

COUNTY Moore FILE NUMBER 20CVD78.7

NAME OF DEFENDANT Shelane Etchison

655 N. May Street, Southern Pines, NC 2020 SEP 25 A 11:01

RETURN OF SERVICE WHEN DEFENDANT NOT PRESENT AT HEARING: MOORE CO., C.S.C.

I certify that the attached Domestic Violence Order of Protection was received and served as follows.

Date Served 9/19/2020

Time Served 2:30PM

- By delivering to the defendant named above a copy of this order.
- By leaving a copy of this order at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein:

Name and address of the person with whom copies left:

Defendant WAS NOT SERVED for the following reason:

Date Received: 9/19/2020

Date of Return: 9/19/2020

[Signature]
Signature of Deputy
OFFICER

BRIAN HUSSEY
Name of Sheriff
officer

DEFENDANT'S CORRECT ADDRESS:
15 Trowbridge St. #12A
Cambridge, MA

CAMBRIDGE, MA POLICE DEPT
County of Sheriff
617-349-3301
617-349-9395 - Fax

CAMBRIDGE POLICE DEPARTMENT

FILED

2020 SEP 25 A 11:01

MOORE CO., C.S.C.

BY CB

PROTECTION ORDER FOR SERVICE

12 TROWBRIDGE APT 12A CAMBRIDGE

IF LOCATED AND SERVED PLEASE NOTIFY

MOORE COUNTY SHERIFFS OFFICE AT

910-947-2931 OR ORI NC063000

FAX # 910-947-1844

AUTHORITY OF K GOINS OP#712

*Return of service faxed to MCSO + verbal
notification made to operator # TC32*

MODE = MEMORY TRANSMISSION

START=SEP-19 14:57

END=SEP-19 14:58

FILE NO.=826

STN NO.	COMM.	ONE-TOUCH/ ABBR NO.	STATION NAME/EMAIL ADDRESS/TELEPHONE NO.	PAGES	DURATION
001	OK	a	819109471844	001/001	00:00:25

-City of Cambridge Police -

***** UF-8200 ***** - ***** - *****

09-18-20 20:54 FROM Moore Co Call Ctr 910-947-1844 T-168 P0002/0009 F-236

COUNTY Moore FILE NUMBER 2DCVD987

NAME OF DEFENDANT Shelane Etchison

655 N. May Street, Southern Pines, NC

RETURN OF SERVICE WHEN DEFENDANT NOT PRESENT AT HEARING:

I certify that the attached Domestic Violence Order of Protection was received and served as follows:

Date Served 9/19/2020

Time Served 2:30PM

- By delivering to the defendant named above a copy of this order.
- By leaving a copy of this order at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein:

Name and address of the person with whom copies left:

Defendant WAS NOT SERVED for the following reason:

Date Received: 9/19/2020

Date of Return: 9/19/2020


Signature of Sheriff's Office

BRIAN NUSSEY
Name of Sheriff's Office

CAMBRIDGE, MA POLICE DEPT
County of Sheriff
617-349-3301
617-349-9895 - Fax

DEFENDANT'S CORRECT ADDRESS:

15 Trowbridge St, #12A
Cambridge, MA



City of Cambridge
Police Department
FILED

TELEPHONE
(617) 349-3300

WEB
www.cambridgepolice.org

FACEBOOK
facebook.com/CambridgePolice

TWITTER
twitter.com/CambridgePolice

Louis A. DePasquale
City Manager

Dr. Branville G. Bard, Jr.
Police Commissioner

2020 SEP 25 A 11:00

MOORE CO., C.S.C.

BY CB

Moore County Clerks Office
PO Box 936
Carthage, NC 28327

September 21, 2020

File Number: 20CVD787
Defendant: Shelane Etchison

Please be advised that the above listed defendant was **served in hand** by Cambridge Police Officer Brian Hussey on September 19, 2020 at approximately 2:30PM at **15 Trowbridge St Apt 12A, Cambridge, MA.** Please be advised the correct address has been written by Officer Hussey on the bottom of the return of service for future reference.

Attached herewith are:

- Original copy of Return of Service

Thank you for your attention to this matter.

Sincerely,

Handwritten signature of Alyssa Donovan in cursive.

Alyssa Donovan
Victim Advocate
Cambridge Police Department
adonovan@cambridgepolice.org
617-349-3371 (Tel)
617-349-3327 (Fax)

WR

NORTH CAROLINA
MOORE COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
20 CVD 787

7/21 SEP 24 A 10:42
HARPER WILMOTH,)
Plaintiff)
v. MOORE CO., C.S.C.)
BY _____)
SHELANE ETCHISON,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that on the 21 day of September, 2020, Consent Domestic Violence Order of Protection was served on the person named below by regular mail and email:

To: Mr. Thomas Van Camp
Van Camp, Meacham & Newman, PLLC
Post Office Box 1389
Pinehurst, NC 28374
thomasv@vancamplaw.com

This the 21 day of September, 2020.

Wilson, Reives & Silverman, PLLC



Jonathan Silverman
Attorney for Plaintiff
1502 Woodland Avenue
Sanford, NC 27330
Telephone: (919) 775-5653
Fax: (919) 777-2413
jsilverman@wilsonreiveslaw.com
NCSB #: 13107

William T. Wilson, Jr.

Robert T. Reives, II
(Certified Mediator)

Jonathan Silverman



WILSON, REIVES & SILVERMAN
ATTORNEYS AT LAW

Cameron V. Frick


Nathalie M. Doran

Brandon T. Wallace

Jesse S. Shapiro
(Board Certified Specialist in
Workers' Compensation Law)

2020 SEP 24 A 10:42

MOORE CO., C.S.C.

