

STATE OF NORTH CAROLINA *File No.*

_____ County

In The General Court Of Justice
District Court Division

STATE VERSUS

Name of Defendant

**MOTION AND ORDER TO
STRIKE CALLED & FAILED, RECALL
ORDER FOR ARREST AND
RESET CASE ON A TRIAL CALENDAR**

MOTION

Offense

NOW COMES _____, Attorney for the above-named Defendant, and respectfully moves the Court to strike the Called and Failed for the Defendant's failure to appear before said District Court Judge on _____ in the above case. In support of the Motion, counsel states that the Defendant failed to appear for the following good cause: _____

Date *Name of Defendant's Attorney* *Signature of Defendant's Attorney*

CONSENT

Date *Name of Prosecutor* *Signature of Prosecutor*

ORDER

THE COURT, FINDING that the attorney for the Defendant has shown good cause, **IT IS THEREFORE ORDERED** that the Called and Failed be stricken, the Order for Arrest recalled, the original of this Order be filed with the office of the Clerk of Superior Court by 5:00 PM this date, and that this case be rescheduled on the District Court trial docket on _____.

Date *Name of Presiding Judge* *Signature of Presiding Judge*

NOTE: THIS FORM IS NOT TO BE USED TO SET ASIDE BOND FORFEITURES! (Use form AOC-CR-213)