


Printed on 09/19/2011 04:16:36 PM

File No. <b>11CR 052904</b>		Law Enforcement Case No. <b>2011-2268</b>	LID No.	SID No.	FBI No.
<b>WARRANT FOR ARREST</b>		MOORE COUNTY SHERIFFS OFFICE			
Offense <b>I POSSESS DRUG PARAPHERNALIA</b>		<b>STATE OF NORTH CAROLINA</b>			
		<b>MOORE</b> County		In The General Court Of Justice District Court Division	
<b>THE STATE OF NORTH CAROLINA VS.</b>		To any officer with authority and jurisdiction to execute a warrant for arrest for the offense(s) charged below:			
Name And Address Of Defendant <b>MATTHEW MOORE HARDY</b>  <b>[REDACTED]</b>		I, the undersigned, find that there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully and willfully did and knowingly use and possess with intent to use drug paraphernalia, SYRINGES. to introduce into the body a controlled substance which it would be unlawful to possess.			
CAMERON NC 28326 HARNETT COUNTY [REDACTED]					
Race Sex Date Of Birth Age W M 09/23/1974					
Social Security No./Tax ID No. Drivers License No. & State [REDACTED] [REDACTED]					
Name Of Defendant's Employer					
Offense Code(s) Offense In Violation Of G.S. I 3401 190-113.22					
Date Of Offense 09/14/2011					
Date Of Arrest & Check Digit No. (As Shown On Fingerprint Card) 09-19-2011/10506m3					
Complainant (Name, Address Or Department) W. HART MOORE COUNTY SHERIFFS OFFICE [REDACTED] CARTHAGE NC 28327 MOORE COUNTY [REDACTED]					
Names & Addresses Of Witnesses (Including Counties & Telephone Nos.)					
<input type="checkbox"/> Misdemeanor Offense Which Requires Fingerprinting Per Fingerprint Plan		Date Issued 09/19/2011		Signature C J SMOAK	
		<input checked="" type="checkbox"/> Magistrate <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court		Location Of Court Moore County Courthouse; 0201 [REDACTED] CARTHAGE, NC 28327	
				Court Date 09/29/2011 Court Time 09:30 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	





<div style="font-size: 0.8em;">If this Warrant For Arrest is not served within one hundred and eighty (180) days, it must be returned to the Clerk of Court in the county in which it was issued with the reason for the failure of service noted thereon. The officer must state all steps taken by the department in attempting to execute the Warrant and any information obtained about the whereabouts of the defendant.</div>		District Attorney		<input type="checkbox"/> Waived <input type="checkbox"/> Not Indigent		Attorney For Defendant		<input type="checkbox"/> Appointed <input type="checkbox"/> Retained		<b>PRIOR CONVICTIONS:</b> No./Level: <u>0</u> <input type="checkbox"/> I (0) <input type="checkbox"/> II (1-4) <input type="checkbox"/> III (5+)			
		PLEA: <input type="checkbox"/> guilty <input type="checkbox"/> no contest <input type="checkbox"/> guilty <input type="checkbox"/> no contest <input type="checkbox"/> guilty <input type="checkbox"/> no contest <input type="checkbox"/> not guilty		VERDICT: <input type="checkbox"/> guilty <input type="checkbox"/> guilty <input type="checkbox"/> guilty <input type="checkbox"/> not guilty		M.C.L. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 M.C.L. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 M.C.L. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3							
<b>RETURN OF SERVICE</b> I certify that this Warrant was received and served as follows: Date Received <u>9-11-19</u> Date Served <u>9-11-19</u> Time Served <u>2:00 PM</u> Date Returned <u>9-11-19</u> <input checked="" type="checkbox"/> By arresting the defendant and bringing the defendant before: Name Of Judicial Official <u>[Signature]</u> <input type="checkbox"/> This Warrant WAS NOT served for the following reason: Signature Of Officer Making Return <u>[Signature]</u> Name Of Officer (Type Or Print) <u>MCSO</u> Department Or Agency Of Officer <u>MCSO</u>		<b>JUDGMENT:</b> The defendant appeared in open court and freely, voluntarily and understandingly entered the above plea; on the above verdict, it is <b>ORDERED</b> that the defendant: <input type="checkbox"/> pay costs and a fine of \$ _____ <input type="checkbox"/> be imprisoned for a term of _____ days in the custody of <input type="checkbox"/> the sheriff. <input type="checkbox"/> DOC.* Pretrial credit _____ days served. <input type="checkbox"/> Work release <input type="checkbox"/> is recommended. <input type="checkbox"/> is not recommended. <input type="checkbox"/> is ordered. (use form AOC-CR-602)) <input type="checkbox"/> The Court finds that a <input type="checkbox"/> longer <input type="checkbox"/> shorter period of probation, than that which is specified in G.A. 15A-1343.2(d) is necessary. <input type="checkbox"/> Execution of the sentence is suspended and the defendant is placed on unsupervised probation* for _____ months, subject to the following conditions: (1) commit no criminal offense in any jurisdiction. (2) possess no firearm, explosive or other deadly weapon listed in G.S. 14-269. (3) remain gainfully and suitably employed or faithfully pursue a course of study or of vocational training, that will equip the defendant for suitable employment, and abide by all rules of the institution. (4) satisfy child support and family obligations, as required by the Court. (5) pay to the Clerk the costs of court and any additional sums shown below.											
<b>REDELIVERY/REISSUANCE</b> Date _____ Signature _____ <input type="checkbox"/> Dep. CSC <input type="checkbox"/> Assist. CSC <input type="checkbox"/> CSC		Fine \$ _____		Restitution* \$ _____		Attorney's Fee \$ _____		Community Service Fee \$ _____		Other \$ _____			
<b>RETURN FOLLOWING REDELIVERY/REISSUANCE</b> I certify that this Warrant was received and served as follows: Date Received _____ Date Served _____ Time Served <input type="checkbox"/> AM <input type="checkbox"/> PM Date Returned _____ <input type="checkbox"/> By arresting the defendant and bringing the defendant before: Name Of Judicial Official _____ <input type="checkbox"/> This Warrant WAS NOT served for the following reason: Signature Of Officer Making Return _____ Name Of Officer (Type Or Print) _____ Department Or Agency Of Officer _____		<input type="checkbox"/> 6. complete _____ hours of community service during the first _____ days of probation, as directed by the community service coordinator, and pay the fee prescribed by G.S. 143B-262.4(b) within _____ days. <input type="checkbox"/> 7. not be found in or on the premises of the complainant or _____ <input type="checkbox"/> 8. not assault, communicate with or be in the presence of the complainant or _____ <input type="checkbox"/> 9. provide a DNA sample pursuant to G.S. 15A-266.4. (AOC-CR-319) <input type="checkbox"/> 10. Other: _____											
<b>APPEAL ENTRIES</b> <input type="checkbox"/> The defendant, in open court, gives notice of appeal to the Superior Court. <input type="checkbox"/> The current pretrial release order is modified as follows: Date _____ Signature Of District Court Judge _____		<input type="checkbox"/> It is ORDERED that this: <input type="checkbox"/> Judgment is continued upon payment of costs. <input type="checkbox"/> case be consolidated for judgment with _____ <input type="checkbox"/> sentence is to run at the expiration of the sentence in _____											
<b>WAIVER OF PROBABLE CAUSE HEARING</b> The undersigned defendant, with the consent of his/her attorney, waives the right to a probable cause hearing. Date Waived _____ Signature Of Defendant _____ Signature Of Attorney _____		<input checked="" type="checkbox"/> <b>COMMITMENT:</b> It is <b>ORDERED</b> that the Clerk deliver <u>two</u> certified copies of this Judgment and Commitment to the sheriff and that the sheriff cause the defendant to be retained in custody to serve the sentence imposed or until the defendant shall have complied with the conditions of release pending appeal. <b>PROBABLE CAUSE:</b> <input type="checkbox"/> Probable cause is found as to all Counts except _____, and the defendant is bound over to Superior Court for action by the grand jury. <input type="checkbox"/> No probable cause is found as to Count(s) _____ of this Warrant, and the Count(s) is dismissed. Date _____ Name Of District Court Judge (Type Or Print) _____ Signature Of District Court Judge _____											
<b>CERTIFICATION</b> I certify that this Judgment is a true and complete copy of the original which is on file in this case. Date _____ Date Delivered To Sheriff _____ Signature _____ <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assist. CSC <input type="checkbox"/> CSC													



