



## Bloom Legal Network

### Magistrate Court Bond Motion Filing Guide (Orleans Parish)

This guide provides a general overview of the process for filing a motion related to bail in Orleans Parish Magistrate Court. For personalized legal assistance, contact Bloom Legal Network at (504) 599-9997.

#### I. Understanding Bond Motions

- **Purpose:** A bond motion is a legal request made to the court to modify or clarify bail conditions. This can include:
  - **Motion to Set Bail:** If bail was not initially set at the First Appearance.
  - **Motion to Reduce Bail:** If the current bail amount is deemed excessive.
  - **Motion to Modify Bond Type:** To request permission to use a different bond type (e.g., property bond if not initially allowed).
  - **Motion to Reconsider Bail:** To ask the judge to review the bail decision.
- **Who Files:** Typically, a defense attorney files these motions on behalf of the accused. Bloom Legal Network can prepare and file these motions for you.
- **Location:** Magistrate Court, Orleans Parish Criminal District Court, 2700 Tulane Ave, Room 104.

#### II. Key Information Needed Before Filing

Before preparing a motion, ensure you have the following details:

- **Defendant's Full Name:**
- **Defendant's Date of Birth:**
- **Arrest Date:**
- **Booking Number (if available):**
- **Charges:** List all specific charges.
- **Current Bail Amount & Type (if any):**
- **Reason for Motion:** Clearly identify why you are filing the motion (e.g., bail is too high, no bail set, need property bond approval).
- **Supporting Arguments:** Any relevant information that supports your request (e.g., ties to the community, employment, no flight risk, first-time offense, financial hardship).

#### III. Steps for Filing a Bond Motion (General Process)

1. **Draft the Motion:**



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- A formal legal document titled "Motion to [Specific Request, e.g., Set Bail]" must be prepared.
  - It must include the case caption (court name, case number, defendant's name), legal arguments, and a clear request to the judge.
  - **Recommendation:** This step is best handled by an experienced attorney to ensure proper legal formatting and persuasive arguments.
2. **Attach Supporting Documents (if applicable):**
    - Affidavits from family/friends.
    - Proof of employment/residence.
    - Property deeds (for property bonds).
    - Any other documents that strengthen your case.
  3. **File the Motion with the Clerk of Court:**
    - **Location:** Clerk of Court's office (likely at 2700 Tulane Ave, Room 104 for Magistrate Court filings).
    - **Action:** Submit the original motion and any required copies.
    - **Fees:** Be prepared for potential filing fees.
  4. **Obtain a Hearing Date:**
    - The Clerk's office will typically assign a hearing date and time for the motion to be heard by a Magistrate Judge.
    - Ensure you receive confirmation of the hearing date.
  5. **Serve Opposing Counsel:**
    - A copy of the filed motion must be formally served (delivered) to the prosecuting attorney's office. This is a legal requirement.
  6. **Attend the Hearing:**
    - The defendant and their attorney must appear in Magistrate Court on the scheduled date.
    - The attorney will present arguments to the judge, and the prosecutor may offer opposition.
    - The judge will then issue a ruling on the motion.

## IV. Specifics for Property Bonds

If filing a motion to use immovable property for bail:

- **Title Search:** A current title search of the property may be required to confirm ownership and absence of liens.
- **Appraisal:** An appraisal might be necessary to determine the property's market value.
- **Clerk's Approval:** The Clerk of Court must approve the property and associated paperwork.
- **Bloom Legal Help:** We can assist with the complex paperwork and legal requirements for property bonds.



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### **V. How Bloom Legal Network Can Help**

- **Motion Preparation & Filing:** We draft and file all necessary bond motions accurately and efficiently.
- **Hearing Representation:** Our attorneys represent you or your loved one at bond hearings.
- **Property Bond Expertise:** We guide you through the intricate process of using property for bail.
- **Faster Hearings:** Our experience helps expedite the process to get hearings scheduled quickly.
- **Virtual Consultations:** Get started immediately without an in-person visit.

**Contact Bloom Legal Network at (504) 599-9997 for immediate assistance with bond motions.**