

STATE OF MINNESOTA  
COUNTY OF \_\_\_\_\_

DISTRICT COURT  
JUDICIAL DISTRICT  
DIVISION: \_\_\_\_\_  
CASE TYPE: UNLAWFUL DETAINER  
(EVICTON)

\_\_\_\_\_  
\_\_\_\_\_,  
Plaintiff (Landlord),  
v.  
\_\_\_\_\_  
\_\_\_\_\_,  
Defendant (Tenant).

**ORDER ON  
MOTION FOR EXPUNGEMENT**

LASM Form No. Exp-4a (January 2004)

Case No. \_\_\_\_\_

This matter came before this Court on the \_\_\_\_ day of \_\_\_\_\_, upon Defendant's motion for expungement. Defendant was represented by \_\_\_\_\_. Plaintiff ☐ did ☐ did not appear, and was represented by \_\_\_\_\_.

Having heard the argument of the parties, and having reviewed the file, this Court orders as follows:

**FINDINGS OF FACT**

1. \_\_\_\_\_.

**CONCLUSIONS OF LAW**

1. Defendant asked the Court for the immediate expungement of this eviction case court file.

2. Under Minnesota statutes, the Court may order expungement upon finding that “the plaintiff’s case is sufficiently without basis in fact or law . . . that expungement is clearly in the interests of justice and those interests are not outweighed by the public’s interest in knowing about the record.” MINN. STAT. § 484.014.

3. Under Minnesota common law, the court has inherent power to expunge court files. *State v. C.A.*, 304 N.W.2d 353 (Minn. 1981); *State v. T.M.B.*, 590 N.W.2d 809 (Minn. Ct. App.

1999) (courts may exercise their inherent authority to issue expungement orders affecting court records).

4. Expungement is clearly in the interests of justice. \_\_\_\_\_

\_\_\_\_\_.

5. The interests of justice are not outweighed by the public's interest in knowing about the record. \_\_\_\_\_

\_\_\_\_\_.

### **ORDER**

1. Defendant's motion is granted.

2. The District Court Administrator shall remove evidence of the court file's existence from the publicly accessible records

Recommended By:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Housing Court Referee

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge of District Court