

File No. <div style="text-align: center; font-weight: bold; font-size: 1.2em;">20CR 055272</div>		Law Enforcement Case No. ALAMANCE COUNTY SHERIFFS OFFICE		LID No.	SID No.	FBI No.		
MAGISTRATE'S ORDER		STATE OF NORTH CAROLINA In The General Court Of Justice District Court Division <div style="text-align: center; margin-top: 10px;"> <u>ALAMANCE</u> County </div>						
Offense I M-SECOND DEGREE TRESPASS II M-RESISTING PUBLIC OFFICER		<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 without authorization remains on premises of ALAMANCE COUNTY, located at 109 S MAPLE ST - ALAMANCE COUNTY DETENTION CENTER PVA, after having been notified not to enter or remain there by a person in charge of the premises, T. SMITH.</p> <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 resist, delay and obstruct T. SMITH, a public officer holding the office of DEPUTY SHERIFF, by FAILED TO HEED THE COMMANDS OF OFFICERS AS THEY ORDERED THE SUBJECT TO LEAVE THE PROPERTY. At the time, the officer was discharging and attempting to discharge a duty of his office by ENSURING THE SAFETY AND SECURITY OF THE ALAMANCE COUNTY DETENTION CENTER.</p> <p>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.</p>						
THE STATE OF NORTH CAROLINA VS.								
Name And Address Of Defendant KRISTOFER WAYNE LOY 514 E HARDEN ST GRAHAM NC 27253 ALAMANCE COUNTY (336) 261-9276								
Race	Sex						Date Of Birth	Age
W	M						11/22/1993	
Social Security No.							Drivers License No. & State	
[REDACTED]							36550076 NC	
Name Of Defendant's Employer								
Offense Code(s)							Offense In Violation Of G.S.	
I 5709 II 5310							I 14-159.13 II 14-223	
Date Of Offense 11/16/2020								
Date Of Arrest & Check Digit No. (As Shown On Fingerprint Card) 11/16/2020 2191 ucw								
Arresting Officer (Name, Address Or Department) MARK A DOCKERY JR JR. ALAMANCE COUNTY SHERIFFS OFFICE 109 SOUTH MAPLE ST GRAHAM NC 27253 ALAMANCE COUNTY (336) 570-6300								
Names & Addresses Of Witnesses (Including Counties & Telephone Nos.) TYLER M SMITH ALAMANCE COUNTY SHERIFFS OFFICE 109 SOUTH MAPLE ST GRAHAM NC 27253 ALAMANCE COUNTY (336) 570-6300								
<input type="checkbox"/> Misdemeanor Offense Which Requires Fingerprinting Per Fingerprint Plan		Date Issued 11/16/2020						
<input checked="" type="checkbox"/> Magistrate <input type="checkbox"/> Assistant CSC		<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk Of Superior Court						
Signature JEFFREY HOLLAN		Location Of Court Alamance County Courthouse; CRMB 212 W ELM ST GRAHAM, NC 27253						
Court Date 01/19/2021		Court Time 09:00 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM						

(over)

