

(TYPE OR PRINT IN BLACK INK)

NC-JOIN No.

File No.

STATE OF NORTH CAROLINA

_____ County

Additional File Nos.

In The General Court Of Justice
 District Superior Court Division

Name Of Juvenile

NOTICE AND DETERMINATION OF COUNSEL IN FIRST-DEGREE MURDER (OR UNDESIGNATED DEGREE OF MURDER) CASES AT THE TRIAL LEVEL* (Juvenile Aged 13-17 On Date Of Offense)

G.S. 7A-451(c), (d); 7A-452

***Form is only for use by counties participating in the Office of the Juvenile Defender's attorney appointment initiative:**

Alexander, Cabarrus, Caswell, Catawba, Davidson, Davie, Edgecombe, Forsyth, Franklin, Granville, Harnett, Iredell, Lee, Montgomery, Nash, Person, Randolph, Rockingham, Rowan, Stanly, Stokes, Surry, Vance, Warren, Wilkes, Wilson, and Yadkin.

INSTRUCTIONS: The Court completes this form at the juvenile's first appearance in district court (or equivalent appearance in superior court) in any case in which the juvenile, who was aged 13-17 on the date of offense, is charged with first-degree murder or a charge of murder where the degree is undesignated. The Court also completes this form if an attorney of record withdraws to notify IDS of the need to appoint substitute counsel. The Court also should complete this form for any other offenses brought contemporaneously with or subsequently joined with the principal offense.

I. TRIAL FINDINGS

NOTE: Upon receiving notice pursuant to Section II below that the juvenile is indigent and is charged with first-degree murder or with other related offenses, the Office of Indigent Defense Services/Office of the Juvenile Defender uses form AOC-J-447 to appoint counsel for the juvenile. See IDS Rules for Providing Legal Representation in Juvenile Cases, Part 5, Rule 5A (2022).

Upon inquiry made by the Court, the Court finds as follows:

- 1. The juvenile is charged in this case with
 - first-degree murder, an undesignated degree of murder, alleged to have been committed when the juvenile was
 - aged 13-15. aged 16-17.
- 2. The juvenile is charged with the following other offenses, which were brought contemporaneously with or have been joined with the first-degree murder or undesignated degree of murder charge(s) in this case:

- 3. The juvenile is presumed to be indigent and, therefore, is indigent and entitled to the services of counsel as contemplated by law.
- 4. The following attorney has moved to withdraw from this case, and the undersigned Judge has granted that motion and released the attorney: _____
The Office of Indigent Defense Services/Office of the Juvenile Defender shall appoint substitute counsel. The following attorney remains as counsel of record in this matter: _____.

Date	Name Of Judge (type or print)	Signature Of Judge
------	-------------------------------	--------------------

II. NOTICE TO OFFICE OF INDIGENT DEFENSE SERVICES

NOTE: Because of the need for immediate action in such cases, this Section provides the Court with several ways of notifying the Office of Indigent Defense Services/Office of the Juvenile Defender of the Court's determination that a juvenile is entitled to counsel in a first-degree murder case or undesignated degree of murder case. **The Court shall direct or otherwise ensure that notification is given immediately.**

The Court has notified the Office of Indigent Defense Services/Office of the Juvenile Defender, by one of the following methods, of the juvenile's name, the file numbers of each of the cases for which the juvenile needs appointed counsel, and the offenses charged.

- email: OJD-notice@nccourts.org
- telephone: (name of contact) _____ (919) 890-1650

Date	Signature	<input type="checkbox"/> Judge <input type="checkbox"/> Deputy Clerk <input type="checkbox"/> Asst. Clerk <input type="checkbox"/> Clerk Of Superior Court
------	-----------	--