

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

**IN THE MATTER OF
EXONERATION OF SURETIES GENERAL ORDER
AND RELEASE OF BOND FUNDS 2008-10
FROM THE COURT REGISTRY**

In circumstances when a criminal appearance bail bond imposed under 18 U.S.C. § 3142(c) is satisfied, or when the court has set aside or remitted a bail forfeiture, it is the court's obligation to exonerate the surety and release the bail funds or forfeited property. Fed. R. Crim. P. 46(g). Bail funds are, as a matter of course, deposited into the registry of the district court, pursuant to 28 U.S.C. § 2041 – Deposit of Moneys in Pending or Adjudicated Cases. For the court to release such funds from the registry, authorization is required by means of a court order. 28 U.S.C. § 2042. Accordingly, in conformity with the court registry rules of Title 28, it is

ORDERED that it shall be the practice of the court that, when all conditions required by the posting of a criminal appearance bond have been completed, an order shall issue from the court exonerating such a bond, releasing the surety or sureties, and directing the clerk to effectuate the release of the bond. It is

FURTHER ORDERED that an order exonerating a bond shall be the authorization for the clerk of the court, or designated deputy, to disburse bond funds or property to the surety or sureties or, if applicable, to the defendant.

Dated at Denver, Colorado, this 1st day of August, 2008.

BY THE COURT:

 s/ Edward W. Nottingham
Edward W. Nottingham
Chief United States District Judge