

STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice
District Court Division

_____ County

Name Of Plaintiff/Victim

Address Of Plaintiff/Victim (Use alternative address if afraid to give physical address.)

VERSUS

Name And Address Of Defendant/Respondent

MOTION TO
 RESCIND **SET ASIDE**
PERMANENT CIVIL NO-CONTACT ORDER
AGAINST SEX OFFENDER

G.S. 1A-1, Rule 60(b); 50D-9

MOTION

A Permanent Civil No-Contact Order Against Sex Offender, a copy of which is attached, was entered by a district court judge in this county on the date listed below. (Attach a copy of the order.)

- 1. I am the plaintiff and I move that the Permanent Civil No-Contact Order Against Sex Offender previously entered on the date listed below be rescinded as there are not any reasonable grounds for me to fear future contact with the defendant. I request that the Court set a hearing date to determine whether the order will be rescinded. (State grounds for not fearing future contact with the defendant.)

- 2. I move that the Permanent Civil No-Contact Order Against Sex Offender previously entered on the date listed below be set aside because it is no longer equitable that the order have future application or for other good cause pursuant to G.S. 1A-1, Rule 60(b) (5) or (6), and I request that the Court set a hearing date to determine whether the order will be set aside. (State reasons for setting aside the Permanent Civil No-Contact Order Against Sex Offender.)

Date Previous Order Entered

Name Of Moving Party (type or print)

Signature Of Moving Party

Date

NOTICE OF HEARING

NOTICE TO THE NON-MOVING PARTY: You are hereby notified that this Motion To Rescind Set Aside the Permanent Civil No-Contact Order Against Sex Offender will be heard on the date, time and at the location set out below. You should appear at that time to show cause if and why the relief requested in this Motion should not be allowed.

Date Of Hearing

Time Of Hearing
 AM PM

Location Of Hearing

CERTIFICATE OF SERVICE

I certify that on the date of mailing shown below a copy of this Motion and Notice was served on the non-moving party at the address listed above by depositing a copy in a post-paid, properly addressed envelope in a post office or official depository under the exclusive care and custody of the United States Postal Service.

Date Of Mailing

Date Of Certification

Signature Of Moving Party

(See INSTRUCTIONS on Reverse)
Original-File Copy-Defendant Copy-Plaintiff

INSTRUCTIONS TO MOVING PARTY

1. You must file this Motion with the Clerk of Superior Court in the county in which the previous order was issued.
2. Ask the Clerk to give you the date, time and location for the hearing before a district court judge and fill in that information on the form.
3. Complete an original and two copies of this Motion.
4. You must mail the completed form to the other party at least eight (8) days before the date set for the hearing.
5. Fill out the certification of service on the form; put one copy of the Motion and Notice in the envelope and mail it to the non-moving party; give the original to the Clerk; and keep the second copy for your records.