

**AMENDMENTS TO THE RULES OF SUPERINTENDENCE  
FOR THE COURTS OF OHIO**

The following amendments to the Rules of Superintendence for the Courts of Ohio (Sup.R. 10 through 10.05 and Forms 10-A through 10-G; 10.01-A through 10.01-T; 10.02-A; 10.03-B, 10.03-D through 10.03-J; 10.04-A; and 10.05-A through 10.05-F) were adopted by the Supreme Court of Ohio. The history of these amendments is as follows:

October 13, 2018	Initial publication for public comment
January 26, 2021	Final adoption by conference
April 15, 2021	Effective date of amendments

Key to Adopted Amendments:

1. Unaltered language appears in regular type. Example: text
2. Language that has been deleted appears in strikethrough. Example: ~~text~~
3. New language that has been added appears in underline. Example: text

## RULES OF SUPERINTENDENCE FOR THE COURTS OF OHIO

### **RULE 10. ~~Notifying Law Enforcement Agencies of~~ Notification Regarding Criminal or Civil Protection Orders.**

~~(A)~~

#### **(A) Filing of protection order notice into NCIC**

Upon a court's issuance, modification, or termination of a ~~civil or criminal~~ or civil *ex parte* or full hearing protection order by a court or approval of a consent agreement civil protection order pursuant to section R.C. 2151.34, 2903.213, 2903.214, ~~division (E)(2) of 2919.26, or 3113.31 of the Revised Code~~ or a no contact order in accordance to 18 U.S.C. 2266(5), the court shall ~~complete~~ do both of the following:

(1) Follow the instructions in "Form 10-B" for thorough and accurate completion of a form that is substantially similar to "Form 10-A;" and to facilitate the correct entry of the order or agreement into the "National Crime Information Center" database;

(2) Send a completed form that is substantially similar to "Form 10-A" and a copy of the order ~~shall be filed by the court with~~ or agreement to the local law enforcement agency for entry ~~in~~ of the order or agreement into the "National Crime Information Center Protection Order File" database and to facilitate nationwide dissemination enforcement of the order or agreement. ~~To accommodate local court or law enforcement procedures, the format of "Form 10-A" may be modified, provided the modification does not affect the substantive content of "Form 10-A."~~

~~(B) A court shall follow the instructions in "Form 10-B" for thorough and accurate completion of "Form 10-A" and to facilitate correct entry of criminal or civil protection orders in the "National Crime Information Center" database.~~

#### **(B) Protection order notification**

(1) A judge or magistrate who, pursuant to R.C. 2919.27(D), provides notice to a respondent or defendant about the existence of a protection order issued by another court shall use a form that is substantially similar to "Form 10-D." The form shall be returned to the clerk of court of the court that issued the protection order as soon as possible, but no later than three business days from the date the notice was provided.

(2) A court that issued a protection order shall accept a form that is substantially similar to "Form 10-D" from a judge, magistrate, or law enforcement officer who provided the respondent or defendant notice about the existence of the protection order pursuant to R.C. 2919.27(D). The court that issued the protection order shall docket and maintain the form in the protection order case file.

**(C) Remote access exception**

A municipal court, county court, or a court of common pleas shall not make available through remote access pursuant to Sup.R. 44 through 47 “Form 10-A”, or a form that is substantially similar to “Form 10-A”, that is likely to reveal the identity or location of a petitioner or another party to be protected or could be protected by a protection order. Direct access is permitted subject to Sup.R. 44 through 47, and any statutory restrictions.

**Commentary (July 1, 1997)**

~~This rule was adopted, effective July 1, 1996, and implements R.C. 2919.26 and 3113.31.~~

**Commentary (March 1, 2000)**

~~This rule was amended, effective March 1, 2000 to implement R.C. 2903.213 and 2903.214.~~

**Commentary (April 15, 2021)**

Form 10-D was adopted, effective April 15, 2021, to implement R.C. 2919.27(D). Section 3 of Sub. S.B. 7 of the 132nd General Assembly states as follows:

The amendments made [to R.C. 2919.27(D)] are intended to supersede the holding of the Ohio Supreme Court in State v. Smith (2013), 136 Ohio St.3d 1, so that unperfected service of a protection order or consent agreement does not preclude a prosecution for a violation of [a protection order or consent agreement].

Proof of notice of the existence of a protection order is not evidence of service nor does it establish that service has been perfected. Service of civil protection order must be in accordance to Rules of Civil Procedure. *Smith*, 136 Ohio St. 3d 1, 2013-Ohio-1698 at ¶21.

**RULE 10.01. Standard Civil Protection Order Forms -- Domestic Relations Division.**

~~(A)~~

**(A) Distribution of packet**

~~The (1) A domestic relations division of a court of common pleas shall distribute, upon request, a forms and instructions packet for use in domestic violence civil protection order proceedings under section R.C. 3113.31 of the Revised Code. The packet shall include, at a minimum, forms and instructions that are substantially similar to “Forms 10-C, 10.01-A, 10.01-C, 10.01-D, 10.01-F, and 10.01-H”.~~

~~(B)~~ ~~An action for a~~ (2) A domestic relations division of a court of common pleas shall distribute, upon request, a forms packet for use in dating violence civil protection order proceedings pursuant to section R.C. 3113.31 of the Revised Code. The packet shall be commenced by filing a petition form include, at a minimum, forms that is are substantially similar to “Form 10.01-D Forms 10-C, 10.01-C, 10.01-P, and 10.01-Q.”

~~(C)~~

**(B) Civil protection order or consent agreement forms and protection order warning**

(1) In every domestic violence case in which the a domestic relations division of a court of common pleas issues or approves an ex parte civil protection order, a or full hearing civil protection order, or approves a consent agreement pursuant to section R.C. 3113.31 of the Revised Code, the court shall use, as applicable, forms that are substantially similar to “Forms 10.01-H through 10.01-J” and include a cover sheet that is substantially similar to “Form 10-C” and send a completed form that is substantially similar to “Form 10-A” and copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.”

~~(D)~~ Every

(2) In every dating violence case in which a domestic relations division of a court of common pleas issues an ex parte civil protection order, or full hearing civil protection order, and consent agreement that the a domestic relations division of a court of common pleas issues or approves a consent agreement pursuant to section R.C. 3113.31 of the Revised Code, the court shall use, as applicable, forms that are substantially similar to “Forms 10.01-Q through 10.01-S” and include a cover sheet that is substantially similar to “Form 10.01-G 10-C” and send a completed form that is substantially similar to “Form 10-A” and copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.”

~~(E)~~

**(C) Modification or termination of full hearing civil protection order or consent agreement**

(1) In every case in which the a domestic relations division of a court of common pleas modifies the terms of a full hearing civil protection order or a consent agreement pursuant to section R.C. 3113.31(E)(8) of the Revised Code, it shall use the applicable forms that are substantially similar to “Forms 10.01-L and 10.01-M or 10.01-T,” include a cover sheet that is substantially similar to “Form 10-C,” and send a completed form that is substantially similar to “Form 10-A” and copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.”

~~(F)~~

(2) In every case in which the a domestic relations division of a court of common pleas terminates a full hearing civil protection order or a consent agreement before its original expiration date pursuant to ~~section R.C. 3113.31(E)(8) of the Revised Code~~, it shall use the applicable a form that is substantially similar to “Form 10.01-L” and send a completed form that is substantially similar to “Form 10-A” and a copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.”

**(D) Wireless service transfer order**

In every case in which a domestic relations division of a court of common pleas orders the transfer of wireless service as a term of an ex parte or full hearing civil protection order, it shall complete a form that is substantially similar to “Form 10-E.”

**(E) Notice of deadly weapons surrender**

In every case in which a domestic relations division of a court of common pleas orders the respondent to surrender deadly weapons, including firearms and ammunition, into the protective custody of law enforcement, it shall enter into the docket a form that is substantially similar to “Form 10-F.”

**(F) Remote access exception**

A domestic relations division of a court of common pleas shall not make available through remote access pursuant to Sup.R. 44 through 47 any record of a civil protection order case that is likely to reveal the identity or location of a petitioner or another party to be protected or could be protected by a protection order.

**Commentary (January 1, 1998)**

On December 9, 1994, Am.Sub.H.B. No. 335 became effective, which made significant changes to Ohio’s domestic violence laws. Section 4 of Am.Sub.H.B. No. 335, states as follows:

The General Assembly hereby requests the Supreme Court, in consultation with the Department of Human Services, to prescribe a form that is to be filed by a petitioner seeking a civil protection order under section 3113.31 of the Revised Code and that makes reference to all the forms of relief that a court is authorized to grant under division (E) of section 3113.31 of the Revised Code, as amended by this act, contains space for the petitioner to request any of those forms of relief, and includes instructions for completing the form so that a petitioner may file the form without the assistance of an attorney.

The Supreme Court, in consultation with its Domestic Violence Task Force, developed ~~Forms 10.01-C and 10.01-D~~ forms in response to the General Assembly’s request in Am.Sub.H.B. No. 335.

During its eighteen months of study, the Supreme Court’s Domestic Violence Task Force determined that *pro se* victims of domestic violence often do not have access to the forms necessary to obtain a civil protection order pursuant to ~~section R.C. 3113.31 of the Revised Code~~. The Task Force also found that due to the variety of protection order forms used by Ohio courts, it can be difficult for law enforcement officers to recognize valid protection orders and understand the pertinent provisions of such orders. Further, the Task Force discovered that misconceptions exist in regard to the penalties for violating protection orders. The Court developed this rule ~~and Forms 10.01-A, 10.01-B, and 10.01-E through 10.01-J~~ to address these concerns.

~~This rule applies to all courts of common pleas that have jurisdiction over civil protection orders and consent agreements pursuant to section 3113.31 of the Revised Code.~~

**RULE 10.02. Standard Domestic Violence Criminal Temporary Protection Order Forms.**

~~(A)~~

**(A) Distribution of packet**

A court that has jurisdiction to issue a temporary protection order pursuant to ~~section R.C. 2919.26 of the Revised Code~~ shall distribute upon request a forms ~~and instructions~~ packet for use in domestic violence temporary protection order proceedings. The packet shall include, at a minimum, forms ~~and instructions~~ that are substantially similar to “Forms 10-C, 10.01-A, 10.01-B, 10.01-G, and 10.02-A, and the motion for temporary protection order form set forth in section 2919.26 of the Revised Code.”

~~(B)~~

**(B) Temporary protection order form and protection order warning**

In every case in which ~~the a~~ court issues a an ex parte or full hearing temporary protection order pursuant to ~~section R.C. 2919.26 of the Revised Code~~, it shall use a form that is substantially similar to “Form 10.02-A” and include a cover sheet that is substantially similar to “Form 10-C” and send a completed form that is substantially similar to “Form 10-A” and copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.”

~~(C) Every temporary protection order that the court issues pursuant to section 2919.26 of the Revised Code shall include a cover sheet that is substantially similar to Form 10.01-G.~~

**(C) Notice of deadly weapons surrender**

In every case in which a court orders the respondent to surrender deadly weapons, including firearms and ammunition, into the protective custody of law enforcement, it shall enter into the docket a form that is substantially similar to “Form 10-F.”

**(D) Post-conviction no contact order**

In every case in which a sentencing court imposes community control sanctions that prohibit contact as part of a sentence for a misdemeanor or felony offense for the purpose of preventing violent or threatening acts or harassment against, sexual violence, or contact or communication with or physical proximity to a victim, regardless of the family or household member relationship to the Defendant, it shall use a form that is substantially similar to “Form 10-G” and send to the local law enforcement agency a completed form that is substantially similar to “Form 10-A” and a copy of the order for entry in of the order into the “National Crime Information Center Protection Order File.”

**Commentary (January 1, 1998)**

During its eighteen months of study, the Supreme Court’s Domestic Violence Task Force determined that due to the variety of protection order forms used by Ohio courts, it can be difficult for law enforcement officers to recognize valid protection orders and understand the pertinent provisions of such orders. The Task Force also discovered that misconceptions exist in regard to the penalties for violating protection orders. Upon recommendation of the Task Force, the Court developed this rule and Forms 10.02-A and ~~10.01-G~~ 10-C to address these concerns.