**WARRANT FOR ARREST**

Offense

I PWMSD SCH III CS

II FELONY POSSESSION SCH I CS

III MAINTN VEH/DWELL/PLACE CS (F)

**THE STATE OF NORTH CAROLINA VS.**

Name And Address Of Defendant

MATTHEW MOORE HARDY

CAMERON  
HARNETT COUNTY

NC 28326

Race

W

Sex

M

Date Of Birth

09/23/1974

Age

Social Security No./Tax ID No.

Drivers License No. &amp; State

Name Of Defendant's Employer

Offense Code(s)

I 3517

II 3522

III 9968

Offense In Violation Of G.S.

I 90-95(A)(1)

II 90-95(A)(3)

III 90-108(A)(7)

Date Of Offense

09/14/2011

Date Of Arrest &amp; Check Digit No. (As Shown On Fingerprint Card)

Complainant (Name, Address Or Department)

W. HART

MOORE COUNTY SHERIFFS OFFICE

CARTHAGE

MOORE COUNTY

NC 28327

Names &amp; Addresses Of Witnesses (Including Counties &amp; Telephone Nos.)

☒ Misdemeanor Offense Which Requires Fingerprinting Per Fingerprint Plan

Date Issued

09/19/2011

Law Enforcement Case No.

2011-2268

LID No.

SID No.

FBI No.

MOORE COUNTY SHERIFFS OFFICE

**STATE OF NORTH CAROLINA**

MOORE

County

In The General Court Of Justice  
District Court Division

To any officer with authority and jurisdiction to execute a warrant for arrest for the offense(s) charged below:

I, the undersigned, find that there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did possess with the intent to sell and deliver a controlled substance, namely 200 MILLILITERS of ANABOLIC STEROIDS, which is included in Schedule III of the North Carolina Controlled Substances Act.

I, the undersigned, find that there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did possess a controlled substance, MDMA, which is included in Schedule I of the North Carolina Controlled Substances Act.

I, the undersigned, find that there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did knowingly and intentionally keep and maintain a dwelling house, RESIDENCE LOCATED AT [REDACTED] CAMERON, NC. that was used for keeping and selling controlled substance, ANABOLIC STEROIDS AND MDMA, in violation of the North Carolina Controlled Substances Act.

This act(s) was in violation of the law(s) referred to in this Warrant. This Warrant is issued upon information furnished under oath by the complainant listed. You are DIRECTED to arrest the defendant and bring the defendant before a judicial official without unnecessary delay to answer the charge(s) above.

Signature

C J SMOAK

Location Of Court

Moore County Courthouse; 0201

Court Date

09/29/2011

☒ Magistrate☐ Deputy CSC☐ Assistant CSC☐ Clerk Of Superior Court

CARTHAGE, NC 28327

Court Time

09:30

☒ AM ☐ PM

(over)

**ORIGINAL COPY**



If this Warrant For Arrest is not served within one hundred and eighty (180) days, it must be returned to the Clerk of Court in the county in which it was issued with the reason for the failure of service noted thereon. The officer must state all steps taken by the department in attempting to execute the Warrant and any information obtained about the whereabouts of the defendant.

