

_____ County

In The General Court Of Justice
 District Superior Court Division

Name Of Defendant		<p>NON-DEFENDANT OWNER'S PETITION/APPLICATION FOR RELEASE OF SEIZED MOTOR VEHICLE ACKNOWLEDGMENT</p> <p>G.S. 20-28.2(e), 20-28.3(e), 20-28.3(e1)</p>		
Defendant's Drivers License No.	State			
Vehicle Identification No.				
Vehicle License No.	State			
Vehicle Type	Make			

The motor vehicle described above was seized on the date shown above while being driven by the defendant named above. The defendant was charged with committing an impaired driving offense and it is alleged that at the time of the violation (1) the defendant's drivers license was revoked pursuant to an impaired drivers license revocation or (2) the defendant was driving without a valid drivers license and was not covered by an automobile liability insurance policy. The petitioner named on the reverse side applies for the release of that motor vehicle and any funds paid into this Court as a result of any damage to or sale of the vehicle incident to its seizure. Release is requested:

(check all that apply)

- Temporarily** pending a proceeding before the Clerk on this Petition or pending a hearing on the forfeiture of the vehicle.
NOTE: Check this option if you want immediate temporary release of your vehicle. You must execute and file a bond. Use "Bond To Secure Return Of Motor Vehicle For Proceeding Or Hearing On Petition For Release," AOC-CR-331.
- Permanently after a proceeding before the Clerk on this Petition to be held as soon as may be feasible after the filing of this Petition.
- Permanently after a hearing conducted by the court on the forfeiture of the vehicle.

I state:

1. The petitioner is:
 - a. an individual.
 - b. a business firm or corporation acting through the undersigned agent.
2. I am a person in whose name a registration card or certificate of title for the motor vehicle was issued **at the time the vehicle was seized.**
3. I was not the driver at the time of the underlying offense resulting in the seizure.
4. I am an innocent owner because:
 (check all that apply) (**NOTE:** This item does not apply to temporary release petitions.)
 - a. I did not know and had no reason to know that the defendant's drivers license was revoked. the defendant did not have a valid drivers license and that the defendant had no liability insurance.
 - b. I knew that the defendant's drivers license was revoked, the defendant did not have a valid drivers license and that the defendant had no liability insurance, but the defendant drove the motor vehicle without my expressed or implied permission, and I filed a police report for unauthorized use of the motor vehicle and have agreed to prosecute the unauthorized operator of the motor vehicle.
 - c. The motor vehicle was reported stolen.
 - d. I am in the business of renting vehicles, and the defendant is not listed as an authorized driver on the rental contract.
 - e. I am in the business of leasing motor vehicles, held legal title to the motor vehicle as lessor at the time the vehicle was seized, and had no actual knowledge of the revocation of the defendant's drivers license at the time the lease was entered.
5. I acknowledge that:
 - a. The motor vehicle described above was operated by the defendant named above who was charged with an offense involving impaired driving and it is alleged that at the time of the violation the defendant's license was revoked as a result of a prior impaired drivers license revocation. the defendant did not have a valid drivers license and did not have liability insurance.
 - b. If the vehicle is again operated by the defendant and the defendant is charged with an offense involving impaired driving, then the vehicle is subject to impoundment and forfeiture if at the time of the violation (i) the defendant's drivers license is revoked as a result of a prior impaired driving license revocation or (ii) the defendant does not have a valid drivers license and does not have liability insurance.
 - c. A lack of knowledge or consent to the operation will not be a defense in the future, unless I have taken all reasonable precautions to prevent the use of the vehicle by the defendant and immediately report, upon discovery, any unauthorized use to the appropriate law enforcement agency.

6. (check applicable box)

- a. I have not previously executed an acknowledgment naming the defendant named on the reverse side as operator of the vehicle described on the reverse side.
- b. I have previously executed an acknowledgment naming the defendant named on the reverse side as operator of the vehicle described on the reverse side and have taken all reasonable precautions to prevent the use of the vehicle by the defendant named on the reverse side and immediately reported, upon discovery, any unauthorized use to the appropriate law enforcement agency.

7. (check if you are a lessor) I agree not to sell, give, or otherwise transfer possession of the motor vehicle to the defendant or to any person acting on the defendant's behalf. **NOTE:** "A lessor who refuses to sell, give, or otherwise transfer possession of a seized motor vehicle to the defendant or any person acting on the behalf of the defendant shall not be liable for damages arising out of the refusal." G.S. 20-28.2(e).

8. (check if applying for temporary release) The motor vehicle has been seized for at least 24 hours.

9. (check if applying for temporary release) No bond posted by me to secure the release of the motor vehicle has previously been ordered forfeited.

NOTE: In order to obtain permanent release of your vehicle, you must furnish to the Clerk or the Court satisfactory proof of financial responsibility. (Form FS-1, which can be obtained from your insurance company, will provide proof of financial responsibility.)

Name, Address And Telephone No. Of Petitioner/Applicant (Type Or Print)	Date	
	Signature Of Petitioner/Applicant	
	Drivers License No. (Individual Petitioner Only)	State

NOTE TO CLERK: Immediately upon the filing of this form, report the owner's acknowledgment to DMV using STARS.