

STATE OF NORTH CAROLINA

In The General Court Of Justice
District Court Division

Moore County

Name Of Case

20 CID 738

Case File No.

Date Of Proceeding(s)

10-28-2020

Name Of Presiding Judge

Debra M. Joe

Courtroom Where Hearing Held

Moore Co.

FILED
REQUEST FOR DUPLICATE COPY
OF VERBATIM AUDIO COURT RECORD
(NON-CONFIDENTIAL)
2023 OCT 29
MOORE CO. C.S.C.
BY: HE

REQUEST

I, the undersigned, request a duplicate copy of the case named above which was a non-confidential district court hearing that was electronically recorded. I understand I may have this record transcribed by anyone I wish.

[Note To Person Making Request: *There is a fee for photocopying the audio recording log and any other relevant documents, as well as a fee for the cost of any blank medium required to produce the copy. Payment must be made by cash, certified check or money order, payable to the Clerk of Superior Court. Personal checks will not be accepted.]*

[Note To Person Transcribing: *These audio records were created using a sophisticated electronic recording machine that records at half speed on four separate tracks (one for each microphone in the courtroom). This recording will not play on a standard recording or transcribing machine. A transcribing machine designed for these recorders must be used to play the media provided.]*

NOTE: Record On Appeal Information

For preparation of a record of a case on appeal, follow the requirements set out in the Rules of Appellate Procedure, promulgated by the Supreme Court of North Carolina. These Rules describe what is required in the preparation of the record on appeal and the transcript format to be followed.

Date Of Request

10/31/2023

Name Of Person Making Request (Type Or Print)

Shelane Ekison

Signature Of Person Making Request

[Signature]

Telephone No. Of Person Making Request

RECEIPT

I have received a duplicate of the recording as requested above.

Date Received

10/31/2023

Signature

[Signature]

NOTE: *This form shall not be used for any juvenile proceedings or any other confidential hearing.*

STATE OF NORTH CAROLINA
COUNTY OF MOORE

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE No: 20 CVD 738

2020 OCT 30 P 2:51

LAUREN CABRAL,

Plaintiff, MOORE CO., C.S.C.

Vs.

BY

CERTIFICATE OF SERVICE

SHELANE ETCHISON,

Defendant,

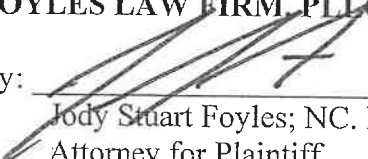
I hereby certify that a filed copy of the *Consent Order (50C No-Contact Order)* was served on the party listed below by depositing a copy hereto in a postpaid wrapper in a post office or official depository under the exclusive care and custody of the United States Post Office Department and properly addressed on October 29, 2020.

Thomas Van Camp
Attorney at Law
Post Office Box 1389
Pinehurst, NC 28370

This the 29th day of October, 2020.

FOYLES LAW FIRM, PLLC

By:



Jody Stuart Foyles; NC. Bar No: 25509
Attorney for Plaintiff
780A NW Broad Street, Suite 100,
Southern Pines, NC 28387
910 693-0055 - Telephone
910 693-0073 - Facsimile

jk

STATE OF NORTH CAROLINA - FILED IN THE GENERAL COURT OF JUSTICE
COUNTY OF MOORE DISTRICT COURT DIVISION
FILE NO. 20 CVD 738

2020 OCT 28 A 9:39

LAUREN CABRAL, MOORE CO., C.S.C.

Plaintiff,

BY [Signature]

vs.

SHELANE ETCHISON,

Defendant.

CONSENT ORDER

(50C NO-CONTACT ORDER)

THIS CAUSE, coming on to be heard before the Honorable Judge Warren McSweeney presiding over the Moore County District Court regarding Plaintiff's Complaint for a Civil No-Contact Order pursuant to N.C. Gen. Stat. 50C, the parties having consented to the entry of a Civil No-Contact Order. The parties have reviewed and signed this Consent Order. Based upon the parties' agreement, this Court hereby makes and enters the following:

FINDINGS OF FACT

1. Plaintiff is and has been for more than six (6) months immediately preceding the filing of this motion, a citizen and resident of Moore County, North Carolina.
2. Defendant was formerly a citizen and resident of Moore County, North Carolina, and is currently residing in the State of Massachusetts.
3. Plaintiff filed a complaint for a Civil No-Contact Order on July 17, 2020.
4. The parties waive any further Findings of Fact and consent to the provisions set forth in the Order herein.
5. The parties waive any right they may have in regard to the *Macintosh v. Macintosh*, 74 N.C. App. 554 (1985) decision by their notarized signatures below. The parties have entered into this agreement freely, knowingly and voluntarily. Neither have been coerced into entering this agreement and their consent is freely and voluntarily given. The parties acknowledge that they have read and understand this Consent Order and that they agree to be bound by the same. Plaintiff was represented by counsel, Jody Stuart Foyles of Foyles

CC PITT S. ATTY DEF ? ATTY, MCDISP, SPPD

Law Firm, PLLC, and she is satisfied with the legal services her counsel has provided to her in this matter. Defendant was represented by counsel, Thomas Van Camp of Van Camp, Meacham and Newman, PLLC, and she is satisfied with the legal services her counsel has provided to her in this matter.

Based on the foregoing Findings of Fact the Court makes the following Conclusions of Law:


1. All parties are properly before this Court and this Court has personal jurisdiction over the parties and subject matter jurisdiction of this action.
2. The parties have waived any right that they may have in regard to the *Macintosh v. Macintosh* decision.
3. Any Findings of Fact that would be appropriately included as a Conclusion of Law is incorporated herein as if fully set forth.
4. The parties waive any further Conclusions of Law and consent to the provisions set forth in the Order herein.

WHEREFORE, BY AND WITH THE CONSENT OF THE PARTIES, IT IS ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. Defendant shall not visit, assault, molest, or otherwise interfere with the Plaintiff.
2. Defendant shall not stalk, harass, abuse or injure the Plaintiff.
3. Defendant shall not contact the Plaintiff by telephone, written communication or electronic means.
4. Defendant shall not enter or remain present at the Plaintiff's residence, school, place of employment or other locations at times when the other party is present at that location.
5. Defendant shall remain at least one thousand (1,000) feet away from Plaintiff at all times.
6. The Court shall and hereby does retain jurisdiction of this action for the entry of any further orders necessary to effectuate the terms and conditions set forth herein.
7. This Order shall remain in effect for 1-year unless extended or terminated by later orders of this court.
8. Thomas Van Camp and Jody Stuart Foyles are released as counsel of record in this matter.

9. A knowing violation of this civil no-contact order shall be punishable as contempt of court which may result in a fine or imprisonment.