### RETURN OF SERVICE

I certify that this Warrant was received and served as follows:

Date Received 10-19-11 Date Served 10-25 Time Served ☐ AM ☒ PM Date Returned 10-19-11

☒ By arresting the defendant and bringing the defendant before:

Name Of Judicial Official CS MOAK

☐ This Warrant WAS NOT served for the following reason:

Signature Of Officer Making Return [Signature]

Name Of Officer (Type Or Print) NCS MOAK 382

Department Or Agency Of Officer MCSO

### REDELIVERY/REISSUANCE

Date

Signature

☐ Dep. CSC  
☐ Assist. CSC  
☐ CSC

### RETURN FOLLOWING REDELIVERY/REISSUANCE

I certify that this Warrant was received and served as follows:

Date Received \_\_\_\_\_ Date Served \_\_\_\_\_ Time Served ☐ AM ☐ PM Date Returned \_\_\_\_\_

☐ By arresting the defendant and bringing the defendant before:

Name Of Judicial Official \_\_\_\_\_

☐ This Warrant WAS NOT served for the following reason:

Signature Of Officer Making Return \_\_\_\_\_

Name Of Officer (Type Or Print) \_\_\_\_\_

Department Or Agency Of Officer \_\_\_\_\_

### APPEAL ENTRIES

☐ The defendant, in open court, gives notice of appeal to the Superior Court.

☐ The current pretrial release order is modified as follows:

Date

Signature Of District Court Judge \_\_\_\_\_

### WAIVER OF PROBABLE CAUSE HEARING

The undersigned defendant, with the consent of his/her attorney, waives the right to a probable cause hearing.

Date Waived

Signature Of Defendant \_\_\_\_\_

Signature Of Attorney \_\_\_\_\_

District Attorney

☐ Waived  
☐ Not Indigent

Attorney For Defendant

☐ Appointed  
☐ Retained

### PRIOR CONVICTIONS:

No./Level: 0 ☐ I (0) ☐ II (1-4) ☐ III (5+)

PLEA: ☐ guilty ☐ no contest  
☐ guilty ☐ no contest  
☐ guilty ☐ no contest  
☐ not guilty

VERDICT: ☐ guilty ☐ guilty ☐ guilty ☐ guilty  
M.CL. ☐ A1 ☐ 1 ☐ 2 ☐ 3  
M.CL. ☐ A1 ☐ 1 ☐ 2 ☐ 3  
M.CL. ☐ A1 ☐ 1 ☐ 2 ☐ 3  
☐ not guilty

JUDGMENT: The defendant appeared in open court and freely, voluntarily and understandingly entered the above plea; on the above verdict, it is ORDERED that the defendant: ☐ pay costs and a fine of \$ \_\_\_\_\_.  
☐ be imprisoned for a term of \_\_\_\_\_ days in the custody of ☐ the sheriff. ☐ DOC.\* Pretrial credit \_\_\_\_\_ days served.  
☐ Work release ☐ is recommended. ☐ is not recommended. [☐ is ordered. (use form AOC-CR-602)]  
☐ The Court finds that a ☐ longer ☐ shorter period of probation, than that which is specified in G.A. 15A-1343.2(d) is necessary.  
☐ Execution of the sentence is suspended and the defendant is placed on unsupervised probation\* for \_\_\_\_\_ months, subject to the following conditions: (1) commit no criminal offense in any jurisdiction. (2) possess no firearm, explosive or other deadly weapon listed in G.S. 14-269. (3) remain gainfully and suitably employed or faithfully pursue a course of study or of vocational training, that will equip the defendant for suitable employment, and abide by all rules of the institution. (4) satisfy child support and family obligations, as required by the Court. (5) pay to the Clerk the costs of court and any additional sums shown below.

Fine

\$ \_\_\_\_\_

Restitution\*

\$ \_\_\_\_\_

Attorney's Fee

\$ \_\_\_\_\_

Community Service Fee

\$ \_\_\_\_\_

Other

\$ \_\_\_\_\_

\*Name(s), address(es), and amount(s) for aggrieved party(ies) to receive restitution: (Note To Clerk: Record SSN or Tax ID No. of aggrieved party(ies) on AOC-CR-382, "Certification Of Identity (Victims' Restitution)/Certification Of Identity (Witness Attendance).")

- ☐ 6. complete \_\_\_\_\_ hours of community service during the first \_\_\_\_\_ days of probation, as directed by the community service coordinator, and pay the fee prescribed by G.S. 143B-262.4(b) within \_\_\_\_\_ days.
- ☐ 7. not be found in or on the premises of the complainant or \_\_\_\_\_
- ☐ 8. not assault, communicate with or be in the presence of the complainant or \_\_\_\_\_
- ☐ 9. provide a DNA sample pursuant to G.S. 15A-266.4. (AOC-CR-319)
- ☐ 10. Other: \_\_\_\_\_

It is ORDERED that this: ☐ Judgment is continued upon payment of costs.

☐ case be consolidated for judgment with \_\_\_\_\_

☐ sentence is to run at the expiration of the sentence in \_\_\_\_\_

☒ COMMITMENT: It is ORDERED that the Clerk deliver two certified copies of this Judgment and Commitment to the sheriff and that the sheriff cause the defendant to be retained in custody to serve the sentence imposed or until the defendant shall have complied with the conditions of release pending appeal.

PROBABLE CAUSE: ☐ Probable cause is found as to all Counts except \_\_\_\_\_, and the defendant is bound over to Superior Court for action by the grand jury. ☐ No probable cause is found as to Count(s) \_\_\_\_\_ of this Warrant, and the Count(s) is dismissed.

Date

Name Of District Court Judge (Type Or Print) \_\_\_\_\_

Signature Of District Court Judge \_\_\_\_\_

### CERTIFICATION

I certify that this Judgment is a true and complete copy of the original which is on file in this case.

