

File No. <b>19CR 056821</b>		Law Enforcement Case No. GRAHAM POLICE DEPARTMENT	LID No.	SID No.	FBI No.		
<b>MAGISTRATE'S ORDER</b>		<b>STATE OF NORTH CAROLINA</b>		In The General Court Of Justice District Court Division			
Offense I M-FAIL TO DISPERSE ON COMMAND		ALAMANCE County					
<b>THE STATE OF NORTH CAROLINA VS.</b>		<p>I, the undersigned, find that the defendant named above has been arrested without a warrant and the defendant's detention is justified because there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully and willfully did FAIL TO COMPLY WITH A COMMAND TO DISPERSE AND THAT COMMAND WAS GIVEN IN A MANNER REASONABLY CALCULATED TO BE HEARD BY THOSE ASSEMBLED BY A LAW ENFORCEMENT FOR KEEPING THE PEACE WHEN THE OFFICER BELIEVED THAT DISORDERLY CONDUCT BY THREE OR MORE PERSONS WAS OCCURRING.</p> <p><b>VD (LEO CONTACTED DA'S OFFICE 5/18/21 &amp; STATED NO ACTUAL FIRST-HAND KNOWLEDGE OF EVENTS)</b></p>					
Name And Address Of Defendant XAVIER YARDLEY ADAMS							
1315 MORREENE RD APT 21C DURHAM NC 27705 DURHAM COUNTY							
Race B	Sex M					Date Of Birth 11/07/1994	Age
Social Security No. 513-11-4739						Drivers License No. & State 41533759 NC	
Name Of Defendant's Employer							
Offense Code(s) I 5312	Offense In Violation Of G.S. I 14-288.5						
Date Of Offense 11/24/2019							
Date Of Arrest & Check Digit No. (As Shown On Fingerprint Card) 11/24/2019							
Arresting Officer (Name, Address Or Department) C CROSS GRAHAM POLICE DEPARTMENT 216 S MAPLE ST GRAHAM NC 27253 ALAMANCE COUNTY (336) 570-6711							
Names & Addresses Of Witnesses (Including Counties & Telephone Nos.)		This act was in violation of the law referred to in this Magistrate's Order. This Magistrate's Order is issued upon information furnished under oath by the arresting officer(s) shown. A copy of this Order has been delivered to the defendant.					
Signature BERTRAM F. HEATHCOTE III		Location Of Court Alamance County Courthouse; CRMB 212 W ELM ST GRAHAM, NC 27253		Court Date 01/21/2020			
<input type="checkbox"/> Misdemeanor Offense Which Requires Fingerprinting Per Fingerprint Plan	Date Issued 11/24/2019	<input checked="" type="checkbox"/> Magistrate <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court		Court Time 09:00 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM			

(over)

ORIGINAL COPY

District Attorney <input type="checkbox"/> Waived <input type="checkbox"/> Not Indigent <input type="checkbox"/> Denied	Attorney For Defendant <input type="checkbox"/> Appointed <input type="checkbox"/> Retained	<b>PRIOR CONVICTIONS:</b> No./Level: 0 <input type="checkbox"/> 1 (0) <input type="checkbox"/> II (1-4) <input type="checkbox"/> III (5+)		
<b>PLEA:</b> <input type="checkbox"/> guilty <input type="checkbox"/> no contest _____ <b>VERDICT:</b> <input type="checkbox"/> guilty _____ M.CL. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> guilty <input type="checkbox"/> no contest _____ <input type="checkbox"/> guilty _____ M.CL. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> guilty <input type="checkbox"/> no contest _____ <input type="checkbox"/> guilty _____ M.CL. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> not guilty _____ <input type="checkbox"/> not guilty _____				
<b>JUDGMENT:</b> The defendant appeared in open court and freely, voluntarily and understandingly entered the above plea; on the above verdict, it is <b>ORDERED</b> that the defendant: <input type="checkbox"/> pay costs and a fine of \$ _____. <input type="checkbox"/> be imprisoned for a term of _____ days in the custody of the <input type="checkbox"/> sheriff. <input type="checkbox"/> MCP. <input type="checkbox"/> DAC.* Pretrial credit _____ days served. <input type="checkbox"/> Work release <input type="checkbox"/> is recommended. <input type="checkbox"/> is not recommended. [ <input type="checkbox"/> is ordered. (use form AOC-CR-602)] <input type="checkbox"/> The Court finds that a <input type="checkbox"/> longer <input type="checkbox"/> shorter period of probation, than that which is specified in G.S. 15A-1343.2(d), is necessary. <input type="checkbox"/> Execution of the sentence is suspended and the defendant is placed on unsupervised probation* for _____ months, subject to the following conditions: 1. commit no criminal offense in any jurisdiction. 2. possess no firearm, explosive or other deadly weapon listed in G.S. 14-269. 3. remain gainfully and suitably employed or faithfully pursue a course of study or of vocational training, that will equip the defendant for suitable employment, and abide by all rules of the institution. 4. satisfy child support and family obligations, as required by the Court. 5. pay to the Clerk the costs of court and any additional sums shown below.				
Fine \$	Restitution** \$	Attorney's Fee \$	Community Service Fee \$	Other \$
**Name(s), address(es), and amount(s) for aggrieved party(ies) to receive restitution: <b>NOTE TO CLERK:</b> Record SSN or Tax ID No. of aggrieved party(ies) on AOC-CR-382, "Certification Of Identity (Victims' Restitution)/Certification Of Identity (Witness Attendance)."				
<input type="checkbox"/> 6. complete _____ hours of community service during the first _____ days of probation, as directed by the judicial services coordinator, and pay the fee prescribed by G.S. 143B-708 within _____ days. <input type="checkbox"/> 7. not be found in or on the premises of the complainant or _____. <input type="checkbox"/> 8. not assault, communicate with or be in the presence of the complainant or _____. <input type="checkbox"/> 9. provide a DNA sample pursuant to G.S. 15A-266.4. (AOC-CR-319) <input type="checkbox"/> 10. Other: _____ _____ _____ _____				
<b>APPEAL ENTRIES</b>				
<input type="checkbox"/> The defendant, in open court, gives notice of appeal to the <input type="checkbox"/> District <input type="checkbox"/> Superior Court. <input type="checkbox"/> The current pretrial release order is modified as follows:				
Date	Signature Of District Court Judge Or Magistrate			
<b>WAIVER OF PROBABLE CAUSE HEARING</b>				
The undersigned defendant, with the consent of his/her attorney, waives the right to a probable cause hearing.				
Date Waived	Signature Of Defendant			
	Signature Of Attorney			
Date	Name Of District Court Judge Or Magistrate (Type Or Print)	Signature Of District Court Judge Or Magistrate		
<b>CERTIFICATION</b>				
I certify that this Judgment is a true and complete copy of the original which is on file in this case.				
Date	Date Delivered To Sheriff	Signature		<input type="checkbox"/> Dep. CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> CSC