

# STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice  
Superior Court Division  
Before The Clerk

\_\_\_\_\_ County

Name And Address Of Petitioner

**VERSUS**

Name Of Respondent(s)

## PETITION FOR AUTHORIZATION TO SELL MOTOR VEHICLE UNDER A LIEN

G.S. 20-77(d), 42-25.9(g), 44A-2(e2), 44A-4(b)(1)

I, the undersigned petitioner, being duly sworn, petition the Court to issue an order authorizing me to sell the motor vehicle(s) described on the reverse side of this Petition to satisfy my lien(s) against the vehicle(s), and state that the following information is true and accurate:

1. a.  I am a person who repairs, services, tows, or stores motor vehicles in the ordinary course of my business, and I entered into an express or implied contract with the owner(s) or legal possessor(s) of the motor vehicle(s) listed on the reverse side.
- b.  I am an operator of a place of business for garaging or parking vehicles for the public and the motor vehicle(s) listed on the reverse side has/have remained unclaimed for at least 10 days.
- c.  I am a landowner on whose property the motor vehicle(s) listed below have been abandoned for at least 30 days. The property was not left by a tenant. [G.S. 42-25.9(g), 44A-2(e2)]
2. The amount of lien claimed and the services performed are as listed on the reverse side.
3. I attempted to assert my lien in each motor vehicle listed on the reverse side and in each case the Division of Motor Vehicles notified me either (a) that it could not determine the name of the owner of the vehicle, which had fair market value of less than **\$800 as determined by the schedule of values adopted by the Commissioner of Motor Vehicles** (You must contact your local North Carolina license plate registration agency to determine the market value.), or (b) that the registered or certified notice has been returned as undeliverable. (A copy of each notice from the Division of Motor Vehicles is attached.)
4. I petition to sell the listed vehicle(s) at a  public  private sale at the date, time, and location stated below. I understand that I must comply with the provisions of G.S. 44A-4(c) through (f) in holding a public or private sale.

Date Of Proposed Public Sale

Time Of Proposed Public Sale

AM  
 PM

Location Of Proposed Sale

Date After Which Private Sale Proposed

I, the undersigned petitioner, request the Clerk of Superior Court to order a sale of the vehicle(s) listed on the reverse side at the time and location specified above, and, in addition, to allow storage charges from today until the date of sale, at the rate listed on the reverse side, and to recover the costs of the proceeding.

**SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME**

Signature Of Petitioner

Date

Address

Signature

City, State, Zip

Deputy CSC

Assistant CSC

Telephone No.

Clerk Of Superior Court

Notary

Date Commission Expires

**SEAL**

**NOTE TO PETITIONER:** The Clerk cannot help you fill out this form or give you advice about bringing this proceeding. If you need assistance, you should talk with an attorney.

(Over)

	<b>VEHICLE NO. 1</b>	
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<i>Make/Year</i>	
<i>Name Of Registered Owner</i>	<i>Vehicle ID No.</i>
<i>Last Known Address</i>	Repairs \$
<i>City, State, Zip</i>	Towing \$
<i>Name Of Person With Whom Dealt, If Not Owner</i>	Storage Cost To Date \$
<i>Address Of Person With Whom Dealt, If Not Owner</i>	Total Lien Claimed To Date \$
<i>City, State, Zip</i>	(Plus Storage at \$ _____ Per Day Until Sold)

	<b>VEHICLE NO. 2</b>	
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<i>Make/Year</i>	
<i>Name Of Registered Owner</i>	<i>Vehicle ID No.</i>
<i>Last Known Address</i>	Repairs \$
<i>City, State, Zip</i>	Towing \$
<i>Name Of Person With Whom Dealt, If Not Owner</i>	Storage Cost To Date \$
<i>Address Of Person With Whom Dealt, If Not Owner</i>	Total Lien Claimed To Date \$
<i>City, State, Zip</i>	(Plus Storage at \$ _____ Per Day Until Sold)

	<b>VEHICLE NO. 3</b>	
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<i>Make/Year</i>	
<i>Name Of Registered Owner</i>	<i>Vehicle ID No.</i>
<i>Last Known Address</i>	Repairs \$
<i>City, State, Zip</i>	Towing \$
<i>Name Of Person With Whom Dealt, If Not Owner</i>	Storage Cost To Date \$
<i>Address Of Person With Whom Dealt, If Not Owner</i>	Total Lien Claimed To Date \$
<i>City, State, Zip</i>	(Plus Storage at \$ _____ Per Day Until Sold)

	<b>VEHICLE NO. 4</b>	
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<i>Make/Year</i>	
<i>Name Of Registered Owner</i>	<i>Vehicle ID No.</i>
<i>Last Known Address</i>	Repairs \$
<i>City, State, Zip</i>	Towing \$
<i>Name Of Person With Whom Dealt, If Not Owner</i>	Storage Cost To Date \$
<i>Address Of Person With Whom Dealt, If Not Owner</i>	Total Lien Claimed To Date \$
<i>City, State, Zip</i>	(Plus Storage at \$ _____ Per Day Until Sold)