

IMPORTANT NOTICE TO ARREST WARRANT APPLICANTS

Under Georgia Law (O.C.G.A. 17-4-40), the majority of circumstances require that arrest warrant applications be scheduled for a hearing. To schedule an arrest warrant hearing, the Court **MUST** attempt to notify the person, whose arrest is being sought, of the date, time, and location of the hearing.

TO FILE AN ARREST WARRANT APPLICATION:

- Before applying for an arrest warrant, you must notify an officer from the Fannin County Sherriff's Office, City of Blue Ridge Police Department or City of McCaysville Police Department.
- If you are missing any information about the alleged crime or perpetrator, you may need law enforcement assistance.
- The applicant must provide the full name, complete address, and physical description including date of birth, of the person whose arrest is being sought. The application may only include one person to be arrested, per application.
- The applicant must give a full description of the alleged crime by including the date, time, and location of the alleged incident. The **alleged crime must have occurred in Fannin County** in order for the hearing to be scheduled in the Magistrate Court of Fannin County.
- The completed arrest warrant application must be paid for at the time of filing between the hours of 9:00am and 5:00pm, Monday through Friday.
- Georgia State Law provides that the applicant, unless involved in a domestic violence situation, shall pay **a non-refundable application fee of \$20.00 for each arrest warrant application that you choose to file.**
- You may be liable for all court costs that may be incurred upon granting of a dismissal of a warrant.
- This is an application to have someone arrested and will not result in an award of money damages or cause property to be returned.
- Under Georgia Law, the Judges or the employees of the Magistrate Court of Fannin County **cannot** give legal advice. Should you seek legal advice, you will need to consult an attorney.

I have read and understand the above information about arrest warrant applications.

STATE OF GEORGIA, FANNIN COUNTY
Arrest Warrant Application & Affidavit

PRE-WARRANT # _____

Accused Name

Law Enforcement Case #

Address

City, State, Zip

Phone Number

Social Security #, OLN # or Driver's License #

DOB

Race

Sex

Eyes

Hair

Height

Weight

DATE OF OFFENSE: _____

PLACE OF OCCURRENCE: _____;

and against the laws of the State of Georgia; Accused did, in the County aforesaid, commit the offense(s) of: (Provide explanation below) and thus, complainant makes this affidavit / application that a warrant may issue for his/ her arrest.

Is Accused a Family Member? Y/N (Circle One)

Brief Narrative of the alleged crime:

Complainant / Affiant Mailing Address

Complainant phone number

Complainant Email Address (if available)

Complainant / Affiant (Your Signature)

Sworn to and subscribed before me, this _____ day of _____, 20_____.

Clerk / Deputy Clerk / Judge

The charge for this process is \$20.00 per affidavit / application.
Pursuant to Code Section OCGA 17-4-40, the Magistrate Court Judge Shall Have the authority to deny any warrant Application prior to a hearing.
Should the Notice of Hearing be returned to this court undeliverable by the United States Postal Service, this Hearing may be postponed.