

STATE OF NORTH CAROLINA

File No.

County

In The General Court Of Justice
District Superior Court Division

STATE VERSUS

SURRENDER OF DEFENDANT BY SURETY

G.S. 15A-540

Name Of Defendant

Name Of Surety(ies)

Date Of Appearance Bond

Amount Of Bond

County Where Defendant To Appear If Different

\$

All File Nos. And Offenses

I, the undersigned surety for the named defendant, request that the Court release me from the defendant's Appearance Bond which I signed as indicated above. A certified copy of the bail bond is attached.

(You must complete both I. and II. below.)

I. Form Of Surrender (check only one)

- (a) I arrested the defendant and now surrender the defendant to the jail in this county where the defendant is to appear on these charges.
(b) I surrender the defendant who is currently in the jail in this county where the defendant is to appear on these charges.

II. Status Of Order Of Forfeiture (check only one)

- (a) The surrender of the defendant has occurred after an Order of Forfeiture was entered for the appearance bond for the offense(s) listed above, and after an order for arrest was issued.
(b) The surrender of the defendant has occurred before an Order of Forfeiture was entered for the appearance bond for the offense(s) listed above.

I understand that this Surrender does not relieve me from my responsibility if an Order of Forfeiture has been entered before this Surrender. I also understand that I must apply to the Court for relief in that matter.

Date Name Of Surety (Type Or Print) Signature Of Surety

RECEIPT OR ACKNOWLEDGMENT OF CUSTODIAN

I, the undersigned custodian, acknowledge that the defendant is in custody as indicated.

Date Name Of Custodian/Jailer (Type Or Print) Signature Of Custodian/Jailer

NOTE TO CUSTODIAN: G.S. 15A-540(b) requires that a defendant surrendered by a surety must have an immediate hearing on whether the defendant is again entitled to release and, if so, upon what conditions.

NOTES TO MAGISTRATE:

- (1) If the defendant is surrendered before his/her court date, no new release order should be entered.
(2) If defendant was surrendered after failure to appear, a new release order must be entered.
(3) If an order for arrest was issued for the defendant's failure to appear, the court date in the new release order should be the same as the court date, if any, in the order for arrest.
(4) If the defendant is surrendered in a county other than the county where the defendant is to appear, return original order for arrest, if any, with return of service completed, along with this form and a copy of the new Release Order, to the county where the defendant is to appear.