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| STATE OF NORTH CAROLINAJOHNSTON COUNTY  | IN THE GENERAL COURT OF JUSTICESUPERIOR COURT DIVISIONFILE NUMBER: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| **In thE MATTER OF:** *\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*\_\_\_\_* | ORDER ON APPEAL FROM DENIAL OF HANDGUN RECEIPT/PURCHASE PERMITN.C.G.S. § 14-404(b) |
| This matter came before the undersigned Senior Resident Superior Court Judge on an appeal from the Sheriff’s denial of a permit for the receipt or purchase of a handgun under Chapter 14 of the North Carolina General Statutes. Following a hearing at which the Court considered the facts, the law and the reasonableness of the Sheriff’s refusal, the Court makes the following findings of fact and conclusions of law: |
|  | **FINDINGS OF FACT** |  |
| 1. On \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*date*), the Petitioner named above (hereinafter “Petitioner”) applied to the Sheriff of Johnston County (hereinafter “Sheriff”) for the issuance of a permit under Chapter 14 of the North Carolina General Statues for the receipt or purchase of a handgun.
2. On \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*date*), the Sheriff, pursuant to N.C.G.S. §14-404(b), refused to issue the permit and provided the Petitioner with a written statement of the reason(s) for the refusal, a copy of which the Petitioner has filed with this Court.
3. The Sheriff specified the following ground(s) for the refusal: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_­\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
4. The defendant appealed to this Court from the Sheriff’s denial and served a copy of the appeal petition on the Sheriff.
5. The Court finds that the Petitioner [ ]  does [ ]  does **NOT** meet the criteria for the issuance of a permit under Chapter 14 of the North Carolina General Statutes for the receipt or purchase of a handgun.

[ ]  (*if applicable*) The Petitioner does **NOT** meet the criteria because of the following: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.1. Other (*if applicable*): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
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|  | **CONCLUSIONS OF LAW** |  |
| Considering the foregoing findings of fact, (*check one*) [ ]  it is appropriate to issue to the Petitioner a permit for the receipt or purchase of a handgun under Chapter 14 of the North Carolina General Statutes.[ ]  it is **NOT** appropriate to issue to the Petitioner a permit for the receipt or purchase of a handgun under Chapter 14 of the North Carolina General Statutes. |

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|  | **ORDER** |  |
| It is therefore Ordered that (*check one*)[ ]  **Appeal Granted**: The Sheriff shall issue to the Petitioner a permit for the receipt or purchase of a handgun under Chapter 14 of the General Statutes.[ ]  **Appeal Denied**: The refusal by the Sheriff to issue to the Petitioner a permit for the receipt or purchase of a handgun under Chapter 14 of the North Carolina General Statutes is hereby upheld. |
| *Date* | *Name of Senior Resident Superior Court Judge (Type or Print)* | *Signature of Senior Resident Superior Court Judge* |
|  | **CERTIFICATION** |  |
| I certify that this Order is a true and complete copy of the original on file in this case. |
| *Date* | *Signature* | [ ]  Clerk of Superior Court **SEAL** [ ]  Deputy CSC [ ]  Assistant CSC |

 Original – File Copy – Petitioner Copy - Sheriff