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|  | **WAIVER OF COSTS (INITIAL SENTENCING)** |  |

After notice and an opportunity to be heard and make objection by any directly affected government entity, provided through 🞎 the notice provided by the NCAOC, 🞎 other: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, the Court:

🞎 1. Finds just cause to **waive** the following **costs (NOTE:** *If any are selected the Court must make findings of fact in No. 3 below*.):

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| --- | --- | --- | --- |
| 🞎 All **costs**. | 🞎 GCJF🞎 Facilities Fee🞎 Telecom/Data Fee🞎 LEO Retirement Fee🞎 LEO Training Fee🞎 DNA Fee | 🞎 Arrest/Process Fee🞎 Chapter 20 Fee🞎 Improper Equipment Fee🞎 Impaired Driving Fee🞎 Pretrial Jail Fee ($10/day)🞎 Pretrial Release Services Fee | 🞎 Lab/Hosp. Fee (Non-Digital Forensics)🞎 Lab Fee (Digital Forensics)🞎 Lab/Hospital Expert Witness Fee🞎 Installment Setup Fee🞎 Failure to Appear Fee🞎 Failure to Comply Fee |

🞎 2. Finds just cause to reduce the following costs from $600 to the amount indicated below (**NOTE**: *If any are selected the Court must make findings of fact in No. 3 below.*):

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| --- | --- |
| 🞎 State Crime Lab (Non-Dig. Forensics) $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_🞎 Local Lab (Non-Digital Forensics) $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_🞎 Private Hospital Toxicology $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | 🞎 State Lab Expert Witness $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_🞎 Local Lab Expert Witness $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_🞎 Private Hospital Expert Witness $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |

🞎 3. In support of the waivers or reductions noted above, the Court finds just cause in that the Defendant:

🞎 Has no present ability to pay the monetary obligations indicated above.

🞎 Is now, has recently been, or will soon be incarcerated.

🞎 Other: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

🞎 4. The Court waives the FTA fee under G.S. 7A-304(a)(6) upon a showing that the defendant failed to appear because of an error or omission of a judicial official, prosecutor, or law enforcement officer.

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|  | **RELIEF FROM OTHER FEES** |  |

🞎 1. For good cause and upon motion of the defendant, the defendant is exempted from:

🞎 a. **Probation supervision fees** under G.S. 15A-1343(c1).

🞎 b. **Electronic monitoring device fees** underG.S. 15A-1343(c2).

🞎 c. **Satellite-based monitoring fees** under G.S. 14-208.45.

🞎 2. The Court 🞎 waives 🞎 remits **community service fees** applicable under G.S. 143B-708.

🞎 3. The Court 🞎 does not assess **attorney fees**, as provided on the Trial Level Fee Application (AOC-CR-225). 🞎 remits **attorney fees**.

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|  | **REMISSION OF COSTS AND FINES (SUBSEQUENT ACTION)** |  |

Upon petition of 🞎 the defendant, 🞎 a prosecutor, it appearing to the satisfaction of the sentencing Court under G.S. 15A-1363 that the circumstances which warranted the imposition of the fine or costs no longer exist, that it would otherwise be unjust to require payment, or that the proper administration of justice requires resolution of the case, and after notice and an opportunity to be heard and make objection by any directly affected government entity, provided through 🞎 the notice provided by the NCAOC, 🞎 other: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, the Court:

🞎 1. **Remits** or **reduces** the following **costs**:

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  |  |  | Remit | Reduce to: |  |  | Remit | Reduce to: |
| 🞎 All **costs**. |  | GCIFFacilities FeeTelecom/Data FeeLEO Retirement FeeLEO Training FeeDNA FeeArrest/Process FeeChapter 20 FeeImproper Equip. FeeImpaired Driving Fee | 🞎🞎🞎🞎🞎🞎🞎🞎🞎🞎🞎 | $\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_ |  | Pretrial Jail Fee ($10/day)Probation Jail Fee ($40/day)Pretrial Release FeeLab/Hospital FeeLab Fee (Digital Forensics)Lab/Hosp. Expert Witn. FeeInstallment Setup FeeFailure to Appear FeeFailure to Comply FeeWitness Fees | 🞎🞎🞎🞎🞎🞎🞎🞎🞎🞎🞎 | $\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_$\_\_\_\_\_\_\_\_ |

🞎 2. **Remits** the **fine** imposed in this case.