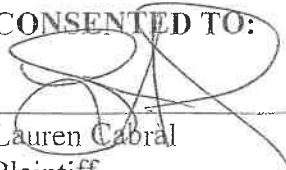
This the 23th day of October, 2020.



The Honorable Warren McSweeney
District Court Judge Presiding

SIGNATURES ON THE PAGES TO FOLLOW:

CONSENTED TO:



Lauren Cabral
Plaintiff



Jody Stuart Foyles
Plaintiff's Counsel

State of North Carolina
County of Cumberland

I certify that Lauren Cabral personally appeared before me this day, and:

no I have personal knowledge of the identity of the principal.

no I have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a driver's license.

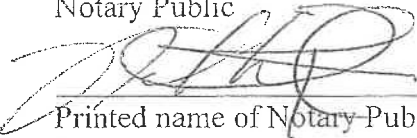
no A credible witness has sworn to the identity of the principal.

The principal acknowledged to me that she voluntarily signed the consent order for the purpose stated herein.

This the 14th day of October, 2020.

Nadeshia K. Litzinger, SFC
Notary Public

(Seal)



Printed name of Notary Public

My commission expires: 12 December 2021

CONSENTED TO:

Shelane Etchison
Shelane Etchison
Defendant

Thomas Van Camp
Defendant's Counsel

State of North Carolina ~~North Carolina~~ Massachusetts
County of Moore ~~Moore~~ Suffolk

I certify that Shelane Etchison personally appeared before me this day, and:

I have personal knowledge of the identity of the principal.

I have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a driver's license.

A credible witness has sworn to the identity of the principal.

The principal acknowledged to me that he voluntarily signed the consent order for the purpose stated herein.

This the 23 day of October, 2020.

Elizabeth C. Swezey
Notary Public

Elizabeth C. Swezey
Printed name of Notary Public

My commission expires:

(Seal)



ELIZABETH C. SWEEZEY
NOTARY PUBLIC
Commonwealth of Massachusetts
My Commission Expires
January 31, 2025

2141

STATE OF NORTH CAROLINA

File No.

20CVD738

MOORE

County

In The General Court Of Justice
District Court Division

FILED

Name Of Plaintiff

LAUREN ASHLEY CABRAL

7070 OCT 21 P 12:52

VERSUS

ORDER CONTINUING
NO-CONTACT HEARING
AND TEMPORARY ORDER

G.S. 50C-7, -8(a)

Name Of Defendant

SHELANE ETCHINSON

MOORE CO., C.S.C.

FINDINGS

This matter was scheduled for hearing for a permanent no-contact order pursuant to G.S. 50C-7.

The Court finds that the defendant has not been served with notice of this hearing.

Other:

The Plaintiff was was not present and unrepresented represented by: JODY S. FOYLES was present.

The Defendant was was not present and unrepresented represented by: THOMAS M. VAN CAMP was not present.

Defendant requested a continuance

Plaintiff requested a continuance

Required 10-day Notice has not been Waived or Expired

Therefore, this hearing is continued to the date and time specified below

Date Of Hearing

10-29-2020

Time Of Hearing

9:30

AM

PM

Location Of Hearing

Moore County Courts Facility, Carthage, NC 28327

The Court finds that there is good cause for continuing the temporary no-contact order entered in this case in that:
(state grounds for continuing order)

Therefore, the Court orders that the Temporary No-Contact Order entered in this case is continued in effect for 10 days from the date of this Order.

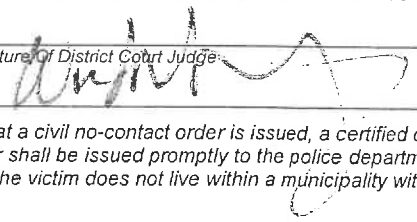
Date

10-21-2020

Name Of District Court Judge (Type Or Print)

HONORABLE WARREN MCSWEENEY

Signature Of District Court Judge



NOTE TO CLERK: G.S. 50C-9 provides: "The clerk of court shall deliver on the same day that a civil no-contact order is issued, a certified copy of that order to the sheriff." The statute also provides that a copy of the order shall be issued promptly to the police department of the municipality of the victim's residence, or the sheriff or county police if the victim does not live within a municipality with a police department.

C-20-02579

STATE OF NORTH CAROLINA File No. 20 CVD 738

MOORE County FILED

In The General Court Of Justice
[X] District [] Superior Court Division

Lauren Ashley Cabral Additional File Numbers
2020 OCT 20 A 10:54

VERSUS Shelanc Etchison MOORE CO., C.S.C. BY [Signature]
SUBPOENA G.S. 1A-1, Rule 45; 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena [X] State/Plaintiff [] Defendant
NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.

TO Name And Address Of Person Subpoenaed Sgt. Allred
Southern Pines Police Department
450 W. Pennsylvania Avenue
Southern Pines NC 28387
Telephone No. 910-693-4101

YOU ARE COMMANDED TO: (check all that apply)
[X] appear and testify, in the above entitled action, before the court at the place, date and time indicated below.
[] appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below.
[X] produce and permit inspection and copying of the following items, at the place, date and time indicated below.
[] See attached list. (List here if space sufficient)
Produce a copy of any and all reports from your response to a call on June 16th, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce
Moore County Courthouse
102 Monroe Street
Carthage, NC 28327
Date To Appear/Produce, Until Released
10/21/2020
Time To Appear/Produce, Until Released
9:30 [X] AM [] PM

Name And Address Of Applicant Or Applicant's Attorney
Jody Stuart Foyles
Foyles Law Firm
780A NW Broad Street, Ste 100
Southern Pines NC 28387
Telephone No. Of Applicant Or Applicant's Attorney
910-693-0055
Date
09/30/2020
Signature
[Signature]
[] Deputy CSC [] Assistant CSC [] Clerk Of Superior Court
[] Magistrate [X] Attorney/DA [] District Court Judge
[] Superior Court Judge

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows:
By [X] personal delivery. [] registered or certified mail, receipt requested and attached.
[] telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify).
[] telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case).
NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena.
[] I was unable to serve this subpoena. Reason unable to serve:

Service Fee [] Paid [] Due \$ 10/19/2020
Name Of Authorized Server (type or print) E. Lerma 13877
Signature Of Authorized Server [Signature]
Title/Agency Deputy

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.

C-20-02580

KL
MK

STATE OF NORTH CAROLINA File No. 20 CVD 738

MOORE County In The General Court Of Justice
 District Superior Court Division

Lauren Ashley Cabral Additional File Numbers

VERSUS 2020 OCT 15 A 10:20
Shelane Etchison MOORE CO., C.S.C. SUBPOENA
G.S. 1A-1, Rule 45; 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena
 State/Plaintiff Defendant
NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.

