

STATE OF NORTH CAROLINA

File No.

_____ County

In The General Court Of Justice
District Court Division

IN THE MATTER OF:

Name And Address Of Respondent (Including Zip Code)

Date Of Birth Of Respondent

**PETITION AND CUSTODY ORDER
FOR SPECIAL EMERGENCY
SUBSTANCE ABUSE
INVOLUNTARY COMMITMENT**

G.S. 122C-282

I, the undersigned affiant, being first duly sworn, and having sufficient knowledge to believe that the respondent is a proper subject for involuntary commitment, allege that the respondent is a resident of, or can be found in the above named county, and is a substance abuser who is dangerous to himself or others. I have taken the respondent into custody and brought the respondent immediately before the Court because he/she is violent and requires restraint and the delay which would result from obtaining a medical examination would endanger life or property.

The facts upon which this opinion is based are as follows:

Name And Address Of Nearest Relative Or Guardian (Including Zip Code)

Name And Address Of Other Person Who May Testify To Facts (Including Zip Code)

Home Telephone No.

Business Telephone No.

Home Telephone No.

Business Telephone No.

I request the Court to authorize the transportation of the respondent to a 24-hour facility for temporary custody, observation and treatment pending a district court hearing.

SWORN AND SUBSCRIBED TO BEFORE ME

Signature Of Petitioner-Officer

Date

Name And Address Of Petitioner-Officer (Including Zip Code) (Type Or Print)

Signature

- Deputy CSC Assistant CSC Clerk Of Superior Court
- Magistrate

FINDINGS

The Court finds that there are reasonable grounds to believe that the facts alleged in the petition are true and that the respondent is probably a substance abuser and dangerous to himself or others.

The Court further finds by clear, cogent, and convincing evidence that the respondent is in fact violent and requires restraint, and delay in taking the respondent to a physician or eligible psychologist for examination would endanger life or property.

CUSTODY ORDER

TO ANY LAW ENFORCEMENT OFFICER

The Court orders you to take the named respondent into custody and transport the respondent directly to the 24-hour facility named below, for temporary custody, examination and treatment pending a district court hearing.

| | | |
|--|--|--|
| <i>Name And Address of 24-Hour Facility For Substance Abuser</i> | <i>Date</i> | <i>Time</i> <input type="checkbox"/> AM <input type="checkbox"/> PM |
| | <i>Signature</i> | |
| | <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Magistrate | <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court |

RETURN OF SERVICE

The respondent WAS NOT taken into custody for the following reason:

I certify that this Order was received and served as follows:

| | |
|---|--|
| <i>Date Respondent Taken Into Custody</i> | <i>Time</i> <input type="checkbox"/> AM <input type="checkbox"/> PM |
|---|--|

I transported the respondent directly to and placed him in the temporary custody of the facility named below.

| | | |
|--|---|-----------------------|
| <i>Name Of 24-Hour Facility For Substance Abuser</i> | <i>Date Order Received</i> | <i>Date Of Return</i> |
| <i>Date Delivered</i> | <i>Signature Of Law Enforcement Officer</i> | |
| <i>Time</i> <input type="checkbox"/> AM <input type="checkbox"/> PM | <i>Name Of Transporting Agency</i> | |

PETITIONER'S WAIVER OF NOTICE OF HEARING

I voluntarily waive my right to notice of all hearings and rehearings in which the Court may commit the respondent or extend the respondent's commitment period, or discharge the respondent from the treatment facility.

| | |
|-----------------------------|--|
| <i>Signature Of Witness</i> | <i>Date</i> |
| | <i>Signature Of Petitioner-Officer</i> |