

FILED  
DATE: September 26, 2024  
TIME: 2:50:39 PM  
ALAMANCE  
CLERK OF SUPERIOR COURT  
BY: M. Gonzalez

STATE OF NORTH CAROLINA  
ALAMANCE COUNTY  
17<sup>TH</sup> JUDICIAL DISTRICT

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION  
**24R001328-000**

IN RE: Clerk's ability to Strike first time FTAs

**ADMINISTRATIVE ORDER**

Effective October 1, 2024, the Clerk of Superior Court and their designated clerks may strike a Failure to Appear (FTA) status from criminal/infraction cases currently pending in Alamance County Criminal District Court without any additional authorization from the Chief District Court Judge within the guidelines of the attached FTA Policy.

A copy of this Administrative Order shall be filed in the Office of the Clerk of Superior Court and remains in effect until revoked or amended by written order of the Chief District Court Judge of Judicial District 17.

This the 25<sup>th</sup> day of September 2024.

  
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Honorable Kathryn W. Overby  
Chief District Court Judge



District Court FTA policy effective October 1, 2024:

1. When a defendant has an FTA, they (or their attorney) will call or appear at the clerk's office.
  - a. If it is a FIRST FTA – then the clerk will have the ability, pursuant to an administrative order, to strike the FTA and reset the case for another court date, on the officer's next day. THIS DOES NOT APPLY TO OFAs (first or subsequent).
  - b. If it is a SECOND or SUBSEQUENT FTA or an OFA – the clerk will reset to a court session within two weeks, so that the presiding Judge will be able to address the FTA/OFA issue.
2. This will NOT apply to Probation Violations or OFA from a first appearance – which will need to be served.
3. If the case is in a VL (voluntarily dismissed with leave) status:
  - a. If pro se - if the defendant calls or goes to the Clerk's office, they will be directed to the DA's office to appear in PERSON to talk to the ADA of the day about resetting their case.
  - b. If represented – the attorney of record will need to reach out to the ADA of the day about resetting the case.
  - c. Attorneys will NOT have to file a motion to reset/recall under this new policy. Attorneys also have the option of emailing the clerk at [alalmance.criminaldistrict@nccourts.org](mailto:alalmance.criminaldistrict@nccourts.org) in lieu of calling or appearing in person.