**RULE 10.03. Standard Criminal Protection Order Forms, and Standard Civil Stalking Protection Order or Civil Sexually Oriented Offense Protection Order Forms.**

**(A) Distribution of packet for civil stalking protection order or civil sexually oriented offense protection order proceedings**

~~A court that has jurisdiction to issue a civil stalking protection order or a civil sexually oriented offense protection order pursuant to R.C. 2903.214 of common pleas shall distribute, upon request, a forms and instructions packet for use in civil stalking protection order or civil sexually oriented offense protection order proceedings pursuant to R.C. 2903.214. The packet shall include, at a minimum, forms and instructions that are substantially similar to “Forms 10.03-D and, 10.03-E, and 10.03-G.”~~

**(B) Criminal Civil stalking protection order or civil sexually oriented offense protection order form and protection order warning**

In every case in which a court of common pleas issues a ~~criminal~~ an ex parte or full hearing civil stalking protection order or a civil sexually oriented offense protection order pursuant

to R.C. ~~2903.213~~ 2903.214, it shall use the applicable form that is substantially similar to “Form 10.03-~~B~~E or 10.03-F” and include a cover sheet that is substantially similar to “Form ~~10.03-H~~ 10-C” and send a completed form that is substantially similar to “Form 10-A” and copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.””

**(C) ~~Civil stalking protection order or civil sexually oriented offense~~ Criminal protection order form and protection order warning**

In every case in which a court issues a ~~civil stalking~~ an ex parte or full hearing criminal protection order or a civil sexually oriented offense protection order pursuant to R.C. ~~2903.214~~ 2903.213, it shall use ~~the applicable~~ a form that is substantially similar to “Form 10.03-~~E~~ or ~~10.03-FB~~” and include a cover sheet that is substantially similar to “Form ~~10.03-H~~ 10-C” and send a completed form that is substantially similar to “Form 10-A” and copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.””

**(D) Notice of deadly weapons surrender**

In every case in which a court orders the respondent to surrender deadly weapons into the protective custody of law enforcement, it shall enter into the docket a form that is substantially similar to “Form 10-F.”

**(E) Post-conviction no contact order**

In every case in which a sentencing court imposes community control sanctions that prohibit contact as part of a sentence for a misdemeanor or felony offense for the purpose of preventing violent or threatening acts or harassment against, sexual violence, or contact or communication with or physical proximity to a victim, regardless of the family or household member relationship to the Defendant, it shall use a form that is substantially similar to “Form 10-G” and send to the local law enforcement agency a completed form that is substantially similar to “Form 10-A” and a copy of the order for entry in of the order into the “National Crime Information Center Protection Order File.”

**(F) Remote access exception**

A court of common pleas shall not make available through remote access pursuant to Sup.R. 44 through 47 any record of a civil protection order case that is likely to reveal the identity or location of a petitioner or another party to be protected or could be protected by a protection order.

**Commentary (March 1, 2000)**

~~In Sub. H.B. 302, effective July 29, 1998, the General Assembly revised the law relative to issuance of stalking protection orders and the violation of those orders. Following the enactment of Sub. H.B. 302, the Supreme Court of Ohio Standard Forms Committee developed Sup. R. 10.03~~



and forms relative to the application for and issuance of civil and criminal stalking protection orders.

**RULE 10.04. Standard Notice Concerning Possession or Purchase of a Firearm.**

(A)

**(A) Requirement**

A court that has jurisdiction to convict a person of a misdemeanor offense of violence against a family or household member shall provide notice to the defendant pursuant to ~~section R.C. 2943.033 of the Revised Code.~~

(B)

**(B) Form**

In every case prior to accepting a guilty plea or plea of no contest to an indictment, information, or complaint that charges a person with a misdemeanor offense of violence against a family or household member, ~~the~~ a court shall use a form that is substantially similar to “Form 10.04-A” unless the court provides oral notice to the defendant.

**RULE 10.05. Standard Civil Protection Order Forms ~~in~~ - Juvenile Division ~~of the Court of Common Pleas.~~**

(A)

**(A) Distribution of packet**

A juvenile division of a court of common pleas that has ~~juvenile~~ jurisdiction to issue a civil protection order against a minor pursuant to ~~sections R.C. 2151.34 and 3113.31 of the Revised Code~~ shall distribute, upon request, a forms ~~and instructions~~ packet for use in juvenile civil protection order proceedings against a juvenile respondent pursuant to R.C. 2151.34 and 3113.31. The packet shall include, at a minimum, ~~a form and instructions forms~~ that are substantially similar to “Forms 10-C, 10.05-A, and 10.05-B.”

(B)

**(B) Civil protection order form and protection order warning**

In every case in which a juvenile division of a court of common pleas ~~that has juvenile jurisdiction~~ issues a an ex parte or full hearing civil protection order against a minor

pursuant to ~~section R.C. 2151.34 of the Revised Code~~, it shall use the applicable form that is substantially similar to “Forms Form 10.05-C and or 10.05-D” and include a cover sheet that is substantially similar to “Form 10-C” and send a completed form that is substantially similar to “Form 10-A” and copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.”

~~(C)~~

**(C) Domestic violence civil protection order form and protection order warning**

In every case in which a juvenile division of a court of common pleas that has juvenile jurisdiction issues a an ex parte or full hearing domestic violence civil protection order against a minor pursuant to ~~section R.C. 3113.31 of the Revised Code~~, it shall use the applicable form that is substantially similar to “Forms Form 10.05-C and or 10.05-E” and include a cover sheet that is substantially similar to “Form 10-C” and send a completed form that is substantially similar to “Form 10-A” and copy of the order to the local law enforcement agency for entry of the order into the “National Crime Information Center Protection Order File.”

~~(D) In every case in which a court of common pleas that has juvenile jurisdiction issues an order pursuant to sections 2151.34 and 3113.31 of the Revised Code and uses a form that is substantially similar to “Forms 10.05 C through 10.05 E,” it shall include a cover sheet that is substantially similar to “Form 10.05 F.”~~

**(D) Wireless service transfer order**

In every case in which a juvenile division of a court of common pleas orders the transfer of wireless service as a term of an ex parte or full hearing civil protection order, it shall complete a form that is substantially similar to “Form 10-E.”

**(E) Remote access exception**

A juvenile division of a court of common pleas shall not make available through remote access pursuant to Sup.R. 44 through 47 any record of a civil protection order case that is likely to reveal the identity or location of a petitioner or another party to be protected or could be protected by a protection order.

**RULE 99. Effective Date.**

**[Existing language unaffected by the amendments is omitted to conserve space]**

**([Insert division letter])** The amendments to Sup.R. 10 through 10.05 and Forms 10-A through 10-G; 10.01-A through 10.01-T; 10.02-A; 10.03-B, 10.03-D through 10.03-J; 10.04-A; and 10.05-A through 10.05-F, adopted by the Supreme Court of Ohio on January 26, 2021, shall take effect on April 15, 2021.

PROTECTION ORDER NOTICE TO NCIC (Required fields appear in bold print)

- Initial NCIC Form
- ~~Modification of Previous Amended NCIC Form~~
- Removal from NCIC
- Service Completed (Law Enforcement Agency: If unchecked, presume Service Unknown)

Pursuant to Rules 10.01, 10.02, 10.03, and 10.05 of the Rules of Superintendence for the Courts of Ohio, this information shall be promptly entered into the National Crime Information Center index.

**SUBJECT NAME** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
**ADDRESS** \_\_\_\_\_  
 (STREET) (CITY) (STATE) (ZIP)

**PHYSICAL DESCRIPTION:** HGT \_\_\_\_\_ WGT \_\_\_\_\_ HAIR \_\_\_\_\_  
 EYES \_\_\_\_\_ RACE \_\_\_\_\_ SEX  M  F

**NUMERICAL IDENTIFIER (NOTE: Only ONE of the 4 numerical identifiers is needed.)**

1. SSN \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ 2. DOB \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
 3.\* DRIVER'S LIC. NO. \_\_\_\_\_ STATE \_\_\_\_\_ EXPIRATION YR. \_\_\_\_\_  
 4.\* VEHICLE LIC. NO. \_\_\_\_\_ STATE \_\_\_\_\_ EXPIRATION YR. \_\_\_\_\_

(\* If #3 or #4 is used as a numerical identifier, entire line MUST be completed.)

**BRADY DISQUALIFIERS:**

Pursuant to 18 U.S.C. 922(g)(8), a "yes" response to all three Brady questions disqualifies the subject from purchasing or possessing any firearms, including a rifle, pistol, revolver, or ammunition.

- Does the Order protect an intimate partner or child(ren)?  YES  NO
- Did the subject have ~~an~~ notice of the hearing and opportunity to participate in the hearing regarding the Order?  YES  NO
- Does the Order find the subject a credible threat or explicitly prohibit physical force?  YES  NO

**CASE / ORDER NO.** \_\_\_\_\_ (15 DIGIT MAXIMUM) Is order term of probation/  
 community control/parole?  YES  NO

**COURT ORIGINATING AGENCY IDENTIFIER** \_\_\_\_\_ (9 DIGIT ORI ASSIGNED BY NCIC)

R.C. 2903.213  R.C. 2903.214  R.C. 2151.34  R.C. 2919.26  R.C. 3113.31

**NAME OF JUDGE/MAGISTRATE** \_\_\_\_\_

**DATE OF ORDER** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ **EXPIRATION OF ORDER** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
 (IN R.C. 2919.26 AND 2903.213 CASES, "NONEXP" MAY BE USED)

**TERMS AND CONDITIONS OF ORDER (Mark all that are applicable):**

- 01 The subject is restrained from assaulting, threatening, abusing, harassing, following, interfering, or stalking the protected person and/or the child(ren) of the protected person.
- 02 The subject shall not threaten a member of the protected person's family or household.
- 03 The protected person is granted exclusive possession of the residence or household.
- 04 The subject is required to stay away from the residence, property, school, or place of employment of the protected person or other family or household member.
- 05 The subject is restrained from making any communication with the protected person, including but not limited to, personal, written, or telephone contact, or their employer, employees, or fellow workers, or others with whom the communication would be likely to cause annoyance or alarm the victim.
- 06 The subject has visitation or custody rights of the ~~children~~ child(ren) named in this Order.
- 07 The subject is prohibited from possessing and/or purchasing a firearm or other weapon as identified in the Miscellaneous Field.
- 08 See the Miscellaneous Field for comments regarding the specific terms and conditions of this Order.  
 Miscellaneous comments: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- 09 The protected person is awarded temporary exclusive custody of the children named.

OHP DATA

ONLY

#EPO

Subject's Name \_\_\_\_\_

Case/Order No. \_\_\_\_\_

**LIST ALL PROTECTED PERSONS** (Total of 9 allowed. **SSN is NOT necessary if DOB is given.**)

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**PROTECTED PERSON** \_\_\_\_\_  
 (LAST) (FIRST) (M.I.)  
 DOB \_\_\_\_ / \_\_\_\_ / \_\_\_\_ SSN \_\_\_\_ - \_\_\_\_ - \_\_\_\_ RACE \_\_\_\_  
 SEX  M  F

**Authorized by (signature):** \_\_\_\_\_ **Date** \_\_\_\_ / \_\_\_\_ / \_\_\_\_  
 Judge/Magistrate (circle one) Date

## FORM 10-B: HOW TO COMPLETE A PROTECTION ORDER NOTICE TO NCIC

~~These instructions are contemplated in light of Form 10-A, Protection Order Notice to NCIC, to ensure the court's is the mechanism to enter protection order orders or consent agreement entry is accepted agreements into the protection order database of the FBI's National Crime Information Center ("NCIC") Protection Order file. Thorough and accurate completion of Form 10-A is critical, as this form is the sole method to enter the terms and conditions of a protection order into the computerized index of criminal justice information. Inaccurate or inconsistent information in on Form 10-A will result in delay in entering the protection court order into the NCIC index and enforcing; result in improper enforcement of the order; and impermissibly allow or deny a person from owning, possessing, purchasing, or transporting firearms and ammunition. Form 10-A must be completed each time the court grants, approves, issues, modifies, renews, or terminates a criminal or civil ex parte or full hearing protection order or consent agreement, regardless of whether it is an ex parte or full hearing or otherwise makes a clerical correction on a previously issued order or agreement.~~

~~Courts are encouraged to verify with law enforcement that orders are being timely entered in a timely fashion. The delay in entering a protection order or consent agreement may not only result in the failure to enforce the order, but may also result in the improper authorization of the subject of a protection order to possess or purchase a firearm or ammunition.~~

### ELEMENTS OF FORM 10-A

- (A) ~~The required fields in Form 10-A appear in **BOLD**.~~
- (B) ~~Although Form 10-A is the primary method used to inform law enforcement of the terms and conditions of the a protection order or consent agreement, it is not a substitution for a protection order or judgement entry. The~~
- (B) ~~The court must mark the appropriate box "Initial NCIC Form" or "Modification of Previous Form."~~
- ~~The court must check "Initial NCIC Form" anytime:~~
- ~~• **Initial NCIC Form:** This box indicates the court is issuing a criminal or civil protection order or approving a consent agreement for the first time based on a current filing, i.e., an ex parte order or a full hearing order where an ex parte order was not issued. The court must check "Modification of Previous NCIC" for any subsequent change in the terms and conditions of a protection order.~~
  - ~~• **Amended NCIC Form:** This box points out to law enforcement that the original terms of an existing protection order or consent agreement have been modified, including modifications due to a clerical or orthographical correction or termination of the order errors.~~
  - ~~• **Removal from NCIC:** This box notifies law enforcement that the protection order or consent agreement is no longer valid and the order must be removed from the NCIC protection order database active file, regardless of the reason.~~
  - ~~• **Service Completed:** This box is marked if the court has knowledge that service of process has been perfected as set forth in Civ.R. 65.1 and Crim.R.49. The protection order should be entered promptly regardless of service.~~
- (C) ~~**SUBJECT'S INFORMATION.** The subject's full name, including first and last name; race; and sex are mandatory identifiers pursuant to federal guidelines. The other identifiers, i.e., height ("HGT"), weight ("WGT"), hair, and eyes, are not mandatory, yet they are helpful information to ensure the correct person is identified. Similarly, the address is not mandatory information.~~
- (D) ~~**NUMERICAL IDENTIFIER.** Pursuant to federal guidelines, the court must provide at least one of four numerical identifiers to properly identify the subject of the protection order:~~

1. SOCIAL SECURITY NUMBER (“SSN”);
2. DATE OF BIRTH (“DOB”);
3. DRIVER’S LICENSE NUMBER (“DRIVER’S LIC. NO.”): In the instance the driver’s license number is provided, the state that issued the driver’s license and the expiration date of the driver’s license must also be included;
4. VEHICLE LICENSE NUMBER (“VEHICLE LIC. NO.”): In the instance the vehicle’s license plate is provided, the state that issued the license plate and the expiration date of the license plate must also be included.

