

AO 98 (Rev. 12/11) Appearance Bond

UNITED STATES DISTRICT COURT

for the

District of Massachusetts

United States of America )

v. )

CARLOS RAFAEL )

Case No. 16-MJ-4138-DHH

Defendant )

APPEARANCE BOND

Defendant's Agreement

I, CARLOS RAFAEL (defendant), agree to follow every order of this court, or any court that considers this case, and I further agree that this bond may be forfeited if I fail:

- ( X ) to appear for court proceedings;
( X ) if convicted, to surrender to serve a sentence that the court may impose; or
( X ) to comply with all conditions set forth in the Order Setting Conditions of Release.

Type of Bond

- ( ) (1) This is a personal recognizance bond.
( ) (2) This is an unsecured bond of \$ .
( X ) (3) This is a secured bond of \$ 1,000,000.00 , secured by:
( ) (a) \$ , in cash deposited with the court.

( X ) (b) the agreement of the defendant and each surety to forfeit the following cash or other property (describe the cash or other property, including claims on it - such as a lien, mortgage, or loan - and attach proof of ownership and value):

Secured by property located in North Dartmouth, MA & New Bedford, MA

If this bond is secured by real property, documents to protect the secured interest may be filed of record.

( ) (c) a bail bond with a solvent surety (attach a copy of the bail bond, or describe it and identify the surety):

Forfeiture or Release of the Bond

Forfeiture of the Bond. This appearance bond may be forfeited if the defendant does not comply with the above agreement. The court may immediately order the amount of the bond surrendered to the United States, including the security for the bond, if the defendant does not comply with the agreement. At the request of the United States, the court may order a judgment of forfeiture against the defendant and each surety for the entire amount of the bond, including interest and costs.

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*Release of the Bond.* The court may order this appearance bond ended at any time. This bond will be satisfied and the security will be released when either: (1) the defendant is found not guilty on all charges, or (2) the defendant reports to serve a sentence.

**Declarations**

*Ownership of the Property.* I, the defendant – and each surety – declare under penalty of perjury that:

- (1) all owners of the property securing this appearance bond are included on the bond;
- (2) the property is not subject to claims, except as described above; and
- (3) I will not sell the property, allow further claims to be made against it, or do anything to reduce its value while this appearance bond is in effect.

*Acceptance.* I, the defendant – and each surety – have read this appearance bond and have either read all the conditions of release set by the court or had them explained to me. I agree to this Appearance Bond.

I, the defendant – and each surety – declare under penalty of perjury that this information is true. (See 28 U.S.C. § 1746.)

Date: 3/2/16

*Carlos Rafael*  
Defendant's Signature

CONCOICÃO RAFAEL  
Surety/property owner – printed name

*Concoicao Rafael*  
Surety/property owner – signature and date

CARLOS RAFAEL  
Surety/property owner – printed name

*Carlos Rafael 3-2-2016*  
Surety/property owner – signature and date

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Surety/property owner – printed name

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Surety/property owner – signature and date

CLERK OF COURT

Date: 3/2/2016

*João Baptista*  
Signature of ~~Clerk~~ Deputy Clerk

Approved.

Date: 3/2/2016

David H. Hennessy, USMJ  
Judge's signature