

IN THE DISTRICT COURT OF OKLAHOMA COUNTY. SEP - 7 2023
STATE OF OKLAHOMA

RICK WARREN
COURT CLERK
38 _____

TERRY SCOTT O'DONNELL,)
)
Plaintiff,)
)
v.)
)
STATE OF OKLAHOMA,)
)
Defendant.)

Case No. CV-2023-1852

ORDER

NOW, on this 7th day of September, 2023, this matter comes on for hearing before the undersigned Judge of the District Court upon the Plaintiff's Petition for Expungement and Sealing of records. The Court having reviewed the Petition, all written responses, having heard arguments of counsel and evidence presented and further being fully advised in the premises, finds as follows:

1. That the Plaintiff in the above captioned cause, was Indicted by the Oklahoma County Grady Jury on December 17, 2021. Additionally, a copy of said arrest record was forwarded to the Oklahoma State Bureau of Investigation and a public record of said arrest was created with that agency.

2. Thereafter, the Oklahoma County District Court Clerk's Office created case number CF-2021-5624.

3. On April 6, 2023, the State of Oklahoma, through the Attorney General's Office filed a notice of dismissal with the Court. Thereafter, Judge Glidewell dismissed said case.

4. Title 22, § 18 of the Oklahoma Statutes, which deals with the expungement of records, is applicable to this cause. Specifically, Title 22, §18(A)(7) provides that "The person was

charged with one or more misdemeanor or felony crimes, all charges have been dismissed, the person has never been convicted of a felony, no misdemeanor or felony charges are pending against the person and the statute of limitations for refiling the charge or charges has expired or the prosecuting agency confirms that the charge or charges will not be refilled; provided, however, this category shall not apply to charges that have been dismissed following the completion of a deferred judgment or delayed sentence.”

5. That the Plaintiff's case falls within the terms of Title 22, § 18 of the Oklahoma Statutes and the procedural requirements of Title 22, § 19 of the Oklahoma Statutes allowing for the expunging and sealing of Plaintiff's records.

6. That this Court has conducted the balancing test as set-forth in Title 22, § 19 of the Oklahoma Statutes and found that this matter should be expunged and sealed.

7. That pursuant to Title 22, § 19 (D) & (F) of the Oklahoma Statutes, the Court further orders that the subject official action shall be deemed never to have occurred and that the Plaintiff and all agencies may properly reply upon any inquiry in the matter that no such action ever occurred and that no such record exists with respect to the Plaintiff.

IT IS THEREFORE ORDERED that the Plaintiff is entitled to his record to be expunged, in full by all agencies and departments pursuant to Title 22, §§ 18 and 19 of the Oklahoma Statutes relating to case number **CF-2021-5624** in Oklahoma County District Court and the above captioned cause in case number **CV-2023-1852** in the Oklahoma County District Court.

IT IS FURTHER ORDERED that the following agencies and/or departments are to completely expunge and seal all records relating to the above-styled cause, to include all records relating to the arrest, citation, information, charging and disposition of this cause from public

inspection. Said expungement and sealing shall include the above captioned matter:

- (1) the Clerk of the District Court of Oklahoma County
- (2) the Oklahoma State Bureau of Investigation
- (3) the Oklahoma County Sheriff's Office

are therefore ordered to completely expunge and seal the records relating to the arrest, citation, information, charging and disposition of this cause and this civil action from public inspection, except for basic identification information. Said records shall remain open to law enforcement agencies for law enforcement purposes but shall be sealed to the public pursuant to Oklahoma Statutes Title 22 § 18(D).

SO ORDERED.