BY 
September 21, 2020

The Honorable Susan Hicks
Moore County Clerk of Superior Court
102 Monroe Street
Carthage, NC 28327

Re: *Wilmoth v. Etchison*, 20 CVD 787

Dear Ms. Hicks:

Enclosed please find a Certificate of Service to be filed with your office. Please return a filed copy to me in the envelope provided. Thank you for your kind help.

Very truly yours,


Jonathan Silverman

JS/cm

Enclosures: as stated

CC: Thomas Van Camp via Regular Mail and Email

Name Of Defendant

SHELANE ETCHISON

File No.

20 CV 787

CONCLUSIONS

Based on these facts, the Court makes the following conclusions of law:

- 1. The defendant has committed acts of domestic violence against the plaintiff. ~~to [unclear]~~
- 2. The defendant has committed acts of domestic violence against the minor child(ren) residing with or in the custody of the plaintiff.
- 3. There is danger of serious and immediate injury to the plaintiff. minor child(ren). [G.S. 50B-2(c)]
- 4. The defendant's conduct requires that he/she surrender all firearms, ammunition and gun permits. (G.S. 50B-3.1)
- 5. The plaintiff has failed to prove grounds for issuance of a domestic violence protective order.

ORDER

It is ORDERED that:

- 1. the defendant shall not assault, threaten, abuse, follow, harass (by telephone, visiting the home or workplace, or other means), or interfere with the plaintiff. A law enforcement officer shall arrest the defendant if the officer has probable cause to believe the defendant has violated this provision. [01]
- 2. the defendant shall not assault, threaten, abuse, follow, harass (by telephone, visiting the home or workplace, or other means), or interfere with the minor child(ren) residing with or in the custody of the plaintiff. A law enforcement officer shall arrest the defendant if the officer has probable cause to believe the defendant has violated this provision. [01]
- 3. the defendant shall not threaten a member of the plaintiff's family or household. [02]
- 3a. the defendant shall not cruelly treat or abuse an animal owned, possessed, kept, or held as a pet by either party or minor child residing in the household.
- 4. the plaintiff is granted possession of, and the defendant is excluded from, the parties' residence described above and all personal property located in the residence except for the defendant's personal clothing, toiletries and tools of trade. [03]
- 5. any law enforcement agency with jurisdiction shall evict the defendant from the residence and shall assist the plaintiff in returning to the residence. [08]
- 6. the plaintiff [08] defendant [08] is entitled to get personal clothing, toiletries, and tools of trade from the parties' residence. A law enforcement officer shall assist the plaintiff defendant in returning to the residence to get these items.
- 6a. the plaintiff is granted the care, custody, and control of any animal owned, possessed, kept, or held as a pet by either party or minor child residing in the household.
- 7. the defendant shall stay away from the plaintiff's residence or any place where the plaintiff receives temporary shelter. A law enforcement officer shall arrest the defendant if the officer has probable cause to believe the defendant has violated this provision. [04]
- 8. the defendant shall stay away from the following places:
 - (a) the place where the plaintiff works. [04]
 - (b) any school(s) the child(ren) attend. [04]
 - (c) the place where the child(ren) receive(s) day care. [04]
 - (d) the plaintiff's school. [04]
 - (e) Other: (name other places) [04]

The sheriff must deliver a copy of this order to the principal or the principal's designee at the following school(s): (name schools)

- 9. the plaintiff is granted possession and use of the vehicle described in Block 7 on Page 2. [08]
- 10. the defendant is ordered to make payments to the plaintiff for support of the minor child(ren) as required by law. [08]
- 11. the defendant is prohibited from possessing or receiving [07] purchasing a firearm for the effective period of this Order [07] and the defendant's concealed handgun permit is suspended for the effective period of this Order. [08]
 - The defendant is a law enforcement officer/member of the armed services and may may not possess or use a firearm for official use.
- 12. the defendant surrender to the sheriff serving this order the firearms, ammunition, and gun permits described in block No. 4 of the Findings on Page 2 of this Order and any other firearms and ammunition in the defendant's care, custody, possession, ownership or control. **NOTE TO DEFENDANT: You must surrender these items at the time the sheriff serves this Order on you. If the weapons cannot be surrendered at that time, you must surrender them to the sheriff within 24 hours at the time and place specified by the sheriff. Failure to surrender the weapons and permits as ordered or possessing, purchasing, or receiving a firearm, ammunition or permits to purchase or carry concealed firearms after being ordered not to possess firearms, ammunition or permits, is a crime. See "Notice To Parties: To The Defendant" on Page 4 of this Order for information regarding the penalty for these crimes and instructions on how to request return of surrendered weapons.**
- 13. the defendant shall attend and complete an abuser treatment program offered by the following agency, which is approved by the Domestic Violence Commission: [08]

(Over)

Name Of Plaintiff	Name Of Defendant	File No.
-------------------	-------------------	----------

CERTIFICATION

I certify this order is a true copy.

Date 9-18-2020	Signature Of Clerk <i>J. McNeil</i>	<input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk Of Superior Court <input type="checkbox"/> Assistant CSC
--------------------------	--	--

NOTE TO CLERK: A copy of this Order shall be mailed or given to each party, to your sheriff, and to the police department of the plaintiff's residence, if any. Send extra copies to the sheriff if required to deliver copy(ies) to child(ren)'s school.