TO Name And Address Of Person Subpoenaed
Ryan Marino
Central Security Systems
370 NW Broad Street
Southern Pines NC 28387
Telephone No. 910-733-0237
Alternate Address
130 Old Hunt Rd
Pinehurst
Telephone No.

YOU ARE COMMANDED TO: (check all that apply)
 appear and testify, in the above entitled action, before the court at the place, date and time indicated below.
 appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below.
 produce and permit inspection and copying of the following items, at the place, date and time indicated below.
 See attached list. (List here if space sufficient)
Produce a copy of any and all reports from your response to a call on June 16th, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce
Moore County Courthouse
102 Monroe Street
Carthage, NC 28327
Date To Appear/Produce, Until Released
10/21/2020
Time To Appear/Produce, Until Released
9:30 AM PM
Date
09/30/2020

Name And Address Of Applicant Or Applicant's Attorney
Jody Stuart Foyles
Foyles Law Firm
780A NW Broad Street, Ste 100
Southern Pines NC 28387
Telephone No. Of Applicant Or Applicant's Attorney
910-693-0055
Signature
 Deputy ESC Assistant CSC Clerk Of Superior Court
 Magistrate Attorney/DA District Court Judge
 Superior Court Judge

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows:
By personal delivery. registered or certified mail, receipt requested and attached.
 telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify).
 telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case).
NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena.
 I was unable to serve this subpoena. Reason unable to serve:

Service Fee \$ Paid Due 10/14/2020
Name Of Authorized Server (type or print) E. Verma 13077
Signature Of Authorized Server
Title/Agency Deputy

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.

CB

STATE OF NORTH CAROLINA

No.

20CVD738

MOORE County

In The General Court Of Justice
District Court Division

Name Of Plaintiff
LAUREN ASHLEY CABRAL

FILED

VERSUS

Name Of Defendant
SHELANE ETCHISON

2020 SEP 30 A 10:09
MOORE CO., C.S.C.

ORDER CONTINUING
NO-CONTACT HEARING
AND TEMPORARY ORDER

G.S. 50C-7, -8(a)

FINDINGS

This matter was scheduled for hearing for a permanent no-contact order pursuant to G.S. 50C-7.

The Court finds that the defendant has not been served with notice of this hearing.

Other:

The Plaintiff was / was not present and unrepresented / represented by: JODY S. FOYLES was/was not present.

The Defendant was / was not present and unrepresented / represented by: THOMAS M. VANCAMP was/was not present.

() Defendant requested a continuance

Plaintiff requested a continuance

() Required 10-day Notice has not been Waived or Expired

Therefore, this hearing is continued to the date and time specified below to allow for proper service upon the defendant.

Date Of Hearing 10-21-20	Time Of Hearing 9:30	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Location Of Hearing MOORE COUNTY COURTS FACILITY
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The Court finds that there is good cause for continuing the temporary no-contact order entered in this case in that: (State grounds for continuing order.)

in full force + effect.

Therefore, the Court orders that the Temporary No-Contact Order entered in this case is continued in effect for ten (10) days from the date of this Order.

Date 09/30/2020	Name Of District Court Judge (Type Or Print) HONORABLE WARREN MCSWEENEY	Signature Of District Court Judge 
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NOTE TO CLERK: G.S. 50C-9 provides: "The clerk of court shall deliver on the same day that a civil no-contact order is issued, a certified copy of that order to the sheriff." The statute also provides that a copy of the order shall be issued promptly to the police department of the municipality of the victim's residence, or the sheriff or county police if the victim does not live within a municipality with a police department.

(Over)

C.20-02231

STATE OF NORTH CAROLINA

File No.

20 CVD 738

MOORE County

In The General Court Of Justice
[X] District [] Superior Court Division

Lauren Ashley Cabral

Additional File Numbers

VERSUS

2020 SEP 14 A 10:59

Shelane Etchison

MOORE CO., C.S.C.

SUBPOENA

G.S. 1A-1, Rule 45; 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena
[X] State/Plaintiff [] Defendant

NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.

TO Name And Address Of Person Subpoenaed
Sgt. Allred
Southern Pines Police Department
450 W. Pennsylvania Avenue
Southern Pines NC 28387
Telephone No. 910-693-4101

Alternate Address
Telephone No.

YOU ARE COMMANDED TO: (check all that apply)

- [X] appear and testify, in the above entitled action, before the court at the place, date and time indicated below.
[] appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below.
[X] produce and permit inspection and copying of the following items, at the place, date and time indicated below.
[] See attached list. (List here if space sufficient)

Produce a copy of any and all reports from your response to a call on June 16th, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce
Moore County Courthouse
102 Monroe Street
Carthage, NC 28327

Date To Appear/Produce, Until Released

09/30/2020

Time To Appear/Produce, Until Released

9:30

[X] AM [] PM

Date

08/27/2020

Signature

Name And Address Of Applicant Or Applicant's Attorney
Jody Stuart Foyles
Foyles Law Firm
780A NW Broad Street, Ste 100
Southern Pines NC 28387
Telephone No. Of Applicant Or Applicant's Attorney
910-693-0055

- [] Deputy CSC [] Assistant CSC [] Clerk Of Superior Court
[] Magistrate [X] Attorney/DA [] District Court Judge
[] Superior Court Judge

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows:

- By [X] personal delivery. [X] registered or certified mail, receipt requested and attached.
[] telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify).
[] telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case).

NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena.

[] I was unable to serve this subpoena. Reason unable to serve:

Service Fee \$ [] Paid [] Due 9/11/2020
Name Of Authorized Server (type or print) E. Jernia 13877
Signature Of Authorized Server [Signature]
Title/Agency Deputy

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.

C-20-0223

NK

STATE OF NORTH CAROLINA File No. 20 CVD 738

MOORE County In The General Court Of Justice [X] District [] Superior Court Division

Lauren Ashley Cabral Additional File Numbers

VERSUS 2020 SEP 10 A 10:40 MOORE CO., C.S.C. SUBPOENA G.S. 1A-1, Rule 45; 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena [X] State/Plaintiff [] Defendant NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.

TO Name And Address Of Person Subpoenaed Ryan Marino Central Security Systems 370 NW Broad Street Southern Pines NC 28387 Telephone No. 910-733-0237 Alternate Address Telephone No.

