

STATE OF NORTH CAROLINA

File No.



In The General Court Of Justice

District  Superior Court Division

County

STATE VERSUS

MOTION AND ORDER FOR JOINDER

G.S. 15A-926

Name Of Defendant(s)

| Name Of Defendant(s) | File No.(s) | Offense Description | Offense Date | G.S. No. |
|----------------------|-------------|---------------------|--------------|----------|
|                      |             |                     |              |          |

I. MOTION FOR JOINDER OF OFFENSES FOR TRIAL - SAME DEFENDANT

The moving party named below moves that the offenses described above, all charged against the defendant named above, be joined for trial and states that the offenses are based on the same act or transaction or on a series of acts or transactions connected together or constituting parts of a single scheme or plan.

II. MOTION FOR JOINDER OF DEFENDANTS FOR TRIAL

The State moves that the charges described above, against the defendants named above, be joined for trial and states:

(Check 1 or 2)

- 1.  Each of the defendants is charged with accountability for each offense.
- 2.  All of the defendants are not charged with accountability for each offense, but the offenses:

(Check one)

- a. are part of a common scheme or plan.
- b. are part of the same act or transaction.
- c. are so closely connected in time, place and occasion, that it would be difficult to separate proof of one charge from proof of the others.

MOVING PARTY

Date  State  Defendant

Signature Name (Type Or Print)  Prosecutor  Attorney For Defendant  Defendant

CERTIFICATE OF SERVICE

I certify that a copy of this motion was served by:

- delivering a copy personally to the
  - defendant's attorney(s).  prosecutor.  defendant.
- depositing a copy enclosed in a postpaid properly addressed envelope in a post office or official depository under the exclusive care and custody of the U.S. Postal Service directed to the
  - defendant's attorney(s).  prosecutor.  defendant.
- leaving a copy at the office of the
  - defendant's attorney(s) with an associate or employee.  prosecutor with an associate or employee.

Name Of Person With Whom Copy Left (Type or Print) Signature Of Person Serving

Signature Of Person Accepting Service  Prosecutor  Attorney For Defendant  Defendant Date Service Accepted

**ORDER**

1. On the above motion by the State for joinder for trial of the offenses specified above
- a. all of which are charged against the same defendant,
  - b. which are charged against the different defendants named above,

It is ORDERED that the motion is:

- a. granted.
  - b. denied.
2. On the above motion by the defendant named above for joinder for trial of the offenses specified above, which are all charged against him/her, it is ORDERED that the motion is
- a. granted.
  - b. denied because:

**NOTE:** *Defendant's motion must be granted unless the court finds one of the following. G.S.15A-926(c)(1).*

- 1. the Court determines the prosecutor does not have sufficient evidence to warrant trying some of the offenses at this time.
- 2. the ends of justice would be defeated if the motion were granted, for the following reason(s): *reason(s).*

Date

Name Of Presiding Judge (Type Or Print)

Signature Of Presiding Judge