Date

Date Delivered To Sheriff

Signature

☐ Deputy CSC  
☐ Assist. CSC ☐ CSC



# SBI FINAL DISPOSITION REPORT

WHEN COMPLETED SUBMIT TO:

NORTH CAROLINA STATE BUREAU OF INVESTIGATION (SBI)  
3320 GARNER ROAD  
PO BOX 29500  
RALEIGH, N.C. 27626-0500  
ATTN: CRIMINAL INFORMATION  
AND IDENTIFICATION SECTION

00-020-00  
11-15-02

CKN Number- 1050EMS

## TO BE COMPLETED BY ARRESTING AGENCY

SID NO. \_\_\_\_\_ FBI NO. \_\_\_\_\_  
NAME ON FINGERPRINT CARD SUBMITTED TO SBI  
HARDY, MATTHEW MOORE  
LAST FIRST MIDDLE  
RACE W DATE OF BIRTH 09-23-1974  
SEX M SOCIAL SECURITY NO. [REDACTED]  
ARREST NO. (OCA) \_\_\_\_\_ DATE OF ARREST 09-19-2011  
OFFENSES CHARGED AT ARREST

POSS W I MANUF SELL DEL SCHEDULE III CONTROLLED SUBSTANCE  
POSSESS SCHEDULE I CONTROLLED SUBSTANCE  
MAINTAIN VEHICLE DWELLING PLACE CONTROLLED SUBSTANCE  
POSSESS DRUG PARAPHERNALIA

CONTRIBUTOR OF FINGERPRINTS [include Address & ORI No.]

NC0630000  
MOORE CO SO  
MOORE CO SO  
CARTHAGE, NC

☐ COURT ORDERED EXPUNGEMENT  
[Copy of Certified Court Order Must Be Attached and  
Submitted by Arresting Agency]

SIGNATURE

TITLE

DATE

## TO BE COMPLETED BY CLERK'S OFFICE

COURT LEVEL: ☐ DISTRICT ☐ SUPERIOR

COURT DOCKET NUMBER 11-a-32903-32904 COURT DISPOSITION DATE

☐ DISMISSED ☐ DISMISSED WITH LEAVE

CHARGE CONVICTED OF:

☐ CONSOLIDATED FOR JUDGEMENT WITH CASE NO.-

[Note: If this block is checked, a copy of the final disposition reflecting the  
original judgement must be attached.]

PLEA ☐ VERDICT ☐

MISDEMEANOR FELONY ☐

SPLIT SENTENCE: ☐ Yes ☐ No

JUDGEMENT:

	Days	Months	Years
Active Sentence	-	-	-
Probation	-	-	-
Suspended	-	-	-

FINE: \_\_\_\_\_ COST: \_\_\_\_\_

RESTITUTION: \_\_\_\_\_ ATTORNEY FEE: \_\_\_\_\_

☐ CASE APPEALED FROM DISTRICT COURT

☐ CASE APPEALED TO APPELLATE DIVISION

[Submit copy of this form and retain original until  
final judgement after Appellate decision.]

ADDITIONAL INFORMATION:

DATE \_\_\_\_\_ COUNTY \_\_\_\_\_

SIGNATURE

☐ Deputy CSC ☐ Assistant CSC ☐ Clerk of Superior Court

If additional space is needed, check ☐ and continue on reverse side of form.



# STATE OF NORTH CAROLINA

File No.

11CR 052903

MOORE

County

In The General Court Of Justice  
☒ District ☐ Superior Court Division



## STATE VERSUS

Name And Address Of Defendant

MATTHEW MOORE HARDY

## CONDITIONS OF RELEASE AND RELEASE ORDER

CAMERON

NC 28326

# 11RO1135814

G.S. Chapter 15A, Art. 25, 26

Amount Of Bond

\$

Offenses And Additional File Numbers

11CR52903 PWIMSD SCH III CS; FELONY POSSESSION SCH I CS; MAINTN VEH/DWELL/PLACE CS (F)

11CR52904 POSSESS DRUG PARAPHERNALIA

☐ See Attachmen

Location Of Court

Moore County Courthouse; 0201

☒ District ☐ Superior

Date

09/29/2011

Time

09:30

☒ AM ☐ PM

To The Defendant Named Above, you are ORDERED to appear before the Court as provided above and at all subsequent continued dates. If you fail to appear, you will be arrested and you may be charged with the crime of willful failure to appear. The defendant has been advised of charge(s) against him/her and his/her right to communicate with counsel and friends.

☒ Your release is authorized upon execution of your:

☒ WRITTEN PROMISE to appear

☐ CUSTODY RELEASE

☐ ELECTRONIC HOUSE ARREST administered by (agency) \_\_\_\_\_

You may leave your residence for the purpose(s) of ☐ employment

☐ counseling

☐ course of study

☐ vocational training

☐ UNSECURED BOND in the amount shown above

☐ SECURED BOND in the amount shown above

and the SECURED BOND above.

You will be arrested if you violate the following restrictions:

IF MR HARDY FAILS TO COMPLETE HIS TREATMENT PROGRAM, HE IS TO BE RETURNED TO THE MOORE COUNTY DET CENTER AND PLACED UNDER A 1000,000.00 SECURE BOND

☐ Your release is not authorized.

☒ The defendant is required to provide (check all that apply) ☒ fingerprints under G.S. 15A-502(a1) or (a2). ☐ a DNA sample under G.S. 15A-266.3A.

Prior to release, the defendant shall provide his/her (check all that apply) ☒ fingerprints. ☐ DNA sample.

☐ The defendant has been ☐ (i) charged with a felony while on probation (complete AOC-CR-272, Side One). ☐ (ii) arrested for violation of probation with a pending felony charge or prior conviction requiring registration under G.S. 14, Article 27A (complete AOC-CR-272, Side Two).

