STATE OF NORTH CAROLINA

_____ County

File No.

In The General Court Of Justice
☐ District ☐ Superior Court Division

Name Of Defendant/Petitioner			
Defendant/Petitioner's Drivers License No.	State		
Vehicle Identification No.			
Vehicle License No.	State		
Vehicle Type / Make / Year	Date Of Seizure	Date Of Offense	

DEFENDANT OWNER'S PETITION FOR TEMPORARY RELEASE OF SEIZED VEHICLE AND ORDER - FELONY SPEEDING TO ELUDE

G.S. 20-28.3(e2)(2)

I. PETITION

The undersigned petitions for the temporary pretrial release of the motor vehicle described above, and says:

1. The motor vehicle described above was seized on the date shown above pursuant to G.S. 20-28.3. I was charged with felony speeding to elude arrest pursuant to G.S. 20-141.5(b) or (b1).
2. I am a person in whose name a registration card, an electronic notice of registration, or certificate of title for the motor vehicle was issued **at the time of the seizure**.
3. The motor vehicle has been seized for at least 24 hours.
4. I am posting a bond equal to the fair market value of the motor vehicle as evidenced by the attached form AOC-CR-331B.
5. No bond posted by me to secure the release of the motor vehicle described above previously has been ordered forfeited.

Name And Address Of Defendant/Petitioner (type or print)	Telephone No. Of Defendant/Petitioner
	Date
	Signature Of Defendant/Petitioner

II. CLERK'S ORDER ON PETITION FOR TEMPORARY RELEASE

On the petition of the defendant named above for the temporary pretrial release of the motor vehicle described above pending a hearing on the forfeiture of the vehicle, the undersigned finds as follows:

☐ 1. The motor vehicle described above was seized on the date shown above pursuant to G.S. 20-28.3. The defendant named above was charged with felony speeding to elude arrest pursuant to G.S. 20-141.5(b) or (b1).

☐ 2. The defendant is a person in whose name a registration card, an electronic notice of registration, or certificate of title for the motor vehicle was issued **at the time of the seizure**.

☐ 3. The motor vehicle has been seized for at least 24 hours.

☐ 4. The defendant has properly executed an adequate "Bond To Secure Temporary Pretrial Release Of Motor Vehicle - Felony Speeding To Elude," AOC-CR-331B.

☐ 5. A check of the appropriate records of the Court or the Division of Motor Vehicles indicates that a bond posted by the defendant to secure the release of the motor vehicle described above has not previously been ordered forfeited.

It is ORDERED that: (**NOTE:** *If all findings above are checked, check Order No. 1 below. If any finding is not checked, check Order No. 2 below.*)

☐ 1. The motor vehicle described above be released to the defendant named above upon payment of all towing and storage charges incurred as a result of the seizure and impoundment of the vehicle, on condition that the defendant return the vehicle, in substantially the same condition as it was at the time of seizure and without any new or additional liens or encumbrances, on the day of any hearing scheduled and noticed by the District Attorney under G.S. 20-28.2(c), unless the motor vehicle has been permanently released.
NOTE: *Failure to return the vehicle will result in forfeiture of the defendant's bond for the motor vehicle and seizure of the vehicle, and may result in the issuance of an order to show cause why the defendant should not be held in contempt*

☐ 2. The petition is denied and the motor vehicle shall remain impounded pending further orders of the Court.

Date	Signature	☐ Assistant CSC ☐ Clerk Of Superior Court

NOTE TO CLERK: *Do <u>not</u> remove the title hold in STARS upon the entry of an order for temporary release.*

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

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