29 JANUARY 2021
ORDER OF THE CHIEF JUSTICE
OF THE SUPREME COURT OF NORTH CAROLINA

On 31 December 2020, Chief Justice Cheri Beasley issued an order pursuant to N.C.G.S. § 7A-39(b)(1) extending time in certain proceedings for forfeiture of bail bonds under Part 2 of Article 26 of Chapter 15A of the General Statutes. That order was in response to the public health threat posed by the COVID-19 outbreak and was intended to reduce the spread of infection throughout the state.

A further extension of time pursuant to N.C.G.S. § 7A-39(b)(1) is now necessary. Accordingly, I hereby determine and declare under N.C.G.S. § 7A-39(b)(1) that catastrophic conditions resulting from the COVID-19 outbreak have existed and continue to exist in all counties of this state.

Extension of Time Pursuant to N.C.G.S. § 7A-39(b)(1)
in Bail Bond Forfeiture Proceedings

In proceedings for forfeiture of bail bonds under Part 2 of Article 26 of Chapter 15A of the General Statutes for which disposition by entry of final judgment under N.C.G.S. § 15A-544.6 or by grant of a motion to set aside under N.C.G.S. § 15A-544.5(d)(4) is due to occur on or after 14 April 2020 and before or on 27 February 2021, any motion to set aside or any objection to a motion to set aside that is due to be filed within that period shall be deemed to be timely filed if it is filed before the close of business on 28 February 2021.

In order to implement this extension, any entry of final judgment under N.C.G.S. § 15A-544.6 or any grant of a motion to set aside under N.C.G.S. § 15A-544.5(d)(4) due to occur on or after 14 April 2020 and before or on 27 February 2021, is hereby stayed until after the close of business on 28 February 2021.

Issued this the 29th day of January, 2021.

Paul Newby
Chief Justice
Supreme Court of North Carolina