**TEMPORARY CHILD CUSTODY ADDENDUM
TO DOMESTIC VIOLENCE PROTECTIVE ORDER
(must be attached to Domestic Violence Order of Protection)**

NOTE TO THE JUDGE: G.S. 50B-3(a1) provides that "[u]pon the request of either party at a hearing after notice or service of process, the court shall consider and may award temporary custody of minor children and establish temporary visitation rights [...]" The court shall base its decision on the best interest of the child with particular consideration given to the safety of the child.

FINDINGS

- 1. The defendant requested custody and gave proper notice of this request to the plaintiff.
- 2. The parties are the parents of the following children under the age of eighteen (18). The child(ren) are presently in the physical custody of the plaintiff. defendant. The plaintiff defendant has submitted an "Affidavit As To Status Of Minor Child," which is incorporated by reference into this Order. **NOTE TO JUDGE:** A copy of AOC-CV-609 for each child must be attached to the order.

Name	Sex	Date Of Birth	Name	Sex	Date Of Birth

- 3. The following statutory factors were raised by the evidence and the Court makes the following findings based on the evidence presented. (Check only those factors for which evidence was presented and make findings regarding the evidence presented for those factors.)

"Whether the minor child was exposed to a substantial risk of physical or emotional injury or sexual abuse." Findings:

"Whether the minor child was present during acts of domestic violence." Findings:

"Whether a weapon was used or threatened to be used during any act of violence." Findings:

"Whether a party caused or attempted to cause serious bodily injury to the aggrieved party or minor child." Findings:

"Whether a party placed the aggrieved party or the minor child in reasonable fear of imminent serious bodily injury." Findings:

"Whether a party caused an aggrieved party to engage involuntarily in sexual relations by force, threat or duress." Findings:

"Whether there is a pattern of abuse against the aggrieved party or minor child." Findings:

CB

STATE OF NORTH CAROLINA

File No.

20CVD787

MOORE

County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

HARPER WILMOTH

VERSUS

2020 SEP 16 A 10:29

ORDER CONTINUING
DOMESTIC VIOLENCE HEARING
AND EX PARTE ORDER

Name And Address Of Defendant
SHELANE ETCHINSON

MOORE CO., C.S.C.

655 EAST MAY ST
SOUTHERN PINES

BY [Signature]
NC 28387

G.S. 50B-2

This matter was scheduled for hearing for emergency relief pursuant to G.S. 50B-2.

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: JONATHAN SILVERMAN

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

() Defendant requested a continuance (X) 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 [Redacted]

Date Of Hearing

09-23-20

Time Of Hearing

9:30

AM PM

Location Of Hearing

Moore County Courts Facility, Carthage, NC 28327

Date

09-16-2020

Name Of District Court Judge (Type Or Print)

HONORABLE WARREN MCSWEENEY

Signature Of District Court Judge

[Signature]

NOTE TO CLERK: Give or mail a copy of this order to the plaintiff. Mail copies to the defendant, the sheriff, and if the plaintiff resides within the city limits, the local police department.

cc: m... DIFE'S ATTU, DEF E ATTU BOY

STATE OF NORTH CAROLINA

File No.

20CVD787

MOORE County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

HARPER WILMOTH

FILED

VERSUS 2020 SEP -9 P 12:12

Name And Address Of Defendant

SHELANE ETCHINSON
655 EAST MAY ST

MOORE CO., C.S.C.

SOUTHERN PINES

NC BY 28387 W

ORDER CONTINUING
DOMESTIC VIOLENCE HEARING
AND EX PARTE ORDER

G.S. 50B-2

This matter was scheduled for hearing for emergency relief pursuant to G.S. 50B-2.

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: JONATHAN SILVERMAN

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

() 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

9-16-2020

Time Of Hearing

9:30

AM PM

Location Of Hearing

Moore County Courts Facility, Carthage, NC 28327

Date

09-09-2020

Name Of District Court Judge (Type Or Print)

HONORABLE DON W CREED JR

Signature Of District Court Judge

Judge Creed approved via telephone 9-9-20
[Signature]

NOTE TO CLERK: Give or mail a copy of this order to the plaintiff. Mail copies to the defendant, the sheriff, and if the plaintiff resides within the city limits, the local police department.

→ cont. by presiding judge. Today's cases have been continued or resolved. Att Silverman contacted clerk's office before court to inform presiding judge that VanCamp's office will be handling up to the court a ^{signed} consent order. At close of court, no order has been received. This matter is continued to 9-16-2020.

cc: [unclear] will sign the order and send it to the court.

STATE OF NORTH CAROLINA

Moore County

File No. 20 CVD 787

Film No.

In The General Court Of Justice

7070 AUG 26 P 30 District Superior Court Division Small Claims

Name Of Plaintiff/Petitioner

Harper Wilmoth ROORE CO., N.C.

VERSUS

BY

ORDER

Name Of Defendant/Respondent

Shelane Etchison

- DISMISSAL With Prejudice Without Prejudice

This action is dismissed for the following reason:

- The plaintiff elected not to prosecute this action and has moved for dismissal.
Neither the plaintiff, nor the defendant appeared on the scheduled trial date.
The plaintiff failed to appear on the scheduled trial date; the defendant did appear on that date and has moved to dismiss this action.
Other:

- DISCONTINUANCE [G.S. 1A-1, Rule 4(e)]

The defendant has never been served in this action, and more than ninety (90) days have elapsed since the last summons was issued.

- CONTINUANCE

The trial of this action is continued to the following date and time on motion of the

- Plaintiff
Defendant
Judge or Magistrate
Other: (specify) Both parties agree to continue

Date Of New Trial

9-9-20

Time Of New Trial

9:30 AM PM

Location Of New Trial

Moore County Courts Facility

- BANKRUPTCY

It is ordered that this action be removed from the active calendar and placed on inactive status because a petition for bankruptcy has been filed staying this proceeding. This action may be reinstated if the claim is not resolved in the U.S. Bankruptcy or District Courts.