YOU ARE COMMANDED TO: (check all that apply) [X] appear and testify, in the above entitled action, before the court at the place, date and time indicated below. [] appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below. [X] produce and permit inspection and copying of the following items, at the place, date and time indicated below. [] See attached list. (List here if space sufficient) Produce a copy of any and all reports from your response to a call on June 16th, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce Moore County Courthouse 102 Monroe Street Carthage, NC 28327 Date To Appear/Produce, Until Released 09/30/2020 Time To Appear/Produce, Until Released 9:30 [X] AM [] PM

Name And Address Of Applicant Or Applicant's Attorney Jody Stuart Foyles Foyles Law Firm 780A NW Broad Street, Ste 100 Southern Pines NC 28387 Telephone No. Of Applicant Or Applicant's Attorney 910-693-0055 Date 08/27/2020 Signature [] Deputy CSC [] Assistant CSC [] Clerk Of Superior Court [] Magistrate [X] Attorney/DA [] District Court Judge [] Superior Court Judge

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows: By [X] personal delivery. [X] registered or certified mail, receipt requested and attached. [] telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify). [] telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case). NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena. [] I was unable to serve this subpoena. Reason unable to serve:

Service Fee \$ [] Paid [] Due Date Served 9/9/2020 Name Of Authorized Server (type or print) F. Lerma 1877 Signature Of Authorized Server Title/Agency Deputy

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.

STATE OF NORTH CAROLINA

File No.

20CVD738

MOORE

County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

LAUREN ASHLEY CABRAL

VERSUS

2020 AUG 26 A 11:03

ORDER CONTINUING
NO-CONTACT HEARING
AND TEMPORARY ORDER

G.S. 50C-7, -8(a)

Name Of Defendant

SHELANE CAMILLE ETCHISON

MOORE CO., C.S.C.

FINDINGS

This matter was scheduled for hearing for a permanent no-contact order pursuant to G.S. 50C-7.

The Court finds that the defendant has not been served with notice of this hearing.

Other:

The Plaintiff was was not present and unrepresented / represented by: JODY FOYLES was was not present.

The Defendant was was not present and unrepresented / represented by: THOMAS M VAN CAMP was was not present.

() Defendant requested a continuance () Plaintiff requested a continuance

() Required 10-day Notice has not been Waived or Expired

Therefore, this hearing is continued to the date and time specified below

Date Of Hearing

9-30-20

Time Of Hearing

9:30

AM

PM

Location Of Hearing

Moore County Courts Facility, Carthage, NC 28327

The Court finds that there is good cause for continuing the temporary no-contact order entered in this case in that:
(state grounds for continuing order)

Both parties represented by counsel and agreed to continuance, and to keep in place order in effect.

Therefore, the Court orders that the Temporary No-Contact Order entered in this case is continued in effect for 10 days from the date of this Order.

Date

08-26-2020

Name Of District Court Judge (Type Or Print)

HONORABLE TIFFANY BARTHOLOMEW

Signature Of District Court Judge

NOTE TO CLERK: G.S. 50C-9 provides: "The clerk of court shall deliver on the same day that a civil no-contact order is issued, a certified copy of that order to the sheriff." The statute also provides that a copy of the order shall be issued promptly to the police department of the municipality of the victim's residence, or the sheriff or county police if the victim does not live within a municipality with a police department.

10

STATE OF NORTH CAROLINA
MOORE COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE NO. 20 CVD 738

FILED

LAUREN ASHLEY CABRAL,

Plaintiff,

vs.

SHELANE CAMILLE ETCHISON,

Defendants.

2020 AUG 18 P 2:43

MOORE CO., C.S.C.

BY 

ANSWER

THE DEFENDANT, Shelane Etchison, by and through the undersigned counsel, answers the Plaintiff's Complaint, Defendant hereby alleges and states as follows:

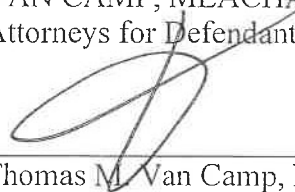
1. The Defendant no longer resides in Moore County, North Carolina.
2. The Defendant denies that she engaged in conduct which constitutes a violation of pursuant to NC Gen. Stat. § 50C-1 et seq.

WHEREFORE, the Defendant respectfully requests that the Court dismiss the Plaintiff's Complaint.

This the 14 day of August, 2020.

VAN CAMP, MEACHAM & NEWMAN, PLLC
Attorneys for Defendants

By:


Thomas M. Van Camp, N.C. State Bar # 16872
Post Office Box 1389
Pinehurst, North Carolina 28370
Telephone: (910) 295-2525
Facsimile: (910) 295-2001
thomasv@vancamlaw.com

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that the undersigned has this date served the foregoing ANSWER upon the person(s) listed below by depositing a copy of same in the United States mail, postage prepaid, addressed as follows:


Jody Foyles
780-A NW Broad St., Suite 100
Southern Pines, NC 28387

PAID
2020 AUG 18 P 2:43
MOORE CO., O.S.C.
BY _____

This the 18 day of August, 2020.

VAN CAMP, MEACHAM & NEWMAN, PLLC
Attorneys for Defendants

By: _____


Thomas M. Van Camp N.C. State Bar # 16872
Post Office Box 1389
Pinehurst, North Carolina 28370
Telephone: (910) 295-2525
Facsimile: (910) 295-2001
thomasv@vancamlaw.com

2-20-02008

STATE OF NORTH CAROLINA

File No.

20 CVD 738

MOORE

County

In The General Court Of Justice
 District Superior Court Division

Lauren Ashley Cabral

Additional File Numbers

VERSUS

2020 AUG 14 A 9:42

Shelane Etchison

MOORE CO., C.S.C.

SUBPOENA

G.S. 1A-1, Rule 45: 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena
 State/Plaintiff Defendant

NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.

TO Name And Address Of Person Subpoenaed

Ryan Marino
Central Security Systems
370 NW Broad Street
Southern Pines
NC 28387

Alternate Address

Telephone No.

910-733-0237

Telephone No.

YOU ARE COMMANDED TO: (check all that apply)

- appear and testify, in the above entitled action, before the court at the place, date and time indicated below.
- appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below.
- produce and permit inspection and copying of the following items, at the place, date and time indicated below.
 - See attached list. (List here if space sufficient)

Produce a copy of any and all reports from your response to a call on June 16th, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce

Moore County Courthouse
102 Monroe Street
Carthage, NC 28327

Date To Appear/Produce, Until Released

8.26.2020

Time To Appear/Produce, Until Released

9:30

AM PM

Name And Address Of Applicant Or Applicant's Attorney

Jody Stuart Foyles
Foyles Law Firm
780A NW Broad Street, Ste 100
Southern Pines
NC 28387

Telephone No. Of Applicant Or Applicant's Attorney

910-693-0055

Date

8/6/2020

Signature

- Deputy CSC
- Assistant CSC
- Clerk Of Superior Court
- Magistrate
- Attorney/DA
- District Court Judge
- Superior Court Judge

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows:

- By personal delivery.
- registered or certified mail, receipt requested and attached.
- telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify).
- telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case).

NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena.

