



SHREVEPORT BAR FOUNDATION

625 Texas Street

Shreveport, LA 71101

Phone (318) 221-8104 Ext. 3 Fax (318) 221-8115

Staff Attorneys
Mary E. Winchell
Audrius M. Reed

Attn Protective Order Petitioner:

Paralegal
Callie Jones

If you are requesting legal representation from the Shreveport Bar Foundation LRVDV program, contact our office directly upon filing your protective order.

Executive Director
Dana Southern

You may contact our paralegal, Callie Jones, by calling her direct number (318) 703-8380. If you reach her voicemail, please leave your name and number so she can reach you.

Sincerely,

Dana Southern
Executive Director

The SBF LRVDV program is made possible in part by grants and support received from the Louisiana Bar Foundation, The Community Foundation of North Louisiana, Carolyn W. and Charles T. Beard Family Foundation, First United Methodist Church, Grayson Foundation and the SBA Krewe of Justinian.

REQUEST FOR SHREVEPORT BAR FOUNDATION

Legal Representation for Victims of Domestic Violence "LRVDV" Program

PROTECTIVE ORDER ASSISTANCE

I request legal assistance from the Shreveport Bar Foundation LRVDV Program.

(Client Signature)

(Client Name – *printed*)

(Client current phone number)

(Client E-mail)

For Clerk of Court use only

DOCKET # _____

ATTACHED: Petition: _____

Current Order: _____

Minutes: _____

SENT (via facsimile) to Callie – Shreveport Bar Foundation @ 221-8115 (mm/dd/yyyy) _____

****NOTE:** If this information is being sent via facsimile, please contact Callie Jones, paralegal of the Shreveport Bar Foundation at 318-703-8380 or email cjones@shreveportbar.com to confirm receipt.

NOTICE TO ALL PERSONS APPLYING FOR A PROTECTIVE ORDER

PROTECTIVE ORDER COSTS

ALTHOUGH NO COURT COSTS ARE DUE AT THE TIME OF FILING, COURT COSTS ARE STILL INCURRED. PROTECTIVE ORDER COURT COSTS AVERAGE BETWEEN \$300.00 AND \$800.00. YOU MAY BE LIABLE FOR THESE COSTS. IF YOU DO NOT SHOW UP AND YOUR CASE IS DISMISSED AT THE TIME OF HEARING, YOU MAY BE CAST WITH COURT COSTS. IF THERE IS A CONTESTED HEARING HELD, THE COURT WILL DETERMINE WHO IS RESPONSIBLE FOR COSTS.

I HAVE READ THE ABOVE AND UNDERSTAND MY RESPONSIBILITY AS TO THE COURT COSTS OF THE PROTECTIVE ORDER.

SIGNATURE

DATE

=====

APPLICANT MUST READ AND INITIAL EACH ENUMERATED STATEMENT OF THIS FORM BEFORE APPLYING FOR A PROTECTIVE ORDER

____ 1) Has a protective order request been made involving any party listed in this protective order in any court? (circle one) YES NO
If yes, where _____, when _____ and status _____.

____ 2) By filing a petition for a protective order, you understand you are making a serious accusation to the court about the behavior and circumstances of another person.

____ 3) By signing the petition for a protective order, you are stating under oath to the court that the allegations contained in your petition are true and correct.

____ 4) The petition you are about to file is a legal document that may result in court action. As with all legal documents, you are advised to consult an attorney before filing.

____ 5) After filing this petition, the court may grant your request for a temporary restraining order. You will be required to come to court and prove the accusations made in your petition in order to obtain a protective order.

____ 6) It is your responsibility to present the evidence necessary to obtain the relief sought. You are strongly advised to have an attorney represent you when you come to court. If you do not have an attorney at the time, the judge WILL NOT act as your attorney.

____ 7) If you cannot prove the accusations you have made, the protective order will be dismissed.

____ 8) Any false statement under oath contained in the affidavit shall constitute perjury and shall be punishable by a fine of not more than one thousand dollars, or by imprisonment, with or without hard labor, for more than five years, or both. (La. R.S. 46:2134)

By signing this form, applicant certifies that she/he has read and understands the forgoing statements.

Signature of Applicant

 PETITIONER
 V.

 DEFENDANT

 COURT
 PARISH/CITY OF _____
 STATE OF LOUISIANA
 DIVISION: _____ NUMBER: _____
 FILED: _____ CLERK: _____

 Parent/Guardian name if defendant is a minor

PETITION FOR PROTECTION FROM ABUSE

Pursuant to La. R.S. 46:2171 et seq. or La. R.S. 46:2181 et seq.

