

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT  
LAKE COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS )  
)  
)  
vs. )  
)  
Dennis Toeppen )  
Defendant/Petitioner )

Case No. 14-CM-2643

**FILED**  
NOV 09 2016

*Keith Brin*  
CIRCUIT CLERK

**ORDER TO EXPUNGE**

Charge: Harassment through electronic communications  
Date of Arrest/Charge: July 9, 2014  
Arresting Authority: Highland Park Police Department  
Date of Birth: July 31, 1964  
Sex: Male  
Race: White

**Return Records to:**

Dennis Toeppen  
714 S. Sixth St.  
Champaign, IL 61820

THIS CAUSE comes before the Court on the Defendant/Petitioner's Petition to Expunge. The Court being fully advised,

**FINDS:**

1. The Defendant/Petitioner has complied with the provisions of 20 ILCS 2630/5.2
2. The Defendant/Petitioner has never been convicted of a criminal offense, and there are no criminal charges pending against Defendant/Petitioner at the present time.
3. The Defendant/Petitioner was arrested by the Arresting Authority on the date and for the offense stated above.
4. The Defendant/Petitioner was charged, but was later acquitted or otherwise released without

being convicted.

5. In the case sought to be expunged, the Defendant/Petitioner was not granted court supervision for (1) driving under the influence; (2) reckless driving; or (3) any sexual offense committed against a minor under 18 years of age as a result of this arrest.

6. The Defendant/Petitioner has paid all costs and fees for the filing of this Petition, or has been granted a fee waiver by the Court.

7. The Circuit Clerk has served notice on the Arresting Authorities, the Department of the State Police, the State's Attorney and the Chief Legal Officer of the unit of local government affecting the arrest, and

a. neither of said agencies has filed an objection to the Petition to Expunge within 60 days from the date of service; or

b. following the filing of an objection, this Court, having heard evidence in the matter, finds that the records should be expunged.

**IT IS THEREFORE ORDERED** as follows:

That the Petition to Expunge the Defendant/Petitioner's arrest record is GRANTED, and that records be EXPUNGED as follows:

1. All records relating to arrest and charges shall be physically destroyed or returned to the petitioner, and the petitioner's name must be obliterated from any official index and public record.

Nothing in this Order shall require the physical destruction of the circuit court file, but such records relating to arrests and charges, ordered expunged, shall be impounded.

Said records shall be expunged by the arresting agencies, the Department, and any other agency as ordered by the court, within 60 days of the date of service of this order, unless a motion to vacate, modify, or reconsider the order is filed. In response to an inquiry for expunged records, the Circuit Clerk of the Court, the Department, or the agency receiving such inquiry, shall reply as it does in response to inquiries when no records ever existed. Additionally, within 30 days after receiving notice of this order, any person or entity that has published or distributed information or records relating the arrest or charges that are the subject of this order shall cease distributing and physically destroy or delete the material or return it to the petitioner.

2. The records of the Circuit Court Clerk shall be impounded until further order of the court upon good cause shown and the name of the petitioner obliterated on the official index required to be kept by the circuit court clerk under Section 16 of the Clerks of Courts Act, but the order shall not affect any index issued by the circuit court clerk before the entry of the order.

3. The Clerk of the Circuit Court shall provide copies of this order to the petitioner, to the Department of State Police, to the State's Attorney or prosecutor charged with the duty of prosecuting the offense, to the arresting agencies, to the chief legal officer of the unit of local government effecting the arrest, and to such other criminal justice agencies as may be ordered by the court.

4. Further, the Department may charge the petitioner a fee equivalent to the cost of processing any order before expunging the records. Notwithstanding any provision of the Clerks of Courts Act to the contrary, the Circuit Court Clerk may also charge a fee equivalent to the cost associated with the expungement of the records.

5. This order becomes a final and appealable order 30 days after service of the order on the petitioner and all parties entitled to notice of the petition.

**IT IS SO ORDERED.**

Dated this 9 day of Nov., 2016

ENTER:

  
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Judge

Prepared by:  
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