I was unable to serve this subpoena. Reason unable to serve:

Service Fee	<input type="checkbox"/> Paid	Date Served	Name Of Authorized Server (type or print)	Signature Of Authorized Server	Title/Agency
\$	<input type="checkbox"/> Due	08/11/2020	D.J. Williams		Deputy

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.

C-20-02009

STATE OF NORTH CAROLINA

File No.

20 CVD 738

MOORE County

In The General Court Of Justice
[X] District [] Superior Court Division

Lauren Ashley Cabral

FILED

Additional File Numbers

VERSUS 2020 AUG 12 A 9:42

Shelane Etchison

MOORE CO., C.S.C.

SUBPOENA

G.S. 1A-1, Rule 45; 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena
[X] State/Plaintiff [] Defendant

NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.

TO Name And Address Of Person Subpoenaed
Sgt. Allred
Southern Pines Police Department
450 W. Pennsylvania Avenue
Southern Pines NC 28387
Telephone No. 910-693-4101

Alternate Address
Telephone No.

YOU ARE COMMANDED TO: (check all that apply)

- [X] appear and testify, in the above entitled action, before the court at the place, date and time indicated below.
[] appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below.
[X] produce and permit inspection and copying of the following items, at the place, date and time indicated below.
[] See attached list. (List here if space sufficient)

Produce a copy of any and all reports from your response to a call on June 16th, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce
Moore County Courthouse
102 Monroe Street
Carthage, NC 28327

Date To Appear/Produce, Until Released
8.26.2020

Time To Appear/Produce, Until Released
9:30 [X] AM [] PM

Date
8/6/2020
Signature

Name And Address Of Applicant Or Applicant's Attorney
Jody Stuart Foyles
Foyles Law Firm
780A NW Broad Street, Ste 100
Southern Pines NC 28387
Telephone No. Of Applicant Or Applicant's Attorney
910-693-0055

- [] Deputy CSC [] Assistant CSC [] Clerk Of Superior Court
[] Magistrate [X] Attorney/DA [] District Court Judge
[] Superior Court Judge

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows:
By [X] personal delivery. [X] registered or certified mail, receipt requested and attached.
[] telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify).
[] telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case).
NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena.
[] I was unable to serve this subpoena. Reason unable to serve:

Service Fee \$ [] Paid [] Due Date Served 08/11/2020 Name Of Authorized Server (type or print) D.S. Williams Signature Of Authorized Server Title/Agency Deputy

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.

STATE OF NORTH CAROLINA

Io. 20 cv 000738 CA

MOORE County

In The General Court Of Justice
District Court Division

Name Of Plaintiff
Lauren Ashley Cabral

FILED

CIVIL SUMMONS
NO-CONTACT ORDER FOR
STALKING OR NONCONSENSUAL
SEXUAL CONDUCT

2020 JUL 20 P 1:45

VERSUS

Name Of Defendant
Shelane Camille Etchison

MOORE CO., C.S.C.

ALIAS AND PLURIES SUMMONS

G.S. 1A-1, Rules 3 and 4

BY

Date Original Summons Issued

Date(s) Subsequent Summons(es) Issued

To The Defendant Named Below:

Name And Address Of Defendant
Shelane Camille Etchison
1812 Airport Road

Whispering Pines NC 28327



IMPORTANT! You have been sued! These papers are legal documents, DO NOT throw these papers out! You have to respond within 10 days. You may want to talk with a lawyer about your case as soon as possible, and, if needed, speak with someone who reads English and can translate these papers!

¡IMPORTANTE! ¡Se ha entablado un proceso civil en su contra! Estos papeles son documentos legales. ¡NO TIRE estos papeles!

Tiene que contestar a más tardar en 10 días. ¡Puede querer consultar con un abogado lo antes posible acerca de su caso y, de ser necesario, hablar con alguien que lea inglés y que pueda traducir estos documentos!

A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. File a written answer in the office of the Clerk of Superior Court for the county named above within 10 days of the date you were served.
2. Serve a copy of your answer on the plaintiff or the plaintiff's attorney by personal delivery or mail at the address listed below.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (if none, Address Of Plaintiff)

Jody Stuart Foyles
FOYLES LAW FIRM, PLLC
780-A, NW Broad Street Suite 100
Southern Pines NC 28387

Date Issued

7-17-2020

Time

10:29

AM PM

Signature

[Handwritten Signature]

Deputy CSC Assistant CSC Clerk Of Superior Court

ENDORSEMENT

This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.

Date Of Endorsement

Time

AM PM

Signature

Deputy CSC Assistant CSC Clerk Of Superior Court

(Over)

C-27-01770

NK

STATE OF NORTH CAROLINA

File No. 20 CVD 738

Moore County

FILED

In The General Court Of Justice
[X] District [] Superior Court Division

Lauren Ashley Cabral

2020 JUL 20 P 1:41

Additional File Numbers

VERSUS

MOORE CO. O.S.C.

SUBPOENA

Shelane Etchison

BY [Signature]

G.S. 1A-1, Rule 45; 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena
[X] State/Plaintiff [] Defendant

NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.

TO Name And Address Of Person Subpoenaed
R. Marino
Southern Pines Police Department
450 W. Pennsylvania Avenue
Southern Pines, NC 28387

Alternate Address

Telephone No. 910-693-4101 ext 2860

Telephone No.

YOU ARE COMMANDED TO: (check all that apply)

- [X] appear and testify, in the above entitled action, before the court at the place, date and time indicated below.
[] appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below.
[X] produce and permit inspection and copying of the following items, at the place, date and time indicated below.
[] See attached list. (List here if space sufficient)

Produce a copy of any and all reports from your response to a call on June 16, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce
Moore County Courthouse
102 Monroe Street
Carthage, NC 28327

Date To Appear/Produce, Until Released
July 22, 2020

Time To Appear/Produce, Until Released
9:30 [X] AM [] PM

Name And Address Of Applicant Or Applicant's Attorney
Jody Stuart Foyles
Foyles Law Firm, PLLC
780-A NW Broad St., Suite 100
Southern Pines, NC 28387

Date
7/12/2020

Signature [Signature]

- [] Deputy CSC [] Assistant CSC [] Clerk Of Superior Court
[] Magistrate [X] Attorney/DA [] District Court Judge
[] Superior Court Judge

Telephone No. Of Applicant Or Applicant's Attorney
910-693-0055

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows:

- By [X] personal delivery. [] registered or certified mail, receipt requested and attached.
[] telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify).
[] telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case).

NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena.

[] I was unable to serve this subpoena. Reason unable to serve:

Service Fee \$ [] Paid [] Due Date Served 7.19.2020 Name Of Authorized Server (type or print) J.B. Cole Signature Of Authorized Server [Signature] Title/Agency Deputy Sheriff

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.

STATE OF NORTH CAROLINA

File No.