This petition is: Initial Petition Supplemental and Amending Petition

The petition of _____, born _____
your name month/day/year

a resident of the State of Louisiana, respectfully represents:

Paragraph 1: Petitioner/Protected Person(s)

Petitioner files this petition on behalf of:

- a. _____ Petitioner, and/or
- b. _____ Minor child(ren) as follows: (Name, Date of Birth, Relationship to Petitioner)

- c. _____ Alleged incompetent as follows: (Name, Date of Birth, Relationship to Petitioner)

Paragraph 2: Protected Person(s) Address

a. _____ Petitioner requests that his/her address, or that of the minor child(ren) or alleged incompetent, remain confidential to the court and files the address pursuant to La. R.S. 46:2134(B).
(Ask clerk of court for the Confidential Address Form.)

OR

b. _____ Petitioner's current address:

No. & Street Apt. No.

City State Zip Code

c. _____ The minor child's or alleged incompetent's current address:

No. & Street Apt. No.

City State Zip Code

Paragraph 3: Special Requests

- a. _____ Petitioner requests interpreter service, for:
 self/protected person, in following language: _____
 witness(es), in following language: _____

COMPLETE THIS PAGE

Paragraph 8: Requests for relief

Because of the immediate and present danger of stalking, or sexual assault, petitioner requests that an *ex parte* Temporary Restraining Order be issued immediately without bond:

- _____ a. prohibiting defendant from abusing, harassing, assaulting, stalking, following, tracking, monitoring, or threatening the protected person(s) in any manner whatsoever. This prohibition includes the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury.
- _____ b. prohibiting the defendant from contacting the protected person(s) personally, through a third party, or via public posting, by any means, including written, telephone, or electronic (text, email, messaging, or social media) communication, or sending gifts to the protected person(s).
- _____ c. prohibiting defendant from going within one hundred (100) yards of the residence, apartment complex, or multiple family dwelling of the protected person(s) located at:
- _____ d. ordering the defendant to stay away from the protected person(s)' place of employment/school and not to interfere in any manner with such employment/school located at:

<i>Employment/School</i>	<i>Address</i>	<i>City</i>	<i>State</i>	<i>Zip Code</i>
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<i>Employment/School</i>	<i>Address</i>	<i>City</i>	<i>State</i>	<i>Zip Code</i>
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- _____ e. ordering the defendant not to damage any belongings of the protected person(s), not to shut off any utilities, telephone service, or mail delivery to the protected person(s), or in any way interfere with the living conditions of the protected person(s).
- _____ f. granting the petitioner or protected person(s) the use of the residence located at:

<i>No. & Street</i>	<i>Apt. No.</i>	<i>City</i>	<i>State</i>	<i>Zip Code</i>
-------------------------	-----------------	-------------	--------------	-----------------

to the exclusion of defendant by **evicting** defendant and ordering the defendant to surrender any keys to that residence to the petitioner, and ordering _____ (Sheriff's office) to **evict** the defendant.

Said residence is:

- _____ jointly owned by defendant and petitioner or protected person(s).
- _____ jointly leased by defendant and petitioner or protected person(s).
- _____ solely owned or leased by petitioner or protected person(s).

Presently occupied by _____.

- _____ g. granting petitioner or protected person(s) possession of the following property (including pets or other animals) **solely owned or leased by petitioner or protected person(s)** (state location of each by street address and who is presently in possession).

granting petitioner or protected person(s) the exclusive use and possession of the following property (including pets or other animals) **jointly owned or leased by petitioner or protected person(s)** (state location of each by street address and who is presently in possession).

for the following reasons: _____

COMPLETE THIS PAGE

AFFIRMATION

COMPLETE THIS PAGE

STATE OF LOUISIANA

PARISH OF _____

I am the petitioner in this Petition for Protection from Stalking or Sexual Abuse; I have read the allegations contained therein and declared them to be true and correct to the best of my knowledge, information, and belief. Further I believe that the defendant poses a threat to my safety and/or to the child(ren) or to others for whom I have requested relief.

I am aware that any false statement made under oath contained in the foregoing petition and this affirmation may constitute perjury pursuant to R.S. 14:123.

I have made this affirmation before the witness who signed below on _____ (Date).

PETITIONER SIGNATURE

PRINTED NAME OF WITNESS: _____

WITNESS SIGNATURE

**** YOU MUST PROVIDE ID ****

ADDENDUM

Fill out the following ONLY if requesting an order for witness criminal history records in Paragraph 3 on page 1 of this petition:

Identifying information for witness criminal history record:

Full legal name	Date of birth	Address*	Race*	Sex*	Other identifiers*

*optional

COMPLETE THIS PAGE

LOUISIANA UNIFORM ABUSE PREVENTION ORDER

Order of Protection

Temporary Restraining Order

Docket No. []

Court: _____ Div.: _____

City/Parish [] State [Louisiana]

Filed: _____ Clerk: _____

PETITIONER

[]

First Middle Last

PETITIONER IDENTIFIERS

[] [] [] [] []

Date of birth Race Sex: Fe Sex: M

Protected person is: Petitioner Other(s) List other(s) name & date of birth:

V.

