

File No.

STATE OF NORTH CAROLINA

In The General Court Of Justice
District Court Division

CRIMINAL SUMMONS

- I. FAILURE TO RETURN RENTAL PROPERTY
- II. FAILURE TO RETURN RENTAL PROPERTY WITH WRITTEN PURCHASE OPTION

_____ 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:

(charge only one offense)

I. FAILURE TO RETURN RENTAL PROPERTY [G.S. 14-167]
(NOTE: Charge when rental agreement does not contain written option to purchase.)
 fail to return the property described below to the possession of the person, firm and corporation named below, from whom you rented it, at the expiration of the time for which it was rented.

II. FAILURE TO RETURN RENTAL PROPERTY WITH WRITTEN PURCHASE OPTION [G.S. 14-168.4]
 fail to return the property described below that was rented pursuant to a written agreement in which there was an option to purchase the property, when an event, _____, occurred that terminated the agreement, with the intent to defeat the rights of the owner named below.

Describe Rental Property	Name Of Person, Firm, Corporation And Owner
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Name And Address Of Defendant			
County Of Residence		Telephone No.	
Race	Sex	Date Of Birth	Age
Social Security No.		Drivers License No. & State	
Name Of Defendant's Employer			
Offense Code(s)		Offense In Violation Of G.S.	
I. 2646		14-167, 14-168.4	
II. 2649		Date Of Offense	
Complainant (Name, Address Or Department)			
County Of Residence		Telephone No.	
Names & Addresses Of Witnesses (Including Counties & Telephone Nos.)			
Date Issued		Signature	

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 ORDERED to appear before the Court at the location, date and time indicated below to answer to the charge. If you fail to appear, an order for your arrest may be issued and 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.

Signature		Location Of Court	
<input type="checkbox"/> Magistrate	<input type="checkbox"/> Deputy CSC	Court Date	Court Time
<input type="checkbox"/> Assistant CSC	<input type="checkbox"/> Clerk Of Superior Court		<input type="checkbox"/> AM <input type="checkbox"/> 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.

District Attorney

Attorney For Defendant At Time Of Trial Or Plea

- Appointed
- Retained
- Waived

PRIOR CONVICTIONS:

No./Level: 0 I (0) II (1-4) III (5+)

PLEA: guilty no contest _____ VERDICT guilty _____ MISD. 1 2 3
 guilty no contest _____ guilty _____ CLASS: 1 2 3
 not guilty _____ not guilty _____

RETURN OF SERVICE

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

Date Received	Date Served	Date Returned

By personally serving this Criminal Summons on the

This Criminal Summons WAS NOT served for the following reason:

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

Work release is recommended. is not recommended. [is ordered. (use form AOC-CR-602)]

The Court finds that a 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:

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

- 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: _____

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

Date Received	Date Served	Date Returned

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:

It is **ORDERED** that 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

CERTIFICATION

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

Date	Signature Of District Court Judge	Date	Date Delivered To Sheriff	Signature	<input type="checkbox"/> Deputy CSC
					<input type="checkbox"/> Assist. CSC <input type="checkbox"/> CSC