

IN THE DISTRICT COURT OF \_\_\_\_\_ COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, )  
 )  
 Plaintiff, )  
 )  
 vs. ) CASE NO. CF- \_\_\_\_\_  
 )  
 \_\_\_\_\_ )  
 )  
 Defendants. )

**APPLICATION AND ORDER FOR BOND HEARING**

Pursuant to the authority of Title 21 O.S. § 1680.4, this Court hereby sets a hearing date for the posting of a bond to determine the cost and care for the animals subject to the case herein.

Under the provisions of said Section,

the agency that took custody of the animal shall, within seven (7) days from the date of seizure, petition the district court in the county in which the animal was seized for a bond hearing to determine the cost and care for the animal. The bond hearing shall be held as soon as practicable and not more than ten (10) business days from the date of application for the bond hearing. If the court finds that probable cause exists that an animal has been abused, the court may order immediate forfeiture of the animal to the agency that took custody of the animal. Provided, however, within seventy-two (72) hours of the order of forfeiture, the person owning or having charge or custody of the animal may post a security bond in an amount determined by the court that is sufficient to reimburse all reasonable and anticipated costs incurred by the agency caring for the animal from the date of seizure. Reasonable costs include, but are not limited to, medical care and boarding of the animal.

2. The bond shall be placed with the agency that took custody of the animal. The agency shall provide an accounting of expenses to the court when the animal is no longer in the custody of the agency or upon request by the court. The agency may petition the court for a subsequent bond hearing at any time. The bond hearing shall be held as soon as practicable and not more than ten (10) business days from the date of application for the bond hearing. When all expenses covered by the bond are exhausted and a subsequent bond has not been posted, the animal shall be forfeited to the agency.

3. If the animal is returned to the person who previously owned or had charge or custody of the animal, funds not used for the care of the animal shall be returned.

**THEREFORE**, pursuant to the authority vested in this Court, the bond hearing for the cost of care and cost of animals seized in this matter shall be heard on the \_\_\_\_ day of \_\_\_\_\_, 2009, at \_\_\_\_\_ o'clock, \_\_.m. in front of the Honorable Judge \_\_\_\_\_, District Judge of \_\_\_\_\_ County.

**A copy of this Application and Order shall be served on the defendant by \_\_\_\_\_ County Deputy Sheriff's within 24 hours of the date said Order for Hearing is signed by the undersigned judge and proof of such service shall be returned and filed in the case to ensure the defendant has received notice of this Bond hearing. Notice shall be personally delivered to Defendant, \_\_\_\_\_, (address) \_\_\_\_\_, (city) \_\_\_\_\_, Oklahoma.**

**SO ORDERED THIS \_\_\_\_ DAY OF (month/ year) \_\_\_\_\_.**

\_\_\_\_\_  
\_\_\_\_\_  
**JUDGE OF THE DISTRICT COURT**

Prepared by:  
\_\_\_\_\_

IN THE DISTRICT COURT OF PUSHMATAHA COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, )  
 )  
 Plaintiff, )  
 )  
 vs. ) CASE NO. CF-2009-147  
 )  
 DAWN HAYLERS )  
 )  
 Defendant. )

**ORDER SETTING BOND AMOUNT**

Pursuant to the authority of Title 21 O.S. § 1680.4, this Court hereby sets bond in this case in the amount of \$ \_\_\_\_\_, for a ninety (90) day period beginning \_\_\_\_\_, 2009.

Under the provisions of Title 21 O.S. § 1680.4, the Defendant Dawn Haylers was personally served with process regarding this hearing. A Return of Service of Process is attached hereto and made a record in this case. In addition, after hearing testimony and receiving evidence, this Court finds that probable cause exists showing the animals seized in this case have been abused.

Pursuant to Section 1680.4, the Court Orders the immediate forfeiture of the animal to the agency that took custody of the animal. Provided, however, within seventy-two (72) hours of this Order of Forfeiture, the person owning or having charge or custody of the animal may post a security bond in the amount determined and set above, which amount is sufficient to reimburse all reasonable and anticipated costs incurred by the agency caring for the animal from the date of seizure. Reasonable costs include, but are not limited to, medical care and boarding of the animal.

SO ORDERED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2009.

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**JANA WALLACE**  
JUDGE OF THE DISTRICT COURT

APPROVED:

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