

**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 BAIL BOND  
AGENT,**

**BOND POWER NUMBER(S):**

**Defendants.**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**MOTION TO RECALL CAPIAS, SET ASIDE FORFEITURE AND REINSTATE BOND  
[Procedural or Due Process Grounds]**

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

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

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

2. On \_\_\_\_\_, 20\_\_\_\_, the defendant failed to appear, and said bond(s) were forfeited on \_\_\_\_\_, 20\_\_\_\_, and a capias was issued for the Defendant. A copy of the Notice(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. This motion is filed within sixty (60) days after the notice of forfeiture was mailed.

**WHEREFORE**, the Petitioner, \_\_\_\_\_, 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: \_\_\_\_\_  
Florida Bar Number: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Email: \_\_\_\_\_

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that the foregoing document has been furnished to the State Attorney's Office at mailprocessingstaff@sao13th.com and the Clerk's Legal Counsel at legalbailbonds@hillsclerk.com, through the e-fling portal by e-service on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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