

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
\_\_\_\_ CVS \_\_\_\_

Judgment Docket \_\_\_\_\_, Page \_\_\_\_\_

\_\_\_\_\_

Plaintiff,

**ORDER  
SEIZING DEBTOR'S INTEREST  
IN JOINT ACCOUNT**

vs.

as to

\_\_\_\_\_

Defendant(s).

THIS CAUSE came on for consideration before the undersigned Superior Court Judge presiding in Mecklenburg County for an order to seize the Judgment Debtor's interest in a joint account held at \_\_\_\_\_, in response to this Court's prior Order in Supplement to Writ of Execution, notified Plaintiff's counsel of the existence of a joint account. It appears that the \_\_\_\_\_ account is the joint account of \_\_\_\_\_ and \_\_\_\_\_, that the amount of their respective contributions to this account is not known, and, pursuant to N.C.G.S. § 41.2(2), this account is deemed owned by the depositors equally, but that the other joint owner, who is not a Judgment Debtor herein, should be afforded a reasonable opportunity to trace funds in order to establish the respective interests in such account.

IT IS, THEREFORE, ORDERED that \_\_\_\_\_ is forbidden to transfer or dispose of any such funds and/or property due to \_\_\_\_\_, the Judgment Debtor herein, such funds and/or property to be applied to the execution issued in this case, the balance of the amount payable under the terms of the existing contract between Plaintiff and said Defendant to the extent that this balance does not exceed the amount of the judgment herein nor exceed one-half of the available funds in the account.

IT IS FURTHER ORDERED that \_\_\_\_\_ is directed to appear before this Court at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, in Courtroom \_\_\_\_\_, and testify

concerning the funds in its possession that belong to the Judgment Debtor, and that Plaintiff's counsel provide notice to the non-debtor joint-account holder concerning the hearing, and that such person may appear and present evidence to establish the respective ownership interests in this account.

IT IS FURTHER ORDERED that \_\_\_\_\_  
\_\_\_\_\_ is specifically directed to freeze the funds in its possession, up to one-half of the account balance, until further Order of this Court or written notice from Plaintiff's counsel that funds should be released to the Judgment Debtor.

This the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Superior Court Judge Presiding  
Mecklenburg County, North Carolina