The ~~Although the FBI only requires one numerical identifier, the court should consider providing~~ provide additional numerical identifiers, if ~~information is available, to facilitate identification of the subject of the protection order.~~

~~(E)(D) BRADY DISQUALIFIERS. Pursuant to 18 U.S.C. 922(g)(8), all three factors must be met to be federally disqualified from possessing or purchasing firearms or ammunition due to the issuance of a protection order:~~

- (1) ~~The parties have an intimate relationship:~~
  - ~~Spouse of the person;~~
  - ~~Former spouse of the person;~~
  - ~~An individual who cohabits or has cohabited with the person;~~
  - ~~An individual who is a parent of a child of the person.~~
- (2) ~~The court observed the parties’ due process rights, i.e., notice of hearing and opportunity to be heard; **AND**~~
- (3) ~~A finding that the person subject to the order poses a credible threat of harm to the protected party.~~

~~The subject of a protection order may be Brady disqualified. All of the following requirements must be met to result in firearms disability pursuant to 18 U.S.C. 922(g)(8):~~

- ~~Existence of an intimate relationship between the protected parties and Respondent or Defendant, i.e., spouse, former spouse, an individual who cohabits or has cohabited with Respondent or Defendant, and an individual who is a parent of a child of the Respondent or Defendant;~~
- ~~Respondent or Defendant had actual notice of the hearing and an opportunity to participate;~~
- ~~The court made a finding in the order that Respondent or Defendant poses a credible threat of harm or the order explicitly prohibits Respondent or Defendant from the use, attempted use, or threatened use of physical force against an intimate partner or child.~~

~~In addition to the firearms and ammunition prohibition per 18 U.S.C. 922(g)(8), a Respondent or Defendant may be firearms and ammunition disqualified as result of other circumstances, e.g., 18 U.S.C. 922(g)(1) through (9), state law, or a court order.~~

~~(F) **CASE/ORDER NO.** The case/order number of the protection order is a required element. It is particularly relevant when the court modifies, renews, or terminates a protection order. Law enforcement and NCIC will use the case/order number to cross-reference the appropriate order. In addition, law enforcement also uses this information to verify the currency of an order.~~

~~(G) **COURT ORIGINATING AGENCY IDENTIFIER.** To accept a Form 10-A entry into the federal protection order database, NCIC mandates the court issuing the protection order to include its agency identifier (a.k.a.~~

~~“ORI”). This is a unique 9 digit alphabetic and numeric series issued by the FBI to identify the court issuing the order.~~

Although the “Name of Judge/Magistrate” is not a mandatory field, it is prudent to include the name of the judicial officer issuing the protection order. Similarly, NCIC does not require a court to indicate under which Revised Code section the order is being issued. However, this information is captured through the Ohio Courts Network and is useful for law enforcement to quickly determine the possible scope of the order and assess risk.

~~(H)(E) DATE OF ORDER AND EXPIRATION OF ORDER. The court must note on the form the date the NCIC protection order was issued and database will automatically render a record inactive on the order’s expiration date when it will expire. Civil protection orders expire on a date certain within 5 years of being issued. The protection order database will automatically purge the orders on their expiration date.~~

~~In a Criminal Protection Order (orders issued pursuant to R.C. 2903.213) or Temporary Domestic Violence Protection Order (R.C. 2919.26), the order terminates by operation of law upon the disposition of the criminal case. The court may indicate “NONEXP.” as the expiration date when the court does not know the exact date the order will expire. The Upon disposition of the criminal case or the issuance of a civil protection order arising out of the same facts, the court must submit send to law enforcement another Form 10-A indicating “Modification of Previous Form” stating the expiration of the order when such a date is known so that the order can be purged Removal from the NCIC protection and state the expiration date of the order file.~~

~~If a protection order or consent agreement is terminated before the original expiration, the court must also submit to law enforcement another Form 10-A indicating “Modification of Previous Form” and state the new expiration date for removal of the order from the protection order file.~~

~~(H)(F) TERMS AND CONDITIONS OF ORDER. The court must check every box that corresponds to the terms of the protection order. Note that the numbering next to each term and condition in Form 10-A does not correspond to the sequence of the remedies in a protection order or consent agreement. However, the remedies in the protection order forms are cross-referenced with the terms and conditions listed in Form 10-A, e.g., NCIC 01.~~

~~The In every instance that the court should changes a term of the protection order or consent agreement, e.g., divorce decree, custody order, continuance of hearing, or extension of the protection order, the court must submit a new Form 10-A indicating “Modification of Previous Form” or a form that is substantially similar, indicate the applicable terms to law enforcement in every instance that a term of the court order, i.e., divorce decree or custody order, results in a modification of the protection order and mark “Amended NCIC Form.”~~

~~(J) LIST ALL PROTECTED PERSONS. A maximum of 9 persons, including the petitioner, may be listed as protected parties in a protection order. The full name and date of birth for each protected person must be provided. The protected person’s social security number, race, and gender are not required entries in Form 10-A.~~

~~(K) AUTHORIZED SIGNATURE. The judge or magistrate who issued the protection order must sign and date Form 10-A. Pursuant to Civ.R. 65.1, an ex parte civil protection order issued by a magistrate and filed with the clerk of court has the full force and effect of a court order.~~

**FORM 10-C:**  
**WARNING CONCERNING THE ATTACHED**  
**PROTECTION ORDER OR CONSENT AGREEMENT**

**NOTE:** *Rules 10.01, 10.02, 10.03, and 10.05 of the Rules of Superintendence for the Courts of Ohio require this Warning to be attached to the FRONT of all civil and criminal EX PARTE or FULL HEARING protection orders issued by the courts of the State of Ohio.*

**WARNING TO RESPONDENT / DEFENDANT**

Violating the attached Protection Order is a crime, punishable by incarceration, fine, or both and may cause the revocation of your bond or result in a contempt of court citation against you.

This Protection Order is enforceable in all counties in Ohio and 50 states, the District of Columbia, tribal lands, and U.S. territories pursuant to state law and the Violence Against Women Act, 18 U.S.C. 2265. Violating this Protection Order may subject you to state and federal charges and punishment.

Only the Court may change the terms of this Protection Order. The Petitioner/Alleged Victim/Protected Person cannot give you legal permission to change this Order. If you go near the Petitioner/Alleged Victim/ Protected Person, even with the person's permission, you may be arrested. Only the Court may change or end this Protection Order. Unless the Court changes or ends this Order, you may be arrested for violating this Protection Order. **YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**WARNING TO PETITIONER / ALLEGED VICTIM**

You **cannot** change the terms of this Order by your words or actions. Only the Court may allow the Respondent/Defendant to contact you or return to your residence. This Protection Order **cannot** be changed by either party without obtaining a written court order.

**NOTICE ABOUT FIREARMS AND OTHER DEADLY WEAPONS**

As a result of this Protection Order or Consent Agreement, it may be a federal crime for you to possess or purchase a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to 18 U.S.C. 922(g)(8) for the duration of this Order. If you have any questions whether the law makes it illegal for you to possess or purchase a firearm or ammunition, you should consult with a lawyer.

This Protection Order may be subject to the exceptions pursuant to 18 U.S.C. 925(a)(1) **only** with respect to the official use of government-issued firearms or ammunition for the use of any department or agency of the United States, Ohio, or its political subdivision. This exception does not apply if the Defendant/ Respondent has been convicted of an offense of violence, for example, domestic violence, menacing by stalking, etc. against a family or household member.

**NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS**

The attached Protection Order is enforceable in all counties in Ohio. Violation of this Protection Order is a crime under R.C.2919.27. Law enforcement officers with powers to arrest under R.C. 2935.03 for violations of the Ohio Revised Code must enforce the terms of this Protection Order as required by R.C. 2151.34, 2903.213, 2903.214, 2919.26, 2919.27, and 3113.31. If you have reasonable grounds to believe that the Respondent/Defendant has violated this Protection Order, it is the preferred course of action in Ohio under R.C. 2935.03 to arrest and detain the Respondent/ Defendant until a warrant may be obtained. Federal and state law prohibits charging a fee for service of this Order to the Petitioner/Alleged Victim or protected parties.



**NOTICE TO RESPONDENT OR DEFENDANT ABOUT EXISTENCE OF PROTECTION ORDER**

**THIS NOTICE IS NOT A PROTECTION ORDER.** Pursuant to R.C. 2919.27(D), I am orally notifying you that a Protection Order was issued against you on \_\_\_\_\_ by \_\_\_\_\_ Court and assigned Case No. \_\_\_\_\_ for the safety and protection of the following parties: \_\_\_\_\_

Following are **some** of the terms in the Protection Order that may apply to you. You are advised that a violation of any of these terms may result in your arrest. You are also advised to read the Protection Order in its entirety, upon being served with it. This Notice is **not** the Protection Order issued against you.

- You are prohibited from abusing, harming, attempting to harm, threatening, following, harassing, stalking, forcing sexual relations upon, or committing sexually oriented offenses against the protected persons.
- The protected persons may have exclusive possession of the residence.
- You must stay away from the protected persons' residence, property, school, or place of employment.
- You are prohibited from initiating or making contact with the protected persons through any means (including social media, email, text, telephone, or written communication) or through another person.
- You may have to report for electronic monitoring.
- Temporary custody of the children named in the Order may be granted to Petitioner. You must read the Protection Order to find out if the Court granted you any visitation rights.
- You may be prohibited from possessing or purchasing deadly weapons, including firearms, and ammunition.

**Acknowledgement of Respondent or Defendant**

I, \_\_\_\_\_, have been notified that a Protection Order has been issued against me and have also been notified of **some** of the terms and conditions in the Order that may apply to me. I further understand that the Protection Order is enforceable and any violation of the Order may result in my arrest.

Respondent/Defendant (signature) \_\_\_\_\_ Date \_\_\_\_\_

Respondent's/Defendant's Address: \_\_\_\_\_

Telephone \_\_\_\_\_ Email \_\_\_\_\_

**Certificate of Notice**

Respondent refused to sign acknowledgment.

I hereby certify that on \_\_\_\_\_ in \_\_\_\_\_ County I gave notice to Respondent or Defendant about the existence of the Protection Order.

Officer and Badge Number \_\_\_\_\_ Law Enforcement Agency \_\_\_\_\_

Judge/Magistrate \_\_\_\_\_ Court \_\_\_\_\_

This Notice shall be returned to the Clerk of Court of the court that issued the protection order for entry into the docket as soon as possible, but no later than three business days from the date the Notice was provided.