DEFENDANT NAME AND ADDRESS

[]

First Middle Last

[]

Name of minor defendant's parent or guardian

Defendant's Alias: _____

No. & Street Apt. No.

City State Zip Code

DEFENDANT IDENTIFIERS

SEX	RACE	DOB	HT	WT
[]	[]	[]	[]	[]
EYES	HAIR	SOCIAL SECURITY #		
[]	[]	[]		
DRIVER'S LICENSE #		STATE	EXP DATE	
[]		[]	[]	

FOR JUDGE ONLY |----- COMPLETE THIS PORTION -----|

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and the defendant has been or will be provided with reasonable notice and opportunity to be heard. Additional findings of this court are as set forth on the following pages.

THE COURT HEREBY ORDERS:

That the above-named defendant be restrained from committing further acts of abuse or threats of abuse, stalking or sexual assault. Additional terms of this order are as set forth on the following pages.

EXPIRATION:

This order shall be effective through 11:59 PM on

[] (month/day/year)

ENFORCEMENT:

This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265).

WARNINGS TO DEFENDANT:

Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262).

Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (19 U.S.C. Section 922[g][8]). See further notice on page 6 of this Order.

ONLY THE COURT CAN CHANGE THIS ORDER.

LOUISIANA UNIFORM ABUSE PREVENTION ORDER

TEMPORARY RESTRAINING ORDER

Pursuant to:

<input type="checkbox"/> La. R.S. 46:2131 et seq. (Domestic Abuse)	<input type="checkbox"/> La. R.S. 46:2171 et seq. (Non-intimate stalking)	46:2171 and 46:2181 valid for relationships in Box C below ONLY
<input type="checkbox"/> La. R.S. 46:2151 (Dating Violence)	<input type="checkbox"/> La. R.S. 46:2181 et seq. (Non-intimate sexual assault)	
<input type="checkbox"/> La. Ch. C. Article 1564 et seq. (Children's Code Domestic Abuse)		

PETITIONER _____ Protected person is: Petitioner other(s)

V.

DEFENDANT _____

The protected person(s) is related to the defendant as: *(check all that apply)*

<p>A</p> <input type="checkbox"/> 1. current or former spouse <input type="checkbox"/> 2. current or former intimate cohabitant <input type="checkbox"/> 3. child, stepchild, or foster child <input type="checkbox"/> 4. child of defendant's current or former intimate partner <input type="checkbox"/> 5. protected person and defendant have a child(ren) in common	<p>B</p> <input type="checkbox"/> 1. current or former dating partner <input type="checkbox"/> 2. parent, stepparent, or foster parent <input type="checkbox"/> 3. grandparent or other ascendant <input type="checkbox"/> 4. grandchild or other descendant <input type="checkbox"/> 5. child currently or formerly living with defendant
<p>C <i>Select ONLY if statute 46:2171 or 46:2181 is marked above</i></p> <input type="checkbox"/> 1. stranger/no relationship <input type="checkbox"/> 2. acquaintance	

D

FINDING: Domestic Abuse or Dating Violence
 THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE AN IMMEDIATE AND PRESENT DANGER TO THE PHYSICAL SAFETY OF THE PROTECTED PERSON(S).

FINDING: Stalking
 THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE AN IMMEDIATE AND PRESENT DANGER OF STALKING.

FINDING: Sexual Assault
 THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE A SEXUAL ASSAULT.

THUS, THE COURT ISSUES THE FOLLOWING ORDERS, WITHOUT A HEARING:

<p>E</p> <input type="checkbox"/> The court orders interpreter services	<input type="checkbox"/> The court orders the sheriff to provide criminal history records of defendant and/or witnesses
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IT IS ORDERED THAT THE DEFENDANT BE SERVED WITH A COPY OF THIS ORDER.

FOR JUDGE ONLY COMPLETE SECTION A, B, OR C

Docket No. _____

___ 21. Other:

FOR JUDGE ONLY

IT IS FURTHER ORDERED THAT DEFENDANT show cause on _____ (month/day/year)
 at ___ o'clock ___. M. in Courtroom No. ___ of the _____ Court, located
 at _____ in _____, La., why the
 above Temporary Restraining Order and other relief requested should not be made Protective Orders.