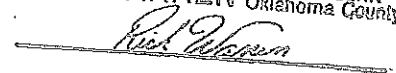


ALETIA HAYNES TIMMONS
Judge of the District Court

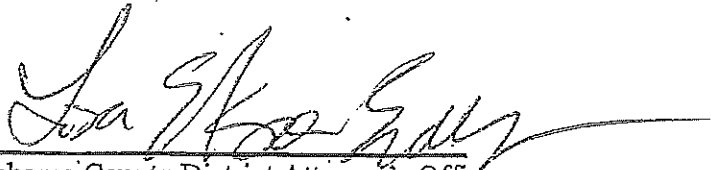
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AS FILED OF RECORD
IN DISTRICT COURT

SEP - 7 2023

RICK WARREN COURT CLERK
Oklahoma County



Approved:

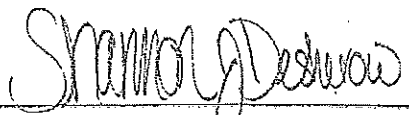


Oklahoma County District Attorney's Office

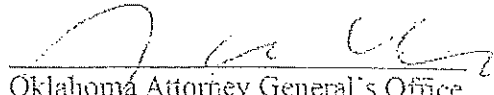
Lisa Enck, OBA# 10007

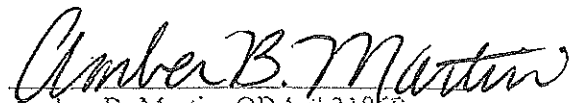
CV-2023-1852

Approved:

A handwritten signature in cursive script, reading "Shannon Desherow". The signature is written in black ink and is positioned above a horizontal line.

Oklahoma State Bureau of Investigations
Shannon Desherow, OBA # 34328
CV-2023-1852


Oklahoma Attorney General's Office
Jimmy Harmon, OBA # 17834
CV-2023-1852


Amber B. Martin, OBA # 31860
Attorney for Plaintiff, Terry O'Donnell

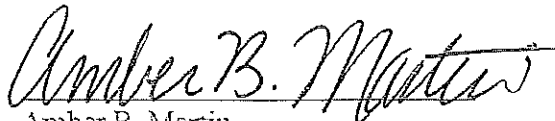
CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of September 2023, a true and correct copy of the above mentioned and foregoing instrument was mailed, postage prepaid, to the following:

Oklahoma County District Attorney's Office
Attn: Expungement Division
On Behalf of Oklahoma County Sheriff's Office
320 Robert S. Kerr Avenue, #505
Oklahoma City, OK 73102

Oklahoma State Bureau of Investigation
Attn: Shannon Desherow
6600 North Harvey Place
Oklahoma City, Oklahoma 73116

Office of the Oklahoma Attorney General
Attn: Mr. Jimmy Harmon
313 NE 21st Street
Oklahoma City, OK 73105


Amber B. Martin

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

SEP - 8 2023

TERESA McAFEE O'DONNELL,

Plaintiff,

v.

STATE OF OKLAHOMA,

Defendant.

RICK WARREN
COURT CLERK

38 _____

Case No. CV-2023-1853

ORDER

NOW, on this 12 day of September, 2023, this matter comes on for ~~hearing~~ *consider* before the undersigned Judge of the District Court upon the Plaintiff's Petition for Expungement and Sealing of records. The Court having reviewed the Petition, all written responses, having heard arguments of counsel and evidence presented and further being fully advised in the premises, finds as follows:

1. That the Plaintiff in the above captioned cause, was Indicted by the Oklahoma County Grady Jury on December 17, 2021. Additionally, a copy of said arrest record was forwarded to the Oklahoma State Bureau of Investigation and a public record of said arrest was created with that agency.

2. Thereafter, the Oklahoma County District Court Clerk's Office created case number CF-2021-5624.

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5. That the Plaintiff's case falls within the terms of Title 22, § 18 of the Oklahoma Statutes and the procedural requirements of Title 22, § 19 of the Oklahoma Statutes allowing for the expunging and sealing of Plaintiff's records.

6. That this Court has conducted the balancing test as set-forth in Title 22, § 19 of the Oklahoma Statutes and found that this matter should be expunged and sealed.