☐ The defendant was arrested or surrendered after failing to appear as required under a prior release order.

☐ This was the defendant's second or subsequent failure to appear in this case.

☐ Your release is subject to the conditions as shown on the attached ☐ AOC-CR-270. ☐ Other: \_\_\_\_\_

Additional Information

Date

09/19/2011

Signature Of Judicial Official

C J SMOAK

☒ Magistrate

☐ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

☐ District Court Judge

☐ Superior Court Judge

## ORDER OF COMMITMENT

To The Custodian Of The Detention Facility Named Below, you are ORDERED to receive in your custody the defendant named above who may be released if authorized above. If the defendant is not sooner released, you are ORDERED to: ☐ produce him/her in Court as provided above.

☐ hold him/her ☐ as provided on the attached AOC-CR-272. ☐ for the following purpose: \_\_\_\_\_

☐ [Check in all domestic violence and stalking cases covered by G.S. 15A-534.1(b)] produce him/her at the first session of District or Superior Court held in this county after the entry of this Order or, if no session is held before (enter date and time 48 hours after time of arrest) \_\_\_\_\_

☐ AM ☐ PM produce him/her before a magistrate of this county at that time to determine conditions of pretrial release.

Name Of Detention Facility

Date

Signature Of Judicial Official

C J SMOAK

## WRITTEN PROMISE TO APPEAR OR CUSTODY RELEASE

I, the undersigned, promise to appear at all hearings, trials or otherwise as the Court may require and to abide by any restrictions set out above.

I understand and agree that this promise is effective until the entry of judgment in the District Court from which no appeal is taken or until the entry of judgment in Superior Court. If I am released to the custody of another person, I agree to be placed in that person's custody, and that person agrees by his/her signature to supervise me.

Date

9-19-11

Signature Of Defendant

Signature Of Person Agreeing To Supervise Defendant

Name Of Person Agreeing To Supervise Defendant (Type Or Print)

Address Of Person Agreeing To Supervise Defendant

## DEFENDANT RELEASED ON BAIL

Date

Time

☐ AM ☐ PM

Signature Of Jailer



**CONDITIONS OF RELEASE MODIFICATIONS**

The Conditions of Release on the reverse are modified as follows:

**Modification****Date****Signature Of Judicial Official****SUPPLEMENTAL ORDERS FOR COMMITMENT**

The defendant is next Ordered produced in Court as follows:

**Date****Time****Place****Purpose****Signature Of Judicial Official****DEFENDANT RECEIVED BY DETENTION FACILITY****Date****Time****Signature Of Jailer****DEFENDANT RELEASED FOR COURT APPEARANCE****Date****Time****Signature Of Jailer****NOTE TO CUSTODIAN:** This form shall accompany the defendant to court for all appearances.



## STATE OF NORTH CAROLINA

File No.

11CR 052903

MOORE

County

In The General Court Of Justice  
☒ District ☐ Superior Court Division



## STATE VERSUS

Name And Address Of Defendant  
MATTHEW MOORE HARDY

CONDITIONS OF RELEASE  
AND RELEASE ORDER

CAMERON

NC 28326

# 11RO1135814

G.S. Chapter 15A, Art. 25, 26

Amount Of Bond

\$

## Offenses And Additional File Numbers

11CR52903 PWMSD SCH III CS; FELONY POSSESSION SCH I CS; MAINTN VEH/DWELL/PLACE CS (F)

11CR52904 POSSESS DRUG PARAPHERNALIA

☐ See  
Attacher

## Location Of Court

Moore County Courthouse; 0201

☒ District ☐ Superior

Date

09/29/2011

Time

09:30

☒ AM ☐ PM

To The Defendant Named Above, you are ORDERED to appear before the Court as provided above and at all subsequent continued dates. If you fail to appear, you will be arrested and you may be charged with the crime of willful failure to appear.

The defendant has been advised of charge(s) against him/her and his/her right to communicate with counsel and friends.

☒ Your release is authorized upon execution of your:

☒ WRITTEN PROMISE to appear

☐ CUSTODY RELEASE

☐ ELECTRONIC HOUSE ARREST administered by (agency) \_\_\_\_\_

☐ UNSECURED BOND in the amount shown above

☐ SECURED BOND in the amount shown above and the SECURED BOND above.

You may leave your residence for the purpose(s) of ☐ employment ☐ counseling ☐ course of study ☐ vocational training

You will be arrested if you violate the following restrictions:

IF MR HARDY FAILS TO COMPLETE HIS TREATMENT PROGRAM, HE IS TO BE RETURNED TO THE MOORE COUNTY DET CENTER AND PLACED UNDER A 1000,000.00 SECURE BOND

☐ Your release is not authorized.

☒ The defendant is required to provide (check all that apply) ☒ fingerprints under G.S. 15A-502(a1) or (a2). ☐ a DNA sample under G.S. 15A-266.3A.

Prior to release, the defendant shall provide his/her (check all that apply) ☒ fingerprints. ☐ DNA sample.

☐ The defendant has been ☐ (i) charged with a felony while on probation (complete AOC-CR-272, Side One). ☐ (ii) arrested for violation of probation with a pending felony charge or prior conviction requiring registration under G.S. 14, Article 27A (complete AOC-CR-272, Side Two).

☐ The defendant was arrested or surrendered after failing to appear as required under a prior release order.

☐ This was the defendant's second or subsequent failure to appear in this case.

☐ Your release is subject to the conditions as shown on the attached ☐ AOC-CR-270. ☐ Other: \_\_\_\_\_

## Additional Information

Date

09/19/2011

Signature Of Judicial Official

C J SMOAK

☒ Magistrate ☐ Deputy CSC ☐ Assistant CSC☐ Clerk Of Superior Court ☐ District Court Judge ☐ Superior Court Judge

## ORDER OF COMMITMENT

To The Custodian Of The Detention Facility Named Below, you are ORDERED to receive in your custody the defendant named above who may be released if authorized above. If the defendant is not sooner released, you are ORDERED to: ☐ produce him/her in Court as provided above.