Date of Order _____ <i>month/day/year</i>	Time of Order <input type="checkbox"/> AM <input type="checkbox"/> PM	Order effective through 11:59 PM on _____ <i>month/day/year</i>	SIGNATURE OF JUDGE _____ <input type="checkbox"/> Order issued <i>ex parte</i> <input type="checkbox"/> Order issued after notice and opportunity for hearing given to defendant PRINT OR STAMP JUDGE'S NAME _____
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NOTICE: C.C.P. Article 3603.1 - Any person against whom such an order is issued shall be entitled to a court-appointed attorney if the applicant has likewise been afforded a court-appointed attorney.

NOTICE TO DEFENDANT - VIOLATION OF ORDER:

PURSUANT TO LA. R.S. 14:79, A PERSON WHO VIOLATES THIS ORDER MAY BE ARRESTED, JAILED, AND PROSECUTED.

PURSUANT TO LA. R.S. 13:4611 AND LA. CH. C. ARTICLE 1571, A PERSON WHO VIOLATES THIS ORDER MAY BE PUNISHED FOR CONTEMPT OF COURT BY A FINE OF NOT MORE THAN \$1,000 OR BY CONFINEMENT IN JAIL FOR AS LONG AS 6 MONTHS, OR BOTH, AND MAY BE FURTHER PUNISHED UNDER CRIMINAL LAWS OF THE STATE OF LOUISIANA. THIS ORDER SHALL BE ENFORCED BY ALL LAW ENFORCEMENT OFFICERS AND COURTS OF THE STATE OF LOUISIANA.

NOTICE TO DEFENDANT – FIREARM POSSESSION (Domestic abuse or dating violence ONLY):

AS A RESULT OF THIS ORDER, IT MAY BE UNLAWFUL FOR YOU TO POSSESS, RECEIVE, SHIP, TRANSPORT OR PURCHASE A FIREARM, INCLUDING A RIFLE, PISTOL, OR REVOLVER, OR AMMUNITION, FOR THE DURATION OF THIS ORDER PURSUANT TO STATE AND/OR FEDERAL LAWS. See below.

If you have any questions whether these laws make it illegal for you to possess or purchase a firearm or ammunition, consult an attorney.

Federal law: 18 U.S.C. 922 (g)(8) prohibits a defendant from purchasing, possessing, shipping, transporting, or receiving firearms or ammunition* for the **duration** of this order if the following conditions apply:

- Protected person(s) relationship to defendant is checked in Box **A** on page 2 of this order
AND
- Notice and opportunity for a hearing provided
AND
- **EITHER** Judicial finding of credible threat, **OR**
Certain behaviors are prohibited (item 1 on page 3 of this order is initialed)

**Under 18 U.S.C. 921 the term "firearm" means (A) any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; (B) the frame or receiver of any such weapon; (C) any firearm muffler or firearm silencer; or (D) any destructive device. Such term does not include an antique firearm. The term "ammunition" means ammunition or cartridge cases, primers, bullets, or propellant powder designed for use in any firearm.*

NOTICE TO DEFENDANT – FIREARM TRANSFER AND SUSPENSION OF CONCEALED HANDGUN PERMIT (Domestic abuse or dating violence ONLY)

IF A PROTECTIVE ORDER IS ISSUED AGAINST YOU, YOU MAY BE REQUIRED TO TRANSFER ANY AND ALL FIREARMS OWNED OR POSSESSED BY YOU AND SURRENDER YOUR CONCEALED HANDGUN PERMIT. AS YOU MAY ALSO BE REQUIRED TO STATE UNDER OATH THE NUMBER OF FIREARMS YOU POSSESS, THE TYPE AND LOCATION OF EACH AND COMPLETE A FIREARMS INFORMATION FORM VERIFYING SUCH, BRING THIS INFORMATION TO THE HEARING. THE INFORMATION MAY BE REQUIRED EVEN IF YOU TRANSFERRED THE FIREARMS PRIOR TO THE TRANSFER ORDER.

Louisiana law: C.Cr.P. Art. 1001 et seq. requires the transfer of all firearms owned or possessed and the suspension of a concealed handgun permit:

- When a person is subject to a permanent injunction or a protective order pursuant to a court-approved consent agreement or pursuant to the provisions of R.S. 9:361 et seq., R.S. 9:372, R.S. 46:2136, 2151, or 2173, Children's Code Article 1570, Code of Civil Procedure Article 3607.1, or C.Cr.P. Articles 30, 320, or 871.1.
OR
- When a person is subject to a Uniform Abuse Prevention Order that includes terms prohibiting possession of a firearm or carrying a concealed weapon.

