

1 SUPERIOR COURT
2 COUNTY OF SAN BERNARDINO
247 West Third Street, Eleventh Floor
San Bernardino, CA 92415

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7 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
8 **FOR THE COUNTY OF SAN BERNARDINO**

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11 **IN RE:**

12 **THE REDESIGNATION OR DISMISSAL**
13 **AND SEALING OF CHARGES**
14 **PURSUANT TO AB 1793-HS §11361.9**

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) **GENERAL ORDER #GO22-030**
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) **GENERAL ORDER OF THE**
) **PRESIDING JUDGE**
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17 In 2019, legislation was enacted in AB 1793 to add section 11361.9 to the Health and
18 Safety Code, which allowed for redesignation or dismissal and sealing of cannabis-related
19 offenses for persons who would not have been guilty of an offense, or who would have been
20 guilty of a lesser offense under the Control, Regulate and Tax Adult Use of Marijuana Act, had
21 that act been in effect at the time of the offense, and in accordance with Sections 11357, 11358,
22 11359, 11360, 11362.1, 11362.2, 11362.3, and 11362.4, as those sections have been amended
23 or added by that act. Potentially eligible cases were identified based on a review of dispositions
24 conducted by the Department of Justice, and further review was conducted by the San
25 Bernardino County District Attorney's Office. Upon review, the San Bernardino County District
26 Attorney's Office did not oppose the redesignation, or dismissal and sealing of the identified
27 potentially eligible cases and filed petitions to redesignate or dismiss and seal the cases
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General Order: AB1793-HS §11361.9, Request to Redesignate or Dismiss/Seal charges

1 pursuant to Section 11361.9. The Court finds that, based on the identification of eligible cases
2 by the Department of Justice and the review and subsequent petition filing by the District
3 Attorney's Office, all identified cases are eligible for relief. IT IS HEREBY ORDERED: the clerk's
4 office is authorized to update the eligible cases, as appropriate, pursuant to the requirements of
5 HS §11361.9 by taking action as appropriate:
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- 7 1. Cases identified as eligible for redesignation: the clerk shall reduce any violation(s):
8 eligible felonies will be reduced to misdemeanors, and eligible misdemeanors will be
9 reduced to infractions, pursuant to Section 11361.8 and 11361.9.
- 10 2. Cases identified as eligible for dismissal and sealing: the clerk shall dismiss and seal
11 the violation(s) identified pursuant to Section 11361.8 and Section 11361.9.
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15 Dated this 1st day of January, 2022
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20 R. Glenn Yabune
21 Presiding Judge of the Superior Court
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