Date

8-26-20

Signature

[Signature]

- Judge Assistant CSC Magistrate Clerk Of Superior Court

Handwritten initials in the top right corner.

STATE OF NORTH CAROLINA

File No.

20CVD787

MOORE County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

HARPER WILMOTH

FILED

VERSUS

2020 AUG 19 A 11:10

ORDER CONTINUING
DOMESTIC VIOLENCE HEARING
AND EX PARTE ORDER

Name And Address Of Defendant

SHELANE ETCHINSON

MOORE CO. C.S.C.

655 E. MAY ST.
SOUTHERN PINES

NC 28387

G.S. 50B-2

This matter was scheduled for hearing for emergency relief pursuant to G.S. 50B-2.

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: Jonathan Silverman

The Defendant was / was not present and unrepresented / represented by: Thomas M. VanCamp

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

Parties agree to Continue

Date Of Hearing

8-26-20

Time Of Hearing

9:30

AM PM

Location Of Hearing

Moore County Courts Facility, Carthage, NC 28327

Date

08-19-2020

Name Of District Court Judge (Type Or Print)

HONORABLE REGINA M. JOE

Signature Of District Court Judge

Regina M. Joe

NOTE TO CLERK: Give or mail a copy of this order to the plaintiff. Mail copies to the defendant, the sheriff, and if the plaintiff resides within the city limits, the local police department.

M

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

MOORE COUNTY

DISTRICT COURT DIVISION

FILE NO. 20 CVD 787

HARPER WILMOTH,

2020 AUG 18 P 2:42

Plaintiff,

MOORE CO., C.S.C.

BY

M

vs.

ANSWER

SHELANE ETCHISON,

Defendants.

THE DEFENDANT, Shelane Etchison, by and through the undersigned counsel, answers the Plaintiff's Complaint and Motion for Domestic Violence Protective Order and alleges and states as follows:

1. It is admitted the Defendant formerly resided in Moore County, North Carolina.
2. It is admitted that the Plaintiff and Defendant are persons of the opposite sex and were previously in a dating relationship.
3. Paragraph 3 of the Plaintiff's Complaint is admitted upon information and belief.
4. The allegations in Paragraph 4 are denied.
5. The allegations in Paragraph 5 is neither admitted nor denied.
6. The allegations in Paragraph 6 is neither admitted nor denied.
7. The allegations in Paragraph 7 is neither admitted nor denied.
8. The allegations in Paragraph 8 is neither admitted nor denied.
9. The Defendant is a lawful owner of firearms.
10. The allegations in Paragraph 10 is neither admitted nor denied.
11. The allegations in Paragraph 11 are denied.

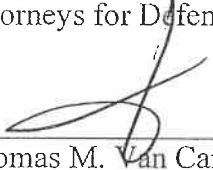
All other material allegations in the Plaintiff's Complaint & Motion for Domestic Violence Protective Order which state, imply, or suggest that the Defendant engaged in conduct which constitutes domestic violence are expressively denied.

WHEREFORE, the Defendant respectfully requests that the Plaintiff's Complaint & Motion for Domestic Violence Protective Order be dismissed.

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@vancamplaw.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:

John Silverman
1502 Woodland Avenue
Sanford, NC 27330

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
Pinhurst, North Carolina 28370
Telephone: (910) 295-2525
Facsimile: (910) 295-2001
thomasv@vancamlaw.com

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

STATE OF NORTH CAROLINA

File No.

20CVD787

MOORE County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

HARPER WILMOTH

FILED

VERSUS

2020 AUG 12 A 9:54

ORDER CONTINUING
DOMESTIC VIOLENCE HEARING
AND EX PARTE ORDER

Name And Address Of Defendant

SHELANE ETCHINSON

655 E. MAY ST.

SOUTHERN PINES

NC 28387

BY CB

G.S. 50B-2

This matter was scheduled for hearing for emergency relief pursuant to G.S. 50B-2.

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

Other:

The Plaintiff was not present and unrepresented / represented by: Silverman

The Defendant was not present and unrepresented / represented by: Tom Van Lear

Defendant requested a continuance

Plaintiff requested a continuance

Required 10-day Notice has not been Waived or Expired

Both Parties agreed to case being continued. Both Attorney notified presiding judge by text of their request.

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

Date Of Hearing

8-19-20

Time Of Hearing

9:30

AM PM

Location Of Hearing

Moore County Courts Facility, Carthage, NC 28327

[REDACTED]

Date

08-12-2020

Name Of District Court Judge (Type Or Print)

HONORABLE DON W. CREED JR.

Signature Of District Court Judge

[Signature]

NOTE TO CLERK: Give or mail a copy of this order to the plaintiff. Mail copies to the defendant, the sheriff, and if the plaintiff resides within the city limits, the local police department.

W

STATE OF NORTH CAROLINA

File No.

20CVD787

MOORE County

FILED

In The General Court Of Justice
District Court Division

Name Of Plaintiff

HARPER WILMOTH

2020 AUG -5 A 11: 08

VERSUS

ORDER CONTINUING

Name And Address Of Defendant

SHELANE ETCHINSON

MOORE CO., C.S. DOMESTIC VIOLENCE HEARING

AND EX PARTE ORDER

655 N MAY ST

BY W

SOUTHERN PINES

NC 28387

G.S. 50B-2

This matter was scheduled for hearing for emergency relief pursuant to G.S. 50B-2.

