nationality Act and assisting the  
23 youth with their immigration matters.

24 IT IS SO ORDERED.

25 Dated: 12/10/18

25 **Marta S. Diaz**  
Signed: \_\_\_\_\_  
26 JUDICIAL OFFICER

1  
2 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
3 IN AND FOR THE COUNTY OF SAN MATEO  
4 IN SESSION AS A JUVENILE COURT  
5

6 ) Standing Order 23-\_\_\_\_\_  
7 )  
8 ) [proposed] STANDING ORDER REGARDING  
9 ) RELEASE OF POLICE REPORTS LISTING  
10 ) MINORS AS WITNESSES OR VICTIMS  
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11 This Court finds that crime survivors including survivors of domestic violence and sexual assault  
12 may need copies of police records including but not limited to incident reports and police reports to  
13 protect themselves from further abuse, access benefits, and seek legal relief as crime victims.  
14 California law, including but not limited to Family Code § 6228, explicitly recognizes survivors' need for  
15 domestic violence and sexual assault reports, requiring law enforcement agencies to provide survivors  
16 with copies of these report quickly and without cost.

17 This court further finds that California Welfare and Institutions Code § 827.9 protects minor  
18 suspects' confidentiality by requiring a juvenile court order to obtain copies of arrest records involving  
19 the taking of minors into custody, but "***does not govern the release of police records involving a***  
20 ***minor who is the witness to or victim of a crime.***" *Id.* (emphasis added). See W&I § 827.9(a). A  
21 juvenile court order on Judicial Council Form JV-75 is required for release "records or information  
22 gathered by law enforcement agencies relating to the taking of a minor into custody, temporary  
23 custody, or detention (juvenile police records)." W&I § 827.9. However, the law does not require a  
24 juvenile court order or Form JV-575 for law enforcement to release a report listing a minor as a victim or  
25 witness to a crime allegedly committed by an adult. Release of reports regarding adult crime suspects  
26 is governed by other law, including but not limited to Family Code § 6228, whether or not minors are  
27 listed as victims or witnesses.

28 **GOOD CAUSE APPEARING THEREFORE**, and in accordance with the provisions of California  
29 Welfare & Institutions Code §827.9 *et seq.* and Family Code §682 *et seq.*  
30

1 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT** law enforcement agencies  
2 including police departments shall not require a juvenile court order on Form JV-575 to release reports  
3 unless the report involves “the taking of a minor into custody, temporary custody, or detention (juvenile  
4 police records)” within the meaning of Welfare and Institutions Code § 827.9(a). Law enforcement  
5 agencies including police departments shall release reports listing minors as victims and witnesses  
6 where the alleged perpetrator was an adult at the time of the crime in accordance with other laws  
7 governing release of police reports, including but not limited to Family Code §6228.

8 IT IS SO ORDERED.

9 Dated: \_\_\_\_\_

Signed: \_\_\_\_\_

JUDICIAL OFFICER



# Respondent's Packet

Clerk stamps date here when form is filed.

1 Name of Person Asking for Protection:

(See Form DV-100, item 1):

2 Your Name:

Your lawyer in this case (if you have one):

Name: State Bar No.:

Firm Name:

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address:

City: State: Zip:

Telephone: Fax:

E-mail Address:

Fill in court name and street address:

Superior Court of California, County of San Mateo
400 County Center
Redwood City, CA 94063
Southern Branch

Court fills in case number:

Case Number:

3 Use this form to respond to the Request for Domestic Violence Restraining Order (Form DV-100)

- Fill out this form and take it to the court clerk.
Have the person in 1 served by mail with a copy of this form and any attached pages.
For more information, read Form DV-120-INFO, How Can I Respond to a Request for Domestic Violence Restraining Order?

The judge will consider your Response at the hearing.

Write your hearing date, time, and place from Form DV-109, Notice of Court Hearing, item 3 here:

Hearing Date -> Date: Time: Dept.: Room:

You must obey the orders in Form DV-110, Temporary Restraining Order, until the hearing. At the hearing, the court may make restraining orders against you that could last up to 5 years and could be renewed.

4 Relationship to Person Asking for Protection

- I agree to the relationship listed in item 4 on Form DV-100.
I do not agree that the other party and I have or had the relationship listed in item 4 on Form DV-100.
(Specify your reasons in item 24, page 4, of this form.)

5 Other Protected People

- I agree to the order requested.
I do not agree to the order requested. (Specify your reasons in item 24, page 4, of this form.)

