

<i>File No.</i>		<i>Law Enforcement Case No.</i>		<i>LID No.</i>	<i>SID No.</i>	<i>FBI No.</i>		
<b>MAGISTRATE'S ORDER</b>								
<b>THE STATE OF NORTH CAROLINA VS.</b>								
<i>Name And Address Of Defendant</i>			<b>STATE OF NORTH CAROLINA</b> _____ County In The General Court Of Justice District Court Division					
<b>OFFENSE(S)</b> <i>(see AOC-CR-116 Continuation(s) for charging text)</i>								
		<b>Count No.</b>	<b>Offense</b>			<b>Offense in Violation Of G.S.</b>	<b>Offense Code</b>	
<i>Race</i>	<i>Sex</i>	<i>Date Of Birth</i>	<i>Age</i>					
<i>Social Security No.</i>		<i>Drivers License No. &amp; State</i>						
<i>Name Of Defendant's Employer</i>								
<i>Date Of Offense</i>		<input type="checkbox"/> <b>Misdemeanor Offense Which Requires Fingerprinting Per Fingerprint Plan</b>						
<i>Date Of Arrest &amp; Check Digit No. (as shown on fingerprint card)</i>								
<i>Arresting Officer (name, address or department)</i>								
<i>Names &amp; Addresses Of Witnesses (including counties &amp; telephone nos.)</i>								
<p>I, the undersigned, find that the defendant named above has been arrested without a warrant and the defendant's detention is justified because there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully, and feloniously did commit the offense(s) set forth above and on the attached AOC-CR-116 Continuation(s), which is (are) incorporated by reference.</p> <p>This act(s) was in violation of the law referred to in this Magistrate's Order. This Magistrate's Order is issued upon information furnished under oath by the arresting officer(s) shown. A copy of this Order has been delivered to the defendant.</p>								
<i>Date Issued</i>		<i>Name Of Issuing Official</i>		<i>Signature Of Issuing Official</i>		<input type="checkbox"/> <i>Magistrate</i> <input type="checkbox"/> <i>Deputy CSC</i> <input type="checkbox"/> <i>Assistant CSC</i> <input type="checkbox"/> <i>Clerk Of Superior Court</i> <input type="checkbox"/> <i>District Court Judge</i> <input type="checkbox"/> <i>Superior Court Judge</i>		
<i>Location Of Court</i>				<i>Court Date</i>		<i>Court Time</i> <input type="checkbox"/> AM <input type="checkbox"/> PM		
<b>WAIVER OF PROBABLE CAUSE HEARING</b>								
The undersigned defendant, with the consent of his/her attorney, waives the right to a probable cause hearing.								
<i>Date Waived</i>		<i>Signature Of Defendant</i>		<i>Name Of Attorney</i>		<i>Signature Of Attorney</i>		

**STATE VERSUS**

\_\_\_\_\_ County

File No.

Name Of Defendant

Date Of Issuance Of Magistrate's Order

**NOTE:** Use this page to set forth the charging text for each offense listed on the AOC-CR-116. G.S. 15A-924(a)(5).

**OFFENSES (continued)**

**Count 1. Offense:**

Charging Text For This Count

**Count 2. Offense:**

Charging Text For This Count

**STATE VERSUS**

\_\_\_\_\_ County

File No. 

Name Of Defendant

Date Of Issuance Of Magistrate's Order

**NOTE:** Use this page to set forth the charging text for each offense listed on the AOC-CR-116. G.S. 15A-924(a)(5).

**OFFENSES (continued)**

**Count 3. Offense:**

Charging Text For This Count

**Count 4. Offense:**

Charging Text For This Count

**STATE VERSUS**

\_\_\_\_\_ County

File No. 

Name Of Defendant

Date Of Issuance Of Magistrate's Order

**NOTE:** Use this page to set forth the charging text for each offense listed on the AOC-CR-116. G.S. 15A-924(a)(5).

**OFFENSES (continued)**

**Count 5. Offense:**

Charging Text For This Count

**Count 6. Offense:**

Charging Text For This Count

**STATE VERSUS**

\_\_\_\_\_ County

File No. 

Name Of Defendant

Date Of Issuance Of Magistrate's Order

**NOTE:** Use this page to set forth the charging text for each offense listed on the AOC-CR-116. G.S. 15A-924(a)(5).

**OFFENSES (continued)**

**Count 7. Offense:**

Charging Text For This Count

**Count 8. Offense:**

Charging Text For This Count

**STATE VERSUS**

\_\_\_\_\_ County

File No. 

Name Of Defendant

Date Of Issuance Of Magistrate's Order

**NOTE:** Use this page to set forth the charging text for each offense listed on the AOC-CR-116. G.S. 15A-924(a)(5).

**OFFENSES (continued)**

**Count 9. Offense:**

Charging Text For This Count

**Count 10. Offense:**

Charging Text For This Count

Name Of Defendant \_\_\_\_\_

Date Of Issuance Of Magistrate's Order \_\_\_\_\_

**NOTE: Use this page to enter judgment on a Magistrate's Order. Use this Judgment page only if imposing a *single*, consolidated judgment for all offenses of conviction charged under this file number. Do **not** use this Judgment page to impose sentence: (i) if imposing separate judgments for separate offenses of conviction charged under this file number; (ii) to impose supervised probation; or (iii) for DWI sentences under G.S. 20-179. For DWI, use AOC-CR-342 (active) or AOC-CR-310 (probation). For structured sentencing offenses, use AOC-CR-602 (active) or AOC-CR-604 (probation).**

