



California's Protection & Advocacy System

Petitions for Restoration of Sanity

October 13th, 2011, Pub #5453.01

Attached are examples and samples of a Petition for Transfer to Outpatient Treatment, and supporting Declaration, to assist you in petitioning the court for a restoration of sanity hearing under California Penal Code Section 1026.2. The examples are documents that have blank lines where you should fill in your name and other information relating to your own request for outpatient treatment. The samples tell you what information you should include on those blank lines. Also attached is an example of a Petition for Writ of Mandate, which you can use to ask the court to schedule a restoration of sanity hearing if it fails to do so after you file your petition.

You can petition for a restoration of sanity hearing after you have been committed as Not Guilty by Reason of Insanity for more than 180 days. Although the attached documents can be used as guidelines, we recommend that you contact your defense attorney for assistance in filing a petition for a restoration of sanity hearing.

If you have any further questions, please call Disability Rights California toll-free at 1-800-776-5746 (TTY: 1-800-719-5798). You may also make a collect call to your nearest Disability Rights California regional office:

Sacramento Regional Office

1831 K Street
Sacramento, CA 95811-4114
Telephone: (916) 504-5800

Bay Area Regional Office

1330 Broadway, Suite 500
Oakland, CA 94612

Petition for Restoration of Sanity
Page 2 of 3

Telephone: (510) 267-1200

Los Angeles Regional Office

3580 Wilshire Blvd., Suite 902
Los Angeles, CA 90010
Telephone: (213) 427-8747

Fresno Regional Office

567 W. Shaw Avenue, Suite C-3
Fresno, CA 9370
Telephone: (559) 476-2000

San Diego Regional Office

1111 Sixth Avenue, Suite 200
San Diego, CA 92101
Telephone: (619) 239-7861

Attachments

[Example of Restoration Petition \(pdf\) or \(rtf\)](#)

[Sample Restoration Petition \(pdf\) or \(rtf\)](#)

[Example of Declaration in Support of Restoration Petition \(pdf\) or \(rtf\)](#)

[Sample of Declaration in Support of Restoration Petition \(pdf\) or \(rtf\)](#)

[Examples of Petition for Write of Mandate \(pdf\) or \(rtf\)](#)