

**Using This Revisable PDF Form**

1. Copies
  - a. Original – filed by magistrate.
  - b. First copy – attached to original of district court form DC-396, SUMMONS – DANGEROUS OR VICIOUS DOG.
  - c. Second copy – attached to copy of district court form DC-396, SUMMONS – DANGEROUS OR VICIOUS DOG to be left with owner or custodian of dog.
  - d. Additional copies to others as dictated by local practice.
2. Prepared by applicant-affiant; acknowledged by magistrate.
3. Attachments
  - a. District court form DC-396 SUMMONS – DANGEROUS OR VICIOUS DOG.
  - b. Additional descriptions for various data elements. See Using This Form, 4(b).
4. Preparation details
  - a. The animal control officer or law enforcement officer should consult their local government attorney if assistance is needed in preparing this affidavit.
  - b. While DC-396 SUMMONS – DANGEROUS OR VICIOUS DOG has space allotted for application for summons, there is limited space provided on the form. Therefore, form DC-395 AFFIDAVIT FOR SUMMONS FOR DANGEROUS OR VICIOUS DOG may be preferred.
  - c. In completing certain data elements, additional sheets of paper may be needed to provide a complete response. When that situation arises, a copy of each additional sheet must be attached to each copy of the affidavit.

AFFIDAVIT FOR SUMMONS FOR DANGEROUS OR VICIOUS DOG

Commonwealth of Virginia

VA. CODE §§ 3.2-6540, 3.2-6542

1

General District Court

CITY OR COUNT

2 I, the undersigned applicant, [ ] a law enforcement officer [ ] an animal control officer in the above-named city/county, state under oath that

1. I have reason to believe that the canine or crossbreed described below is a dangerous or vicious dog based upon the following:

3

[ ] Continued on attached sheet.

2. The canine or crossbreed is described as follows: 4

3. The canine or crossbreed is at the following location: 5

4. To the best of my knowledge and belief, the person who is responsible for the canine or crossbreed is

- 6 { [ ] the dog's owner, [ ] the dog's custodian, [ ] a minor, whose custodial parent/legal guardian's name is [ ]

5. 7 I have personal knowledge of the facts set forth in this affidavit. 8 I was advised of the facts set forth in this affidavit, in whole or in part, by another person whose credibility or the reliability of the information may be determined from the following facts:

8

9 { I request the issuance of a SUMMONS - DANGEROUS OR VICIOUS DOG to the person(s) identified above pursuant to

[ ] Virginia Code § 3.2-6540 [ ] of

10

LOCAL ORDINANCE

11

[ ] COUNTY [ ] CITY [ ] TOWN

DATE

[ ] LAW ENFORCEMENT OFFICER [ ] ANIMAL CONTROL OFFICER

12

TELEPHONE NUMBER

PRINT NAME

AGENCY

State of 13 [ ] City [ ] County of 14

Acknowledged, subscribed and sworn to before me this 15 day of , 20

16

17

NOTARY REGISTRATION NUMBER

[ ] MAGISTRATE

[ ] NOTARY PUBLIC

17

(My commission expires )

FORM DC-395 MASTER 10/08

AFFIDAVIT FOR SUMMONS FOR DANGEROUS OR VICIOUS DOG

18

OWNER OF DOG (LAST, FIRST, MIDDLE NAME) [ ] MINOR

ADDRESS

ADDRESS

TELEPHONE NUMBER

CUSTODIAN OF DOG (LAST, FIRST, MIDDLE NAME)

ADDRESS

ADDRESS

TELEPHONE NUMBER

NAME OF PARENT/LEGAL GUARDIAN OF MINOR DOG OWNER

ADDRESS

ADDRESS

TELEPHONE NUMBER

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**Data Elements**

1. Insert general district court name.
2. Check appropriate title for applicant.
3. Insert facts supportive of statement made above.
4. Insert description of dog.
5. Insert location of dog.
6. Check appropriate box and provide name(s) of person or persons responsible for dog, if known.
7. Check if applicant has personal knowledge of facts provided above.
8. Check if appropriate and provide required information.
9. Check appropriate box and, if second box checked, provide code section number and insert name of locality.
10. Date of signing.
11. Signature of applicant.
12. Printed name of applicant, applicant's telephone number and name of applicant's agency.
13. Indicate the state in which acknowledgement is taken.
14. Locality in which acknowledgement is taken. Check the applicable box to indicate city or county.
15. Insert date of acknowledgement.
16. Insert notary's registration number.
17. Provide signature of notary public taking acknowledgement and expiration date of commission.
18. Provide name, address, and telephone number of individuals identified in Data Element No. 6.