ORIGINAL COPY

<div style="text-align: center;">District Attorney</div>		<div style="text-align: center;"><input type="checkbox"/> Waived <input type="checkbox"/> Not Indigent <input type="checkbox"/> Denied</div>		<div style="text-align: center;">Attorney For Defendant</div>		<div style="text-align: center;"><input type="checkbox"/> Appointed <input type="checkbox"/> Retained</div>		PRIOR CONVICTIONS:			
								No./Level: <input type="checkbox"/> 0 <input type="checkbox"/> I (0) <input type="checkbox"/> II (1-4) <input type="checkbox"/> III (5+)			
<div style="text-align: center;">PLEA:</div> <div><input 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 type="checkbox"/> not guilty</div>		<div style="text-align: center;">VERDICT:</div> <div><input type="checkbox"/> guilty <input type="checkbox"/> guilty <input type="checkbox"/> guilty <input type="checkbox"/> not guilty</div>		<div><input type="checkbox"/> M.CL. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3</div> <div><input type="checkbox"/> M.CL. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3</div> <div><input type="checkbox"/> M.CL. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3</div>							
				<div><input type="checkbox"/> not guilty</div>							
				<div>JUDGMENT: The defendant appeared in open court and freely, voluntarily and understandingly entered the above plea; on the above verdict, it is ORDERED that the defendant: <input type="checkbox"/> pay costs and a fine of \$ _____.</div>							
				<div><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.</div> <div><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)]</div> <div><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.</div> <div><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.</div>							
<div style="text-align: center;">Fine</div> <div style="text-align: center;">\$ _____</div>		<div style="text-align: center;">Restitution**</div> <div style="text-align: center;">\$ _____</div>		<div style="text-align: center;">Attorney's Fee</div> <div style="text-align: center;">\$ _____</div>		<div style="text-align: center;">Community Service Fee</div> <div style="text-align: center;">\$ _____</div>		<div style="text-align: center;">Other</div> <div style="text-align: center;">\$ _____</div>			
<div>**Name(s), address(es), and amount(s) for aggrieved party(ies) to receive restitution. 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)."</div>											
<div><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.</div> <div><input type="checkbox"/> 7. not be found in or on the premises of the complainant or _____.</div> <div><input type="checkbox"/> 8. not assault, communicate with or be in the presence of the complainant or _____.</div> <div><input type="checkbox"/> 9. provide a DNA sample pursuant to G.S. 15A-266.4. (AOC-CR-319)</div> <div><input type="checkbox"/> 10. Other: _____</div> <div>_____</div> <div>_____</div> <div>_____</div> <div>_____</div>											
<div>APPEAL ENTRIES</div>											
<div><input type="checkbox"/> The defendant, in open court, gives notice of appeal to the <input type="checkbox"/> District <input type="checkbox"/> Superior Court.</div> <div><input type="checkbox"/> The current pretrial release order is modified as follows:</div>											
<div style="text-align: center;">Date</div>		<div style="text-align: center;">Signature Of District Court Judge Or Magistrate</div>									
<div>WAIVER OF PROBABLE CAUSE HEARING</div>											
<div>The undersigned defendant, with the consent of his/her attorney, waives the right to a probable cause hearing.</div>											
<div style="text-align: center;">Date Waived</div>		<div style="text-align: center;">Signature Of Defendant</div>									
<div style="text-align: center;">Signature Of Attorney</div>		<div style="text-align: center;">Signature Of District Court Judge Or Magistrate</div>									
<div>CERTIFICATION</div>											
<div>I certify that this Judgment is a true and complete copy of the original which is on file in this case.</div>											
<div style="text-align: center;">Date</div>		<div style="text-align: center;">Date Delivered To Sheriff</div>		<div style="text-align: center;">Signature</div>				<div><input type="checkbox"/> Dep. CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> CSC</div>			

STATE OF NORTH CAROLINA

File No.

20CR 055272

ALAMANCE County

In The General Court Of Justice
☒ District ☐ Superior Court Division

STATE VERSUS

Name And Address Of Defendant

KRISTOFER WAYNE LOY
514 E HARDEN ST

GRAHAM NC 27253

CONDITIONS OF RELEASE
AND RELEASE ORDER

20RO1108729

G.S. Chapter 15A, Art. 25, 26

Amount Of Bond

\$

Offenses And Additional File Numbers

20CR55272 MAG ORDR; M-SECOND DEGREE TRESPASS; M-RESISTING PUBLIC OFFICER

☐ See Attachment

Location Of Court

Alamance County Courthouse; CRMB

☒ District ☐ Superior

Date

01/19/2021

Time

09:00 ☒ AM ☐ PM

To The Defendant Named Above, you are ORDERED to appear before the Court as provided above and at all subsequent continued dates. If you fail to appear, you will be arrested and you may be charged with the crime of willful failure to appear. You also may be arrested without a warrant if you violate any condition of release in this Order or in any document incorporated by reference.

The defendant has been advised of charge(s) against him/her and his/her right to communicate with counsel and friends.

☒ Your release is authorized upon execution of your: ☒ WRITTEN PROMISE to appear ☐ UNSECURED BOND in the amount shown above

☐ CUSTODY RELEASE ☐ SECURED BOND in the amount shown above (NOTE: Give a copy of this order to any surety who posts bond.)

