

File No.

# STATE OF NORTH CAROLINA

In The General Court Of Justice  
District Court Division

## CRIMINAL SUMMONS COMMUNICATING THREATS

\_\_\_\_\_ County

**THE STATE OF NORTH CAROLINA VS.**

To the defendant:

I, the undersigned, find that there is probable cause to believe that on or about the date of offense shown and in the county named above, you unlawfully and willfully did threaten to physically injure the person and damage the property of \_\_\_\_\_

Name And Address Of Defendant

The threat was communicated to the person by \_\_\_\_\_

County Of Residence Telephone No.

and the threat was made in a manner and under circumstances which would cause a reasonable person to believe that the threat was likely to be carried out and the person threatened believed that the threat would be carried out.

Race Sex Date Of Birth Age

Social Security No. Drivers License No. & State

Name Of Defendant's Employer

Offense Code(s) **5328** Offense In Violation Of G.S. **14-277.1**  
Date Of Offense

Complainant (Name, Address Or Department)

This act was in violation of the law referred to in this Criminal Summons. This Summons is issued upon information furnished under oath by the complainant listed. You are DIRECTED to appear before the Court at the location, date and time indicated below to answer to the charge. If you fail to appear, you may be held in CONTEMPT OF COURT and imprisoned for up to thirty (30) days or fined up to \$500.00, or both. This penalty for failure to appear is in addition to any sentence which may be imposed for the crime charged.

County Of Residence Telephone No.

Names & Addresses Of Witnesses (Including Counties & Telephone Nos.)

Signature Location Of Court

Misdemeanor Offense Which Requires Fingerprinting Per Date Issued

Magistrate  Deputy CSC  
 Assistant CSC  Clerk Of Superior Court

Court Date Court Time  AM  PM

If this Criminal Summons is not served within ninety (90) days, it must be returned to the Clerk of Court in the county in which it was issued with the reason for the failure of service noted thereon. The officer must state all steps taken by the department in attempting to serve the Summons and any information obtained about the whereabouts of the defendant.

**RETURN OF SERVICE**

I certify that this Criminal Summons was received and served as follows:

Date Received	Date Served	Date Returned
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By personally serving this Criminal Summons on the defendant.  
 This Criminal Summons WAS NOT served for the following reason:

Signature Of Officer Making Return

Department Or Agency Of Officer

**REISSUANCE**

Date	Signature	<input type="checkbox"/> Dep. CSC <input type="checkbox"/> Assist. CSC <input type="checkbox"/> CSC
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**RETURN FOLLOWING REDELIVERY**

I certify that this Criminal Summons was received and served as follows:

Date Received	Date Served	Date Returned
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By personally serving this Criminal Summons on the defendant.  
 This Criminal Summons WAS NOT served for the following reason:

Signature Of Officer Making Return

Department Or Agency Of Officer

**APPEAL ENTRIES**

The defendant, in open court, gives notice of appeal to the Superior Court.  
 The current pretrial release order is modified as follows:

Date	Signature Of District Court Judge
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District Attorney	Attorney For Defendant At Time Of Trial Or Plea	<input type="checkbox"/> Appointed <input type="checkbox"/> Retained <input type="checkbox"/> Waived	<b>PRIOR CONVICTIONS:</b> No./Level: <u>0</u> <input type="checkbox"/> I (0) <input type="checkbox"/> II (1-4) <input type="checkbox"/> III (5+)
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PLEA:  guilty  no contest \_\_\_\_\_ VERDICT:  guilty \_\_\_\_\_ MISD. CLASS:  1  2  3  
 guilty  no contest \_\_\_\_\_  guilty \_\_\_\_\_ MISD. CLASS:  1  2  3  
 not guilty \_\_\_\_\_  not guilty \_\_\_\_\_

**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:  pay costs and a fine of \$ \_\_\_\_\_.  
 be imprisoned for a term of \_\_\_\_\_ days in the custody of the sheriff.  DOC. Pretrial \_\_\_\_\_ days served.  
 Work release  is recommended.  is not recommended. [ is ordered. (use form AOC-CR-602)]  
 The Court finds that  longer  shorter period of probation, than that which is specified in G.S. 15A-1343.2(d), is  
 With defendant's consent, 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), amount(s) & social security number(s) of aggrieved party(ies) to receive restitution:

- 6. complete \_\_\_\_\_ hours of community service during the \_\_\_\_\_ days of probation, as directed by the service coordinator, and pay the fee prescribed by G.S. 143B-475.1(b) \_\_\_\_\_ days.
- 7. not be found in or on the premises of the complainant \_\_\_\_\_
- 8. not assault, communicate with or be in the presence of the complainant \_\_\_\_\_
- 9. Other \_\_\_\_\_

It is ORDERED that this:  Judgment is continued upon payment of costs.  
 case be consolidated for judgment with \_\_\_\_\_  
 sentence is to run at the expiration of the sentence in \_\_\_\_\_

**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.

Date	Name Of District Court Judge (Type Or Print)	Signature Of District Court Judge
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**CERTIFICATION**

I certify that this Judgment is a true and complete copy of the original which is on file in this case.

Date	Signature	<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assist. CSC <input type="checkbox"/> CSC
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