FULL FAITH AND CREDIT pursuant to 18 U.S.C. § 2265

The issuing court certifies that it has jurisdiction over the parties and the subject matter under the laws of the State of Louisiana; that the defendant was given reasonable notice and an opportunity to be heard sufficient to protect the defendant's right to due process before this order was issued; or if the order was issued *ex parte*, the court ordered that the defendant be given reasonable notice and an opportunity to be heard within the time required by the laws of the State of Louisiana, and in any event, within a reasonable time after the order was issued, sufficient to protect the defendant's due process rights.

THIS ORDER SHALL BE PRESUMED VALID AND ENFORCEABLE IN ALL 50 STATES, THE DISTRICT OF COLUMBIA, TRIBAL LANDS, U.S. TERRITORIES, AND COMMONWEALTHS.

SIGNATURE OF JUDGE

PRINT OR STAMP JUDGE'S NAME

FOR JUDGE

Docket No. _____

NOTICE TO LAW ENFORCEMENT

Pursuant to La. R.S. 14:79, the crime of violation of protective orders – you shall use every reasonable means, including but not limited to immediate arrest of the violator, to enforce this order. Further, you shall at a minimum issue a summons to the person in violation.

Pursuant to La. R.S. 46:2140(A), if you have reason to believe that a family or household member or dating partner has been abused AND the abusing party is in violation of this order, you SHALL immediately arrest the abusing party.

If the expiration date of this order falls on or within five (5) days of the conclusion of a declared state of emergency, this order/injunction shall be enforced throughout that time period.

FOR CLERK

DEFENDANT WAS SERVED AT CLOSE OF HEARING.

Date _____ Clerk _____

FAXED or ELECTRONICALLY TRANSMITTED TO LOUISIANA PROTECTIVE ORDER REGISTRY

Date _____ Clerk _____

FAX COMPLETED ORDERS TO 888-568-4558

Copies to: 1) Court file 2) Petitioner/protected person(s) 3) Defendant 4) Chief Law Enforcement Official of the parish where the protected person(s) resides 5) Louisiana Protective Order Registry.

LOUISIANA UNIFORM ABUSE PREVENTION ORDER

SERVICE NOT REQUIRED FOR ENFORCEMENT OF THIS ORDER (LA. R.S. 14:79).

Order of Protection

- Protective Order
Modified Protective Order

Docket No.
Court:
Div.:
City/Parish
State
Louisiana
Filed:
Clerk:

PETITIONER

First Middle Last

PETITIONER IDENTIFIERS

Date of birth Race Sex: Fe Sex: M

Protected person is: Petitioner Other(s) List other(s) name & date of birth:

V.

DEFENDANT NAME AND ADDRESS

First Middle Last

Name of minor defendant's parent or guardian

Defendant's Alias:

No. & Street Apt. No.

City State Zip Code

DEFENDANT IDENTIFIERS

Table with columns: SEX, RACE, DOB, HT, WT, EYES, HAIR, SOCIAL SECURITY #, DRIVER'S LICENSE #, STATE, EXP DATE

FOR JUDGE ONLY

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and the defendant has been or will be provided with reasonable notice and opportunity to be heard. Additional findings of this court are as set forth on the following pages.

THE COURT HEREBY ORDERS:

That the above-named defendant be restrained from committing further acts of abuse or threats of abuse, stalking or sexual assault. Additional terms of this order are as set forth on the following pages.

EXPIRATION:

This order shall be effective through 11:59 PM on

(month/day/year)
Some parts of this order may be NON-EXPIRING. See page 3 of this Order.

ENFORCEMENT: SERVICE NOT REQUIRED FOR ENFORCEMENT OF THIS ORDER (LA. R.S. 14:79).

This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265).

WARNINGS TO DEFENDANT:

Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262).

Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (19 U.S.C. Section 922[g][8]). See further notice on page 6 of this Order.

ONLY THE COURT CAN CHANGE THIS ORDER.

LOUISIANA UNIFORM ABUSE PREVENTION ORDER

PROTECTIVE ORDER

Pursuant to:

<input type="checkbox"/> La. R.S. 46:2131 et seq. (Domestic Abuse)	<input type="checkbox"/> La. R.S. 46:2171 et seq. (Non-intimate stalking)	46:2171 and 46:2181 valid for relationships in Box C below ONLY
<input type="checkbox"/> La. R.S. 46:2151 (Dating Violence)	<input type="checkbox"/> La. R.S. 46:2181 et seq. (Non-intimate sexual assault)	
<input type="checkbox"/> La. Ch. C. Article 1564 et seq. (Children's Code Domestic Abuse)		
<input type="checkbox"/> Court Approved Consent Agreement		

PETITIONER _____ Protected person is: Petitioner other(s)

V.

