

State of Alabama Unified Judicial System	APPLICATION FOR SEIZURE ORDER	Case or Warrant Number _____
Form CR-1.1 Rev. 11/2022	IN THE CIRCUIT OR DISTRICT COURT OF _____ COUNTY, ALABAMA <div style="text-align: center;"><i>Name of County</i></div>	
STATE OF ALABAMA v. _____ <div style="text-align: center;"><i>Defendant</i></div>		
I, the undersigned, hereby make application for the issuance of a Seizure Order as I have probable cause to believe and do believe that the following personal property, to-wit: (Fully describe property) _____ _____		
was seized pursuant to 3.8, Alabama Rule of Criminal Procedure, and/or Section 20-2-93, Ala. Code 1975, as it was unlawfully obtained; was used as the means of committing or attempting to commit any offense under the laws of the State of Alabama or any political subdivision thereof; was in the possession of a person with intent to use it as a means of committing a criminal offense, or was in the possession of another to whom that person may have delivered it for the purpose of concealing it or preventing its discovery; and/or constitutes, or is expected to constitute, evidence of a criminal offense under the laws of the State of Alabama or any political subdivision thereof and that the property (check all appropriate ground(s)):		
<input type="checkbox"/> Controlled substances grown, manufactured, distributed, dispensed, or acquired in violation of any law of this state; and/or <input type="checkbox"/> Raw materials, products, and equipment of any kind that are used or intended for use in manufacturing, cultivating, growing, compounding, processing, delivering, importing, or exporting a controlled substance in violation of any law of this state; and/or <input type="checkbox"/> Monies, negotiable instruments, securities, or other things of value furnished or intended to be furnished by any person in exchange for a controlled substance in violation of any law of this state; are proceeds traceable to such an exchange; and securities used or intended to be used to facilitate any violation of any law of this state concerning controlled substances; and/or <input type="checkbox"/> Property which is used or intended for use as a container for property described above; and/or <input type="checkbox"/> Conveyances including aircraft, vehicles, or vessels, or agricultural machinery, which are used, or are intended for use, to transport, or in any manner to facilitate the transportation, sale, receipt, possession, or concealment of any property described above; and/or <input type="checkbox"/> Books, records, and research products and materials, including formulas, microfilm, tapes, and data, which are used or intended for use in violation of any law of this state concerning controlled substances; and/or <input type="checkbox"/> An imitation controlled substance, as defined under the laws of this state; and/or <input type="checkbox"/> Real property or fixtures used or intended to be used for the manufacture, cultivation, growth, receipt, storage, handling, distribution, or sale of a controlled substance in violation of any law of this state; and/or <input type="checkbox"/> Property of any type whatsoever instituting, or derived from, any proceeds obtained directly, or indirectly, from any violation of any law of this state concerning controlled substances.		
This property is therefore evidence of a crime and subject to forfeiture pursuant to Section 20-2-93, Ala. Code, 1975. After obtaining the Seizure Order, I will present it, along with an application for forfeiture, which shall include an inventory, to the _____ County District Attorney's Office, within 14 days after obtaining the Seizure Order , which may file a complaint for a forfeiture action regarding the property in Civil Division of the Circuit Court, in accordance with law.		
The Applicant states that this request is based upon the facts stated in the affidavit(s) attached hereto.		
_____ <div style="text-align: center;"><i>Date</i></div>	_____ <div style="text-align: center;"><i>Applicant</i></div>	
Sworn to and Subscribed to me this the _____ day of _____ 20____.		
_____ <input type="checkbox"/> District Judge or <input type="checkbox"/> Circuit Judge's Signature		

