

STATE OF NORTH CAROLINA

File No.

County

In The General Court Of Justice
District Superior Court Division

Name And Address Of Petitioner

Name Of Defendant

Vehicle Identification Number

Vehicle License Number State

Vehicle Make Vehicle Model Vehicle Year

FELONY SPEEDING TO ELUDE - VEHICLE SEIZURE
LIENHOLDER'S PETITION FOR RELEASE OF MOTOR VEHICLE AND ORDER OF COURT
(For Offenses Committed Dec. 1, 2011 - Nov. 30, 2013)
G.S. 20-141.5

Date Of Offense Date Of Seizure

I. PETITION

The petitioner named above hereby requests the permanent release of the motor vehicle described above and, in support of this petition, states the following:

- 1. The petitioner is a. an individual. b. a corporation or other business entity acting through the undersigned agent.
2. The motor vehicle described above was seized on the date shown above after being driven by the defendant named above. The defendant was arrested for felony speeding to elude arrest pursuant to G.S. 20-141.5.
3. The petitioner holds a perfected security interest in the motor vehicle described above pursuant to G.S. 20-58 through G.S. 20-58.10.

Date Signature Of Petitioner

II. FINDINGS OF FACT

The undersigned finds the following by the greater weight of the evidence:

- 1. The petitioner is a. an individual. b. a corporation or other business entity acting through the above-signed agent.
2. The motor vehicle described above was seized on the date shown above after being driven by the defendant named above. The defendant was arrested for felony speeding to elude arrest pursuant to G.S. 20-141.5.
3. The petitioner holds a perfected security interest in the motor vehicle described above pursuant to G.S. 20-58 through G.S. 20-58.10.
4. Other: (set forth any necessary condition of release)

III. CONCLUSIONS OF LAW

Based on the foregoing findings of fact, the undersigned makes the following conclusions of law: (check one)

- 1. (petition granted) Finding No. 1 through Finding No. 3 above having all been found, the petitioner is entitled to the permanent release of the motor vehicle described above. under the following condition based on Finding No. 4 above:
2. (petition denied) Finding No. 1 through Finding No. 3 above having NOT all been found, the petitioner is not entitled to the permanent release of the motor vehicle described above.

IV. ORDER

It is ORDERED that (check one)

- 1. (petition granted) the sheriff shall release the motor vehicle described above to the petitioner named above. under the following condition:
2. (petition denied) the motor vehicle described above shall remain impounded pending further orders of the court.

Date Name Of Judge (Type Or Print) Signature Of Judge

(Over)

**CERTIFICATION**

The foregoing is a true and correct copy of the original on file in this office.

Date

Signature

Deputy CSC

Assistant CSC

Clerk Of Superior Court

**NOTE TO PETITIONER AND COURT:** *“Notwithstanding the provisions for sale [of a seized vehicle] set out in subsection (h) of this section, on petition by a lienholder, the court, in its discretion and upon such terms and conditions as it may prescribe, may allow reclamation of the vehicle by the lienholder. The lienholder shall file with the court an accounting of the proceeds of any subsequent sale of the vehicle and pay into the court any proceeds received in excess of the amount of the lien.” G.S. 20-141.5(g)(2).*