20 CVD 738

MOORE County

In The General Court Of Justice
 District Superior Court Division

Lauren Ashley Cabral

Additional File Numbers

VERSUS

Shelane Etchison

SUBPOENA

G.S. 1A-1, Rule 45; 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena
 State/Plaintiff Defendant

NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.

TO Name And Address Of Person Subpoenaed
 Sgt. Allred
 Southern Pines Police Department
 450 W. Pennsylvania Avenue
 Southern Pines NC 28387

Alternate Address

Telephone No. 910-693-4101

Telephone No.

YOU ARE COMMANDED TO: (check all that apply)

- appear and testify, in the above entitled action, before the court at the place, date and time indicated below.
- appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below.
- produce and permit inspection and copying of the following items, at the place, date and time indicated below.
 - See attached list. (List here if space sufficient)

Produce a copy of any and all reports from your response to a call on June 16th, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce
 Moore County Courthouse
 102 Monroe Street
 Carthage, NC 28327

Date To Appear/Produce, Until Released
 10/14/2020

Time To Appear/Produce, Until Released
 9:30 AM PM

Name And Address Of Applicant Or Applicant's Attorney
 Jody Stuart Foyles
 Foyles Law Firm
 780A NW Broad Street, Ste 100
 Southern Pines NC 28387

Date
 09/28/2020

Signature

- Deputy CSC
- Assistant CSC
- Clerk Of Superior Court
- Magistrate
- Attorney/DA
- District Court Judge
- Superior Court Judge

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows:

- By personal delivery. registered or certified mail, receipt requested and attached.
- telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify).
- telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case).

NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena.

I was unable to serve this subpoena. Reason unable to serve: _____

Service Fee \$ <input type="checkbox"/> Paid <input type="checkbox"/> Due	Date Served	Name Of Authorized Server (type or print)	Signature Of Authorized Server	Title/Agency
--	-------------	---	--------------------------------	--------------

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.

C-20-02558

WJ
WA

STATE OF NORTH CAROLINA File No. 20 CVD 738

MOORE

FILED
County

In The General Court Of Justice
 District Superior Court Division

Lauren Ashley Cabral 2020 OCT -1 A 9:50 Additional File Numbers

VERSUS MOORE CO. CSC

Shelane Etchison
BY 

SUBPOENA

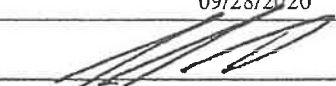
G.S. 1A-1, Rule 45; 8-59, -61, -63; 15A-801, -802

Party Requesting Subpoena
 State/Plaintiff Defendant **NOTE TO PARTIES NOT REPRESENTED BY COUNSEL: Subpoenas may be produced at your request, but must be signed and issued by the office of the Clerk of Superior Court, or by a magistrate or judge.**

TO Name And Address Of Person Subpoenaed: Sgt. Allred
Southern Pines Police Department
450 W. Pennsylvania Avenue
Southern Pines NC 28387
Telephone No. 910-693-4101
Alternate Address
Telephone No.

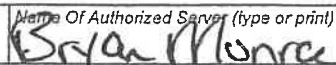
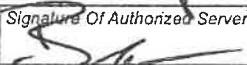
YOU ARE COMMANDED TO: (check all that apply)
 appear and testify, in the above entitled action, before the court at the place, date and time indicated below.
 appear and testify, in the above entitled action, at a deposition at the place, date and time indicated below.
 produce and permit inspection and copying of the following items, at the place, date and time indicated below.
 See attached list. (List here if space sufficient)
Produce a copy of any and all reports from your response to a call on June 16th, 2020 at 160 Elk Road, Southern Pines, North Carolina 28387.

Name And Location Of Court/Place Of Deposition/Place To Produce: Moore County Courthouse
102 Monroe Street
Carthage, NC 28327
Date To Appear/Produce, Until Released: 10/14/2020
Time To Appear/Produce, Until Released: 9:30 AM PM
Date: 09/28/2020

Name And Address Of Applicant Or Applicant's Attorney: Jody Stuart Foyles
Foyles Law Firm
780A NW Broad Street, Ste 100
Southern Pines NC 28387
Telephone No. Of Applicant Or Applicant's Attorney: 910-693-0055
Signature: 
 Deputy CSC Assistant CSC Clerk Of Superior Court
 Magistrate Attorney/DA District Court Judge
 Superior Court Judge

RETURN OF SERVICE

I certify this subpoena was received and served on the person subpoenaed as follows:
By personal delivery. registered or certified mail, receipt requested and attached.
 telephone communication by Sheriff (use only for a witness subpoenaed to appear and testify).
 telephone communication by local law enforcement agency (use only for a witness subpoenaed to appear and testify in a criminal case).
NOTE TO COURT: If the witness was served by telephone communication from a local law enforcement agency in a criminal case, the court may not issue a show cause order or order for arrest against the witness until the witness has been served personally with the written subpoena.
 was unable to serve this subpoena. Reason unable to serve: Recalled per Jody Foyles

Service Fee \$ Paid Due Date Served Name Of Authorized Server (type or print) Signature Of Authorized Server Title/Agency
\$ Due   H/MCSO

NOTE TO PERSON REQUESTING SUBPOENA: A copy of this subpoena must be delivered, mailed or faxed to the attorney for each party in this case. If a party is not represented by an attorney, the copy must be mailed or delivered to the party. This does not apply in criminal cases.
AOC-G-100, Rev. 2/18 (Please see reverse side)
© 2018 Administrative Office of the Courts

STATE OF NORTH CAROLINA

File No.

Moore

County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

Lauren Ashley Cabral

NOTICE OF HEARING ON
NO-CONTACT ORDER FOR STALKING
OR NONCONSENSUAL SEXUAL
CONDUCT

- TEMPORARY ORDER
- PERMANENT ORDER

G.S. 50C-3, -7

Name Of Defendant

VERSUS

Sherane Camille Etchison

To The Defendant Named Above

The attached Complaint has been filed alleging that you have committed unlawful acts of stalking or nonconsensual sexual conduct against the plaintiff.

- 1. A hearing will be held before a district court judge at the date, time and location indicated below. At that time it will be determined whether a temporary order should be granted.
- 2. A hearing will be held before a district court judge at the date, time and location indicated below. At that hearing it will be determined whether a permanent no-contact order should be granted.

Date Of Hearing

7-22-2020

Time Of Hearing

9:30

AM PM

Date

7-17-2020

Location Of Hearing

Moore County Courts facility

Signature

[Handwritten Signature]

Deputy CSC

Assistant CSC

Clerk Of Superior Court

NOTE TO CLERK: If this notice of hearing is for a temporary order, attach it with the complaint and summons to be served by the sheriff. If a temporary no-contact order has been issued that order includes a notice of hearing for a permanent order and this separate notice of hearing should not be used unless the hearing date set in the temporary order is being changed.

