

# STATE OF NORTH CAROLINA

File No.

\_\_\_\_\_ County

In The General Court Of Justice  
 District  Superior Court Division

## STATE VERSUS

## PROSECUTOR'S NOTICE OF FORFEITURE HEARING - FELONY SPEEDING TO ELUDE

MOTOR VEHICLE  PROCEEDS

G.S. 20-28.2(c)

Name And Address Of Defendant

Defendant's Drivers License No.

State

Name And Address Of Vehicle Owner(s) Other Than Defendant

Name And Address Of Lienholder(s)

Name And Address Of Bond Surety (If Applicable)

Name And Address Of Bond Surety (If Applicable)

Vehicle Identification No.

Name And Address Of School Board Attorney

Vehicle License No.

State

Vehicle Type

Make

Year

Name And Address Of Initial Place Of Impoundment

Date Of Offense

Date Of Seizure If Different From Offense Date

Vehicle Moved To State Contractor Facility

## PROSECUTOR'S NOTICE OF SERVICE

### TO THE DEFENDANT, SCHOOL BOARD ATTORNEY, VEHICLE OWNER(S), LIENHOLDER(S), AND/OR SURETY(IES) NAMED ABOVE:

The motor vehicle described above was seized pursuant to G.S. 20-28.3(a1), and the vehicle (or proceeds related to the vehicle) remains subject to forfeiture under G.S. 20-28.2. A hearing to determine whether the vehicle described above (or proceeds related to the vehicle) will be forfeited is scheduled for the date, time, and location stated below. You may intervene to protect your interest in the vehicle. Non-defendant owners may do so by filing a **Non-Defendant Owner's Petition/Application For Release Of Seized Motor Vehicle Acknowledgment - Felony Speeding To Elude** (AOC-CR-330B). Lienholders may do so by filing a **Lienholder's Petition For Release Of Seized Motor Vehicle Notice Of Hearing/Waiver And Order - Felony Speeding To Elude** (AOC-CR-334B).

Date Of Hearing

Time Of Hearing

AM  
 PM

Location Of Hearing

## PROSECUTOR'S CERTIFICATE OF SERVICE

I certify that on this date, a copy of this Prosecutor's Notice Of Forfeiture Hearing - Felony Speeding To Elude was served by:

- first class mail at the address(es) shown above on the  defendant.  school board attorney.  owner(s).  
 lienholder(s).  bond surety(ies).
- personally delivering a copy to the  defendant.  school board attorney.  owner(s).  lienholder(s).  bond surety(ies).
- Other \_\_\_\_\_.

Date

Name Of Prosecutor (Type Or Print)

Signature Of Prosecutor

**NOTE TO PETITIONER:** You are advised to bring any documentation supporting your petition, such as your North Carolina Certificate of Insurance, FS-1, or your registration or vehicle title, to the hearing.

**NOTE:** "In any case in which a prosecutor determines that a motor vehicle driven by a defendant may be subject to forfeiture under this section and the motor vehicle has not been permanently released to a nondefendant vehicle owner pursuant to G.S. 20-28.3(e1), a defendant owner pursuant to G.S. 20-28.3(e2), or a lienholder, pursuant to G.S. 20-28.3(e3), the prosecutor shall notify the defendant, each motor vehicle owner, and each lienholder that the motor vehicle may be subject to forfeiture and that the defendant, motor vehicle owner, or the lienholder may intervene to protect that person's interest. The notice may be served by any means reasonably likely to provide actual notice, and shall be served at least 10 days before the hearing at which an order of forfeiture may be entered." G.S. 20-28.2(c). The attorney for the county board of education also is entitled to notice. G.S. 20-28.3(k).