

20CR000638

In The General Court Of Justice District Court Division

C 4458431-X

STATE OF NORTH CAROLINA ALAMANCE County

NOTE: (If DWI, use AOC-CR-342 (active) or AOC-CR-310 (probation)). If active sentence to DAC or MCP, use AOC-CR-602. If supervised probation, use AOC-CR-604.)

MAGISTRATE'S ORDER - MISDEMEANOR ONLY

Signature Of Magistrate/Deputy/Assistant/CSC

Date

COURT USE ONLY

Attorney For Defendant At Time Of Trial Or Plea

District Attorney

PRIOR CONVICTIONS:

No./Level: 0 ☐ I (0) ☐ II (1-4) ☐ III (5+)
 PLEA: ☐ guilty/resp. ☐ no contest
☐ guilty/resp. ☐ no contest
☐ not guilty/resp.

 VERDICT/ ☐ guilty/resp.
 FINDING: ☐ guilty/resp. ☐ not guilty/resp.

 JUDGMENT: The defendant appeared in open court and freely, voluntarily and understandingly entered the above plea, on the above verdict/finding, it is ORDERED that the defendant: ☐ pay costs and a fine/penalty of \$ _____; ☐ be imprisoned for a term of _____ days in custody of the sheriff. Pretrial credit _____ days served. ☐ The Court finds that a longer ☐ shorter period of probation than specified in G.S. 15A-1343.2(d) is necessary. ☐ Execution of sentence is suspended and the defendant is placed on unsupervised probation for _____ months, subject to the regular conditions of probation and the following: ☐ (1) pay costs and a fine/penalty of \$ _____; ☐ (2) not operate a motor vehicle until properly licensed by DMV; ☐ (3) complete _____ hours of community service within _____ days and pay the fee; ☐ (4) Other: _____.
☐ It is ORDERED that this: ☐ Judgment is continued upon payment of costs.☐ case be consolidated for judgment with _____.
☐ sentence is to run at expiration of sentence in _____. ☐ The Court finds just cause to waive costs as ordered on attached ☐ AOC-CR-618. ☐ Other: _____.
☐ COMMITMENT: It is ORDERED that the Clerk deliver two certified copies of this Judgment and Commitment to the sheriff and that the sheriff cause the defendant to be retained in custody to serve the sentence imposed or until the defendant shall have complied with the conditions of release pending appeal.
☐ The defendant in open court, gives notice of appeal to the Superior Court. ☐ The current pretrial release order is modified as follows: _____.

Signature Of District Court Judge

I certify that this Judgment is a true copy.

Date

Signature Of Deputy/Assistant/CSC

File No.

5299

NORTH CAROLINA UNIFORM CITATION

Defendant Is To Appear In District Court

Graham

N.C.

 Day Of Week Monday Month 9 Day 21 Year 20 Time 9:00 ☒ AM ☐ PM
☒ DL ☐ DCI ☐ Other # Of Chgs _____ Interpreter Needed ☐ SP ☐ OTS ☐ ASL

THE STATE OF NORTH CAROLINA VS.

Name Of Defendant

MELISSA MARIE KING

Address

4058 S. NC HWY 49

City

BURLINGTON

State

NC

Zip

27215

Drivers License No.

29367748

State

NC

CDL

C

Race

W

Sex

F

Date Of Birth

8/20/84

Age

35

Social Security No. Of Defendant

336-214-1851

Vehicle License No.

—

State

Vehicle Type

—

Trailer Type

—

CMV

—

Haz. Mat.

—

Make

—

Year

—

Name And Telephone No. Of Defendant's Employer

Date Of Arrest & Check Digit No. (As Shown On Fingerprint Card)

ACKNOWLEDGMENT/NONRESIDENT PERSONAL RECOGNIZANCE FOR APPEARANCE

 I acknowledge receipt of this Citation ☐ and I promise to appear in the named court at the time and place designated herein to answer the charge(s). I understand that my failure to appear or to dispose of this Citation by other acceptable legal means, such as waiver, will result in my operator's license issued by my state of residence being suspended until I have done so. Also, I may go before a magistrate and make bail in lieu of my personal recognizance.

Date

Signature Of Defendant

DEPARTMENTAL USE ONLY

Officer

JD FLOOD JR

No.

804

Troop

1

District

SHP Code

☐ N.C. Patrol

Area

B

Wea.

C

Vis.

C

Traffic

—

Accident

—

Speed

—

On Highway No./Street

W. ELM ST

☐ Injury Or Serious Injury☐ Passenger(s) Under 18

In Vicinity/City Of

GRAHAM

At/Near Intersection

124 W. ELM ST

Wit.

Chemical Analyst

☐ AC☐ Refused
 The undersigned officer has probable cause to believe that on or about Monday, 8:50 PM, the 17 day of AUGUST, 2020, in the named county, the named defendant did unlawfully and willfully operate a (motor) vehicle on a (street or highway) (public vehicular area)