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: Jonathan Silverman

The Defendant was was not present and unrepresented / represented by: TOM VAN CAMP

() 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

8-12-2020

Time Of Hearing

9:30

AM PM

Location Of Hearing

Moore County Courts Facility, Carthage, NC 28327

Date

08-05-2020

Name Of District Court Judge (Type Or Print)

HONORABLE TIFFANY BARTHOLOMEW

Signature Of District Court Judge

[Signature]

NOTE TO CLERK: Give or mail a copy of this order to the plaintiff. Mail copies to the defendant, the sheriff, and if the plaintiff resides within the city limits, the local police department.

1000 ALL P... Del L... P...

STATE OF NORTH CAROLINA

File No.

Moore County

In The General Court Of Justice
District Court Division

Name Of Plaintiff
Harper Wilmoth

Name And Address Of Defendant
Shelane Etchison
655 N. May Street or 1812 Airport Road
Southern Pines, NC 28387

VERSUS

2020 AUG -3 A 10:30

MOORE CO., C.S.C.

NOTICE OF HEARING
ON DOMESTIC VIOLENCE
PROTECTIVE ORDER

G.S. 50B-2

To The Defendant Named Above:

The attached Complaint has been filed alleging that you have committed acts of domestic violence against the plaintiff and/or the plaintiff's minor child(ren).

- 1. The attached Ex Parte Order has been issued against you. If you violate the Order, you are subject to being held in contempt or being charged with the crime of violating this Ex Parte Order. 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 the Order will be continued.
- 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 emergency relief in protecting the plaintiff and the plaintiff's child(ren) should be granted.

Date Of Hearing 8-5-2020	Time Of Hearing 9:30 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Date 7-29-2020
Location Of Hearing Moore County District Court 102 Monroe Street Carthage, NC 28327	Signature J. McNeill	<input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court

NOTE TO CLERK: If the first block is checked, the hearing must be scheduled within ten (10) days of the issuance of the Ex Parte Order or seven (7) days from date of service on defendant, whichever occurs later. If the second block is checked, the defendant must be given five (5) days notice of the hearing. Give or mail a copy of the Notice to the plaintiff.

RETURN OF SERVICE

I certify that this Notice and a copy of the Complaint and the Ex Parte Order were received and served on the defendant as follows:

Date Served 7-31-20	Name Of Defendant Shelane Etchison
------------------------	---------------------------------------

- 1. By delivering to the defendant named above a copy of this Notice of Hearing and a copy of the Complaint and the Ex Parte Order in this action.
- 2. By leaving a copy of this Notice of Hearing and a copy of the Complaint and the Ex Parte Order in this action at the defendant's dwelling house or usual place of above with a person of suitable age and discretion then residing therein.

Name And Address Of Person With Whom Copies Left

Defendant WAS NOT served for the following reason:

Date Received	Date Of Return 7-31-20	Name Of Sheriff R. A. Fields
County Of Sheriff Moore	Deputy Sheriff Making Return Adan Goins 3806	

20 CV 080787

STATE OF NORTH CAROLINA

File No.

Moore County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

Harper Wilmoth

Address

c/o Jonathan Silverman, 1502 Woodland Avenue

City, State, Zip

Sanford, NC 27330

VERSUS

CIVIL SUMMONS

DOMESTIC VIOLENCE

ALIAS AND PLURIES SUMMONS

G.S. 50B-2(a)

Name Of Defendant

Shelane Etchison

Date Original Summons Issued

Date(s) Subsequent Summons(es) Issued

To The Defendant Named Below:

Name And Address Of Defendant

Shelane Etchison
655 N. May Street or 1812 Airport Road
Southern Pines, NC 28387 Whispering Pines, 28327

A Civil Action Has Been Commenced Against You!

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

1. Serve a copy of your written answer to the complaint upon the plaintiff or plaintiff's attorney within ten (10) days after you have been served. You may serve your answer by delivering a copy to the plaintiff or by mailing it to the plaintiff's last known address; and
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

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)

Jonathan Silverman
Wilson, Reives & Silverman, PLLC
1502 Woodland Avenue
Sanford, NC 27330

Date Issued

7-29-2020

Time

9:15

AM PM

Signature

J. McNeill

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

STATE OF NORTH CAROLINA

Moore County

File No.

In The General Court Of Justice
District Court Division

Name Of Plaintiff (Person Filing Complaint)
Harper Wilmoth

VERSUS

Name And Address Of Defendant (Person Accused Of Abuse)
Shelane Etchison
655 N. May Street or 1812 Airport Road
Southern Pines, NC 28387 Whispering Pines, NC 28327

COMPLAINT AND MOTION FOR DOMESTIC VIOLENCE PROTECTIVE ORDER

G.S. 50B-1, -2, -3, -4

(Check only boxes that apply and fill in blanks. Additional sheets may be attached.)

- 1. I live in Moore County, North Carolina.
- 2. The defendant and I are spouses. are former spouses.
 are persons of the opposite sex who are not married but live together or have lived together.
 have a child in common.
 are parent and child or grandparent and grandchild.
 are current or former household members.
 are persons of the opposite sex who are in or have been in a dating relationship.
- 3. There is is not another court proceeding between the defendant and me pending in this or any other state. (List county, state, date, and what kind of proceeding, if applicable.)

4. The defendant has attempted to cause or has intentionally caused me bodily injury; or has placed me or a member of my family or household in fear of imminent serious bodily injury or in fear of continued harassment that rises to such a level as to inflict substantial emotional distress; or has committed a sexual offense against me in that: (Give specific dates and describe in detail what happened.)

See Attachment A.