☐ hold him/her ☐ as provided on the attached AOC-CR-272. ☐ for the following purpose: \_\_\_\_\_

☐ [Check in all domestic violence and stalking cases covered by G.S. 15A-534.1(b)] produce him/her at the first session of District or Superior Court held in this county after the entry of this Order or, if no session is held before (enter date and time 48 hours after time of arrest) \_\_\_\_\_, ☐ AM ☐ PM produce him/her before a magistrate of this county at that time to determine conditions of pretrial release.

Name Of Detention Facility

Date

Signature Of Judicial Official

C J SMOAK

## WRITTEN PROMISE TO APPEAR OR CUSTODY RELEASE

I, the undersigned, promise to appear at all hearings, trials or otherwise as the Court may require and to abide by any restrictions set out above. I understand and agree that this promise is effective until the entry of judgment in the District Court from which no appeal is taken or until the entry of judgment in Superior Court. If I am released to the custody of another person, I agree to be placed in that person's custody, and that person agrees by his/her signature to supervise me.

Date

9-19-11

Signature Of Defendant

Signature Of Person Agreeing To Supervise Defendant

Name Of Person Agreeing To Supervise Defendant (Type Or Print)

Address Of Person Agreeing To Supervise Defendant

## DEFENDANT RELEASED ON BAIL

Date

Time

☐ AM ☐ PM

Signature Of Jailer



	CONDITIONS OF RELEASE MODIFICATIONS	
--	-------------------------------------	--

The Conditions of Release on the reverse are modified as follows:

[illegible]

SUPPLEMENTAL ORDERS FOR COMMITMENT	
------------------------------------	--

The defendant is next Ordered produced in Court as follows:

Date	Time	Place	Purpose	Signature Of Judicial Official

	DEFENDANT RECEIVED BY DETENTION FACILITY	
--	--	--

[illegible]

	DEFENDANT RELEASED FOR COURT APPEARANCE	
--	---	--

[illegible]

**NOTE TO CUSTODIAN:** *This form shall accompany the defendant to court for all appearances.*



File No. **11-a-52903-52904**

## SEARCH WARRANT

**IN THE MATTER OF**

Detective Sergeant L.W Hart, Moore County Sheriff's Office

Date Issued **09/14/2011** Time Issued **1430** ☐ AM ☒ PM

Name Of Applicant  
Det. Sgt. L.W Hart, Moore County Sheriff's Office

Name Of Additional Affiant

Name Of Additional Affiant

### RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received **09-14-11** Time Received **1432** ☐ AM ☒ PM

Date Executed **09-14-11** Time Executed **1500** ☐ AM ☒ PM

☒ made a search of **RESIDENCE**  
**[REDACTED]**  
**[REDACTED]**  
**CLAMSON, NC.**

\_\_\_\_\_ as commanded.

☒ I seized the items listed on the attached inventory.

☐ I did not seize any items.

☐ This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not executed.

Signature Of Officer Making Return  
**[Signature]**

Department Or Agency Of Officer  
Moore County Sheriff's Office

Incident Number **2011-2268**

AOC-CR-119, Rev. 9/02  
© 2002 Administrative Office of the Courts

## STATE OF NORTH CAROLINA

Moore County

In The General Court Of Justice  
District/Superior Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person(s) shown.

Date **9-14-11**

Signature **[Signature]**

☐ Deputy CSC ☐ Assistant CSC ☐ CSC  
☒ Magistrate ☐ District Ct. Judge ☐ Superior Ct. Judge

FILED  
2011 SEP 15 AM 10:09  
MOORE COUNTY, C.S.C.  
BY **[Signature]**

This Search Warrant was returned to me on the date and time shown below.

Signature Of Officer Making Return  
**[Signature]**

Date **9-13-11** Time **10:09** ☒ AM ☐ PM

Signature **[Signature]**

☒ Deputy CSC ☐ Assistant CSC  
☐ Clerk Of Superior Court

(Over)



# APPLICATION FOR SEARCH WARRANT

I, Detective Sergeant L.W Hart, Moore County Sheriff's Office  
(Insert name and address; or if law enforcement officer, name, rank and agency)

being duly sworn, request that the Court issue a warrant to search the person, place, vehicle, and other items described in this application and to find and seize the property and person described in this application. There is probable cause to believe that (Describe property to be seized; or if search warrant is to be used for searching a place to serve an arrest warrant or other process, name person to be arrested)

Prescription Pills to include controlled substances, Documentation of residency,  
documentation of drug transactions, shipping labels, prescription bottles, U.S Mail,  
U.S Currency

constitutes evidence of a crime and the identity of a person participating in a crime, (Name crime) Possession with intent to sell/deliver controlled substance and Possession of a controlled substance.

and is located (Check appropriate box(es) and fill-in specified information)

☒ in the following premises (Give address and, if useful, describe premises)

[REDACTED] Cameron, N.C, (See Attachment 2)

(and)

☒ on the following person(s) (Give name(s) and, if useful, describe person(s))

Matthew Moore Hardy, WM DOB 9/23/1974, Any persons on the curtilage

(and)

☒ in the following vehicle(s) (Describe vehicle(s))

Any and all vehicles on the Curtilage.

(and)

☒ (Name and/or describe other places or items to be searched, if applicable)

All outbuildings on the curtilage, all safes on the property to include the  
outbuilding. Front Back and side yards.