DEFENDANT _____

The protected person(s) is related to the defendant as: (check all that apply)

A <input type="checkbox"/> 1. current or former spouse <input type="checkbox"/> 2. current or former intimate cohabitant <input type="checkbox"/> 3. child, stepchild, or foster child <input type="checkbox"/> 4. child of defendant's current or former intimate partner <input type="checkbox"/> 5. protected person and defendant have a child(ren) in common	B <input type="checkbox"/> 1. current or former dating partner <input type="checkbox"/> 2. parent, stepparent, or foster parent <input type="checkbox"/> 3. grandparent or other ascendant <input type="checkbox"/> 4. grandchild or other descendant <input type="checkbox"/> 5. child currently or formerly living with defendant
	C <i>Select ONLY if statute 46:2171 or 46:2181 is marked above</i> <input type="checkbox"/> 1. stranger / no relationship <input type="checkbox"/> 2. acquaintance

D THIS ORDER WAS ISSUED AFTER ACTUAL NOTICE AND AN OPPORTUNITY TO PARTICIPATE IN A HEARING WAS PROVIDED TO THE DEFENDANT. THUS, THE COURT ISSUES THE FOLLOWING ORDERS:

ONLY ORDERS INITIALED BY A JUDGE SHALL APPLY

E THE COURT FINDS THAT THE DEFENDANT REPRESENTS A CREDIBLE THREAT TO THE PHYSICAL SAFETY OF A FAMILY MEMBER, HOUSEHOLD MEMBER, OR DATING PARTNER. THEREFORE, PURSUANT TO R.S. 46:2136.3, THE DEFENDANT IS PROHIBITED FROM POSSESSING A FIREARM FOR THE DURATION OF THIS ORDER.

F THE DEFENDANT IS HEREBY ORDERED TO TRANSFER ANY AND ALL FIREARMS OWNED OR POSSESSED; ANY CONCEALED HANDGUN PERMIT IS HEREBY SUSPENDED, PURSUANT TO LA. C.CR.P. ARTICLE 1001 ET SEQ. See timeframes and details on page 7 of this Order.

IT IS ORDERED THAT THE DEFENDANT BE SERVED WITH A COPY OF THIS ORDER.

FOR JUDGE ONLY

Docket No. _____

FOR JUDGE ONLY

___ 9. THE COURT ORDERS a representative of _____ (Sheriff's office) to accompany petitioner to obtain property listed in Order No. 8 above.

___ 10. THE COURT PROHIBITS EITHER PARTY from transferring, encumbering, or otherwise disposing of property jointly owned or leased, except in the normal course of business or that which is necessary for the support of the petitioner and/or the minor child(ren).

___ 11. THE COURT WILL ALLOW _____ to return to the residence at a date and time to be agreed upon by petitioner and law enforcement agency to recover his/her personal clothing and necessities, provided that s/he is accompanied by a law enforcement officer to ensure the protection and safety of the parties. NO FORCED ENTRY ALLOWED.

___ 12. THE COURT ORDERS a representative of _____ (Sheriff's office) to accompany _____ to the residence located at _____ to recover her/his personal clothing and necessities.

___ 13. THE DEFENDANT IS ORDERED TO pay:
 all court costs, payable to _____
_____ no later than _____ (date)

attorney fees, payable to _____
_____ in amt. of \$ _____ no later than _____ (date)

evaluation fees, payable to _____
_____ in amt. of \$ _____ no later than _____ (date)

expert witness fees, payable to _____
_____ in amt. of \$ _____ no later than _____ (date)

cost of medical and/or psychological care for the petitioner, the minor child(ren), and/or alleged incompetent, necessitated by the domestic abuse, dating violence, stalking or sexual assault : _____

___ 14. THE DEFENDANT IS ORDERED TO seek professional counseling and/or complete a court-monitored domestic abuse intervention program.

___ 15. THE DEFENDANT IS ORDERED TO submit to a:
 medical evaluation, no later than _____ (date) _____

AND/OR
 mental health evaluation, no later than _____ (date) _____

**DOMESTIC ABUSE, DATING VIOLENCE ONLY
ONLY ORDERS INITIALED BY A JUDGE SHALL APPLY**

___ 16. THE COURT GRANTS TEMPORARY CUSTODY of the following child(ren) or alleged incompetent to the petitioner: *(name, date of birth, and relationship to petitioner)*

___ 17. THE COURT ORDERS a representative of _____ (Sheriff's office) to accompany petitioner to where the minor child(ren) or alleged incompetent mentioned in paragraph above is/are currently, and to effect petitioner obtaining physical custody of said child(ren) or alleged incompetent.