5. The defendant has attempted to cause or has intentionally caused bodily injury to the child(ren) living with me or in my custody; has placed my child(ren) in fear of imminent serious bodily injury or in fear of continued harassment that rises to such a level as to inflict substantial emotional distress; or has committed a sexual offense against the child(ren) in that: (Give specific dates and describe in detail what happened.)

6. I believe there is danger of serious and immediate injury to me or my child(ren).

7. (Check this block if you ask for temporary child custody.) The defendant and I are the parents of the following child(ren) under the age of eighteen.

A COPY OF "AFFIDAVIT AS TO STATUS OF MINOR CHILD" (AOC-CV-609) MUST BE ATTACHED FOR EACH CHILD.

Name	Sex	Date Of Birth	Name	Sex	Date Of Birth

(Over)

8. *(Fill in the block if you are asking for temporary child custody)* The minor child(ren) listed in No 7. above is exposed to a substantial risk of physical or emotional injury or sexual abuse in that: *(Describe in detail what happened that created a risk of physical or emotional injury or sexual abuse.)*
9. The defendant has firearms and ammunition as described below, has a permit to purchase a firearm, and has a permit to carry a concealed weapon. *(Describe all firearms, ammunition, gun permits and give identifying number(s) if known, and indicate where defendant keeps firearms and gun permits.)*
Glock 9mm handgun and .45 caliber handgun
10. The defendant has used or threatened to use a deadly weapon against me or minor child(ren) in my custody or has a pattern of prior conduct involving the use or threatened use of violence with a firearm against any persons in that *(Give specific dates and describe in detail what happened.)*
11. The defendant has made threats to commit suicide in that *(Give specific dates and describe in detail what happened.)*
At multiple times during our relationship, she has told me that "I want to kill myself" or that "I am thinking about killing myself". She would cut her arms and legs and send me photos.

Because Of The Acts Of Domestic Violence By The Defendant, I Am Requesting That The Court Give Me The Following Relief:

(Check only boxes that apply.)

1. I want emergency relief.
2. Since there is a danger of acts of domestic violence against me or my child(ren), I want an Ex Parte Order before notice of a hearing is given to the defendant.
3. I want the Court to order the defendant not to assault, threaten, abuse, follow, harass or interfere with me and my child(ren).
- 3a. I want the defendant ordered not to cruelly treat or abuse an animal owned, possessed, kept, or held as a pet by either party or minor child residing in the household.
4. I want possession of our residence at the address listed below, and I want the defendant to move from and not return to the residence.
5. I want the Court to order the eviction of the defendant from the residence listed above and I want assistance in returning to the residence.
6. I want possession of the personal property such as clothing and household goods in the residence listed above except for the defendant's personal clothing, toiletries and tools of trade.
- 6a. I want the care, custody, and control of any animal owned, possessed, kept, or held as a pet by either party or minor child residing in the household granted to me.

VERSUS

File No.

Name Of Defendant

7. I want the defendant to be ordered not to come on or about:

- (a) my residence.
- (b) any place where I am receiving temporary shelter.
- (c) the place where I work.
- (d) any school(s) the child(ren) attend.
- (e) the place where the child(ren) receives day care.
- (f) the place where I go to school.
- (g) Other: (name other places)

Not come about Holden Wilmoth, date of birth May 10, 2019, Ann Kirkendall (mother), Harlan Wilmoth and Carlie Wilmoth (children).

The child(ren) currently attend: (name school)

8. I want the defendant to be ordered to have no contact with me.

9. I want possession and use of the following vehicle:

Describe Vehicle

10. I want temporary custody of our minor child(ren) listed in this Complaint. I understand that I must file a separate child custody action for permanent custody.

11. I want the defendant to be ordered to make payments for the support of our minor child(ren), as required by law, but I understand it is only temporary and that I must file a separate child support action for regular, permanent child support.

12. I want the Court to prohibit the defendant from possessing or purchasing a firearm.

13. I want the Court to order the defendant to surrender to the sheriff his/her firearms, ammunition, and gun permits to purchase a firearm and carry a concealed weapon.

14. I want the defendant to be ordered to attend an abuser treatment program.

15. I want the defendant to be ordered to provide me and the child(ren) suitable alternative housing.

16. I want the defendant to be ordered to make payments for my support as required by law, but I understand it is only temporary and that I must file a separate action for regular permanent spousal support.

17. Other: (specify)

Date

7/29/20

Signature Of Plaintiff (Person Filing Complaint)

VERIFICATION

I, the undersigned, being first duly sworn, say that I am the plaintiff in this action; that I have read the Complaint and Motion; that the matters and things alleged in the Complaint and Motion are true except as to those things alleged upon information and belief and as to those I believe them to be true and accurate.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME

Date

7/17/20

Date

7/17/20

Signature

Signature Of Plaintiff (Person Filing Complaint)

Name Of Plaintiff (Type Or Print)

Harper Wilmoth

- Deputy CSC
- Assistant CSC

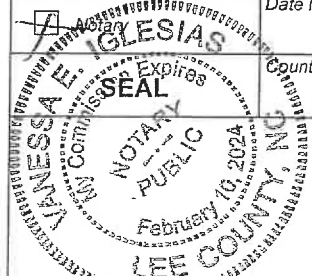
- Clerk of Superior Court
- Designated Magistrate

Date My Commission Expires

2/16/24

County Where Notarized

Lee



ATTACHMENT A TO HARPER WILMOTH
DOMESTIC VIOLENCE PROTECTIVE ORDER



The Defendant and I began an intimate relationship during November of 2015. At the time, I was, and continue to be, on active duty with the Army serving in Special Operations and holding the rank of E-9. At the time Defendant and I began our relationship, she had previously served in the Army and had ended her service holding the rank of Major. After leaving the Army, she began attending the Harvard School of Government and was participating in Special Forces activities when we met.

