



Mecklenburg County Sheriff's Office

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Garry L. McFadden
Sheriff

Rodney M. Collins
Chief Deputy Sheriff

Telisa E. White
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Jason R. Beebe
Chief Deputy Sheriff

Alma S. Adams, Ph.D.
Member of Congress
North Carolina's 12th Congressional District
801 E. Morehead Street
Ste 150
Charlotte, NC 28202

July 22, 2021

Dear Congresswoman Adams,

Thank you for your decades of public service to the people of North Carolina and Mecklenburg County. I understand your position and greatly admire your leadership to our community and nation. As a progressive and passionate leader, I am very much aware of the impacts experienced by many of the citizens of Mecklenburg County, which is why I began to address this same issue in March 2020 at the onset of the COVID-19 Pandemic. I have received your letter and after much research and consulting with the North Carolina Sheriffs' Association, I have found no legal authority in any North Carolina General Statute or any case law which authorizes a sheriff to NOT follow statute.

The Mecklenburg County Sheriff's Office is required by law to execute any evictions as ordered by the 26th Judicial District no more than five days from the sheriff's receipt thereof. A landlord, however, does have the authority to stop the execution of the writ of possession as stated in North Carolina General Statute § 42-36.2(a) (2), the landlord, or his authorized agent, signs a statement saying that the landlord does not want to eject the tenant because the tenant has paid all court costs charged to him and has satisfied his indebtedness to the landlord. Upon the receipt of such a statement from the landlord, the sheriff shall return the writ unexecuted to the issuing clerk of court and shall make a notation on the writ of his reasons. The sheriff shall attach a copy of the landlord's statement to the writ. If the writ is returned unexecuted because the landlord signed such a statement, the clerk shall make an entry of satisfaction on the judgement docket.

We had a crisis of homelessness in Mecklenburg County prior to the pandemic and I certainly do not want to add to that problem. I have included below the number of writs of possession received by the

Mecklenburg County Sheriff's Office since 2019 as well as the number of domestic violence related evictions received since 2019.

Writs of Possession (Evictions)

YEAR	RECEIVED	SERVED
2019	10250	6789
2020	4354	2979
2021*	1756	1390

*2021 eviction numbers as of July 20, 2021

Writs of Possession (DV Evictions)

YEAR	RECEIVED	SERVED
2019	1301	939
All other DV Orders	4392	2656
2020	1291	867
All other DV Orders	4648	2565
2021*	795	491
All other DV Orders	2941	1540

*2021 eviction numbers as of July 22, 2021

As sheriff, I encourage the citizens of Mecklenburg County to educate themselves to fully understand their rights and options as tenants. Until a court order is issued, MCSO is duty bound to fulfill the constitutional and statutory mandates of the Office of Sheriff and will continue to serve and execute all civil processes and court orders.

Sincerely,



Sheriff Garry L. McEadden
45th Sheriff of Mecklenburg County