**IN THE COURT OF COMMON PLEAS**  
**COUNTY, OHIO**

: Case No. \_\_\_\_\_

\_\_\_\_\_  
**Petitioner** : Judge/Magistrate \_\_\_\_\_

**v.** \_\_\_\_\_

: **WIRELESS SERVICE TRANSFER ORDER IN**  
**DOMESTIC VIOLENCE CIVIL PROTECTION ORDER**

\_\_\_\_\_  
**Respondent**

This Court issued a Domestic Violence Civil Protection Order, pursuant to R.C. 3113.31, on \_\_\_\_\_

Wireless service provider or reseller agent is \_\_\_\_\_

The account holder name and billing telephone number: \_\_\_\_\_

**THE COURT HEREBY ORDERS:**

Within 72 hours after receipt of this Order, the wireless service provider shall transfer to Petitioner  
\_\_\_\_\_ each of the following telephone numbers listed below:

That the provider transfer to Petitioner all financial responsibility for any costs associated with the wireless service numbers and any costs for the devices associated with the wireless service numbers from the date of transfer forward.

That this Order shall be automatically suspended upon the wireless service provider's notification to Petitioner that one of the following circumstances apply:

1. The account holder named in this Order has terminated the account.
2. The differences in network technology prevent the functionality of a device on the network if transfer occurs.
3. There are geographic or other limitations on network or service availability to Petitioner.
4. Another operational or technical issue prevents or impairs the use of the wireless service number if the transfer occurs.

That the wireless service provider shall notify Petitioner within 72 hours after receipt of the Order that based on the circumstances listed above the transfer could not be operationally or technically completed.

Petitioner's contact information as listed in the Domestic Violence Civil Protection Order Petition is:  
\_\_\_\_\_  
\_\_\_\_\_

**IT IS SO ORDERED.**

\_\_\_\_\_  
**MAGISTRATE**

\_\_\_\_\_  
**JUDGE**

Case No. \_\_\_\_\_

**REQUEST FOR SERVICE**

A copy of this Order shall be served pursuant to R.C. 3113.454 on the wireless service provider or reseller agent listed with the Ohio Secretary of State:

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IN THE COURT OF \_\_\_\_\_ COUNTY, OHIO

\_\_\_\_\_ : Case No. \_\_\_\_\_  
Petitioner

: NOTICE OF RECEIPT

v.

\_\_\_\_\_ :  
Respondent

Pursuant to a an ex parte or full hearing civil or criminal protection order issued pursuant to R.C. 2151.34, 2903.213, 2903.214, 2919.26, or 3113.31, law enforcement was instructed to notify the Court upon receiving Respondent's deadly weapons, including firearms, and ammunition for protective custody.

I hereby notify the Court that on \_\_\_\_\_ Respondent turned in deadly weapons, including firearms, and ammunition for protective custody. Attached is a copy of the receipt.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The deadly weapons, firearms, and ammunition were not turned in for protective custody in accordance with the Order. Respondent reported the deadly weapons, including firearms, and ammunition were:

Transferred to a federal firearms licensee: \_\_\_\_\_  
 Other: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Officer and Badge Number

\_\_\_\_\_  
Law Enforcement Agency

\_\_\_\_\_  
Date

This Notice shall be returned to the Clerk of Court for entry into the docket

IN THE \_\_\_\_\_ COURT  
\_\_\_\_\_ COUNTY, OHIO

# NO CONTACT ORDER

This Order is indexed at \_\_\_\_\_

LAW ENFORCEMENT AGENCY WHERE INDEXED

(\_\_\_\_) - \_\_\_\_\_  
PHONE NUMBER

STATE OF OHIO/CITY OF

v.

DEFENDANT

First Middle Last

Address where Defendant can be found:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Case No.

Judge/Magistrate \_\_\_\_\_

State

**OHIO**

## POST-CONVICTION NO CONTACT ORDER

### PERSON(S) WHO YOU MAY NOT CONTACT:

\_\_\_\_\_  
DOB: \_\_\_\_\_  
\_\_\_\_\_  
DOB: \_\_\_\_\_  
\_\_\_\_\_  
DOB: \_\_\_\_\_  
\_\_\_\_\_  
DOB: \_\_\_\_\_  
\_\_\_\_\_  
DOB: \_\_\_\_\_  
\_\_\_\_\_  
DOB: \_\_\_\_\_

### DEFENDANT IDENTIFIERS

SEX	RACE	HGT	WGT
EYES	HAIR	DOB	
DRIVER'S LIC. NO.	EXP. DATE	STATE	

Distinguishing features:

\_\_\_\_\_

Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.

### THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and Defendant was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

### THE COURT HEREBY FINDS:

That the following terms of community control, parole, or probation are issued in response to a criminal conviction are necessary, fair, and equitable. **Additional terms of this Order are set forth below.**

**(DATE CERTAIN – MAXIMUM PERIOD OF COMMUNITY CONTROL, PAROLE, OR PROBATION)**

The terms of this Order shall be effective until \_\_\_\_/\_\_\_\_/\_\_\_\_

The Court has imposed a sentence for a misdemeanor or felony offense that includes the following community control sanctions for the purpose of preventing violent or threatening acts or harassment against, sexual violence, or contact or communication with or physical proximity to the persons named in this Order.

- 1. **DEFENDANT SHALL NOT ABUSE**, harm, attempt to harm, threaten, follow, stalk, harass, force sexual relations upon, or commit sexually oriented offenses against the persons named in this Order. [NCIC 01 and 02]
- 2. **DEFENDANT SHALL NOT ENTER** or interfere with the residence, school, business, place of employment, day care centers, or child care providers of the persons named in this Order, including the buildings, grounds, and parking lots at those locations. Defendant may not violate this Order **even with the permission of a person named in this Order**. [NCIC 04]
- 3. **DEFENDANT SHALL STAY AWAY FROM THE PERSONS NAMED IN THIS ORDER**, and shall not be present within 500 feet or \_\_\_\_\_ (distance) of any persons named in this Order wherever those persons may be found, or any place the Defendant knows or should know the persons are likely to be, **even with person’s permission**. If the Defendant accidentally comes in contact with named persons in any public or private place, the Defendant must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]
- 4. **DEFENDANT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the persons named in this Order at their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person. Defendant may not violate this Order **even with the person’s permission**. [NCIC 05]
- 5. **DEFENDANT SHALL NOT** use any form of electronic surveillance on persons named in this Order.
- 6. **DEFENDANT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, AND AMMUNITION. THE SENTENCE INCLUDES A COMMUNITY CONTROL SANCTION THAT DEFENDANT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, AND AMMUNITION.**
- 7. **IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**IT IS SO ORDERED.**

\_\_\_\_\_  
**JUDGE/MAGISTRATE**

\_\_\_\_\_  
**DATE**

**WARNING TO DEFENDANT**

- Defendant has the sole responsibility of obeying the terms of this Order.
- If Defendant violates any of the terms of this Order, even with a protected person’s permission, Defendant can be arrested and jailed pursuant to R.C. 2951.08(A).

- A violation of this Order may result in a probation violation, including arrest, probation revocation, and jail or incarceration.
- Nothing in this Order limits a prosecutor from charging Defendant with new crimes.
- Defendant is advised that visitation orders do not permit Defendant to violate any of the terms of this Order, except as otherwise ordered in paragraph 7.
- Only the Court can change the terms of this Order.

I acknowledge receipt of this Order and warning contained herein.

\_\_\_\_\_  
**DEFENDANT**

\_\_\_\_\_  
**DATE**

**TO THE CLERK:**

**COPIES OF THIS ORDER SHALL BE DELIVERED TO:**

- Prosecutor
- Victim shall receive a certified copy:  
\_\_\_\_\_
- Victim's Representative: \_\_\_\_\_
- Defendant
- Defendant's Attorney / Public Defender
- Law Enforcement Agency:  
\_\_\_\_\_
- Probation, Parole, Community Control: \_\_\_\_\_
- Other:

**NOTICE TO LAW ENFORCEMENT**

Pursuant to R.C. 2951.08(A), during the period of community control, any peace officer may arrest a person under a community control sanction without a warrant if the peace officer has reasonable ground to believe that the person has violated or is violating any of the following that is a condition of the person's community control sanction:

- A term or condition that prohibits ownership, possession, or use of a firearm, deadly weapon, ammunition, or dangerous ordnance per R.C. 2951.08(A)(1).
- A term or condition that prohibits the person from being within a specified structure or geographic area per R.C. 2951.08(A)(2).
- A term or condition that prohibits the person from contacting or communicating with any specified individual per R.C. 2951.08(A)(4).
- A term or condition that prohibits the person from associating with a specified individual per R.C. 2951.08(A)(5).

# FORM 10.01-A: GENERAL INFORMATION ABOUT DOMESTIC VIOLENCE PROTECTION ORDERS

## DEFINITIONS YOU NEED TO KNOW

**Domestic violence** is when a family or household member uses physical violence, threats, intimidation, and/or emotional, sexual, and economic abuse to maintain power and control over the other person, usually within an intimate relationship. Domestic violence is most often a combination of psychological and physical actions; the physical results are just the most visible. Domestic violence is a pattern of conduct in which one intimate partner uses force or threats of force to control the other person.

State law has determined that some forms of abuse do not constitute criminal behavior or behavior requiring the Court's intervention. For example, psychological battering, economic abuse, or verbal harassment without evidence of threats or physical harm are not recognized by Ohio law as domestic violence that allows a petitioner to obtain a protection order or request that criminal charges be filed.

When a family or household member tries to cause you bodily harm by hitting, pushing, beating, or physically hurting you, that is domestic violence. When a family or household member makes you afraid that you will be harmed, that is domestic violence. When a family or household member stalks, commits sexually oriented offenses against you, or forces sexual relations on you, that is domestic violence. When a family or household member abuses your children, that is domestic violence.

### IN A CIVIL DOMESTIC VIOLENCE CASE:

**Petition for Domestic Violence Civil Protection Order ("CPO")** is the document a domestic violence victim, the victim's parent, or an adult household member of the victim must file with the domestic relations court to obtain a civil protection order against an alleged offender.

**Domestic Violence Civil Protection Order ("CPO") Ex Parte** is an emergency order the Court issues in response to the Petition for a Civil Protection Order after an *ex parte* hearing. The *ex parte* hearing is described in this form on page 3.

**Domestic Violence Civil Protection Order ("CPO") Full Hearing** is the final order the Court issues after a full hearing. The full hearing is described in this form on page 3. The full hearing CPO replaces the *ex parte* CPO. Sometimes the final order issued by the Court is a **Consent Agreement and Domestic Violence Civil Protection Order**, Form 10.01-J, upon terms agreed to by the parties.

**Petitioner** is the person asking or "petitioning" the Court for protection. By filing the Petition for a CPO, YOU are the Petitioner.

**Respondent** is the alleged domestic violence offender. Petitioner seeks protection from the Respondent by filing for a CPO.

### IN A CRIMINAL DOMESTIC VIOLENCE CASE:

**Motion for a Criminal Domestic Violence Temporary Protection Order ("DVTPO")** is the document that must be filed in a criminal case if a victim of domestic violence or victim of a sexually oriented offense wishes to obtain a protection order against an alleged offender, who is a family or household member. The criminal case must allege the offender committed negligent assault, criminal damaging or endangering, criminal mischief, burglary, aggravated trespass, endangering children, any offense of violence, or any sexually oriented offense against a family or household member. The prosecutor has a form for this purpose.

**Domestic Violence Temporary Protection Order ("DVTPO")** is the order the Court issues in response to the Motion for Temporary Protection Order. The DVTPO requires the offender to stop abusing and to stay away from the victims named in the Motion for Temporary Protection Order. A DVTPO expires when the alleged offender's criminal case ends or when a new CPO is issued based on the same facts.

**Alleged Victim** is the person asking the Court for protection in the Motion for a DVTPO.

**Defendant** is the person the Motion for a DVTPO is filed against. The Defendant is the person accused of the crimes of negligent assault, criminal damaging or endangering, criminal mischief, burglary, aggravated trespass, endangering children, any sexually oriented offense, or any offense of violence against a family or household member.



**FEES**

You **cannot** be charged any costs or fees for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, or obtaining a protection order.

**DOMESTIC VIOLENCE CIVIL PROTECTION ORDERS (CPO)**

**What is a Domestic Violence Civil Protection Order (“CPO”)?**

A CPO is issued by a domestic relations court to protect a victim of domestic violence. A CPO is intended to prevent further domestic violence. It orders someone who has been abusive to do or not do certain things in the future. You may want to consider getting a CPO even if you have a DVTPO from a criminal court because a CPO lasts longer and provides more benefits – such as child custody and support orders. Domestic violence includes the commission of sexually oriented offenses.

Violating a CPO is a crime. If the Respondent violates the CPO, he or she may be arrested, jailed, and fined for disobeying the CPO. A CPO can remain in effect for up to 5 years. If the Respondent violates the CPO, you can call the police, go back to the domestic relations court to file a contempt charge, and go to the prosecutor's office to have the Respondent charged with the crime of violating the CPO.