6 Personal Conduct Orders

- I agree to the orders requested.
I do not agree to the orders requested. (Specify your reasons in item 24, page 4, of this form.)

This is not a Court Order.

- 7  **Stay-Away Order**
- a.  I agree to the order requested.
- b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

- 8  **Move-Out Order**
- a.  I agree to the order requested.
- b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

9  **Guns or Other Firearms or Ammunition**

*If you were served with Form DV-110, Temporary Restraining Order, you must turn in any guns or firearms in your immediate possession or control. You must file a receipt with the court from a law enforcement agency or a licensed gun dealer within 48 hours after you received Form DV-110.*

- a.  I do not own or have any guns or firearms.
- b.  I ask for an exemption from the firearms prohibition under Family Code section 6389(h) because *(specify):* \_\_\_\_\_
- c.  I have turned in my guns and firearms to law enforcement or sold them to, or stored them with, a licensed gun dealer. A copy of the receipt showing that I turned in, sold, or stored my firearms *(check all that apply):*
- is attached     has already been filed with the court.

10  **Record Unlawful Communications**

- a.  I agree to the order requested.
- b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

11  **Care of Animals**

- a.  I agree to the order requested.
- b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

12  **Child Custody and Visitation**

- a.  I agree to the order requested.
- b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*
- c.  I am not the parent of the child listed in Form DV-105, *Request for Child Custody and Visitation Orders*.
- d.  I ask for the following custody order *(specify):* \_\_\_\_\_

- e.  I do     I do not    agree to the orders requested to limit the child's travel as listed in Form DV-108, *Request for Order: No Travel With Children*.

*You and the other parent may tell the court that you want to be legal parents of the children (use Form DV-180, Agreement and Judgment of Parentage).*

13  **Child Support** *(Check all that apply):*

- a.  I agree to the order requested.
- b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*
- c.  I agree to pay guideline child support.

*Whether or not you agree to pay support, you must fill out, serve, and file Form FL-150, Income and Expense Declaration, or FL-155, Financial Statement (Simplified).*

**This is not a Court Order.**

**Response to Request for Domestic Violence  
Restraining Order**  
(Domestic Violence Prevention)

DV-120, Page 2 of 4 →

1: SAMPLE CLIENT

14  **Property Control**  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

15  **Debt Payment**  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

16  **Property Restraint**  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

17  **Spousal Support**  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*  
*Whether or not you agree, you must fill out, serve, and file Form FL-150, Income and Expense Declaration.*

18  **Insurance**  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

19  **Lawyer's Fees and Costs**  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*  
c.  I request the court to order payment of my lawyer's fees and costs.  
*Whether or not you agree, you must fill out, serve, and file Form FL-150, Income and Expense Declaration.*

20  **Payments for Costs and Services**  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

21  **Batterer Intervention Program**  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

22  **Other Orders** *(see item 22 on Form DV-100)*  
a.  I agree to the order requested.  
b.  I do not agree to the order requested. *(Specify your reasons in item 24, page 4, of this form.)*

23  **Out-of-Pocket Expenses**  
I ask the court to order payment of my out-of-pocket expenses because the temporary restraining order was issued without enough supporting facts. The expenses are:  
Item: \_\_\_\_\_ Amount: \$ \_\_\_\_\_ Item: \_\_\_\_\_ Amount: \$ \_\_\_\_\_  
*You must fill out, serve, and file Form FL-150, Income and Expense Declaration.*

**This is not a Court Order.**

Case Number: \_\_\_\_\_

24  **Reasons I Do Not Agree to the Orders Requested**

Explain your answers to each of the orders requested (*give specific facts and reasons*):

Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "DV-120, Reasons I Do Not Agree" as a title.

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25 Number of pages attached to this form, if any: \_\_\_\_\_

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Type or print your name*

▶ \_\_\_\_\_  
*Sign your name*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Lawyer's name, if you have one*

▶ \_\_\_\_\_  
*Lawyer's signature*

**This is not a Court Order.**

Clerk stamps date here when form is filed.

Empty box for clerk stamping date.

1 Protected Person

Name: \_\_\_\_\_

2 Restrained Person

a. Your Name: \_\_\_\_\_

Your Lawyer (if you have one for this case):

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.):

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

Fill in court name and street address:

Superior Court of California, County of San Mateo  
400 County Center  
  
Redwood City, CA 94063  
Southern Branch

Court fills in case number when form is filed.

