

IN THE COURT OF COMMON PLEAS OF BERKS COUNTY, PENNSYLVANIA
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA

vs.

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:
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No. _____

ORDER TO RELINQUISH FIREARMS

AND NOW this ____ day of _____, _____, the Court finds that the Defendant has been convicted of offenses which make him ineligible to possess, use, manufacture, control, sell or transfer a firearm pursuant to 18 U.S.C. §922 (g)(9) and 18 Pa.C.S. §6105(c)(9): (*list prohibiting offenses*)

The Court hereby ORDERS that the Defendant shall complete the attached *Declaration and Inventory Pursuant to 18 Pa.C.S. §6102.5*. This attachment, consisting of ___ pages, shall be incorporated into this Order as Attachment A.

____ The Defendant shall relinquish all firearms and ammunition listed in Attachment A, and all firearms licenses, within 24 hours of the issuance of this Order.

____ For the following reasons, the Defendant shall relinquish all firearms and ammunition listed in Attachment A, and all firearms licenses as follows: _____

____ Defendant has certified through Attachment A - Declaration that she/he does not own/possess any firearms, ammunition, or firearms licenses.

The Defendant shall relinquish these items to the following specified agency: _____

____ Berks Co. Sheriff Department, 633 Court Street, Reading, PA, 19601.

____ Law enforcement agency _____

____ Firearms Dealer Licensed under 18 Pa.C.S. §6113. Specify LFD (Name, address, phone number)

Defendant is ordered to provide PSP Form (**affidavit of receipt from LFD**) to the Sheriff of Berks Co. within 24 hours.

To the recipient agency: Pursuant to 18 Pa.C.S. §6105.2, if the above-named defendant fails to relinquish the listed firearms to your agency within 24 hours of this Order, you are ORDERED to notify the Court, District Attorney of Berks County, Sheriff of Berks County, and the Crime Victim pursuant to the Confidential Notification attached to this order.

BY THE COURT:

Judge

CC: Sheriff of Berks County, PA
Sheriff / LEA of Residence
Office of District Attorney
Defense Counsel (2)
Defendant via Counsel
OTHER:

THIS ATTACHMENT SHALL BE WITHHELD FROM PUBLIC INSPECTION PURSUANT TO 18Pa.C.S. §6128(e)

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ATTACHMENT A
DECLARATION AND INVENTORY PURSUANT TO 18 Pa.C.S. §6105.2

Page 1 of ____
(add additional pages as needed)

I, (print name) _____, do hereby declare the following:

Note to Defendant: initial all paragraphs which apply:

_____ I certify that I do not own or possess any firearms or ammunition.

_____ I certify that I do not hold any firearms license(s) issued by the Commonwealth of Pennsylvania.

_____ I certify that I own the items listed in the following Inventory beginning on page 2.

_____ Noted items are in the custody of _____,
pursuant to PFA Order No. _____ issued by _____ County Court of
Common Pleas.

_____ Noted items are in the possession of _____, pursuant to criminal
investigation / prosecution at Incident No. _____.

_____ Noted items are currently in my possession / control and will be relinquished pursuant to the attached Order of
Court to _____.

_____ I understand that failure to relinquish the listed firearms in this Inventory to the specified agency within 24 hours, or as
otherwise directed by the Court, will result in notification to the Court, the District Attorney, the Sheriff, and the Victim
of the prohibiting offenses. I understand that intentionally or knowingly failing to relinquish a firearm or ammunition as
directed by this order may result in further criminal prosecution pursuant to 18 Pa.C.S. §6105(c)(9).

_____ I verify that the facts as set forth in this Declaration and Inventory are true and correct to the best of my knowledge,
information and belief. This verification is made subject to the penalties of 18 Pa.C.S.
§ 4904 relating to unsworn falsification to authorities.

_____ I understand that conviction for the prohibiting offense(s) listed on this order prohibit me from ever owning, using, or
possessing a firearm or ammunition pursuant to 18 U.S.C. § 922(g)(9) and 18 Pa.C.S. §6105(c)(9).

Def. Sign. _____

Address _____

Phone _____

Receiving Agency _____

Receiving Officer (PRINT) _____

The items listed in Attachment A (Pages ___ thru __)
were relinquished to this department on date/time:

Deputy/Off. Sign. _____