**Why get a Domestic Violence Civil Protection Order?**

If you are a victim of domestic violence, a CPO may help you. Once domestic violence starts, the violence often happens more often and gets increasingly severe. A CPO may stop this cycle of violence because the Court orders the Respondent to stop hurting or threatening you and your family or household members. The Court can use a CPO to order the Respondent to stay away from you for up to five years. A CPO can give you time to "sort things out" and decide what you want to do next without having to be afraid all of the time. If your children have seen domestic violence, a CPO may give all of you a chance to get some help so that you and your children are safe.

Domestic violence is a crime. A CPO tells the Respondent you and the Court are serious about requiring the Respondent to stop his or her abusive behavior and not to hurt or threaten you again.

A CPO sets some "rules" that the Respondent must obey while the CPO is in effect. These rules may require the Respondent to pay child or spousal support; give up possession of a home or car; and/or obey the Court's orders about visitation.

A CPO issued by a domestic relations court may last longer than a DVTPO issued by a criminal court and can provide more kinds of help. You should know that if you get a CPO based upon the same facts as the DVTPO, the DVTPO from the criminal court will automatically end, even if the criminal case continues.

**Who can get a Domestic Violence Civil Protection Order?**

You can apply for a CPO if you are related to the Respondent by blood or marriage AND have lived with Respondent at any time; OR you are living with or have lived with the Respondent during the past five years; OR you used to be married to the Respondent; OR you have a child with the Respondent, whether or not you ever married or lived together.

You can also get a CPO for any member of your household.

You may be able to get a CPO if you have been dating the Respondent; if you share family or financial responsibilities with the Respondent; AND you have an intimate relationship with the Respondent.

Remember that a CPO has limits. If you suspect that the Respondent will not obey the terms of a CPO, contact your local domestic violence program or the Ohio Domestic Violence Network at 800-934-9840.

**Do I need an attorney for me to obtain a Domestic Violence Civil Protection Order?**

No, but you are often better off having legal representation in your CPO proceeding. Neither the Clerk of Court nor other Court employees can give you legal advice. Having an attorney represent you is especially helpful when your case involves contested custody and visitation and/or when an attorney represents the Respondent. If you cannot afford an attorney, contact your local legal aid office at 866-LAWOHIO (toll free), bar association, or Ohio State Legal Services (800-589-5888) for information on low cost or free legal representation.

**Must there be a court hearing for me to obtain a Domestic Violence Civil Protection Order?**

Yes. There are two hearings involved in a CPO case: the *ex parte* hearing and the full hearing.

**Ex Parte Hearing:** At this hearing, only you are present. The Respondent is not present.

An *ex parte* hearing is held on the same day a Petition for Civil Protection Order is filed. If a Petition for a CPO is filed early enough in the day, an *ex parte* hearing is held that same day. At the *ex parte* hearing, you take an oath to tell the truth and a judge or magistrate hears your statement of what happened. If the judge or magistrate finds that the events you described meet the requirements of the law, the Court will issue an *Ex Parte* CPO and schedule a full hearing. If the Respondent is asked to vacate the home in which you live, there will be a full hearing within 7 business days. Otherwise, a full hearing will be set within 10 business days. The Court can hold a full hearing only after the Respondent has been served with the *Ex Parte* CPO. You may need to fill out forms for the Clerk of Court to cause service.

**Full Hearing:** The full hearing is the final hearing.

At this hearing, both you and the Respondent can testify. You must be present at the full hearing. You should bring any witnesses and other evidence to support your case. If the Court issues a Full Hearing CPO, it remains in force until the date indicated in the CPO, with 5 years being the maximum.

If the Respondent does not show up for the full hearing, you can still obtain a final CPO. However, if the Respondent is not served with the *Ex Parte* CPO before the full hearing, the Court postpones the full hearing until the Respondent is served. If the full hearing is postponed, the *Ex Parte* CPO remains in effect until the full hearing is held.

You may bring an advocate with you to the *ex parte* and full hearings for support. Some domestic violence shelters and victim assistance programs can provide advocates to go with you to these hearings. Contact your local domestic violence program or the Ohio Domestic Violence Network, 800-934-9840, for program and shelter information.

**CRIMINAL DOMESTIC VIOLENCE TEMPORARY PROTECTION ORDERS (DVTPO)**

Your local criminal court grants a DVTPO. You ask the Court for a DVTPO when a criminal complaint is filed alleging someone has committed domestic violence or a sexually oriented offense against you. The DVTPO orders someone who has abused you to do or stop doing certain things in the future. Violating a DVTPO is a crime. If the Defendant violates the DVTPO, the Defendant may be arrested, jailed, and fined for disobeying the DVTPO. Violating a DVTPO is also a reason for the Court to revoke the Defendant's bail. A DVTPO lasts only until the criminal case is ended or a CPO, based on the same facts, is issued by a domestic relations court.

**RESOURCES**

You can find information about Domestic Violence Civil Protection Orders in R.C. 3113.31 and information about Domestic Violence Temporary Protection Orders in R.C. 2919.26.

You may be able to find additional information about domestic violence at the following web sites:

- |   |  |
|---|--|
| Ohio Domestic Violence Network                                  | <a href="http://www.odvn.org">www.odvn.org</a>   |
| Ohio State Legal Services Association's DV Resource Center Help | <a href="http://www.ohiodvresources.org">www.ohiodvresources.org</a><br><a href="http://www.ohiolegalhelp.org">www.ohiolegalhelp.org</a> |
| National Resource Center on Domestic Violence                   | <a href="http://www.nrcdv.org">www.nrcdv.org</a>   |
| Supreme Court of Ohio – Domestic Violence Program               | <a href="http://www.supremecourt.ohio.gov/domviol">www.supremecourt.ohio.gov/domviol</a>   |

**PLEASE NOTE:** Computer use can be monitored. It is impossible to completely clear all website footprints. If you are in danger, please use a safer computer that your abuser cannot access directly or remotely. For example, computers at a public library, internet café, domestic violence shelter, or community technology center, may be safer computers.

## FORM 10.01-B: HOW TO OBTAIN A DOMESTIC VIOLENCE CIVIL PROTECTION ORDER (“CPO”)

### FORMS TO FILL OUT FOR A DOMESTIC VIOLENCE CPO

To obtain a CPO, you need the following documents. You can get all of these documents from the Clerk of Court’s office:

1. Petition for Domestic Violence Civil Protection Order, Form 10.01-D.
2. Domestic Violence Civil Protection Order *Ex Parte*, Form 10.01-H.
3. If you are requesting temporary custody of a child, Information for Parenting Proceeding Affidavit, Form 10.01-F.
4. If you request financial support, you might need to fill out additional forms that the Clerk of Court’s office will provide you.

Complete the Petition for a CPO form. Complete additional forms, if applicable. Take these documents to the Clerk of Court’s office.

### FILING THE PETITION FOR A DOMESTIC VIOLENCE CPO FORM

Present your completed forms to the filing window/counter of the Clerk of Court’s office for filing. Do **NOT** file the *Ex Parte* CPO form at this time.

A Clerk of Court’s office employee helps you file your documents. You should know that neither the Clerk of Court nor other Court employees can provide you with legal advice.

There is **NO FEE** for filing the Petition for a CPO form.

Ask a Clerk of Court’s office employee or your local domestic violence assistance group about local Court procedures.

### VICTIM ADVOCATE

State law permits you to have a victim advocate with you at all times in court during protection order proceedings. “Victim advocate” means a person who provides support and assistance for a victim of an offense during Court proceedings. Contact your local victim assistance program, local domestic violence program, or the Ohio Domestic Violence Network, 800-934-9840, for advocate information.

### ATTENDING THE *EX PARTE* COURT HEARING

You must appear in front of a judge or magistrate for the *ex parte* hearing. The judge or magistrate listens to your testimony.

You should tell the judge or magistrate what the Respondent did to make you fear that you or a family member may be in danger. Tell the judge or magistrate if the Respondent injured you, attempted to injure you, or threatened you.

Tell the judge or magistrate what you would like the Court to do to help keep you and other family members safe and to protect the children. For example, you might ask the judge or magistrate to:

1. Order the Respondent to stay away from you;
2. Order the Respondent to be removed from your home;
3. Order the Respondent to get counseling;
4. Award you custody of any children;

5. ~~Order the Respondent to have visitation only under conditions that will keep you and the children safe;~~
6. ~~Order the Respondent to pay you child support and/or spousal support (alimony);~~
7. ~~Order the Respondent to be prohibited from having any weapons;~~
8. ~~Award you possession of a car for your use;~~
9. ~~Award you possession of your personal property and the children's personal property.~~

~~If the judge or magistrate determines that you or your family or household members are in danger of domestic violence, the judge and/or magistrate signs an *Ex Parte* CPO.~~

~~The judge or magistrate then schedules a second hearing (called a "full hearing") within 7 to 10 business days to give the Respondent a chance to be heard. You must appear at the full hearing. Some issues, such as support, may be postponed until this second hearing.~~

~~Take the signed *Ex Parte* CPO to the Clerk of Court's office and have it filed. Tell the Clerk's office where law enforcement officers can find the Respondent to serve him or her with the *Ex Parte* CPO and other necessary papers.~~

### DISCOVERY

~~Unless you have received an order from the Court regarding discovery, you have **no** obligation to comply with a deposition notice, interrogatories, request for production of documents, physical or mental examination, or request for admissions.~~

~~If ordered, the Court will indicate each of the following:~~

1. ~~The time and place where discovery will be held;~~
2. ~~The names of persons who can be in the room during discovery, including a victim advocate;~~
3. ~~The necessary terms and conditions to keep everyone safe, including keeping the Petitioner's address confidential.~~

~~Discovery must be completed prior to the full hearing.~~

### YOU MUST ATTEND THE FULL HEARING

~~The full hearing on the Petition for a CPO will be set within 7 to 10 business days after the *ex parte* hearing. You **must** attend the full hearing. You may have an attorney present with you at the full hearing.~~

~~At the full hearing you must tell what happened again. This time you tell what happened in more detail. Bring with you any witnesses and evidence you have, such as photographs, answering machine tapes, other audio and video recordings, papers such as police reports, hospital records, etc., and any other evidence that will help you prove that the Respondent committed domestic violence against you or another family or household member. Tell the judge or magistrate why you fear the Respondent. You may call the Respondent as a witness to help you prove your case. Tell the judge or magistrate again what you want the Court to do to help keep you and your family members safe.~~

~~The Respondent may have an attorney. You may want to ask for a continuance in order to get an attorney. The Respondent may also present evidence and call you as a witness. You may be asked questions by the Respondent or the Respondent's attorney.~~

~~After the hearing, if the judge or magistrate decides you are entitled to a CPO, the Court issues a new CPO called a "Domestic Violence Civil Protection Order 'CPO' Full Hearing." This CPO is usually more detailed than the *Ex Parte* CPO issued after the first hearing. The judge or magistrate could also deny your Petition for a CPO if the~~

Court decides you are not entitled to a CPO. The law does not allow the Court to issue a protection order against you, unless the Respondent has filed a separate action against you.

At the full hearing, you and the Respondent can decide to enter into a Consent Agreement instead of having a hearing in front of the judge or magistrate. If you and the Respondent decide to enter into a Consent Agreement, complete Form 10.01-J: Consent Agreement and Domestic Violence Civil Protection Order, which is contained in the Protection Order packet, and give it to the judge or magistrate. The Consent Agreement and Domestic Violence Civil Protection Order form is also available from your local court web site, the Supreme Court of Ohio web site, or your local court clerk of courts.

### **ENFORCING YOUR CPO**

Your CPO remains in effect for 5 years, unless the Court sets a different expiration date.

**Violating a CPO is a crime.** If the Respondent violates the CPO, it is a crime. Immediately contact the police.

You may also bring a contempt action in domestic relations court for CPO violations. A contempt action is brought because the Respondent is disregarding the Court's order. You must complete and file a contempt motion with the Clerk of Court's office to begin a contempt action against the Respondent.

### **CRIMINAL COURT**

In addition to the *ex parte* hearing and full hearing in domestic relations court, you should attend all meetings and hearings as requested by the prosecutor and the Court related to any criminal case filed against the Respondent.

Tell the domestic relations court about any pending criminal cases. Tell the criminal court about any pending domestic relations court cases.

Any Domestic Violence Temporary Protection Order ("DVTPO") issued by a criminal court expires as soon as the criminal case is ended. A DVTPO issued by a criminal court also expires when a CPO is issued by the domestic relations court based upon the same facts.

