



File No. (Clerk personnel only)

Related File Nos. (Clerk personnel only)

Name of Person Requesting Return of Articles (Print)

Signature of Person Requesting Return of Articles

Mailing Address (City, State, Zip)

Phone

Date

**MOTION AND NOTICE TO RETURN PROPERTY  
(Non-Firearms Only)  
C.C. § 15-11.1(a); Ch.R.Crim.Pro. 23(C)(5)**

**MOTION**

1. The Petitioner (*select one*):
  - is the lawful owner of the property.
  - is a person, firm, or corporation entitled to possession.
2. The Petitioner affirms that (*select all that apply*):
  - the Cherokee Indian Police Department is in possession and/or control of the property.
  - the property was seized or confiscated by the Cherokee Indian Police Department.
3. The Petitioner respectfully petitions, on the grounds explained below, that the Court order the property listed be returned: (*describe the item(s) you are requesting; explain the circumstances surrounding the seizure or confiscation of the item(s); and explain if you were harmed by the search or seizure or if you are continuing to be harmed by not having the property – attach additional pages if extra space is needed*)

**NOTICE OF HEARING**

This motion has been set for hearing for the following date and time: (*to be completed by Clerk personnel only*)

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ at 9:00 AM or as soon thereafter as the matter may be heard.

The hearing will take place in the Cherokee Court located at the EBCI Anthony Edward Lossiah Justice Center, 137 Seven Clans Lane, Cherokee, NC 28719.

Date

Name and Title of Clerk

Signature of Clerk