- ☐ 1. At a speed of _____ MPH in a _____ MPH ☐ zone. G.S. 20-141.
- ☐ 77. ☐ work zone. G.S. 20-141(j2). ☐ 88. ☐ school zone. G.S. 20-141.1.
- ☐ 2. In forward motion without having the provided seat belt properly fastened onto the defendant's body. G.S. 20-135.2A.
- ☐ 3. By transporting a passenger of less than 16 years of age without having the passenger in a (weight appropriate child passenger restraint system) (seat belt). G.S. 20-137.1.
- ☐ 4. By transporting a child of less than five years of age and less than 40 pounds in weight without the child being secured in the rear seat, when the vehicle was equipped with an active passenger-side front air bag and the vehicle had a rear seat. G.S. 20-137.1(a1).
- ☐ 5. While subject to an impairing substance. G.S. 20-138.1.
- ☐ 6. Without being licensed as a driver by the Division of Motor Vehicles of North Carolina. G.S. 20-7(a).
- ☐ 7. While the defendant's drivers license ☐ was revoked. G.S. 20-28(a). ☐ 33. ☐ was revoked for an impaired driving revocation as defined in G.S. 20-28.2(a). G.S. 20-28(a1).
- ☐ 8. While displaying an expired registration plate on the vehicle knowing the same to be expired. G.S. 20-111(2).
- ☐ 9. Without (displaying thereon a current approved inspection certificate) (having a current electronic inspection authorization for the vehicle), such vehicle requiring inspection in North Carolina. G.S. 20-183.8. Month Expired: _____.
- ☐ 10. By failing to see before (starting) (stopping) (turning from a direct line) that such movement could be made in safety. G.S. 20-154.
- ☐ 11. By failing to stop at a duly erected (stop sign) (flashing red light). G.S. 20-158(b)(1), (b)(3).
- ☐ 12. By entering an intersection while a traffic signal was emitting a steady red circular light for traffic in defendant's direction of travel. G.S. 20-158(b)(2).
- ☐ 13. Without having in full force and effect the financial responsibility required by G.S. 20-313. The defendant was the owner of the motor vehicle that was (registered) (required to be registered) in this State. G.S. 20-313.
- ☐ 14. (Possess an open container of) (Consume) an alcoholic beverage in the passenger area of a motor vehicle. G.S. 20-138.7(a1). [NOTE: Strike "operate a (motor) vehicle" and "(public vehicular area)" above.]
- ☐ 15. Without decreasing speed as necessary to avoid colliding with a (vehicle) (person). G.S. 20-141(m).

☒ 16. POSSESS A DANGEROUS WEAPON, KNIFE, AS A SPECTATOR AT A DEMONSTRATION UPON CITY OF GRAHAM SIDEWALKS NEAR 124 W ELM ST

NCGS 14-272.2

14-2722

- ☐ 17. And on or about the date and time shown above in the named county, the named defendant did unlawfully and willfully operate a (motor) vehicle on a (street or highway) (public vehicular area)

Date

8/17/20

Signature Of Officer

JD Flood Jr

ORIGINAL-COURT COPY

1. Name of the person
2. Address
3. Phone

WITNESSES

1. Name of the person
2. Address
3. Phone

Name	Address	Phone

Name	Address	Phone

Name	Address	Phone

1. Name of the person
2. Address
3. Phone

8/1/80

STATE OF NORTH CAROLINA

File No.

PCR 038

Alamance

County

In The General Court Of Justice

☒ District ☐ Superior Court Division

STATE VERSUS

Name Of Defendant

X Melissa Marie King

WAIVER OF COUNSEL

G.S. 7A-457; 15A-1242

Additional File No.(s) And/Or Offense(s)

Weapon at Parade C-1

ACKNOWLEDGMENT OF RIGHTS AND WAIVER

As the undersigned party in this action, I freely and voluntarily declare that I have been fully informed of the charges against me, the nature of and the statutory punishment for each such charge, and the nature of the proceedings against me; that I have been advised of my right to have counsel assigned to assist me and my right to have the assistance of counsel in defending against these charges or in handling these proceedings, and that I fully understand and appreciate the consequences of my decision to waive the right to assigned counsel and the right to assistance of counsel.

I freely, voluntarily and knowingly declare that:

(check only one)

- ☐ 1. I waive my right to assigned counsel and that I, hereby, expressly waive that right.
- ☒ 2. I waive my right to all assistance of counsel which includes my right to assigned counsel and my right to the assistance of counsel. In all respects, I desire to appear in my own behalf, which I understand I have the right to do.

SWORN AND SUBSCRIBED TO BEFORE ME

Date

9-21-2020

Date

9/21/20

Signature

[Signature]

Signature Of Defendant

Missella King

☐ Judge

☐ Clerk Of Superior Court

☐ Asst. CSC

☐ Deputy CSC

☐ Magistrate

CERTIFICATE OF JUDICIAL OFFICIAL

I certify that the above named defendant has been fully informed of the charges against him/her, the nature of and the statutory punishment for each charge, and the nature of the proceeding against the defendant and his/her right to have counsel assigned by the court and his/her right to have the assistance of counsel to represent him/her in this action; that the defendant comprehends the nature of the charges and proceedings and the range of punishments; that he/she understands and appreciates the consequences of his/her decision and that the defendant has voluntarily, knowingly and intelligently elected in open court to be tried in this action:

(check only one)

- ☐ 1. without the assignment of counsel.
- ☒ 2. without the assistance of counsel, which includes the right to assigned counsel and the right to assistance of counsel.

NOTE: For a waiver of assigned counsel only, both blocks numbered "1" must be checked. For a waiver of all assistance of counsel, both blocks numbered "2" must be checked.

Date

21 Sept 2020

Signature Of Judicial Official

[Signature]

Name Of Judicial Official (Type Or Print)

Kevin O'Leary

NOTE: A magistrate may accept waivers of counsel if designated to do so by the Chief District Court Judge. See G.S. 7A-146(11) and G.S. 7A-292(15).