**FORM 10.01-B is reserved for future use**

# FORM 10.01-C: HOW TO COMPLETE A PETITION FOR INFORMATION ABOUT FILING A DOMESTIC VIOLENCE OR DATING VIOLENCE CIVIL PROTECTION ORDER PETITION

These instructions will help you to prepare the Petition for Domestic Violence Civil Protection Order. Only the domestic relations division of the Court in your county hears a Petition for a Domestic Violence Civil Protection Order. **Throughout the Petition, you (the party to be protected) are called *Petitioner* and the person you are filing this Petition against (the alleged domestic violence offender) is called *Respondent*.**

## SOME HINTS BEFORE YOU BEGIN

- All forms must be typed or printed.
- When you write your name on the Petition, use the same name you use when you write your signature.
- Write your name and the Respondent's name the same way throughout the Petition.
- Fill out the Petition as completely and accurately as possible.
- If you have any questions about completing the Petition, contact your local victim assistance program, domestic violence program, or the Ohio Domestic Violence Network at 800-934-9840.

## FILLING OUT THE PETITION: Mark each instruction below after you read and complete it

- On the front page, leave the "Case No." line and "Judge/Magistrate" lines BLANK.** The Clerk of Court's office fills in this information.
- On the top left-hand side of the front page, fill in the requested information about yourself.** If you do not want your present address to be known, write "confidential" in the space for your address. Do not write your address anywhere on the Petition if you want it to be confidential. However, you must provide another mailing address where you can safely receive notices from the Court.
- On the top left-hand side of the front page, fill in the requested information about the Respondent as best you can.** You may use the Respondent's work address if you do not know Respondent's home address. If you do not know the Respondent's date of birth, leave that line blank. Do not attempt to obtain this information unless it is safe to do so.
- Paragraph 1:** If you are filing the Petition to protect yourself, mark the first box and the box that describes your relationship to the Respondent.
- Paragraph 2:** If you are filing the Petition to protect a family or household member, mark the box and fill in their name(s) and the other information requested in the chart. You may attach additional pages if you need more room.
- Paragraph 3:** State the date(s) of the incident(s) that caused you to file the Petition. Provide a brief description of what happened. You may attach additional pages if you need more room to complete your description. You may attach an affidavit instead of or in addition to the written description.
- Paragraph 4:** Indicate what action you want the Court to take by marking the boxes next to the numbered paragraphs that apply to your situation.
- Paragraph 4(b):** Provide the address of the residence that you want the Respondent to stay away from. If you do not want your present address known, write "address confidential."
- Paragraphs 4(d) and (e):** If you want temporary custody of your minor children or want the Court to establish temporary visitation rights, list the names and birth dates of the children. If you have children whose custody or visitation will be at issue in this domestic violence case, you must also complete and file a Parenting Proceeding Affidavit, Form 10.01-F. There is a separate form and instructions for the Parenting Proceeding Affidavit, Form 10.01-E and Form 10.01-F.

- ~~Paragraph 4(i):~~ If you want the Court to grant you use of a motor vehicle, describe that vehicle.
- ~~Paragraph 4(j):~~ Write any special court orders you believe would help protect you and your family or household members.
- ~~Paragraph 5:~~ If you need an emergency (“*ex parte*”) protection order mark the box next to Paragraph 5.
- ~~Paragraph 9:~~ List ALL present and pertinent past court cases or investigations that involve the Respondent, you, or a family or household member. This includes all civil, criminal, divorce, juvenile, custody, visitation, and bankruptcy cases that may have a bearing on your or your family or household members’ safety. Write the case name, the court, the case number, if known, the type of case, and the result of the case. If the case is not over, write “pending.” You may attach additional pages if you need more room.

### SIGNING THE PETITION

Try to fill out the Petition before you go to the courthouse. ~~AFTER YOU HAVE FILLED OUT THE PETITION, TAKE THE PETITION TO A NOTARY PUBLIC TO HAVE YOUR SIGNATURE NOTARIZED. DO NOT SIGN THE PETITION UNLESS YOU ARE IN FRONT OF A NOTARY PUBLIC. An employee of the Clerk of Court’s office may be available to notarize the petition for you.~~

### FILING THE PETITION

~~After you have your signature notarized, file your Petition at the Clerk of Court’s office. The Clerk of Court’s office will tell you when and where your *ex parte* hearing will take place, if one has been requested.~~

### FEES

~~You **cannot** be charged any costs or fees for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, or obtaining a protection order.~~

### DISCOVERY

~~Unless you have received an order from the Court regarding discovery, you have no obligation to comply with a deposition notice, interrogatories, request for production of documents, physical or mental examination, or request for admissions.~~

~~If ordered, the Court will indicate each of the following:~~

- ~~1. The time and place where discovery will be held;~~
- ~~2. The names of persons who can be in the room during discovery, including a victim advocate;~~
- ~~3. The necessary terms and conditions to keep everyone safe, including keeping the Petitioner’s address confidential.~~

~~Discovery must be completed prior to the full hearing.~~

### **FORM 10.01-C is reserved for future use**

- If you have any questions about completing the Petition for a Domestic Violence Civil Protection Order (Form 10.01-D) or the Dating Violence Civil Protection Order (Form 10.01-P), contact the local victim assistance program, domestic violence program, or Ohio Domestic Violence Network at 800-934-9840.
- Neither the Clerk of Court’s Office nor the local domestic violence program can give legal advice. If you need legal advice, talk to a lawyer. Only a lawyer can give you legal advice.
- There is NO FEE for filing the Petition.

- Once completed, take the Petition and other necessary documents to the Clerk of Court's Office.
- If you want an emergency order, also known as an *Ex Parte* Protection Order, check "want" in paragraph 2 of the Petition.
- The Court will consider your request for an *Ex Parte* Protection Order and may ask you questions.
- Regardless if an *Ex Parte* Protection Order was requested, granted, or denied, a full hearing will be scheduled.
- You must attend the full hearing. Your victim advocate may also be present at the hearing.
- On the day of the full hearing, be prepared to (1) tell the Court what happened, (2) bring with you any witnesses, evidence, and documentation to prove your case, and (3) ask Respondent questions.
- Respondent may be represented by a lawyer. You may represent yourself or ask for a continuance to obtain a lawyer. [R.C. 3113.31(D)(2)(a)(iii)]
- Respondent or Respondent's lawyer may present evidence and ask you questions.
- The Court cannot issue a protection order against you unless Respondent has filed a Petition.

## **DEFINITIONS**

### **Domestic Violence** [R.C. 3113.31]

"Domestic violence" means the occurrence of one or more of the following acts against a family or household member or a person with whom Petitioner has a dating relationship: attempting to cause or recklessly causing bodily injury; placing another person by the threat of force in fear of imminent serious physical harm or committing menacing by stalking or aggravated trespass; committing any act with respect to a child that would result in the child being an abused child, as defined [by law]; or committing a sexually oriented offense.

### **Person with Whom Respondent Is or Was in a Dating Relationship** [R.C. 3113.31(A)(9)]

An adult who, at the time of the conduct in question, is in a dating relationship with Respondent who also is an adult or who, within the twelve months preceding the conduct in question, has had a dating relationship with Respondent who also is an adult.

### **Dating Relationship** [R.C. 3113.31(A)(8)]

A relationship between adults who have, or have had, a relationship of a romantic or intimate nature.

"Dating relationship" does not include a casual acquaintanceship or ordinary fraternization in a business or social context.

### **Family or Household Member** [R.C. 3113.31(A)(3)-(4)]

"Family or household member" means either of the following:

- (1) Any of the following who is residing with or has resided with Respondent, such as a spouse, a person living as a spouse, or a former spouse of Respondent; a parent, a foster parent, or a child of Respondent, or



another person related by consanguinity or affinity (blood or marriage) to Respondent; a parent or a child of a spouse, person living as a spouse, or former spouse of Respondent, or another person related by consanguinity or affinity (blood or marriage) to a spouse, person living as a spouse, or former spouse of Respondent.

(2) The natural parent of any child of whom Respondent is the other natural parent or is the putative other natural parent.

“Person living as a spouse” means a person who is living or has lived with Respondent in a common law marital relationship, who otherwise is cohabiting with Respondent, or who otherwise has cohabited with Respondent within five years prior to the date of the alleged occurrence of the act in question.

IN THE \_\_\_\_\_ COURT  
\_\_\_\_\_ COUNTY, OHIO

Petitioner \_\_\_\_\_ : Case No. \_\_\_\_\_

\_\_\_\_\_ :

Address (Safe mailing address) \_\_\_\_\_ : Judge/Magistrate \_\_\_\_\_

City, State, Zip Code \_\_\_\_\_ :

Date of Birth \_\_\_\_ / \_\_\_\_ / \_\_\_\_ : PETITION FOR DOMESTIC VIOLENCE CIVIL PROTECTION ORDER (R.C. 3113.31)

v. \_\_\_\_\_ :

Respondent \_\_\_\_\_ :

Address (If home address unknown, put work address) \_\_\_\_\_ :

City, State, Zip Code \_\_\_\_\_ :

Date of Birth \_\_\_\_ / \_\_\_\_ / \_\_\_\_  Respondent is 18 years old or older

**CHECK EVERY  THAT APPLIES. IF YOU ARE REQUESTING ASKING FOR YOUR ADDRESS REMAIN TO BE KEPT CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER PUT A MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT MAIL. IF YOU ARE A PARTICIPANT IN THE SECRETARY OF STATE'S ADDRESS CONFIDENTIALITY PROGRAM, PLEASE USE THE P.O. BOX ADDRESS GIVEN TO YOU. THIS FORM IS A PUBLIC RECORD.**

1. I need or witness needs a foreign language interpreter in \_\_\_\_\_ or an American Sign Language interpreter per Sup.R. 88.

2. I  want  do not want an **ex parte (emergency) protection order** per R.C. 3113.31. Petitioner further requests a full hearing trial be scheduled, even if the *ex parte* protection order is granted, denied, or not requested.

3. Who needs protection?  
 Me  
 My minor children  
 A family or household member who is not a minor child  
 Other \_\_\_\_\_

4. Petitioner is a family or household member of Respondent and a victim of domestic violence and seeks relief on Petitioner's own behalf. The relationship of Petitioner to Respondent is that of:  
 Spouse of Respondent  Child of Respondent  
 Former spouse of Respondent  Parent of Respondent  
 Natural parent of Respondent's child  Foster Parent



7. (Optional) You may describe, **if you want and know**, about any of the following items. Not describing these items in the Petition does not mean domestic violence did not happen. If you need more space, attach an additional page:

- Respondent's history of domestic violence or other violent acts;
- Respondent's history of violating court orders;
- Respondent's mental health;
- Respondent's threats to other persons;
- Respondent's access to deadly weapons, firearms, and ammunition or use of deadly weapons and acts or threats of violence with deadly weapon;
- Respondent's abuse alcohol or controlled substances (drugs);
- Respondent's violence resulted in serious physical injury, forced sex, strangulation (or choking), abuse during pregnancy, abuse of the family's pet, and/or forced entry to gain access to Petitioner or Petitioner's family and household members;
- Recent separation from Respondent or relationship was recently terminated;
- Respondent's obsessive and controlling behaviors, including stalking, spying, following, and/or isolating you (Petitioner);
- Respondent's threats to kill self or others.

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8. Petitioner is in fear and in continuing danger.

4. 9. Petitioner further requests that the Court grant relief under R.C. 3113.31 to protect the Petitioner and/or the family or household members named in this Petition from domestic violence by granting a civil protection order that (check all boxes that apply):

- (a) Directs Respondent to not abuse Petitioner and the family or household members named in this Petition by harming, attempting to harm, threatening, following, stalking, harassing, forcing sexual relations upon them, or by committing sexually oriented offenses against them.
- (b) ~~Requires~~ Directs Respondent to ~~leave and not return to or interfere with the following residence and grants Petitioner exclusive possession of~~ enter, approach, or contact by any means the residence, school, business, and place of employment of Petitioner and the family or household members named in this Petition.
- \_\_\_\_\_
- \_\_\_\_\_
- (c) ~~Divides household and family personal property and directs~~ Directs Respondent to not ~~remove, damage, hide, or dispose of any property or funds that~~ approach or have contact by any means with Petitioner ~~owns or possesses~~ and the family or household members named in this Petition.
- (d) ~~Temporarily allocates parental rights and responsibilities for the care of the following minor children and suspends Respondent's visitation rights until a full hearing is held (include names and birth dates of the minor children)~~ Directs Respondent to leave, not return to, or interfere with Petitioner's right to occupy the residence, including but not limited to cancelling any utilities or

insurance or interrupting phone service, mail delivery, or the delivery of any other documents or items, and grants Petitioner exclusive possession of the following residence:

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- (e) ~~Establishes~~ Allocates temporary visitation parental rights with and responsibilities for the care of the following minor children and requires visitation to be supervised or occur under such conditions that the Court determines will ensure the safety of to Petitioner and the minor children until further Order of the Court (include names and birth dates of the minor children):
- 
- 

Petitioner has completed and attached the **Information for Parenting Proceeding, Form 10.01-F** and it is incorporated herein.