Docket No. _____

FOR JUDGE ONLY

___ 18. THE COURT GRANTS THE DEFENDANT
 unsupervised **supervised** visitation with minor child(ren) or alleged incompetent as follows:

The supervising person shall be: _____

(NOTICE: La. R.S. 9:362(6) - The supervising person shall not be any relative, friend, therapist, or associate of the parent perpetrating family violence.)

Supervised visitation between the defendant and the child(ren) shall occur in the immediate presence of the supervising person under conditions which shall prevent any physical abuse, threat, intimidation, abduction, or humiliation of either the petitioner or the child(ren).

Exchange of child(ren) or alleged incompetent is to be effected as follows:

___ 19. THE DEFENDANT IS PROHIBITED FROM removing the child(ren) from the jurisdiction of the court except for good cause shown and with the prior approval of the court.

___ 20. THE DEFENDANT IS ORDERED NOT TO interfere with the physical custody of the minor child(ren) or alleged incompetent.

___ 21. THE DEFENDANT IS ORDERED TO pay support for:
 the petitioner at the rate of \$ _____ per week month other: _____
beginning _____ (date)

the child(ren) at the rate of \$ _____ per week month other: _____
beginning _____ (date), made payable directly to the petitioner

other: _____

Payment by mail to: _____ OR By direct deposit to: _____
No. & Street Apt. No. City State Zip Code Name of bank

STALKING, SEXUAL ASSAULT ONLY
ONLY ORDERS INITIALED BY A JUDGE SHALL APPLY

___ 22. THE DEFENDANT IS ORDERED NOT TO contact family members or acquaintances of the protected person(s).

Docket No. _____

DOMESTIC ABUSE, DATING VIOLENCE, STALKING OR SEXUAL ASSAULT
ONLY ORDERS INITIALED BY A JUDGE SHALL APPLY

FOR JUDGE ONLY

____ 23. Other:

____ 24. THE DEFENDANT IS ORDERED TO appear at hearing(s) on:

1) _____ (month/day/year) at _____ o'clock ____ M. in Courtroom No. _____ of the _____ Court, located at _____ in _____, La., to review _____

AND

2) _____ (month/day/year) at _____ o'clock ____ M. in Courtroom No. _____ of the _____ Court, located at _____ in _____, La., to review _____

<p>Date of Order</p> <p>_____</p> <p>month/day/year</p>	<p>Order effective through 11:59 PM on</p> <p>_____</p> <p>month/day/year</p> <p>Some provisions of this order MAY NOT EXPIRE</p> <p>See paragraphs 1-5.</p>	<p>_____</p> <p>SIGNATURE OF JUDGE</p> <p>_____</p> <p>PRINT OR STAMP JUDGE'S NAME</p>
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NOTICE: C.C.P. Article 3603.1 - Any person against whom such an order is issued shall be entitled to a court-appointed attorney if the applicant has likewise been afforded a court-appointed attorney.

NOTICE TO DEFENDANT - VIOLATION OF ORDER:

PURSUANT TO LA. R.S. 14:79, A PERSON WHO VIOLATES THIS ORDER MAY BE ARRESTED, JAILED, AND PROSECUTED.

PURSUANT TO LA. R.S. 13:4611 AND LA. CH.C. ARTICLE 1571, A PERSON WHO VIOLATES THIS ORDER MAY BE PUNISHED FOR CONTEMPT OF COURT BY A FINE OF NOT MORE THAN \$1,000 OR BY CONFINEMENT IN JAIL FOR AS LONG AS 6 MONTHS, OR BOTH, AND MAY BE FURTHER PUNISHED UNDER CRIMINAL LAWS OF THE STATE OF LOUISIANA. THIS ORDER SHALL BE ENFORCED BY ALL LAW ENFORCEMENT OFFICERS AND COURTS OF THE STATE OF LOUISIANA.

NOTICE TO DEFENDANT – FIREARM POSSESSION (Domestic abuse or dating violence ONLY):

AS A RESULT OF THIS ORDER, IT MAY BE UNLAWFUL FOR YOU TO POSSESS, RECEIVE, SHIP, TRANSPORT OR PURCHASE A FIREARM, INCLUDING A RIFLE, PISTOL, OR REVOLVER, OR AMMUNITION, FOR THE DURATION OF THIS ORDER PURSUANT TO STATE AND/OR FEDERAL LAWS. See below.

If you have any questions whether these laws make it illegal for you to possess or purchase a firearm or ammunition, consult an attorney.

