

<b>STATE OF MICHIGAN JUDICIAL DISTRICT JUDICIAL CIRCUIT</b>	<b>MOTION AND ORDER TO SET ASIDE FORFEITURE AND DISCHARGE OF BOND</b>	<b>CASE NO.</b>
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ORI Court address Court telephone no.  
MI-

THE PEOPLE OF <input type="checkbox"/> The State of Michigan <input type="checkbox"/> _____ _____ _____	v	Defendant name, address, and telephone no. _____ _____ _____			
		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;">CTN</td> <td style="width:33%;">SID</td> <td style="width:33%;">DOB</td> </tr> </table>	CTN	SID	DOB
CTN	SID	DOB			
Name and address of surety or other depositor posting bond					

Offense(s)		
*Amount of bail bond forfeited \$ _____	Date of forfeiture judgment \$ _____	TYPE OF BOND: <input type="checkbox"/> Personal recognizance <input type="checkbox"/> 10% bond* <input type="checkbox"/> Cash <input type="checkbox"/> Surety* <input type="checkbox"/> Real property

\*If a 10% bond is allowed by the court and a surety bond for one quarter of the full bail amount has been posted by a surety under MCL 765.6(2), judgment against the surety is limited to that one quarter. The remaining three quarters of the full bail amount plus costs are the responsibility of the defendant, less the amount of cash deposited.

**MOTION**

1. The above bond was forfeited and a judgment of \$ \_\_\_\_\_ was paid to the court on \_\_\_\_\_ .  
Date
2. The defendant was
  - a. apprehended by \_\_\_\_\_ on \_\_\_\_\_ and \_\_\_\_\_  
Name of law enforcement agency Date
  - is incarcerated at \_\_\_\_\_ . (Proof of incarceration/apprehension is attached.)
  - is not incarcerated.
  - b. apprehended by surety company on \_\_\_\_\_ .  
Date
3. I request that the forfeiture order be set aside and that the judgment amount of \$ \_\_\_\_\_ be returned to \_\_\_\_\_ .  
Name of surety or other depositor

\_\_\_\_\_  
Date Signature of surety/depositor

**ORDER**

**IT IS ORDERED:**

- 1. The bond forfeiture is set aside and the bond is discharged. Assessment of costs of apprehension in the amount of \_\_\_\_\_ shall be deducted from the judgment pursuant to MCL 765.15.
- 2. Judgment in the amount of \$ \_\_\_\_\_ shall be returned to the surety/depositor.
- 3. The motion is dismissed.

\_\_\_\_\_  
Date Judge Bar no.