I was married to Claudia Wilmoth during part of my relationship with the Defendant and the Defendant consistently threatened to tell my wife about the relationship, as well as informing the Army of our relationship if I attempted to end it. Claudia Wilmoth was and is on active duty with the Army, holding the rank of Major. Ms. Wilmoth and I have a one year old son, and we were divorced on April 1, 2019.

I recognize and acknowledge that I should not have been involved in an intimate relationship with Ms. Etchison and that I placed myself in jeopardy by doing so. However, Ms. Etchison is emotionally unstable, engaging in behaviors such as self-mutilation, threatening suicide and striking inanimate objects while in emotional disarray. She also historically takes anti-depressants. Finally, during December of 2019, I definitively ended our relationship. I was deployed in December when I ended the relationship and returned from deployment during March of 2020. After my return and when the Defendant realized that our relationship would not resume, On or about June 4, 2020, she illegally gained entry into my home at 164 Pine Ridge Drive, Whispering Pines, North Carolina, hacked into my computer and stole electronic information that was private to me, has disseminated that information to my former wife, Maj. Wilmoth, and is threatening to disseminate it to the Army.

In an effort to stop her behavior, my counsel sent her correspondence on June 12, 2020, requesting that she cease and desist; she has not. Since receiving that communication, she has gone by my friend's house in Southern Pines, attempted to enter one of her motor vehicles and continues to come by my home which is in a secluded area where she has no legitimate reason to be. See attached and incorporated 50C Complaint and Temporary Order in 20 CVD 738; *Cabral v. Etchison*.

While I voluntarily entered into a relationship with Ms. Etchison, she refuses to accept that it has ended and is stalking and harassing me, including communicating with my former wife about the information she stole from my home. She has Special Forces training in surveillance which makes her that much more concerning. Her harassment has inflicted substantial emotional distress upon me. I am continually worried about where she will appear either near me or near my friends and family, who she will release my private information that she stole from my computer when she broke into my home, as well as being concerned that she will break into my home again.

It is my hope that the entry of a domestic violence protective order will keep her away from my person and premises and if she fails to do so, that I will have a readily available remedy to terminate such contact.

STATE OF NORTH CAROLINA

No. 20 CVP000738

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 D 29
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)

Because Of These Acts Of Unlawful Conduct, The Plaintiff Requests That The Court Grant The Following Relief:

(Check only boxes that apply.)

- 1. A permanent no-contact order. (A permanent order cannot last longer than one year.)
- 2. A temporary no-contact order. (A temporary order cannot last longer than ten days.)
- 3. The temporary order to be issued ex parte (without notice to the defendant) because the plaintiff will suffer immediate injury, loss, or damage before the defendant can be heard in that: *(explain)*
I believe she presents an immediate threat to my safety. Her conduct continues to escalate and I am not sure what she will do next. She has previously attempted to break into my house.


AND

(If you checked Block 3 above, check a. or b. below.)

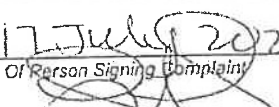
- a. I certify that I have made the following efforts, if any, to give notice to the defendant and give the following reasons supporting why notice should not be required: *(explain)*
The Defendant should not be given notice because she has tried to break into my house on one occasion, the police discussed her conduct with her and this did nothing to deter her. I am scared if she gets notice she will attempt to take this to another level before she is served the order.
- b. I certify that there is good cause to grant the remedy because the harm that the remedy is intended to prevent would likely occur if the defendant were given any prior notice of the request for relief in that: *(Give specific reasons why harm would occur if prior notice were given to defendant.)*
The Defendant has been given chances to stop this conduct. Everytime she escalates her conduct instead of stopping this conduct. If she is given notice I am scared she will attempt to escalate her conduct even more which could lead to irreparable harm.
- 4. To order the defendant not to visit, assault, molest, or otherwise interfere with the plaintiff.
- 5. To order the defendant to stop stalking the plaintiff.
- 6. To order the defendant to cease harassment of the plaintiff
- 7. To order the defendant not to abuse or injure the plaintiff.
- 8. To order the defendant not to contact, by telephone, written communication, or electronic means, the plaintiff.
- 9. To order the defendant to refrain from entering or remaining present at the plaintiff's residence, school, place of employment, or other places specified.

(List Other Places Where You Want Defendant Ordered Not To Be)

- 10. Other: *(specify)*
To order the Defendant not to attempt to contact the Plaintiff in any manner, including through third parties and social media.

Date <i>17 July 2020</i>	Signature Of Person Filing Complaint 
VERIFICATION	

I, the undersigned, being first duly sworn, say that I am the plaintiff in this action; that I have read the Complaint and Motion; that the matters and things alleged in the Complaint and Motion are true except as to those things alleged upon information and belief and as to those I believe them to be true and accurate.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME		Date <i>17 July 2020</i>
Date <i>7-17-2020</i>	Signature <i>Ron [Signature]</i>	Signature Of Person Signing Complaint 
<input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk Of Superior Court <input type="checkbox"/> District Court Judge <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Designated Magistrate	Name Of Person Filing Complaint (Type Or Print) <i>Louven A. Cabral</i>	
<input type="checkbox"/> Notary	Date My Commission Expires	
SEAL	County Where Notarized	

STATE OF NORTH CAROLINA

vo. 20 CW000738

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

VERSUS

Name And Address Of Defendant

Shelane Ethison
1812 Airport Road
Whispering Pines NC 28327

MOORE CO., C.S.C.