NOTE TO PLAINTIFF: If the complaint and summons has already been served and this notice is issued at a later date you are responsible for mailing a copy of this Notice of Hearing to the defendant. In that situation only, you must mail a copy of the notice by first class mail and complete the "Certificate Of Service" set out below.

CERTIFICATE OF SERVICE

I certify that on the date of mailing shown below a copy of this Notice was served on the defendant 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 Plaintiff

CB

STATE OF NORTH CAROLINA

File No.

20CVD738

MOORE County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

LAUREN ASHLEY CABRAL

VERSUS

Name Of Defendant

SHELANE ETCHISON

FILED

ORDER CONTINUING
NO-CONTACT HEARING
AND TEMPORARY ORDER

2020 JUL 22 A MOORE CO. C.S.C.

G.S. 50C-7, -8(a)

FINDINGS

This matter was scheduled for hearing for a permanent no-contact order pursuant to G.S. 50C-7.

The Court finds that the defendant has not been served with notice of this hearing.

Other:

The Plaintiff was / was not present and unrepresented / represented by: JODY FOYLES was/was not present.

The Defendant was / was not present and unrepresented / represented by: Thomas Van Camp was/was not present.

Defendant requested a continuance Plaintiff requested a continuance

Required 10-day Notice has not been Waived or Expired

Therefore, this hearing is continued to the date and time specified below to allow for proper service upon the defendant.

Date Of Hearing

08-26-2020

Time Of Hearing

9:30

AM

PM

Location Of Hearing

MOORE COUNTY COURTS FACILITY

The Court finds that there is good cause for continuing the temporary no-contact order entered in this case in that: (State grounds for continuing order.)

Therefore, the Court orders that the Temporary No-Contact Order entered in this case is continued in effect for ten (10) days from the date of this Order. in full force + effect.

Date

07/22/2020

Name Of District Court Judge (Type Or Print)

HONORABLE WARREN MCSWEENEY

Signature Of District Court Judge

NOTE TO CLERK: G.S. 50C-9 provides: "The clerk of court shall deliver on the same day that a civil no-contact order is issued, a certified copy of that order to the sheriff." The statute also provides that a copy of the order shall be issued promptly to the police department of the municipality of the victim's residence, or the sheriff or county police if the victim does not live within a municipality with a police department.

(Over)

cc: [unclear], Plaintiff, Def + Attu, SPPD

MOORE County

In The General Court Of Justice
District Court Division

Name And Address Of Plaintiff

Lauren Ashley Cabral
c/o FOYLES LAW FIRM, PLLC
780-A NW Broad Street, Suite 100
Southern Pines NC 28387

FILED

TEMPORARY
NO-CONTACT ORDER
FOR STALKING OR
NONCONSENSUAL SEXUAL CONDUCT

VERSUS

7070 11:17 A

Name And Address Of Defendant

Shelane Ethison
1812 Airport Road
Whispering Pines NC 28327

MOORE CO., C.S.C.

Ex Parte

G.S. 50C-6

FINDINGS

The Court hereby finds that:

- 1. The Court has jurisdiction over the subject matter.
- 2. This Order is entered ex parte. Immediate and irreparable injury, loss, or damage will result to the plaintiff before notice can be served and defendant heard in opposition because (define injury and state why it is irreparable)

The defendant has been contacted and notified by law enforcement to cease contact and behavior and the defendant continues behavior.

and it appears by certificate of the plaintiff the efforts that have been made to give notice and reasons supporting the plaintiff's claim that notice should not be required. that there is good cause to hear the matter ex parte because the harm that is intended to be prevented would likely occur if defendant were given prior notice of the plaintiff's efforts to obtain judicial relief.

- 3. This Order is entered after notice has been provided to the defendant. Present at the hearing were:

the plaintiff, represented by _____
 the defendant, represented by _____

- 4. The plaintiff has suffered unlawful conduct by the defendant in that:

On 6/7/2020 the defendant sent an email to plaintiff. On 6/16/2020 the defendant was at plaintiff's residence #1153P and rear window into plaintiff's home. Police were notified and she was found up the street from plaintiff's residence. The defendant has driven by plaintiff's residence on multiple occasions. Plaintiff complaint #5 incorporated by reference.

5. Other:

CONCLUSIONS

- 1. The defendant committed acts of unlawful conduct against the plaintiff.
- 2. The plaintiff has failed to prove grounds for issuance of a temporary no-contact order.

(Over)

MOORE County

In The General Court Of Justice
District Court Division

Name Of Plaintiff/Victim

Lauren Ashley Cabral

Name Of Person Filing On Behalf Of Minor Or Incompetent Victim

Address Of Plaintiff/Victim (Use Alternative Address If Afraid To Give Physical Address)

780-A NW Broad Street, Suite 100

Southern Pines

NC

28387

VERSUS

Name And Address Of Defendant

Shelane Etchison
1812 Airport Road

Whispering Pines

NC

28327

FILED

JUL 17 A 10:29

CO., C.S.C.

M

COMPLAINT FOR
NO-CONTACT ORDER
FOR STALKING
OR NONCONSENSUAL SEXUAL
CONDUCT

G.S. 50C-2

NOTE TO PLAINTIFF: Do not use this form if the relationship between you or the person on whose behalf you are filing this complaint and the defendant is current or former spouse; persons of the opposite sex who live or have lived together; have a child in common, are related as parent and child or grandparent and grandchild, are current or former household members, or are persons of the opposite sex who are in a dating relationship or have been in a dating relationship. In that situation use "Complaint And Motion For Domestic Violence Protective Order," AOC-CV-303. Check only the boxes below that apply and fill in blanks. Additional sheets may be attached.

- 1. The plaintiff resides The defendant resides The unlawful conduct occurred in this county.
- 2. a. I am a victim of unlawful conduct that occurred in North Carolina.
b. The plaintiff is a minor or incompetent adult who is a victim of unlawful conduct that occurred in North Carolina, and I am a competent adult who resides in North Carolina and am filing this complaint on the victim's behalf.
- 3. The defendant was 16 years of age or older at the time of the unlawful conduct.
- 4. The defendant has committed nonconsensual sexual conduct against the plaintiff in that: (Give specific dates and describe in detail what happened.)

5. The defendant has followed on more than one occasion or otherwise tormented, terrorized, or terrified the plaintiff named above with the intent to place the plaintiff in reasonable fear for the plaintiff's safety or the safety of the plaintiff's immediate family or close personal associates or with the intent to cause, and which did cause, the plaintiff to suffer substantial emotional distress by placing the plaintiff in fear of death, bodily injury, or continued torment or terror in that: (Give specific dates and describe in detail what happened and how it placed the plaintiff in fear of safety or how it caused substantial emotional distress.)