The applicant swears to the following facts to establish probable cause for the issuance of a search warrant:

See Attachment 1 & 2

**SWORN AND SUBSCRIBED TO BEFORE ME**

Date

9-14-11

Date

9-14-2011

Signature of Applicant

Signature

[Signature]

[Signature]

☒ Magistrate

☐ Dep. CSC

☐ Asst. CSC

☐ Clerk of Superior Court

☐ Judge

☐ In addition to the affidavit included above, this application is supported by additional affidavits, attached, made by \_\_\_\_\_

☐ In addition to the affidavit included above, this application is supported by sworn testimony, given by \_\_\_\_\_

This testimony has been (check appropriate box) ☐ reduced to writing

☐ tape recorded and I have filed each with the clerk.

**NOTE:** If more space is needed for any section, continue the statement on an attached sheet of paper with a notation saying "see attachment." Date the continuation and include on it the signatures of applicant and issuing official.



**ATTACHMENT # 1**  
**PAGE 1 OF ATTACHMENT #1**

**STATE OF NORTH CAROLINA**

**IN THE MATTER OF:** [REDACTED] **Cameron, North Carolina, 28326**

**SEARCH WARRANT AFFIDAVIT PREPARED BY: Detective Sgt. L.W. Hart**

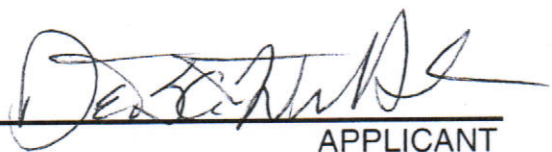
I, Larry Wesley Hart, am a sworn Detective Sergeant with the Moore County Sheriff's Office and have been an officer in law enforcement since 1989; I have worked in various positions in my law enforcement career. I worked for the Vass Police Department for eight years and the first three years I worked as an patrol officer and the and the last five I was a Lieutenant responsible for supervising patrol officers, criminal and narcotics investigations. I was also sworn in 1989 as an auxiliary ABC Officer for the Moore County ABC Law Enforcement Division. I worked in an undercover capacity with confidential informants for approximately six months purchasing controlled substance from street level drug dealers. At the end of the six month undercover campaign, I made over 200 cases, which led to arrest, of street level dealers for sell and deliver of controlled substances. From 1997 to 2005 I worked as an ABC Officer for the Moore County ABC Law Enforcement Division and I worked with numerous confidential informants during alcohol and narcotics investigations. I am currently employed with the Moore County Sheriff's Office and I am assigned to the narcotics unit investigating narcotics and alcoholic violations.

Your applicant has been to numerous schools and training seminars involving controlled substances and alcohol violations, legal updates, and constitutional laws. Your applicant currently holds an advance certificate in law enforcement, which consists of at least 1500 hours of school and at least 8 years continuous service in the field of law enforcement, and your applicant also holds a 2-year degree in criminal justice.

During your applicants 22 years of service as a law enforcement officer he has worked with many informants, in an undercover capacity purchasing narcotics and alcohol, and with other law enforcement agencies involving narcotics and alcohol investigations and violations. Your applicant has been involved in more than 1,500 violations of the North Carolina Controlled Substance Act and numerous violations of the North Carolina Alcohol Beverage Control Laws that led to arrest and conviction

  
JUDICIAL OFFICIAL

9-14-11  
DATE

  
APPLICANT



**ATTACHMENT # 1**  
**PAGE 2 OF ATTACHMENT 1**

On today, Wednesday, September 14, 2011, your applicant and Detective Sgt. Jerry Aponte, Moore County Sheriff's Office, responded to [REDACTED] Vass, NC in reference to a 911 emergency call from a Rebecca Reyes who lived at the residence with her boyfriend Matt Hardy, the owner of the residence located at [REDACTED] Cameron, NC. The girlfriend Rebecca Reyes told the Moore County Sheriff's Office dispatcher that her boyfriend Matthew Moore Hardy was "strung out on pills and needed help" and that she had left the residence located at [REDACTED] Cameron, NC. After your applicant and Detective Sgt. Jerry Aponte, Moore County Sheriff's Office, arrived at the residence located at [REDACTED] Cameron, NC, Your applicant observed the owner, Matthew Moore Hardy, of the residence exiting a large outbuilding located to the left side of the residence which is described as a red brick structure with an attached two car garage on front of the residence and a wooden deck located on the left side of the residence. The house numbers [REDACTED] is posted on a mailbox at the beginning of the driveway near the roadway. Your applicant spoke with the owner residence Matthew Moore Hardy, after he exited the large outbuilding located at the left of the residence. As your applicant spoke with owner of the residence Matthew Moore Hardy your applicant observed that Matthew Moore Hardy had trouble speaking and was very unsteady on his feet while he stood and talked with your applicant and Detective Sgt. Jerry Aponte, Moore County Sheriff's Office. It appeared to your applicant due to my training and experience that the owner of the residence Matthew Moore Hardy was impaired with some type of unknown impairing substance other than alcoholic beverages due to your applicant not detecting the odor of alcohol about Matthew Moore Hardy's person while speaking with him.

The Moore County EMS personal responded to the residence located at [REDACTED] Cameron, NC to examine the owner of the residence Matthew Moore Hardy condition due to him being impaired on some unknown impairing substance. Due to Matthew Moore Hardy medical condition the Moore County EMS personal transported the owner of the residence Matthew Moore Hardy to First Health Of The Carolinas emergency room to be examined by medical personal.