BY *M*
NC 28327

TEMPORARY
NO-CONTACT ORDER
FOR STALKING OR
NONCONSENSUAL SEXUAL CONDUCT

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 asked 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 6/1/2020 the defendant sent an email to plaintiff. On 6/18/2020 the defendant was at plaintiff's residence at 11:57p and saw her taking into plaintiff's car. Police were notified and she was found up the street from

- 5. *Other:* *plaintiff's residence. The defendant has driven by plaintiff's residence on multiple occasions. Plaintiff's complaint #5 was packed by referee.*

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)

ORDER

It is ORDERED that:

- 1. The defendant shall not visit, assault, molest, or otherwise interfere with the plaintiff.
- 2. The defendant cease stalking the plaintiff.
- 3. The defendant cease harassment of the plaintiff.
- 4. The defendant not abuse or injure the plaintiff.
- 5. The defendant not contact the plaintiff by telephone, written communication, or electronic means.
- 6. The defendant not enter or remain present at the plaintiff's residence, school, place of employment, and other places listed below at times when the plaintiff is present.

List Other Places Where Defendant Ordered Not To Be

7. Other: (specify) *the defendant is not to contact plaintiff in any manner, including through 3rd parties & social media.*

8. The terms of this Order shall be effective for ten (10) days from the date of this Order. until (specify date and time if less than 10 days) 7/12/2020

9. It is ordered that the parties appear at the time and date set out below for a hearing on whether a permanent no-contact order should be entered.

Date Of Hearing 7-22-20	Time Of Hearing 9:30	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Location Of Hearing MOORE County Courts Facility
Date 7/12/2020	Time 11:30	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Name Of District Court Judge Or Designated Magistrate (type or print) W. Mesner
			Signature Of District Court Judge Or Designated Magistrate <i>[Signature]</i>

NOTICE TO DEFENDANT: A KNOWING VIOLATION OF A CIVIL NO-CONTACT ORDER SHALL BE PUNISHABLE AS CONTEMPT OF COURT WHICH MAY RESULT IN A FINE OR IMPRISONMENT. THE COURT MAY FIND YOU IN CIVIL OR CRIMINAL CONTEMPT.

CERTIFICATION

I certify this Order is a true copy.

Date 7-17-20	Signature Of Clerk <i>[Signature]</i>	<input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court
------------------------	--	--

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 and any county police department if the victim does not live within a municipality with a police department.

314-000707

STATE OF NORTH CAROLINA

File No.

Moore County

In The General Court Of Justice
District Court Division

Name Of Defendant
Shelane Etchison
Street Address Of Defendant (Not P.O. Box)
655 N. May Street
City
Southern Pines State
NC Zip
28387

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
06/05/1986 Race: White Black Indian Asian/Pacific Islander Other Sex: Male Female
Height
5'9" Weight
165 lbs Hair Color
Blonde Eye Color
Green

Identifying Marks (List any marks, scars, tattoos)
None

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: _____ Number: _____
Vehicle description and license plate number: Red GLA 250 Mercedes

Social Security No. Of Defendant Telephone No. Of Defendant
(352) 346-5538

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: _____

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: _____

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:

PLAINTIFF

Date Of Birth
06/08/1976 Race: White Black Indian Asian/Pacific Islander Other Sex: Male Female
Date
7/17/20 Name Of Plaintiff (Type Or Print)
Harper Wilmoth 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.



RONNIE FIELDS

SHERIFF OF MOORE COUNTY

302 S. McNeill St., Carthage, NC 28327 | P.O. 40, Carthage, NC 28327
Telephone: 910.947.2931 | Fax: 910.947.1668 | E-mail: sheriff@moorecountync.gov

PROCEDURE FOR RECEIVING CONFISCATED WEAPONS UNDER 50-B

You may request the return of any firearms, ammunition, or permits surrendered during the execution of a 50-B Protective Order by filing a **MOTION FOR RETURN OF WEAPONS SURRENDERED UNDER DOMESTIC VIOLENCE PROTECTIVE ORDER** through the Clerk of Courts office. **FORM NUMBER (AOC-CV-319)**.

1. You must file this motion at the expiration of the current 50-B Protective Order.
2. You should file the motion no later than **NINETY (90) DAYS** after the expiration of the current order.
3. Once you have filed this motion with the court, a hearing will be scheduled and you will receive written notice and be given the opportunity to be heard in court to find out if you are eligible under Federal and North Carolina State Law to receive your weapons, ammunition, and/or permits.

There is **NO FEE** for this process; however there is a form to be completed in the Clerk's office. **FORM NUMBER, (AOC-CV-319)**

Once the District Court Judge has heard your case, the Judge will determine if you are eligible under North Carolina Law to have your weapons, ammunition, and/or permits returned to you.

1. If you **ARE NOT** eligible, the Sheriff's Office will be issued a court order that all weapons, ammunition, and/or permits will be destroyed/ revoked.
2. You will have **THIRTY (30) DAYS** from the time a court order for destruction is issued to file an appeal on the Judges decision.
3. If you are found eligible to receive your weapons, ammunition, and/or permits, then you must return to the Sheriff's Office where you will be required to pay the storage fee upon receipt of the weapons.

STORAGE FEES ARE AS FOLLOWS:

1. A thirty five dollar (\$35.00) fee for the first firearm, a ten dollar (\$10.00) fee for each additional firearm, and ten dollar (\$10.00) fee for ammunition.
2. The fee is charged to the number of guns seized, not the length of time in storage.

IF YOU HAVE ANY PROBLEMS WITH FILING A MOTION OR QUESTIONS ABOUT THIS PROCESS PLEASE CONTACT AN ATTORNEY.