

**STATE OF NORTH CAROLINA**

File No.

\_\_\_\_\_ County

In The General Court Of Justice  
 District     Superior Court Division

Name Of Defendant	
Vehicle Identification Number	
Vehicle License Number	State
Vehicle Make	Vehicle Model
Vehicle Year	Date Of Offense
	Date Of Seizure

**FELONY SPEEDING TO ELUDE – VEHICLE SEIZURE  
ORDER OF FORFEITURE  
(For Offenses Committed Dec. 1, 2011 - Nov. 30, 2013)**

G.S. 20-141.5

**I. FINDINGS OF FACT**

The Court finds the following by the greater weight of the evidence:

- 1. The motor vehicle described above was seized on the date shown above after being driven by the defendant named above, and the defendant was arrested for felony speeding to elude arrest pursuant to G.S. 20-141.5.
- 2. The defendant has been convicted of felony speeding to elude arrest pursuant to G.S. 20-141.5.
- 3. No owner or lienholder has petitioned for permanent release of the motor vehicle, or any such petitions have been denied.
- 4. The motor vehicle
  - a. (no special equipment or modification) is not specially equipped or modified from its original manufactured condition so as to increase its speed.
  - b. (special equipment or modification that can be removed) is specially equipped or modified from its original manufactured condition so as to increase its speed, but the special equipment or modification is not so extensive that it would be impractical to restore the vehicle to its original manufactured condition.
  - c. (special equipment or modification that cannot be removed) is specially equipped or modified from its original manufactured condition so as to increase its speed, and the special equipment or modification is so extensive that it would be impractical to restore the vehicle to its original manufactured condition.

**II. CONCLUSIONS OF LAW**

Based on the foregoing findings of fact, the Court makes the following conclusions of law: (check one)

- 1. (no special equipment or modification) The motor vehicle is subject to forfeiture and sale pursuant to G.S. 20-141.5(h).
- 2. (special equipment or modification that can be removed) The motor vehicle is subject to forfeiture and sale pursuant to G.S. 20-141.5(h), but the vehicle has been specially equipped or modified from its original manufactured condition so as to increase its speed. The vehicle must be restored to its original manufactured condition prior to sale, and the removed special equipment and modifications must be destroyed.
- 3. (special equipment or modification that cannot be removed) The motor vehicle is subject to forfeiture and sale pursuant to G.S. 20-141.5(h), but the vehicle has been specially equipped or modified from its original manufactured condition so as to increase its speed. The special equipment and modifications are so extensive that it would be impractical to restore the vehicle to its original manufactured condition, and therefore the vehicle should be turned over to (specify governmental agency or public official within the territorial jurisdiction of the court) \_\_\_\_\_ to be used in the performance of official duties only, and not for resale, transfer, or disposition other than as junk.

(Over)

**III. ORDER**

It is ORDERED that *(check one)*

- 1. *(no special equipment or modification)* The sheriff shall arrange for the sale of the motor vehicle described above and the disbursement of any net proceeds pursuant to G.S. 20-141.5(h)(1).
- 2. *(special equipment or modification that can be removed)* The sheriff shall arrange for (i) the removal of the special equipment and modifications that increased the motor vehicle's speed, (ii) the return of the vehicle to its original manufactured condition, (iii) the destruction of the special equipment and modifications, and (iv) the sale of the restored motor vehicle described above and the disbursement of any net proceeds pursuant to G.S. 20-141.5(h)(1).
- 3. *(special equipment or modification that cannot be removed)* The sheriff shall  retain the motor vehicle described above  deliver the motor vehicle described above to *(specify other governmental agency or public official)* \_\_\_\_\_  
\_\_\_\_\_ to be used in the performance of official duties only, and not for resale, transfer, or disposition other than as junk.

<i>Date</i>	<i>Name Of Judge (Type Or Print)</i>	<i>Signature Of Judge</i>
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**CERTIFICATION**

The foregoing is a true and correct copy of the original on file in this office.

<i>Date</i>	<i>Signature</i>	<input type="checkbox"/> <i>Deputy CSC</i> <input type="checkbox"/> <i>Assistant CSC</i> <input type="checkbox"/> <i>Clerk Of Superior Court</i>
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