☐ HOUSE ARREST with ELECTRONIC MONITORING administered by (agency) _____ and the SECURED BOND above. You may leave your residence for the purpose(s) of ☐ employment ☐ counseling ☐ course of study ☐ vocational training

DO NOT RETURN TO THE ALAMANCE COUNTY DETENTION CENTER UNLESS ON OFFICIAL BUSINESS.

☐ Your release is not authorized.

☐ The defendant is required to provide (check all that apply) ☐ fingerprints under G.S. 15A-502. ☐ a DNA sample under G.S. 15A-266.3A.

Prior to release, the defendant shall provide his/her (check all that apply) ☐ fingerprints. ☐ DNA sample.

☐ The defendant has been ☐ (i) charged with a felony while on probation (complete AOC-CR-272, Side One). ☐ (ii) arrested for violation of probation with a pending felony charge or prior conviction requiring registration under G.S. 14, Article 27A (complete AOC-CR-272, Side Two).

☐ This Order is entered upon defendant's warrantless arrest for violation of conditions of release entered previously for the above-captioned case in the Order dated _____.

☐ The defendant was arrested or surrendered after failing to appear as required under a prior release order.

☐ This was the defendant's second or subsequent failure to appear in this case.

☐ Your release is subject to the conditions as shown on the attached ☐ AOC-CR-270. ☐ Other: _____.

Additional Information

Date

11/16/2020

Signature Of Judicial Official

JEFFREY HOLLAN

☒ Magistrate ☐ Deputy CSC ☐ Assistant CSC☐ Clerk Of Superior Court ☐ District Court Judge ☐ Superior Court Judge

ORDER OF COMMITMENT

To The Custodian Of The Detention Facility Named Below, you are ORDERED to receive in your custody the defendant named above who may be released if authorized above. If the defendant is not sooner released, you are ORDERED to: ☐ produce him/her in Court as provided above.

☐ hold him/her ☐ as provided on the attached AOC-CR-272. ☐ for the following purpose: _____.

☐ [for charges covered by G.S. 15A-534.1 (domestic violence) or 15A-534.7 (threat of mass violence)] produce him/her at the first session of District or Superior Court held in this county after the entry of this Order or, if no session is held before (enter date and time 48 hours after time of arrest) _____.

☐ AM ☐ PM produce him/her before a magistrate of this county at that time to determine conditions of pretrial release.

Name Of Detention Facility

Date

Signature Of Judicial Official

JEFFREY HOLLAN

WRITTEN PROMISE TO APPEAR OR CUSTODY RELEASE

I, the undersigned, promise to appear at all hearings, trials or otherwise as the Court may require and to abide by any restrictions set out above. I understand and agree that this promise is effective until the entry of judgment in the District Court from which no appeal is taken or until the entry of judgment in Superior Court. If I am released to the custody of another person, I agree to be placed in that person's custody, and that person agrees by his/her signature to supervise me.

Date

11/16/20

Signature Of Defendant

Signature Of Person Agreeing To Supervise Defendant

Name Of Person Agreeing To Supervise Defendant (type or print)

Address Of Person Agreeing To Supervise Defendant

DEFENDANT RELEASED ON BAIL

Date

11-16-20

Time

2330

☐ AM☒ PM

Signature Of Jailer

CPL. wise / Cpt. Reid

CONDITIONS OF RELEASE MODIFICATIONS

The Conditions of Release on the reverse are modified as follows:

Modification	Date	Signature Of Judicial Official

SUPPLEMENTAL ORDERS FOR COMMITMENT

The defendant is next Ordered produced in Court as follows:

Date	Time	Place	Purpose	Signature Of Judicial Official

DEFENDANT RECEIVED BY DETENTION FACILITY

Date	Time	Signature Of Jailer
11-16-20	2315	CPL. WISE

DEFENDANT RELEASED FOR COURT APPEARANCE

Date	Time	Signature Of Jailer

NOTE TO CUSTODIAN: This form shall accompany the defendant to court for all appearances.

AOC-CR-200, Side Two, Rev. 12/18

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