

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS & ST. JOHN

PEOPLE OF THE VIRGIN ISLANDS,)	
Plaintiff,)	ST-06-MV-4432
)	
VS.)	CHARGE:
)	Contempt of Court
STEPHEN MOORE,)	
Defendant.)	
)	

MOTION TO EXONERATE BAIL BOND

COMES NOW the Defendant and moves the Court to return his \$1,000 cash bail bond, such bond having been taken on September 11, 2007, and the obligation pursuant to which it was held satisfied on October 8, 2007. The facts in this case are as follows:

1. On July 18, 2007, Defendant was issued a citation for operating an uninsured vehicle.
2. On August 20, 2007, Defendant missed a hearing scheduled in the matter and a Warrant was issued.
3. On September 11, 2007, Defendant visited the Traffic Division, and deposited a \$1,000 bond to secure his appearance at a hearing scheduled for September 26, 2007. (See Exhibits A & B)
4. On October 8, 2007, Defendant paid \$250 fine for operating an uninsured vehicle pursuant to renewing his vehicle registration. (See Exhibit C).
5. On November 26, 2007, Defendant appeared for the scheduled hearing but, having satisfied his obligation to pay the fine for operating an uninsured vehicle, the hearing was cancelled. Defendant spoke to the Traffic Division, and they advised that he should write a letter to retrieve his bond.
6. On December 15, 2007 Defendant wrote a letter requesting the return of his bond and filed it with the court (See Exhibit D). No response has been received, nor has the bond been exonerated.

The purpose of bail is to ensure a defendant will show up for scheduled hearings and submit to the judgment of the Court. *People v. Simmonds*, 48 V.I. 320 (2007) (citing *Reynolds v. United States*, 80 S.Ct. 30, 32 (1959)). Bail should not be utilized as a means of punishment. *Id.* Defendant has submitted himself to the judgment of the Court and paid the fine imposed. Accordingly, he should be refunded the bond deposited to ensure that he would do so.

In light of the foregoing, it is respectfully requested that the Court exonerate Defendant's bail in this matter. A Proposed Order is attached.

Date

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ORDER EXONERATING BAIL BOND

The Court finds that Defendant has submitted himself to the judgment of the Court and satisfied all obligations in this matter. Accordingly, it is hereby:

ORDERED that, his bail in this case be EXONERATED.

DONE and so ORDERED on this _____ day of _____, 2008.

The Honorable Judge Taylor Buckman
Superior Court of the Virgin Islands