- (f) ~~Requires Respondent to provide financial support for~~ Establishes or modifies parenting time with the following minor children and requires parenting time to be suspended or supervised or to occur under such conditions that the Court determines will ensure the safety of Petitioner and the other family or household members named in this Petition. minor children (include names and birth dates of the minor children):
- 
- 

Petitioner has completed and attached the **Information for Parenting Proceeding, Form 10.01-F** and it is incorporated herein.

- (g) ~~Requires~~ Directs Respondent to ~~complete batterer counseling, substance abuse counseling, or other counseling as determined necessary by the~~ provide financial support for Petitioner and the family or household members named in this Petition (Court may request additional information).

- (h) ~~Requires~~ Directs Respondent to ~~refrain from entering, approaching, or contacting (by any means) the residence, school, business, and place of employment of or approaching or contacting (by any means)~~ not remove, damage, hide, harm, or dispose of any property, companion animals, or pets owned or possessed by Petitioner and the family or household members named in this Petition.

- (i) ~~Requires Respondent to permit~~ Grants Petitioner or other family or household member to have exclusive use of the following motor vehicle permission to take Petitioner's companion animals or pets, as described below, away from the possession of Respondent:
- 
- 

- (j) ~~Includes the following additional provisions~~ Divides household and family personal property as follows:
- 
- 

- (k) Directs Respondent to permit Petitioner to have exclusive use of the following motor vehicle:
- 
- 

- (l) Directs Respondent to complete batterer counseling, substance abuse counseling, or other treatment or intervention as determined necessary by the Court.

- (m) Directs the wireless service provider to separate Petitioner's account from Respondent's account, per R.C. 3113.45 through 3113.459. Petitioner will assume all financial responsibility for any

costs associated with the wireless service number and any costs for the device associated with the wireless service number.

Respondent's billing telephone number is: \_\_\_\_\_

Petitioner's contract information is on page 1 of this Petition. The wireless service numbers to be transferred to Petitioner which are used by Petitioner or the minor children in the care of Petitioner are: \_\_\_\_\_

(n) Includes the following additional provisions:

- ~~5.~~ Petitioner further requests that the Court issue an *ex parte* (emergency) protection order under R.C. 3113.31(D) and (E) and this Petition.
- ~~6.~~ 10. Petitioner further requests that the Court issue no mutual protection orders or other orders against Petitioner unless all of the conditions of R.C. 3113.31(E)(4) are met.
- ~~7.~~ 11. Petitioner further requests that if Petitioner has a victim advocate, the Court permit the victim advocate to accompany Petitioner at all stages of these proceedings as required by R.C. 3113.31(M).
- ~~8.~~ 12. Petitioner further requests at the *ex parte* hearing or full hearing that the Court grant such other relief as the Court considers equitable and fair, including orders or directives to law enforcement.
- ~~9.~~ 13. Petitioner ~~lists here all present~~ has listed court cases and ~~pertinent past court cases~~ (including civil, ~~criminal~~, divorce, juvenile, custody, visitation, paternity, child support, children service/CPS case, animal cruelty, sexually oriented offense, no contact order, and ~~bankruptcy cases~~ protection order) ~~that relate to the and other legal matters regarding Respondent, you, your children, your family, or your household members that may relate to this case:~~ that relate to the and other legal matters regarding Respondent, you, your children, your family, or your household members that may relate to this case: (Attach additional pages, if necessary.)

CASE NAME	CASE NUMBER	COURT/COUNTY	TYPE OF CASE	RESULT OF CASE

~~I hereby swear or affirm that the answers above are true, complete, and accurate to the best of my knowledge. I understand that falsification of this document may result in a contempt of court finding against me which could result in a jail sentence and fine, and that falsification of this document may also subject me to criminal penalties for perjury under R.C. 2921.11. The information above is true, complete, and accurate to the best of my knowledge. I understand that knowingly providing false information in this document may result in a contempt of court finding against me which could result in a jail sentence and fine, or criminal penalties under R.C. 2921.13.~~

**DO NOT SIGN THIS FORM UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PETITION FOR YOU.**

\_\_\_\_\_  
SIGNATURE OF PETITIONER

\_\_\_\_\_  
DATE

Sworn to and subscribed before me on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
**NOTARY PUBLIC**

**IF YOU ARE REQUESTING YOUR ADDRESS REMAIN CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT. THIS FORM IS A PUBLIC RECORD.**

Petitioner's Safe Address:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**IF YOU DO NOT HAVE AN ATTORNEY, PLEASE LEAVE THE INFORMATION BELOW BLANK.**

\_\_\_\_\_  
Signature of Attorney for Petitioner (if applicable)

\_\_\_\_\_  
Attorney's Registration Number

\_\_\_\_\_  
Name of Attorney (if applicable)

\_\_\_\_\_  
Attorney's Telephone

\_\_\_\_\_  
Attorney's Address

\_\_\_\_\_  
Attorney's Fax

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
Attorney's Email

\_\_\_\_\_  
Attorney's Registration Number

\_\_\_\_\_  
Attorney's Telephone

\_\_\_\_\_  
Attorney's Fax

\_\_\_\_\_  
Attorney's Email





## FORM 10.01-E: HOW TO COMPLETE THE INFORMATION FOR PARENTING PROCEEDING AFFIDAVIT

These instructions will help you prepare the Information for Parenting Proceeding Affidavit. The Affidavit must be filed if you are requesting a parenting (custody) order in a Petition for a Domestic Violence Civil Protection Order. **IF ANOTHER COURT IS ADDRESSING OR HAS ADDRESSED CUSTODY ISSUES INVOLVING THE CHILDREN, CUSTODY ISSUES MAY BE HANDLED IN THAT CASE, NOT IN THE DOMESTIC VIOLENCE CASE.**

### FILLING OUT THE FORM: Check each instruction below after you read and complete it

- Print or type only.** Attach an additional page to the Affidavit for your answers if you need more room.
- At the top of the front page, fill in the names.** YOU are the "Petitioner." The person you want protection from is the "Respondent." Leave the Case No. and Judge lines blank for the Clerk of Court to complete.
- First Paragraph.** Fill in your legal name in the blank line.
- Paragraph 1:** Check this box if you wish your current address to remain confidential.
- Paragraph 2:** On the blank line fill in the number of children that are subject to this court case. For each table at the top write in the child's name, place of birth, date of birth, sex, and address unless confidential. As you write on each line going across the table, start with the length of time, the address unless confidential, the adult the child lived with at that time, and the relationship of that adult to the child. There are three tables. If you have more than three children that are subject to this court case, attach additional pages containing the requested information for each of those additional children.
- Paragraph 3:** Mark the box showing whether or not you have participated as party, witness, or in any capacity concerning any civil or criminal case regarding custody or visitation of any of the children that are subject to this court case. If you have been involved in such a case fill in the details requested in lines a, b, c, and d.
- Paragraph 4:** Mark the box showing whether or not you have any information concerning any case that could affect the current case including any case relating to custody, domestic violence and or protection orders, dependency, neglect, or abuse allegations or adoptions other than those listed in paragraph 3. If you do have such information, fill in the details requested in lines a, b, c, and d.
- Paragraph 5:** List the criminal background and history of yourself and members of your household including any convictions or guilty pleas of any offense resulting in a child being an abused or neglected child, any offense that is a violation of R.C. 2919.25, any sexually oriented offense defined by R.C. 2950.01, and any offense involving a victim who was a family or household member at the time of the offense and caused physical harm to the victim during the commission of the offense.
- Paragraph 6:** Check the first box if you do not know of any person not a party to this case who has physical custody or claims to have custody or visitation rights with respect to any child subject to this case. Check the second box if you do know anyone who is not a party to this case who has physical custody or claims to have custody or visitation rights with respect to any child subject to this case. If you check the second box you will fill in the required information for each person that you know who is not a party to this case who has physical custody or claims to have custody or visitation rights with respect to any child subject to this case.
- Paragraph 7:** You have an on-going duty to notify the Court of any custody, visitation, parenting time, divorce, dissolution of marriage, separation, neglect, abuse, dependency, guardianship, parentage, termination of parental rights, or domestic violence case concerning the children that are subject to this case.

### SIGNING THE FORM

AFTER YOU HAVE FILLED OUT THE FORM, TAKE THE FORM TO A NOTARY PUBLIC TO HAVE YOUR SIGNATURE NOTARIZED. DO NOT SIGN THE FORM UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PARENTING PROCEEDING AFFIDAVIT FOR YOU.

**FORM 10.01-E is reserved for future use**

IN THE \_\_\_\_\_ COURT  
 \_\_\_\_\_ COUNTY, OHIO

\_\_\_\_\_  
 Petitioner : Case No. \_\_\_\_\_  
 :  
 : Judge: \_\_\_\_\_  
 v. :  
 :  
 \_\_\_\_\_ : **INFORMATION FOR PARENTING  
 PROCEEDING AFFIDAVIT (R.C. 3127.23(A))**  
 Respondent : **(Filed with Form 10.01-D: Petition for  
 Domestic Violence Civil Protection Order)**

**NOTE:-** Use this form if you are requesting a parenting (custody or visitation) order in your Domestic Violence Civil Protection Order Petition (Form 10.01-D). If another court is already addressing or has addressed custody issues involving the children, custody and visitation issues may be handled in that case. By law, ~~an affidavit~~ **this form must** be filed and served with the first pleading filed by each party in every parenting (custody/ or visitation) proceeding in this Court. ~~Therefore, an affidavit must be filed with~~ including a Petition for a Domestic Violence Civil Protection Order if children are involved. Each party has a continuing duty while this case is pending to inform the Court of any parenting proceeding concerning the children in any other court in this or any other state. **If you need more space is needed, attach an additional page.**

I (full legal name) \_\_\_\_\_, being sworn according to law, certify state under oath or affirmation that these cases involve the custody of a child or children and the following statements are true:

1.  Pursuant to R.C. 3127.23(D), I am requesting that the Court to not disclose my current address or that of the children. My address is confidential pursuant to R.C. 3127.23(D) and should be placed under seal in that the because my health, safety, or liberty of myself and/or that of the children would be jeopardized by the disclosure of the identifying information.

2. **(Number)-** \_\_\_\_\_ **(number) Minor child/children is/are subject to this case as follows:**

(Insert the information requested below. The **NOTE:** Provide residence information must be given for the last 5 FIVE years.)

<b>a. Child's name Name:</b>	<b>Place of birth</b>	<b>Date of birth Birth:</b>	<b>Sex</b> <input type="checkbox"/> M <input type="checkbox"/> F
------------------------------	-----------------------	-----------------------------	--

Case No. \_\_\_\_\_

<b>Period of residence Residence</b>		<b>Person child lived with (name &amp; address) <u>Address (Do not list your address if confidential)</u></b>	<b><u>Person with whom Child Lived and Relationship to Child</u></b>	
to present	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program			
to	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program			
to	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program			
to	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program			
<b>b. Child's name <u>Name:</u></b>		<b>Place of birth</b>	<b>Date of birth <u>Birth:</u></b>	<b>Sex <input type="checkbox"/> M <input type="checkbox"/> F</b>
<input type="checkbox"/> Check this box if the information requested below is the same as above.				
<b>Period of residence Residence</b>		<b>Person child lived with (name &amp; address) <u>Address (Do not list your address if confidential)</u></b>	<b><u>Person with whom Child Lived and Relationship to Child</u></b>	

Case No. \_\_\_\_\_

to present	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program		
to	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program		
to	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program		
to	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program		

<b>c. Child's name <u>Name:</u></b>		<b>Place of birth</b>	<b>Date of birth <u>Birth:</u></b>	<b>Sex</b> <input type="checkbox"/> M <input type="checkbox"/> F
<input type="checkbox"/> Check this box if the information requested below is the same as above.				
<b>Period of residence <u>Residence</u></b>		<b>Person child lived with (name &amp; address) <u>Address (Do not list your address if confidential)</u></b>	<b>Person with whom Child Lived and Relationship to Child</b>	
to present	<input type="checkbox"/> Address Confidential			
to	<input type="checkbox"/> Address Confidential <input type="checkbox"/> Secretary of State Address Confidentiality Program			

Case No. \_\_\_\_\_

to	<input type="checkbox"/> <u>Address Confidential</u>  <input type="checkbox"/> <u>Secretary of State Address Confidentiality Program</u>		
to	<input type="checkbox"/> <u>Address Confidential</u>  <input type="checkbox"/> <u>Secretary of State Address Confidentiality Program</u>		

d. ~~Additional~~ List additional children are listed on a page titled Attachment 2(d). (Provide requested the following information for each additional children on an attachment labeled 2d child: name, date of birth, person with whom the child lived and child's relationship to the person, address, unless confidential, and dates when the child lived in that place with that person.)