June 7, 2020 the Defendant sent me an email regarding my relationship with a man I was dating.

June 12, 2020 Jonathan Silverman, attorney at law, sent her a letter/email to her to stay away from my boyfriend's residence and any other associate he may have contact with.

June 16, 2020 - 11:53 PM I was alerted by my ring camera of someone outside my garage. I was able to view the Defendant looking through my car with a flashlight and attempted to open the vehicle. The police were called. She went to the side of my house and heard someone messing with the window. At that point I sounded the house alarm. She immediately ran up the street with her dog in hand. I called the police back to give them a description. the police caught the Defendant and she admitted to the police she was the individual I observed at my house.

On numerous occasions from July 11th to July 16th she has been passing by my home or passing by my boyfriend's house while I am at his house.

I am witnessing her physically driving by my residence daily and there is no reason for her to be driving by my house. The Defendant owns firearms, has been trained in firearms and surveillance training in the Army. Given her obsession with me I am concerned by her escalating behavior and my physical safety.

(Over)

STATE OF NORTH CAROLINA

File No.

County

In The General Court Of Justice
District Court Division

Name Of Defendant

Shelane Camille Etchison

Street Address Of Defendant (Not P.O. Box)

1812 Airport Rd

City

Whispering Pines

State

NC

Zip

28327

IDENTIFYING INFORMATION

ABOUT DEFENDANT

DOMESTIC VIOLENCE ACTION

G.S. 50B-3(d)

INSTRUCTIONS: In order to assist law enforcement agencies in serving and enforcing this Order, if issued by the Court, the following information is requested. It is not required for the issuance of this Order, but may allow law enforcement agencies to locate and more quickly identify the persons involved in this case and to enforce the provisions of this Order more effectively. Answer these questions accurately and honestly.

If you do not know the answer to any of the following questions, leave the question blank.

INFORMATION ABOUT DEFENDANT

Date Of Birth

04 JUNE 1986

Race:

White

Black

Indian

Asian/Pacific Islander

Other

Sex: Male

Female

Height

5'6"

Weight

165

Hair Color

Blonde

Eye Color

Brown

Identifying Marks (List any marks, scars, tattoos)

Does the defendant have a driver's license or state-issued identification card from any state? Yes No

If yes, provide the state and number if possible: State: MA Number:

Vehicle description and license plate number: Red, CLA 250, Mercedes, MA license plate

Social Security No. Of Defendant

Telephone No. Of Defendant

The defendant's current work information:

Employer's Business Name

Business Address

Business Telephone No.

Defendant's Work Hours (List Work Start Time And Work Stop Time)

Does the defendant have a permit to purchase a handgun or crossbow? Yes No

If yes, state which law enforcement agency issued the permit, if known: NC

Does the defendant have a permit to carry a concealed handgun? Yes: No

If yes, state which law enforcement agency issued the permit, if known: NC

Is there any reason that a law enforcement officer should consider the defendant a potential threat (i.e., carries concealed weapons while drinking alcohol, has threatened an officer, etc.)? Yes No

If yes, specify the circumstances:

Defendant has specialized training in firearms surveillance. Defendant's behavior escalates daily. She is erratic, irrational in her actions.

PLAINTIFF

Date Of Birth

07 AUG 1984

Race:

White

Black

Indian

Asian/Pacific Islander

Other

Sex: Male

Female

Date

17 July 2020

Name Of Plaintiff (Type Or Print)

Lauren Ashley Cabral

Signature Of Plaintiff

NOTE TO CLERK OR MAGISTRATE: If an order is issued, a copy of this form should be attached to the appropriate order and forwarded to the sheriff of the issuing court county.

STATE OF NORTH CAROLINA

No. 20 CV0000738

Moore County

In The General Court Of Justice

Name And Address Of Plaintiff
Lauren Ashley Cabral
160 Elk Rd
Southern Pines, NC 28387

FILED

VERSUS

20 JUL 17 AM 10:29

SERVICEMEMBERS CIVIL RELIEF ACT AFFIDAVIT

Name And Address Of Defendant
Shelane Camille Etchison
665 N. May St
Southern Pines, NC 28387

MOORE CO., C.S.C.

BY [Signature]

G.S. Ch. 127B, Art. 4; 50 U.S.C. 3901 to 4043

NOTE: Though this form may be used in a Chapter 45 Foreclosure action, it is not a substitute for the certification that may be required by G.S. 45-21.12A.

AFFIDAVIT

I, the undersigned Affiant, under penalty of perjury declare the following to be true:

- 1. As of the current date: (check one of the following)
a. I have personal knowledge that the defendant named above is in military service.*
b. I have personal knowledge that the defendant named above is not in military service.*
c. I am unable to determine whether the defendant named above is in military service.*
2. (check one of the following)
a. I used the Servicemembers Civil Relief Act Website (https://scra.dmdc.osd.mil/) to determine the defendant's military status.
b. I have not used the Servicemembers Civil Relief Act Website and the following facts support my statement as to the defendant's military service: (State how you know the defendant is or is not in the military. Be specific.)
The Defendant communicated with the Plaintiff on one occasion regarding a logistics movement while both individuals were deployed, and on Active Duty in 2017. However, the Plaintiff is unaware if the Defendant remains in the service.

*NOTE: The term "military service" includes the following: active duty service as a member of the United States Army, Navy, Air Force, Marine Corps, or Coast Guard; service as a member of the National Guard under a call to active service authorized by the President or the Secretary of Defense for a period of more than 30 consecutive days for purposes of responding to a national emergency; active service as a commissioned officer of the Public Health Service or of the National Oceanic and Atmospheric Administration; any period of service during which a servicemember is absent from duty on account of sickness, wounds, leave, or other lawful cause. 50 U.S.C. 3911(2). The term "military service" also includes the following: State active duty as a member of the North Carolina National Guard under an order of the Governor pursuant to Chapter 127A of the General Statutes, for a period of more than 30 consecutive days; service as a member of the National Guard of another state under an order of the governor of that state that is similar to State active duty, for a period of more than 30 consecutive days. G.S. 127B-27(3).

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME

Date

Date 7-17-2020

Signature Of Affiant

[Signature]

Signature Of Person Authorized To Administer Oaths

Name Of Affiant (type or print)

[Signature]

Lauren Ashley Cabral

[X] Deputy CSC [] Assistant CSC [] Clerk Of Superior Court [] Magistrate

SEAL

[] Notary

Date My Commission Expires

NOTE TO COURT: Do not proceed to enter judgment in a non-criminal case in which the defendant has not made an appearance until a Servicemembers Civil Relief Act affidavit (whether on this form or not) has been filed, and if it appears that the defendant is in military service, do not proceed to enter judgment until such time that you have appointed an attorney to represent him or her.

(Over)