

**STATE OF NORTH CAROLINA
COUNTY OF FORSYTH**

**IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NO.: ___ CRS _____**

STATE OF NORTH CAROLINA)
)
 VS.)
)
 _____,)
 Defendant)

**MOTION TO CONTINUE PREVIOUSLY
SET CRIMINAL CASE**

COMES NOW the undersigned who moves the Court to continue the trial of the above-captioned case(s) scheduled for _____, 20____. pursuant to Rule 5.2(d) of the Criminal Docket Management Plan for the Twenty-first Prosecutorial/Judicial District. I respectfully show to the Court the following:

1. The defendant was arrested on _____.
2. a. The defendant is not in custody.
.. b. The defendant has been in custody since _____.
.. c. The defendant is also in custody on unrelated/non-joinable charges.
3. .. a. There are no co-defendants or companion cases.
b. The co-defendants are _____ and their attorneys are _____.
4. .. a. The co-defendants are not in custody.
.. b. The co-defendants are in custody solely on joinable charges as follows:
Co-Defendant _____ In Jail Since _____
Co-Defendant _____ In Jail Since _____
Co-Defendant _____ In Jail Since _____
c. The co-defendants are also in custody on unrelated/non-joinable charges.
5. The case has been on the trial calendar on the previous dates:

6. a. I have consulted with all counsel (and all pro-se parties).
b. I have not consulted with all counsel (and all pro-se parties) regarding the continuance.
7. a. One or more counsel/party opposes the continuance.
b. No counsel/parties oppose the continuance.

8. I would be prepared to try the matter, if continued, on the following dates:

9. The reason I request a continuance is _____

_____.

This the _____ day of _____, 20____.

Assistant District Attorney

Counsel or Party Requesting Continuance

CERTIFICATE OF SERVICE

I certify that I served a copy of this DISCLOSURE CERTIFICATE and DISCOVERY by:

- delivering a copy personally to _____, attorney for defendant, or
- placing a copy in the mail to _____, or
- leaving a copy with the receptionist at the office of the attorney for the defendant,
- placing a copy in the defense attorney's mailbox maintained by the Clerk of Superior Court.

Assistant District Attorney

Counsel or Party Requesting Continuance