7. That pursuant to Title 22, § 19 (D) & (F) of the Oklahoma Statutes, the Court further orders that the subject official action shall be deemed never to have occurred and that the Plaintiff and all agencies may properly reply upon any inquiry in the matter that no such action ever occurred and that no such record exists with respect to the Plaintiff.

IT IS THEREFORE ORDERED that the Plaintiff is entitled to her record to be expunged, in full by all agencies and departments pursuant to Title 22, §§ 18 and 19 of the Oklahoma Statutes relating to case number CF-2021-5624 in Oklahoma County District Court and the above captioned cause in case number CV-2023-1853 in the Oklahoma County District Court.

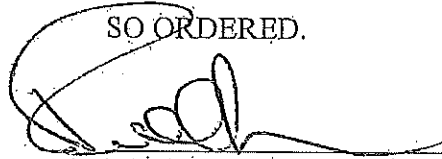
IT IS FURTHER ORDERED that the following agencies and/or departments are to completely expunge and seal all records relating to the above-styled cause, to include all records relating to the arrest, citation, information, charging and disposition of this cause from public

inspection. Said expungement and sealing shall include the above captioned matter:

- (1) the Clerk of the District Court of Oklahoma County
- (2) the Oklahoma State Bureau of Investigation
- (3) the Oklahoma County Sheriff's Office

are therefore ordered to completely expunge and seal the records relating to the arrest, citation, information, charging and disposition of this cause and this civil action from public inspection, except for basic identification information. Said records shall remain open to law enforcement agencies for law enforcement purposes but shall be sealed to the public pursuant to Oklahoma Statutes Title 22 § 18(D).

SO ORDERED.

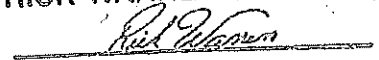


RICHARD C. OGDEN
Judge of the District Court

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IN DISTRICT COURT

SEP - 8 2023

RICK WARREN COURT CLERK
Oklahoma County

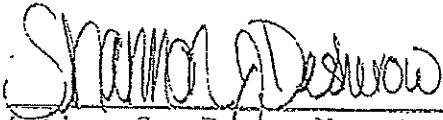


Approved:

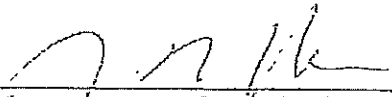


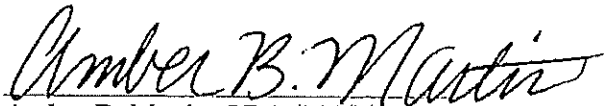
Oklahoma County District Attorney's Office
~~Lawrence E. ...~~ OBA# 160047
CV-2023-1853

Approved:



Oklahoma State Bureau of Investigations
Shannon Desherow, OBA # 34328
CV-2023-1853


Oklahoma Attorney General's Office
Jimmy Harmon, OBA # 17834
CV-2023-1853


Amber B. Martin, OBA # 31860
Attorney for Plaintiff, Teresa O'Donnell

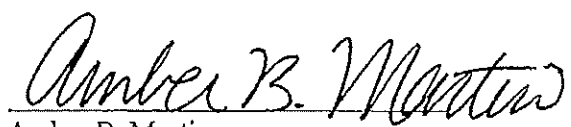
CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of September 2023, a true and correct copy of the above mentioned and foregoing instrument was mailed, postage prepaid, to the following:

Oklahoma County District Attorney's Office
Attn: Expungement Division
On Behalf of Oklahoma County Sheriff's Office
320 Robert S. Kerr Avenue, #505
Oklahoma City, OK 73102

Oklahoma State Bureau of Investigation
Attn: Shannon Desherow
6600 North Harvey Place
Oklahoma City, Oklahoma 73116

Office of the Oklahoma Attorney General
Attn: Mr. Jimmy Harmon
313 NE 21st Street
Oklahoma City, OK 73105


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