🞎 3. **Reduces** the **fine** imposed in this case to $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

🞎 4. Modifies the defendant’s method of payment of **costs** and **fines** as follows: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

Local Form \_\_\_\_\_\_\_\_\_\_\_\_\_\_ , \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County

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|  | **REMISSION OF RESTITUTION** |  |

🞎 1. After notice and an opportunity to be heard to the district attorney and the victim, victim’s estate, and any other entity to which restitution was to be paid, the Court finds under G.S. 15A-1340.39 that remission of restitution is warranted and serves the interests of justice and remits restitution as provided in the attached Restitution Update Worksheet (AOC-CR-612).

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|  | **MODIFICATION OF COSTS AND FINES UPON DEFAULT** |  |

🞎 1. The Court finds that the defendant has defaulted in the payment of 🞎 costs. 🞎 fines.
It appearing that the default was not attributable to a failure on the defendant’s part to make a good faith effort to obtain the necessary funds for payment, the Court orders under G.S. 15A-1364(c) that:

🞎 2. The defendant is allowed additional time to pay **costs** and **fines** as follows: Payment is due on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_(*date*).
🞎 3. The defendant’s **costs** are reduced 🞎 in whole. 🞎 in part as follows: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
🞎 4. The defendant’s **fine** is reduced 🞎 in whole. 🞎 in part as follows: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

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|  | **CIVIL JUDGMENT** |  |

**NOTE:** *Civil judgments for* ***attorney fees*** *and the $60* ***attorney appointment fee*** *are ordered through the Trial Level Fee Application (AOC-CR-225) and should not be entered again on this order. Civil judgments for* ***restitution*** *are entered on the Restitution Worksheet (AOC-CR-611) or Restitution Update Worksheet (AOC-CR-612) and should not be entered on this order.*

🞎 1. In response to the defendant’s default in the payment of **costs**, the Court orders a judgment for the following costs docketed as a lien on the defendant’s real estate under G.S. 15A-1365 (**NOTE:** *No interest accrues on judgments for costs. G.S. 24-5.*)

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| 🞎 All **costs**. | 🞎 GCJF🞎 Facilities Fee🞎 Telecom/Data Fee🞎 LEO Retirement Fee🞎 LEO Training Fee🞎 DNA Fee | 🞎 Arrest/Process Fee🞎 Chapter 20 Fee🞎 Improper Equipment Fee🞎 Impaired Driving Fee🞎 Pretrial Jail Fee ($10/day)🞎 Probation Jail Fee ($40/day)🞎 Witness Fees | 🞎 Pretrial Release Services Fee🞎 Lab/Hosp. Fee (Non-Digital Forensics)🞎 Lab Fee (Digital Forensics)🞎 Lab/Hospital Expert Witness Fee🞎 Installment Setup Fee🞎 Failure to Appear Fee🞎 Failure to Comply Fee |

🞎 2. In response to the defendant’s default in the payment of **fines**, the Court orders a judgment for fines docketed as a lien on the defendant’s real estate under G.S. 15A-1365. (**NOTE:** *Interest accrues on judgments for fines at 8 percent per year. G.S. 24-1.*)

🞎 3. Other:

🞎 4. The Court orders the Clerk of Superior Court to cancel the following judgments in the above-captioned county, notwithstanding any balance due:

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| **Judgment for:** (*e.g., “Costs”; “Restitution to [victim]”*) | **Docketing Information**  Book/Page *or* Abstract Number |
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|  | **MOTOR VEHICLE OFFENSES** |  |

The defendant has demonstrated to the Court under G.S. 20-24.1(b) that:

🞎 1. His or her failure to pay a penalty, fine, or costs was not willful and that he or she is making a good faith effort to pay.

🞎 2. The penalty, fine, or costs should be remitted.



Material opposite unmarked squares is to be disregarded as surplusage.

Local Form \_\_\_\_\_\_\_\_\_\_\_\_\_\_ , Side Two, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County