

# Expungement-Part 3 (Probation Before Judgment)

In certain cases, you may ask the court to expunge your criminal record. If the court grants your request, information about your case will be removed from court and law enforcement records. This video only covers expungement eligibility in cases that ended with a disposition of probation before judgment (PBJ). Find your case disposition or status on your court paperwork, or check Case Search at [mdcourts.gov/casesearch](https://mdcourts.gov/casesearch).

Watch the Video



## Eligible Probation Before Judgment (PBJ) Cases

- Cases that result in PBJ may be eligible for expungement under certain conditions.
- There are several exceptions that may make your PBJ case ineligible for expungement.

## Exceptions

- A PBJ for Driving Under the Influence or Driving While Impaired is ineligible for expungement.
- The court cannot expunge your case if, in the three years since the court entered PBJ, you were convicted of another crime. However, you can still request expungement if the PBJ or subsequent conviction was for conduct that is no longer a crime under Maryland law. Additionally, minor traffic offenses that don't involve jail time are not taken into consideration.
- Your PBJ case cannot be expunged if you are a defendant in a pending criminal case.
- Your case cannot be expunged if even one of the charges in your case is ineligible. You may have been charged with multiple criminal acts for the same event or incident. These charges are part of the same "unit." If any charge in that unit is ineligible for expungement, then the PBJ charge is not eligible. Minor traffic offenses and possession of cannabis (marijuana) don't count.

## One Last Thing

- Before you ask the court to expunge your PBJ, be sure you know how long you must wait before submitting your petition. There is a required waiting period. Part 5 of this series explains when to file.



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