

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO



NOTICE TO COUNSEL AND TO THE PUBLIC

NO. 06-08

(This notice supersedes Notices 94-23 and 96-19)

GENERAL GUIDELINES FOR SECURING CRIMINAL BONDS

Local Criminal Rule 146 Bonds in Criminal Cases establishes the procedure for the acceptance of sureties. Please be advised that the Clerk of Court shall accept bonds which are secured by any of the following:

- A. A natural person as described in Local Criminal Rule 146
- B. A juridical entity with capacity to sue and be sued
- C. A corporation authorized to act as surety as prescribed in Local Criminal Rule 146

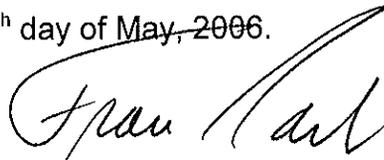
The following property may be accepted as bond:

- 1. Cash payment;
- 2. Certified check issued by a bank or deposits insured by the Federal Deposit Insurance Corporation, issued within the last thirty days;
- 3. Real property located in the United States **provided that the following documents be submitted:**
  - a. Legal description and location
  - b. A list of all encumbrances and liens
  - c. A certified copy of the Deed of Sale
  - d. If applicable, an up-to-date certificate of the balance owed on the mortgages issued by the lender
  - e. A current certificate of property taxes from the taxing agency (which in Puerto Rico is the Secretary of the Treasury of the Commonwealth of Puerto Rico and/or the "Centro de Recaudación de Impuestos Municipales", CRIM), issued no more than 15 days of the date of bail presentation, stating that the real property has no outstanding tax liability to the Commonwealth of Puerto Rico
  - f. A current certificate from the Registry of the Property or duly authorized municipal officer, whichever is applicable

- g. A recent appraisal report performed by a licensed appraiser under his/her original signature and seal issued no more than 3 months of the date of bail presentation
- h. If applicable, a certified copy of the declaration of heirship

The Clerk of Court may not accept as guarantee for bond, properties having two or more mortgages. If the sureties hold any outstanding bearer notes to which the property is subject to, their original must be handed over to the Clerk of Court. Bail shall not be taken from a person acting under a power of attorney or other written instrument, except in cases of Corporate Surety. In cases where an estate is the owner of a real estate property, all heirs must sign the necessary documentation. This notice is to be used only as a guideline. Local Criminal Rule 146 and the original English version of the instant Notice are controlling.

In San Juan, Puerto Rico, this 9<sup>th</sup> day of May, 2006.



FRANCES RIOS DE MORAN, ESQ.  
CLERK OF COURT