Case Number:

3 To the Restrained Person:

If the court has ordered you to turn in, sell, or store your firearms, you may use this form to prove to the court that you have obeyed its orders. When you deliver your unloaded weapons, ask the law enforcement officer or the licensed gun dealer to complete item 4 or 5 and item 6. After the form is signed, file it with the court clerk. Keep a copy for yourself. For help, read Form DV-800-INFO/JV-252-INFO, How Do I Turn In, Sell, or Store My Firearms?

4 To Law Enforcement

Fill out items 4 and 6 of this form. Keep a copy and give the original to the person who turned in the firearms.

The firearms listed in 6 were turned in on:

Date: \_\_\_\_\_ at: \_\_\_\_\_  a.m.  p.m.

To: \_\_\_\_\_  
Name and title of law enforcement agent

\_\_\_\_\_  
Name of law enforcement agency

\_\_\_\_\_  
Address

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

\_\_\_\_\_  
Signature of law enforcement agent

5 To Licensed Gun Dealer

Fill out items 5 and 6 of this form. Keep a copy and give the original to the person who sold the firearms or stored them with you.

The firearms listed in 6 were

sold to me  transferred to me for storage on:

Date: \_\_\_\_\_ at: \_\_\_\_\_  a.m.  p.m.

To: \_\_\_\_\_  
Name of licensed gun dealer

\_\_\_\_\_  
License number Telephone

\_\_\_\_\_  
Address

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

\_\_\_\_\_  
Signature of law enforcement agent

Case Number: \_\_\_\_\_

6 Firearms Make Model Serial Number

- a. \_\_\_\_\_
- b. \_\_\_\_\_
- c. \_\_\_\_\_
- d. \_\_\_\_\_
- e. \_\_\_\_\_

Check here if you turned in, sold, or stored more firearms. Attach a sheet of paper and write "DV-800/JV-252, Item 6—Firearms Turned In, Sold, or Stored" for a title. Include make, model, and serial number of each firearm. You may use Form MC-025, Attachment.

7 Do you have, own, possess, or control any other firearms besides the firearms listed in 6?  Yes  No

If you answered yes, have you turned in, sold, or stored those other firearms?  Yes  No  
If yes, check one of the boxes below:

- a.  I filed a Proof of Firearms Turned In, Sold, or Stored for those firearms with the court on (date):
- b.  I am filing the proof for those firearms along with this proof.
- c.  I have not yet filed the proof for the other firearms. (explain why not):

Check here if there is not enough space below for your answer. Put your complete answer on the attached sheet of paper or Form MC-025 and write "Attachment 7c" for a title.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Type or print your name

\_\_\_\_\_  
Sign your name

**1 What is a firearm?**

A firearm is a

- Handgun
- Rifle
- Shotgun
- Assault Weapon



**2 If you own or have a firearm, you must:**

- Turn it in to local law enforcement, *or*
- Sell it to, or store it with, a licensed gun dealer.

**3 How do I sell or store my firearm?**

Find a licensed gun dealer in your area.

Look under "Firearms Dealers" in your local Yellow Pages or on the Internet. Make sure the dealer is licensed.

**4 How do I take my firearm to law enforcement?**

Call your local law enforcement agency to ask about their procedures. Take a copy of the restraining order with you. Go directly to the law enforcement agency. Do not go anywhere else with firearms in your vehicle!

**5 If I turn my firearm in to law enforcement, how long will they keep it?**

Ask the law enforcement agency.

**6 After I give my firearm to law enforcement, can I change my mind?**

Yes. You are allowed to make one sale through a licensed gun dealer. To do this, a licensed gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the firearm you are selling.

**7 Do I have to pay the law enforcement agency to keep my firearm?**

You may have to pay the agency for keeping your firearm. Contact your local law enforcement agency and ask if a fee is charged. The agency will tell you how much you need to pay.

**8 Questions?**

Call your local law enforcement agency:

*[insert local information here]*

**DO:**

- \* unload your firearm.
- \* put your firearm in the trunk.
- \* call ahead to the law enforcement agency.

**DO NOT:**

- \* bring a loaded firearm to the law enforcement agency.
- \* bring ammunition with the firearm when you turn it in.
- \* put your firearm in a locked glove compartment.
- \* bring a firearm to court.



# Firearm Relinquishment Options

If you are ordered to relinquish a firearm in a restraining order, you must do so within **24 hours** of being served with the restraining order, or immediately upon request if served by law enforcement.

You have the following three ways to relinquish your firearm.

1. Relinquish the firearm to a law enforcement agency.
2. Sell the firearm to a California licensed gun dealer.
3. Store the firearm with a California licensed gun dealer.

Read the restraining order for all other requirements.