

IN THE _____ COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA
CRIMINAL DIVISION

STATE OF FLORIDA

CASE NO.: _____

vs.

DIVISION: _____

DEFENDANT _____,
BOND COMPANY, AND BONDSMAN,

BOND POWER NUMBER(S):

Defendants.

_____/

MOTION TO RECALL CAPIAS, SET ASIDE FORFEITURE AND REINSTATE BOND
(Non-Procedural or Non-Due Process Grounds)

Defendant, _____, through the undersigned attorney, moves this court to recall capias, set aside bond forfeiture(s) and reinstate bond(s), and as grounds therefore alleges:

1. The bondsperson did in fact post the following bond(s) for the above-named defendant:

<u>Charge</u>	<u>Amount</u>	<u>Power Number</u>
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____

2. That on _____, 20____, the defendant failed to appear, and this court forfeited said bond(s) on _____, 20____ and a capias was issued for the Defendant. A copy of the Notice(s) or Order(s) of Forfeiture is/are attached as Exhibit "_____."

3. The factual basis and legal authority in support of setting aside the bond forfeiture is as follows:

_____.

4. That this motion is filed within sixty (60) days after the forfeiture notice was mailed.

Clerk of the Circuit Court: ☐ Objection / ☐ No Objection

WHEREFORE, the Defendant, _____, prays that this court grant said motion, recall the capias, set aside the bond forfeiture, reinstate the bond, and schedule a new court date for the defendant.

Dated: _____

Attorney Signature

Printed Name: _____

Address: _____

City, State, Zip: _____

Telephone: _____

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **MOTION TO RECALL CAPIAS, SET ASIDE FORFEITURE AND REINSTATE BOND** has been furnished to the State Attorney's Office, Hillsborough County Courthouse Annex, 800 East Kennedy Blvd., Tampa, Florida 33602, and Clerk's Legal Counsel at P.O. Box 1110, 601 East Kennedy Boulevard, 13th Floor, Tampa, Florida 33601, this ____ day of _____, 20____, by U.S. Mail/Hand Delivery.

Attorney Signature