Federal law: 18 U.S.C. 922 (g)(8) prohibits a defendant from purchasing, possessing, shipping, transporting, or receiving firearms or ammunition* for the **duration** of this order if the following conditions apply:

- Protected person(s) relationship to defendant is checked in Box **A** on page 2 of this order
AND
- Notice and opportunity for a hearing provided (Box **D** on page 2 of this order).
AND
- **EITHER** Judicial finding of credible threat (Box **E** on page 2 of this order is initialed), **OR** Certain behaviors are prohibited (item 1 on page 3 of this order is initialed)

**Under 18 U.S.C. 921 the term "firearm" means (A) any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; (B) the frame or receiver of any such weapon; (C) any firearm muffler or firearm silencer; or (D) any destructive device. Such term does not include an antique firearm. The term "ammunition" means ammunition or cartridge cases, primers, bullets, or propellant powder designed for use in any firearm.*

Louisiana law: R.S. 46:2136.3 prohibits the possession of a firearm* for the duration of this order if both of the following occur:

- The order includes a finding that the person subject to the order represents a credible threat to the physical safety of the protected person(s) (Box **E**, on page 2 of this order is initialed) and the protected person(s) is a family member, household member, or dating partner (Box **A** **OR** Box **B** on page 2 of this order is checked).
AND
- The order informs the person subject to the order that the person is prohibited from possessing a firearm pursuant to the provisions of 18 U.S.C. 922(g) (8) and R.S. 46:2136.3.

**Under this statute, "firearm" means any pistol, revolver, rifle, shotgun, machine gun, submachine gun, black powder weapon, or assault rifle which is designed to fire or is capable of firing fixed cartridge ammunition or from which a shot or projectile is discharged by an explosive.*

NOTICE TO DEFENDANT – FIREARM TRANSFER AND SUSPENSION OF CONCEALED HANDGUN PERMIT (Domestic abuse or dating violence ONLY)

AS A RESULT OF THIS ORDER, YOU MAY BE REQUIRED TO TRANSFER ANY AND ALL FIREARMS OWNED OR POSSESSED BY YOU AND SURRENDER YOUR CONCEALED HANDGUN PERMIT

Louisiana law: C.Cr.P. Art. 1001 et seq. requires the transfer of all firearms owned or possessed and the suspension of a concealed handgun permit:

- When a person is subject to a permanent injunction or a protective order pursuant to a court-approved consent agreement or pursuant to the provisions of R.S. 9:361 et seq., R.S. 9:372, R.S. 46:2136, 2151, or 2173, Children's Code Article 1570, Code of Civil Procedure Article 3607.1, or C.Cr.P. Articles 30, 320, or 871.1.
OR
- When a person is subject to a Uniform Abuse Prevention Order that includes terms prohibiting possession of a firearm or carrying a concealed weapon.

Firearms transfer shall occur within 48 hours, exclusive of legal holidays. If firearms are sold or transferred prior to issuance of transfer order, you must provide a proof of transfer form signed by the receiver and a witness, within 10 days.

Docket No. _____

FULL FAITH AND CREDIT pursuant to 18 U.S.C. § 2265

The issuing court certifies that it has jurisdiction over the parties and the subject matter under the laws of the State of Louisiana; that the defendant was given reasonable notice and an opportunity to be heard sufficient to protect the defendant's right to due process before this order was issued; or if the order was issued *ex parte*, the court ordered that the defendant be given reasonable notice and an opportunity to be heard within the time required by the laws of the State of Louisiana, and in any event, within a reasonable time after the order was issued, sufficient to protect the defendant's due process rights.

THIS ORDER SHALL BE PRESUMED VALID AND ENFORCEABLE IN ALL 50 STATES, THE DISTRICT OF COLUMBIA, TRIBAL LANDS, U.S. TERRITORIES, AND COMMONWEALTHS.

SIGNATURE OF JUDGE

PRINT OR STAMP JUDGE'S NAME

- FOR JUDGE ONLY -

PETITIONER

DEFENDANT

NOTICE TO LAW ENFORCEMENT

It is a crime to violate this order after it is issued regardless of service pursuant to La. R.S. 14:79, the crime of violation of protective orders – you shall use every reasonable means, including but not limited to immediate arrest of the violator, to enforce this order. Further, you shall at a minimum issue a summons to the person in violation.

Pursuant to La. R.S. 46:2140(A), if you have reason to believe that a family or household member or dating partner has been abused AND the abusing party is in violation of this order, you SHALL immediately arrest the abusing party.

FOR CLERK

DEFENDANT WAS SERVED AT CLOSE OF HEARING.

Date _____ Clerk _____

FAXED or ELECTRONICALLY TRANSMITTED TO LOUISIANA PROTECTIVE ORDER REGISTRY

Date _____ Clerk _____

FAX COMPLETED ORDERS TO 888-568-4558

Copies to: 1) Court file 2) Petitioner/protected person(s) 3) Defendant 4) Chief Law Enforcement Official of the parish where the protected person(s) resides 5) Sheriff of the parish where the defendant resides 6) Louisiana Protective Order Registry.