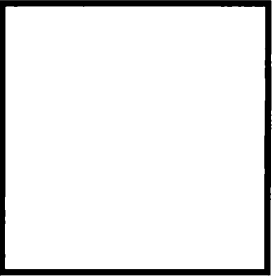
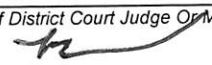


<b>File No.</b> <b>20CR 055000</b>	<b>Law Enforcement Case No.</b> GRAHAM POLICE DEPARTMENT	<b>LID No.</b>	<b>SID No.</b>	<b>FBI No.</b> 636472MD1
<b>MAGISTRATE'S ORDER</b>	<b>STATE OF NORTH CAROLINA</b> In The General Court Of Justice District Court Division			
<b>Offense</b> I M-RESISTING PUBLIC OFFICER	ALAMANCE County			
<b>THE STATE OF NORTH CAROLINA VS.</b>				
<b>Name And Address Of Defendant</b> AVERY MARKEL HARVEY  1510 S. MEBANE ST APT L BURLINGTON NC 27215 ALAMANCE COUNTY (336) 512-9943 Alias I: AVERY M. HARVEY				
<b>Race</b> B	<b>Sex</b> M	<b>Date Of Birth</b> 07/08/1990	<b>Age</b>	
<b>Social Security No.</b> 245-67-6479		<b>Drivers License No. &amp; State</b> 34153037 NC		
<b>Name Of Defendant's Employer</b>				
<b>Offense Code(s)</b> I 5310		<b>Offense In Violation Of G.S.</b> I 14-223		
<b>Date Of Offense</b> 10/31/2020 through 10/31/2020				
<b>Date Of Arrest &amp; Check Digit No. (As Shown On Fingerprint Card)</b> 10/31/2020				
<b>Arresting Officer (Name, Address Or Department)</b> TL BARNES GRAHAM POLICE DEPARTMENT 216 S MAPLE ST GRAHAM NC 27253 ALAMANCE COUNTY (336) 570-6711				
<b>Names &amp; Addresses Of Witnesses (Including Counties &amp; Telephone Nos)</b> E JORDAN GRAHAM POLICE DEPARTMENT 216 S MAPLE ST GRAHAM NC 27253 ALAMANCE COUNTY (336) 570-6711				
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 resist, delay and obstruct JORDAN, a public officer holding the office of POLICE OFFICER, by BY FAILING TO MOVE TO A DESIGNATED PROTEST AREA WHEN DIRECTED. At the time, the officer was discharging and attempting to discharge a duty of his office by MOVING PROTESTORS TO DESIGNATED AREA.				
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.				
<input type="checkbox"/> Misdemeanor Offense Which Requires Fingerprinting Per Fingerprint Plan		<b>Date Issued</b> 10/31/2020	<b>Signature</b> AMELIA KNAUFF	
		<input checked="" type="checkbox"/> Magistrate <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court		<b>Location Of Court</b> Alamance County Courthouse; CRMA 212 W ELM ST GRAHAM,NC 27253
				<b>Court Date</b> 12/15/2020  <b>Court Time</b> 09:00 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM



(over)

**ORIGINAL COPY**

<i>District Attorney</i> <b>KPH</b>	<input type="checkbox"/> Waived <input type="checkbox"/> Not Indigent <input type="checkbox"/> Denied	<i>Attorney For Defendant</i> <b>J. Pauten</b>	<input type="checkbox"/> Appointed <input type="checkbox"/> Retained	<b>PRIOR CONVICTIONS:</b> No./Level: <input type="checkbox"/> 0 <input type="checkbox"/> I (0) <input type="checkbox"/> II (1-4) <input type="checkbox"/> III (5+)
<b>PLEA:</b> <input checked="" type="checkbox"/> guilty <input type="checkbox"/> no contest _____ <input type="checkbox"/> guilty <input type="checkbox"/> no contest _____ <input type="checkbox"/> guilty <input type="checkbox"/> no contest _____ <input checked="" type="checkbox"/> not guilty <b>RDO</b>		<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 _____ M.CL. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> guilty _____ M.CL. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input checked="" type="checkbox"/> not guilty <b>RDO</b>		
<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.				
<i>Fine</i> \$ _____	<i>Restitution**</i> \$ _____	<i>Attorney's Fee</i> \$ _____	<i>Community Service Fee</i> \$ _____	<i>Other</i> \$ _____
**Name(s), address(es), and amount(s) for aggrieved party(ies) to receive restitution: <b>NOTE TO CLERK: Record SSN or Tax ID No. of aggrieved party(ies) on AOC-CR-382, "Certification Of Identity (Victims' Restitution)/Certification Of Identity (Witness Attendance)."</b>				
<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			
		Date	Name Of District Court Judge Or Magistrate (Type Or Print)	Signature Of District Court Judge Or Magistrate
		<b>5/26/21</b>	<b>WLL</b>	
<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

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