JUDGMENT	
District Attorney _____ <input type="checkbox"/> Def. Waived Attorney <input type="checkbox"/> Def. Found Not Indigent <input type="checkbox"/> Def. Denied Appointed Counsel	Attorney For Defendant _____ <input type="checkbox"/> Appointed <input type="checkbox"/> Retained
<b>PRIOR CONVICTIONS:</b> No./Level:   0 <input type="checkbox"/> I (0)   ___ <input type="checkbox"/> II (1-4)   ___ <input type="checkbox"/> III (5+)	

**OFFENSES:** The following offenses, which are set forth by Count No. in the Magistrate's Order issued in this case on the date noted above for the defendant named above, are the subject of this Judgment:

- |          |   |  |   |
|----------|---|--|---|
| Count 1  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 2  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 3  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 4  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 5  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 6  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 7  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 8  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 9  | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |
| Count 10 | PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> no contest _____ | VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> not guilty _____ | M.CL.: <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 |

(Over)

Name Of Defendant \_\_\_\_\_

**\*NOTE:** Use this Judgment page only if imposing a **single, consolidated judgment** for all offenses of conviction charged under this file number. Do **not** use this Judgment page to impose sentence: (i) if imposing separate judgments for separate offenses of conviction charged under this file number; (ii) to impose supervised probation; or (iii) for DWI sentences under G.S. 20-179. For DWI, use AOC-CR-342 (active) or AOC-CR-310 (probation). For structured sentencing offenses, use AOC-CR-602 (active) or AOC-CR-604 (probation).

**JUDGMENT (continued)**

**JUDGMENT:** The defendant appeared in open court and freely, voluntarily and understandingly entered the above plea(s) on Side One. On the verdict(s) from Side One, it is **ORDERED** that all offenses of conviction, if more than one, be consolidated for judgment with Count No. \_\_\_\_\_ (list count of lead offense) and that the defendant:

pay the following fine/penalty and costs:

Amount Of Fine/Penalty	Costs
\$ _____	\$ _____

- be imprisoned for a term of \_\_\_\_\_ days in custody of the  sheriff.  MCP.  DACJJ.\* Pretrial credit \_\_\_\_\_ days served.
- Work release  is recommended.  is not recommended. (**NOTE:** To order work release, use form AOC-CR-602 to impose judgment.)
- The Court finds that a  longer  shorter period of probation than that which is specified in G.S. 15A-1343.2(d) is necessary.
- Execution of the sentence is suspended and the defendant is placed on unsupervised probation\* for \_\_\_\_\_ months, subject to the following conditions:
1. commit no criminal offense in any jurisdiction.
  2. possess no firearm, explosive or other deadly weapon listed in G.S. 14-269.
  3. remain gainfully and suitably employed, or faithfully pursue a course of study or of vocational training that will equip the defendant for suitable employment and abide by all rules of the institution.
  4. satisfy child support and family obligations, as required by the Court.
  5. Submit to the taking of digitized photographs, including photographs of the defendant's face, scars, marks, and tattoos, to be included in the defendant's records.
  6. pay to the Clerk the costs of court and any additional sums shown below.

Costs	Fine	Restitution**	Attorney's Fee	Community Service Fee	Other	Total Amount Due
\$ _____	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____

\*\*Name(s), address(es), and amount(s) for aggrieved party(ies) to receive restitution: (**NOTE TO CLERK:** Record SSN or Tax ID No. of aggrieved party(ies) on AOC-CR-382, "Certification Of Identity (Victims' Restitution)/ Certification Of Identity (Witness Attendance).")

7. complete \_\_\_\_\_ hours of community service during the first \_\_\_\_\_ days of probation, as directed by the judicial services coordinator, and pay the fee prescribed by G.S. 143B-708 within \_\_\_\_\_ days.
8. not be found in or on the premises of the complainant or \_\_\_\_\_.
9. not assault, communicate with or be in the presence of the complainant or \_\_\_\_\_.
10. provide a DNA sample pursuant to G.S. 15A-266.4. (AOC-CR-319 required)
11. Other: \_\_\_\_\_

The Court finds just cause to waive costs as ordered on attached  AOC-CR-415.  AOC-CR-618.  Other: \_\_\_\_\_.

It is **ORDERED** that this:  Judgment is continued upon payment of costs.  
 case be consolidated for judgment with \_\_\_\_\_.  
 sentence is to run at the expiration of the sentence in \_\_\_\_\_.

**COMMITMENT:** It is **ORDERED** that the Clerk deliver two certified copies of this Judgment and Commitment to the sheriff and that the sheriff cause the defendant to be retained in custody to serve the sentence imposed or until the defendant shall have complied with the conditions of release pending appeal.

**PROBABLE CAUSE:**  Probable cause is found as to all Counts except \_\_\_\_\_, and the defendant is bound over to Superior Court for action by the grand jury.  
 No probable cause is found as to Count(s) \_\_\_\_\_ of this Magistrate's Order and the Count(s) is dismissed.

Date	Name Of District Court Judge Or Magistrate (type or print)	Signature Of District Court Judge Or Magistrate
------	--	---

**APPEAL ENTRIES**

The defendant, in open court, gives notice of appeal to the  District  Superior Court.

The current pretrial release order is modified as follows: \_\_\_\_\_

Date	Name Of District Court Judge Or Magistrate (type or print)	Signature Of District Court Judge Or Magistrate
------	--	---

**CERTIFICATION**

I certify that this Judgment is a true and complete copy of the original which is on file in this case.	Date	Date Delivered To Sheriff	Signature	<input type="checkbox"/> Dep. CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> Clerk Of Superior Court
---	------	---------------------------	-----------	--