

| | | |
|--|--|-----------------|
| STATE OF MICHIGAN JUDICIAL DISTRICT | ORDER FOR RETURN OF PROPERTY OR DISCHARGE OF LIEN IN FORFEITURE PROCEEDINGS | CASE NO. |
|--|--|-----------------|

Court address

Court telephone no.

The People of the State of Michigan

The People of _____

In the matter of _____

v

Defendant name, address, and telephone no.

ORDER

THE COURT FINDS:

- 1. A warrant was not issued against a person for the commission of a crime within 7 days after the personal property was seized or within 7 days after the lien was filed on the real property.
- 2. All charges against the consenting legal owner relating to the commission of a crime were dismissed.
- 3. The consenting legal owner charged with committing a crime was acquitted of the crime.
- 4. The case involved multiple defendants and all persons charged with committing a crime were acquitted of the crime.

IT IS ORDERED:

- 5. The following personal property shall be returned to the owner: _____
- 6. The lien filed against the following real property shall be immediately discharged: _____

_____ Date

_____ Judge Bar no.

NOTICE OF RETURN OF PROPERTY

TO: []

*This notice must be given to all persons who were sent notice of seizure and intent to forfeit and dispose of property.

- 7. _____, representing the seizing agency, notifies you that the personal property described above was returned to the owner.
- 8. The attorney general prosecuting attorney city/township attorney for _____ notifies you that the lien filed against the real property was discharged.

_____ Date

_____ Signature

_____ Name (type or print)

PROOF OF SERVICE

NOTICE OF RETURN OF PROPERTY
Case No. _____

TO PROCESS SERVER: You must serve copies of the notice of return of property and file proof of service with the court clerk. If you are unable to complete service, you must return this original and all copies to the court clerk.

CERTIFICATE / AFFIDAVIT OF SERVICE / NONSERVICE

OFFICER CERTIFICATE

I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required)

OR

AFFIDAVIT OF PROCESS SERVER

Being first duly sworn, I state that I am a legally competent adult who is not a party or an officer of a corporate party, and that: (notarization required)

- I served personally a copy of the notice of return of property,
- I served by certified mail (copy of return receipt attached) a copy of the notice of return of property, on the following person(s):

| Name(s) | Complete address(es) of service | Day, date, time |
|---------|---------------------------------|-----------------|
| | | |
| | | |
| | | |

- I have personally attempted to serve the notice of return of property on the following person(s) and have been unable to complete service.

| Name(s) | Complete address(es) of service | Day, date, time |
|---------|---------------------------------|-----------------|
| | | |
| | | |
| | | |

I declare that the statements above are true to the best of my information, knowledge, and belief.

| | | | |
|-----------------------|----------------|-----|------------------|
| Service fee | Miles traveled | Fee | TOTAL FEE |
| \$ | | \$ | |
| Incorrect address fee | Miles traveled | Fee | |
| \$ | | \$ | \$ |

Signature _____

Name (type or print) _____

Title _____

Subscribed and sworn to before me on _____, _____ County, Michigan.
Date

My commission expires: _____ Date Signature: _____
Deputy court clerk/Notary public

Notary public, State of Michigan, County of _____

NOTICE BY PUBLICATION

It has been determined that the name and address of the person to whom this notice is directed cannot be reasonably ascertained or delivery of the notice cannot be reasonably accomplished. The notice on the other side was published for at least 10 consecutive publishing days as required by law in a newspaper of general circulation in the county where the personal property was seized or is located. Proof of publication is attached.

_____ Date

_____ Signature

_____ Name (type or print)