On today's date and while at the residence, your applicant was contacted by Sergeant Kyle Marsh, Moore County Sheriff's Office Selective Enforcement Unit, who had spoke with Matthew Moore Hardy's girlfriend, identified as Rebecca Reyes who was stationary in her vehicle at the driveway at the entrance to the residence to check on her well being. Matthew Moore Hardy's girlfriend Rebecca Reyes told Sergeant Kyle Marsh that she was Matthew Moore Hardy's girlfriend and she had been residing at the residence with Matthew Moore Hardy for the past nine months. Sergeant Kyle Marsh told your applicant that her boyfriend Matthew Moore Hardy had a safe located inside a room inside the large outbuilding that contained numerous Vicodin, included in the North Carolina Controlled Substance Act, prescription pills were located inside the safe. Sergeant Kyle Marsh told your applicant that the girlfriend Rebecca Reyes told him that she had personal knowledge that her boyfriend Matthew Moore Hardy did not have a valid prescription for the Vicodin prescription pills that were located in the safe. Sergeant Kyle Marsh told your applicant that the girlfriend Rebecca Reyes had turned over two small black Sentry safe keys over to him. Sergeant Kyle Marsh told your applicant that the girlfriend Rebecca Reyes told him the two keys would unlock the safe that contained the Vicodin prescription pills that is located in the large outbuilding located on the property at [REDACTED] Cameron, NC

  
JUDICIAL OFFICIAL

9-14-11  
DATE

  
APPLICANT



**ATTACHMENT # 1**  
**PAGE 3 OF ATTACHMENT 1**

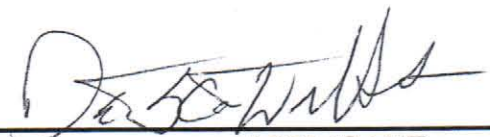
Your applicant and Sergeant Kyle Marsh went into the large outbuilding located on the property at 345 Boys Camp Road, Cameron, NC and located an empty Sentry Safe box located to the left of the front door of the outbuilding. Your applicant, Sergeant Kyle Marsh and Detective Sgt. Jerry Aponte walked through the inside of the outbuilding but was unable to locate the Sentry safe. Detective Sgt. Jerry Aponte located a small hand truck inside the outbuilding and Detective Sgt. Jerry Aponte then exited the rear door of the outbuilding and observed two small tire marks that appeared to be consistent with the two small tires on the small hand truck. Detective Sgt. Jerry Aponte followed the two small tire tracks to a small stack of bricks with a piece of tin over the top of the stacked bricks. Detective Sgt. Jerry Aponte removed the piece of tin covering the stack of bricks and observed a light in color grey Sentry safe. Your applicant then placed the two black Sentry key into the key lock on the Sentry safe and both Sentry keys fit the lock on the Sentry safe.

Due to your applicants training and experience as an Narcotics Investigator for the Moore County Sheriff's Office it has been your applicants experience that persons involved in the sells and use of illegal controlled substances keep records of their drug transactions and receipts of mail shipments of controlled substances being shipped to the residence by a mail carrier. The girlfriend Rebecca Reyes told Sergeant Kyle Marsh who informed your applicant the she also has observed the boyfriend Matthew Moore Hardy possessing and using illegal prescription pills inside the residence located at [REDACTED] Cameron, NC.

Based on the facts of this search warrant through my experience and investigation, I believe the residence of Matthew Moore Hardy, located at [REDACTED] Cameron, NC is being used to keep a controlled prescription pills. I pray that this search warrant be issued in this matter. Your applicant based on the information included in this affidavit is praying that this search warrant be issued to gain entry into the Sentry safe located at [REDACTED] Cameron, NC.

  
JUDICIAL OFFICIAL

9-14-11  
DATE

  
APPLICANT



ATTACHMENT #2  
MAP

See Attached Map



<u><i>C. N. Smith</i></u>	<u>9-14-11</u>
Magistrate	Date
<u><i>D. Smith</i></u>	<u>9-14-2011</u>
Applicant	Date



# STATE OF NORTH CAROLINA

File No.

Moore CountyIn The General Court Of Justice  
☒ District ☐ Superior Court Division**IN THE MATTER OF:**

Name

Matthew Moore Hardy  
[REDACTED] Cameron, NC**INVENTORY OF ITEMS SEIZED  
PURSUANT TO SEARCH**

G.S. 15A-223, 15A-254. -257

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched

Residence located at [REDACTED] Cameron, NC

Date Of Search

09/14/2011

This search was made pursuant to

- ☒ 1. a search warrant issued by: C. Smoak
- ☐ 2. consent to search given by: \_\_\_\_\_
- ☐ 3. other legal justification for the search: \_\_\_\_\_

The following items were seized:

- (1) Empty Small Round Glass Containers of Blue Locus Extract
- (2) Handwritten Note
- (3) Vials of Liquid Substance
- (4) Vial of White Powder Substance
- (5) Syringes
- (6) Empty K2 Smoke Blend Packet
- (7) \$1,961.00 US Currency
- (8) Small Blue Pill

FILED  
2011 SEP 15 AM 10:09  
MOORE COUNTY, C.S.C.  
RY



Items Seized Continued:

☐ 1. I left a copy of this inventory with the person named below, who is:

- ☐ a. the owner of the premises searched.
- ☐ b. the owner of the vehicle searched.
- ☐ c. the person in apparent control of the premises searched.
- ☐ d. the person in apparent control of the vehicle searched.
- ☐ e. the person from whom the items were taken.

☐ 2. As no person was present, I left a copy of this inventory:

- ☒ a. in the premises searched, identified on the reverse.
- ☐ b. in the vehicle searched, identified on the reverse.

Name And Address Of Person To Whom A Copy Of This Inventory Was Delivered, If Any

The law enforcement agency identified below will hold the seized property subject to court order.

**SWORN AND SUBSCRIBED TO BEFORE ME**

Date

9-15-11

Signature



7- 

☒

Deputy CSC

☐

Assistant CSC

☐

Clerk Of Superior Court

☐

Magistrate

Signature Of Law Enforcement Officer

Title Of Law Enforcement Officer

Detective Sgt.

Name And Address Of Agency

Moore County Sheriff's Office  
P.O. Box 40, Carthage, NC 28327

**ACKNOWLEDGMENT OF RECEIPT**

I, the undersigned, received a copy of this inventory.

Date

Signature Of Person Receiving Inventory