State of Alabama Unified Judicial System Form CR-1.1-b Rev. 11/2022	<h2 style="margin: 0;">SEIZURE ORDER</h2>	Case or Warrant Number _____
IN THE CIRCUIT OR DISTRICT COURT OF _____ COUNTY, ALABAMA <div style="text-align: center; margin-left: 100px;"><i>Name of County</i></div>		
STATE OF ALABAMA v. _____ <div style="text-align: center; margin-left: 100px;"><i>Defendant</i></div>		
TO: ANY LAW ENFORCEMENT OFFICER WITHIN THE STATE OF ALABAMA		
<p>An affidavit was made by _____, who has reason to believe that certain property in the possession of the _____ in _____ County, Alabama, is subject to seizure and/or forfeiture pursuant to 3.8, Alabama Rules of Criminal Procedure, and/or Section 20-2-93, Ala. Code 1975, namely,</p>		
<p>LIST PROPERTY _____</p> <p>OR</p> <p>SEE ATTACHED RETURN AND INVENTORY</p>		
<p>The undersigned is satisfied that the affidavit and any recorded testimony establish probable cause to believe that the property so described is subject to seizure and/or forfeiture to the State of Alabama, and that grounds exist for the issuance of this Seizure Order.</p>		
<p>The seizing agency is hereby directed to file this order (including any and all supporting documentation), in accordance with Section 20-2-93(e)(2)a., Ala. Code 1975. The Circuit clerk's office shall create a Circuit Civil case number which shall be the case number for any future filings and/or orders related to this matter.</p>		
<p>The applicant is hereby directed, in accordance with Section 20-2-93(e)(1)b., Ala. Code 1975, to submit an application for forfeiture and this Order (along with all supporting documents including an inventory) to the District Attorney's Office of this Judicial Circuit for review and consideration within 14 days after obtaining this Order.</p>		
<p>Upon a finding of probable cause by the District Attorney that this seizure is valid, the District Attorney may file a forfeiture action within 42 days from the date of the seizure of the property (or longer time upon motion and order of this court for good cause shown) pursuant to Sections 20-2-93(f) and (g), Ala. Code 1975.</p>		
<p>Should the District Attorney not file a forfeiture action pursuant to Sections 20-2-93(e)(3) and (f), Ala. Code 1975, after 90 days from the date of this Order, if the undersigned judge dismisses the case due to inaction, the property shall be made available by the seizing agency for return to the owner, upon documented proof of ownership, within 14 days after the dismissal EXCEPT (1) upon motion by the District Attorney pursuant to Section 20-2-93(e)(4), Ala. Code 1975, to retain the items as evidence in the underlying investigation or case, OR (2) if the property is contraband in which case it shall be destroyed at the conclusion of the criminal case, should it not be needed or used as evidence pursuant to Sections 20-2-93(e)(3) and/or (f), Ala. Code 1975.</p>		
<p>[] Upon request of the applicant, pursuant to Section 20-2-93(e)(2)b., Ala. Code, 1975, this filing, the case file and all contents thereof, shall be sealed by the Clerk of Court, to protect the confidentiality of any ongoing investigation(s) or witness(es).</p>		
<p>ISSUED TO: _____ of the _____ agency or department.</p>		
<p>At _____ o'clock, ____M., this ____ day of _____.</p>		
<p>_____</p> <p>[] <i>District Judge</i> or [] <i>Circuit Judge's Signature</i></p>		

**SEIZURE ORDER RETURN, INVENTORY AND
SERVICE SUPPLEMENT/ATTACHMENT**

IN THE CIRCUIT OR DISTRICT COURT OF _____ COUNTY, ALABAMA
Name of County

STATE OF ALABAMA v. _____
Defendant

NOTICE TO: _____
NAME *NAME*

NAME *NAME*

I certify that I executed a search in accordance with the Alabama Rules of Criminal Procedure, upon the above named and/or a place/thing owned, held, and/or possessed by the above-named person(s) at ___ o'clock, __ m., this _____ day of __, 20__ and:

Found and seized the following described property, (continued from Seizure Order Return, Inventory and Service):

- | | |
|-----------|-----------|
| 5. _____ | 11. _____ |
| 6. _____ | 12. _____ |
| 7. _____ | 13. _____ |
| 8. _____ | 14. _____ |
| 9. _____ | 15. _____ |
| 10. _____ | _____ |

An endorsed copy of this inventory and inventory supplement(s), if applicable, was served on the below listed persons and/or left in accordance with Rule 3.11(a), Alabama Rules of Criminal Procedure.

I acknowledge receipt of the foregoing inventory at ___ o'clock, __ m., this _____ day of __, 20__.

Officer's Signature

NOTICE OF SEIZURE

In accordance with Section 20-2-93(h), Ala. Code 1975 the _____ notified the above-named person(s) that the property seized may become the subject of a forfeiture action/civil lawsuit filed by the State of Alabama, through _____, District Attorney for _____ County of Alabama, pursuant to the Alabama Rules of Civil Procedure.

If a Complaint is filed, you or your attorney must file an original written answer either admitting or denying each allegation in the Complaint, with the _____ COUNTY CIRCUIT CLERK, located at the _____ COUNTY COURTHOUSE. You also are required to deliver a copy of the Answer to the attorney for the State of Alabama: _____ COUNTY DISTRICT ATTORNEY'S OFFICE, ATTENTION: CIVIL DIVISION.

YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOUR ANSWER MUST BE FILED WITHIN 30 DAYS FROM THE DATE OF DELIVERY OF THIS NOTICE AS EVIDENCED BY THIS RETURN ON SERVICE, OR A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST THE ITEMS WHICH ARE THE SUBJECT OF THE COMPLAINT.

RETURN ON SERVICE

I certify that I personally delivered a copy of this Inventory and/or other related documents to

_____, in
_____ County, Alabama on ____ / ____ /20_____.

Officer's Signature

Officer's Printed Name