3. **Participation in custody case(s): (check only one)**

- I **HAVE NOT** participated as a party, witness, or in any capacity in any other case, in this or any other state, concerning the custody of or visitation (parenting time) with any child subject to this case.
- I **HAVE** participated as a party, witness, or in any capacity in any other case, in this or any other state, concerning the custody of or visitation (parenting time) with any child subject to this case. Explain:

- \_\_\_\_\_
- a. Name of each child \_\_\_\_\_
  - b. Type of case \_\_\_\_\_
  - c. Court and State \_\_\_\_\_
  - d. Date of court order or judgment (if any): \_\_\_\_\_

4. **Information about custody case(s): (check only one)**

- I **HAVE NO INFORMATION** of any cases that could affect the current case, any cases relating to custody, domestic violence or protection orders, dependency, neglect or abuse allegations, or adoptions concerning any child subject to this case.
- I **HAVE THE FOLLOWING INFORMATION** concerning cases that could affect the current case, including any cases relating to custody, domestic violence or protection orders, dependency, neglect or abuse allegations, or adoptions concerning any child subject to this case, other than listed in Paragraph 3. Explain:

- \_\_\_\_\_
- a. Name of each child \_\_\_\_\_
  - b. Type of case \_\_\_\_\_

Case No. \_\_\_\_\_

- c. Court and State \_\_\_\_\_
- d. Date of court order or judgment (if any): \_\_\_\_\_

5. List all of the criminal convictions including guilty pleas for you and the members of your household for the following offenses: any criminal offense involving acts that resulted in a child being abused or neglected; any offense that is a violation of R.C. 2919.25; any sexually oriented offense as defined in R.C. 2950.01; and any offense involving a victim who was a family or household member at the time of the offense and caused physical harm to the victim during the commission of the offense.

NAME	CASE NUMBER	COURT/STATE/ COUNTY	CHARGE TYPE OF CASE	RESULT OF CASE

6. **Persons not a party to this case: (check only one)**

I **DO NOT KNOW OF ANY PERSON who is** not a party to this case and who has physical custody or claims to have custody or visitation rights with respect to any child subject to this case.

I **KNOW THAT THE FOLLOWING NAMED PERSON(S)** not a party to this case has/have physical custody or claim(s) to have custody or visitation rights with respect to any child subject to this case:

a. Name and address of person \_\_\_\_\_  
 has  physical custody  claims custody rights  claims visitation rights.  
 Name of each child \_\_\_\_\_

b. Name and address of person \_\_\_\_\_  
 has physical custody  claims custody rights  claims visitation rights.  
 Name of each child \_\_\_\_\_

c. Name and address of person \_\_\_\_\_  
 has  physical custody  claims custody rights  claims visitation rights.  
 Name of each child \_\_\_\_\_

7. ~~I understand that~~ **I have a continuing duty to advise inform this Court of any child custody, visitation, parenting time, divorce, dissolution of marriage, separation, neglect, abuse, dependency, guardianship, parentage, termination of parental rights, or protection from domestic violence case concerning the children in this state or in any other state about which information is obtained during this that could affect the current case.**

Case No. \_\_\_\_\_

**OATH OF AFFIANT AFFIRMATION**

I ~~hereby~~ swear or affirm that the answers above are true, complete, and accurate to the best of my knowledge. I understand that ~~falsification of~~ **making false statements in this document** may result in a contempt of court finding against me which could result in a jail sentence and fine, and ~~that falsification of this document~~ may also subject me to criminal penalties for perjury under R.C. 2921.11.

**DO NOT SIGN THE FORM UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PARENTING PROCEEDING AFFIDAVIT FOR YOU.**

\_\_\_\_\_  
**AFFIANT Signature of Petitioner**

Sworn to and subscribed before me on this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
**NOTARY PUBLIC**

**FORM 10.01-G:  
WARNING CONCERNING THE ATTACHED  
DOMESTIC VIOLENCE PROTECTION ORDER**

**NOTE:** *Rules 10.01 and 10.02 of the Rules of Superintendence for the Courts of Ohio require this Warning to be attached to the FRONT of all civil and criminal domestic violence protection orders issued by the courts of the State of Ohio. TO BE USED WITH FORMS 10.01-H, 10.01-I, 10.01-J, 10.01-M, and 10.02-A.*

**WARNING TO RESPONDENT / DEFENDANT**

Violating the attached Protection Order is a crime, punishable by imprisonment or fine or both, and may cause your bond to be revoked or result in a contempt of court citation against you.

This Protection Order is enforceable in all 50 states, the District of Columbia, tribal lands, and U.S. Territories pursuant to the Violence Against Women Act, 18 U.S.C. 2265. Violating this Protection Order may subject you to federal charges and punishment.

Only the Court may change this Protection Order. The Petitioner/Alleged Victim cannot give you legal permission to change this Order. If you go near the Petitioner/Alleged Victim or other protected person, even with their permission, you may be arrested. Only the Court may modify or terminate this Protection Order. Unless the Court modifies or terminates this Order, you may be arrested for violating this Protection Order. **You act at your own risk if you disregard this WARNING.**

**WARNING TO PETITIONER / ALLEGED VICTIM**

You **cannot** change the terms of this Order by your words or actions. Only the Court may allow the Respondent/Defendant to contact you or return to your residence. This Protection Order **cannot** be changed by either party without obtaining a written court order.

**NOTICE ABOUT FIREARMS AND OTHER DEADLY WEAPONS**

As a result of this Protection Order or Consent Agreement, it may be unlawful for you to possess or purchase a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to federal law, 18 U.S.C. 922(g)(8). If you have any questions whether these laws make it illegal for you to possess or purchase a firearm or ammunition, you should consult with a lawyer.

This Protection Order may be subject to the exceptions pursuant to 18 U.S.C. 925(a)(1) **only** with respect to the official use of government-issued firearms or ammunition for the use of any department or agency of the United States, Ohio, or its political subdivision. This exception does not apply if the Defendant/ Respondent has been convicted of an offense of violence, for example, domestic violence, menacing by stalking, etc. against a family or household member.

**NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS**

The attached Protection Order is enforceable in all jurisdictions. Violation of this Protection Order, whether it is a criminal or civil Protection Order, is a crime under R.C.2919.27. Law enforcement officers with powers to arrest under R.C. 2935.03 for violations of the Ohio Revised Code must enforce the terms of this Protection Order as required by R.C. 2919.26, 2919.27, and 3113.31. If you have reasonable grounds to believe that Respondent/Defendant has violated this Protection Order, it is the preferred course of action in Ohio under R.C. 2935.03 to arrest and detain Respondent/ Defendant until a warrant may be obtained. Federal and state law prohibits charging a fee for service of this Order.

**FORM 10.01-G is reserved for future use**



**IN THE COURT OF COMMON PLEAS**  
 \_\_\_\_\_ COUNTY, OHIO

# Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at \_\_\_\_\_

Case No.

Judge/Magistrate \_\_\_\_\_

State OHIO

**LAW ENFORCEMENT AGENCY WHERE INDEXED**  
 \_\_\_\_\_  
 ( ) -  
 \_\_\_\_\_  
**PHONE NUMBER**

**DOMESTIC VIOLENCE CIVIL PROTECTION ORDER**  
**(DVCPPO) EX PARTE (R.C. 3113.31)**

**PETITIONER:**

First                      Middle                      Last

v.

**PERSON(S) PROTECTED BY THIS ORDER:**

Petitioner: \_\_\_\_\_ DOB: \_\_\_\_\_  
 Petitioner's Family or Household Members:  
 Additional forms attached.)  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_

**RESPONDENT:**

First                      Middle                      Last

Relationship to Petitioner: \_\_\_\_\_

Address where Respondent can be found:  
 \_\_\_\_\_  
 \_\_\_\_\_

**RESPONDENT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH DOB	
		/ /	
DRIVER'S LIC. NO.	EXP. DATE	STATE	

Distinguishing Features: \_\_\_\_\_

**WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS – PROCEED WITH CAUTION**

(Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.)

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and the Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against the Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ **(DATE CERTAIN) UNLESS EXTENDED BY SEPARATE ENTRY.**

**WARNING TO RESPONDENT: See the warning page attached to the front of this Order.**



**2. EXCLUSIVE POSSESSION OF THE RESIDENCE** located at:

\_\_\_\_\_

is granted to: \_\_\_\_\_. Respondent shall not interfere with ~~this individual's~~ the protected persons' right to occupy the residence including, but not limited to cancelling utilities or insurance or interrupting telecommunication (e.g., telephone service, internet, or cable) services, mail delivery, or the delivery of any other documents or items. [NCIC 03]

**3. RESPONDENT SHALL SURRENDER** all keys and garage door openers to the above residence ~~at the earliest possible opportunity after~~ within 24 hours of service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:

\_\_\_\_\_  
\_\_\_\_\_

**4. RESPONDENT SHALL NOT ENTER** or interfere with the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 04]

**5. RESPONDENT SHALL STAY AWAY FROM ~~PETITIONER~~ and all other ALL** protected persons named in this Order, and not be present within 500 feet or \_\_\_\_\_ (distance) of any protected persons wherever those protected persons may be found, or any place ~~the~~ Respondent knows or should know the protected persons are likely to be, **even with Petitioner's a protected person's permission.** If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

**6. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social ~~networking~~ media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person.  
Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 05]

**7. RESPONDENT SHALL NOT use any form of electronic surveillance on protected persons.**

**8. RESPONDENT SHALL IMMEDIATELY SURRENDER POSSESSION OF ALL KEYS TO THE FOLLOWING MOTOR VEHICLE,** \_\_\_\_\_, to the law enforcement agency that served Respondent with the Order or as follows:

\_\_\_\_\_  
\_\_\_\_\_  
and Petitioner is granted exclusive use of this motor vehicle.

**8.9 RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY OR PETS** owned or possessed by the protected persons named in this Order. Personal property shall be apportioned as follows:

\_\_\_\_\_  
\_\_\_\_\_

**10. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY COMPANION ANIMALS OR PETS** owned or possessed by the protected persons named in this Order.

**11. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner from the possession of Respondent:

\_\_\_\_\_  
Exchange of the listed companion animals or pets shall take place as follows:  
\_\_\_\_\_  
\_\_\_\_\_

**9.12. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**10. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON** at any time while the Order remains in effect unless in order to bring about a cessation of violence. Furthermore, Respondent is excepted for official use may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 925(a)(4) 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

**RESPONDENT IS EXCEPTED** only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**14. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS AND CONCEALED CARRY WEAPON LICENSE** owned by Respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or as follows:

\_\_\_\_\_  
Any law enforcement agency is authorized to ~~take~~ accept possession of deadly weapons pursuant to this paragraph and hold them in protective custody until further Court order for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons for protective custody as set forth in this Order.

Upon the expiration or termination of this Order and if a full hearing order is not issued or consent agreement approved, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

**15. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C. 2923.128.

**16. PETITIONER IS AN UNMARRIED FEMALE** who gave birth to \_\_\_\_\_ (a child) born on \_\_\_\_\_. As set forth in R.C. 3109.042, Petitioner is the sole residential parent or legal custodian of the child until a court of competent jurisdiction issues an order designating another person as the residential parent or legal custodian.

**14.17 PARENTAL RIGHTS AND RESPONSIBILITIES ARE TEMPORARILY ALLOCATED AS FOLLOWS:** [NCIC 09] \_\_\_\_\_

\_\_\_\_\_  
This Order applies to the following child(ren)  child  children:

**42.18. VISITATION PARENTING TIME ORDERS DO NOT PERMIT RESPONDENT TO VIOLATE THE TERMS OF THIS ORDER.**

- (A) Respondent's visitation parenting time rights are suspended; or
- (B) As a limited exception to paragraphs 5 and 6, temporary visitation parenting time rights are established as follows: [NCIC 06]

This Order applies to the following ~~child(ren)~~ child children:

**43.19. LAW ENFORCEMENT AGENCIES**, including but not limited to, \_\_\_\_\_ are ordered to assist Petitioner in gaining physical custody of the ~~child(ren)~~ child children, if necessary.

**44.20. RESPONDENT SHALL SUPPORT** the protected persons named in this Order as follows:

**45.21. RESPONDENT MAY PICK UP CLOTHING** and personal effects from the above residence only in the company of a uniformed law enforcement officer within seven or \_\_\_\_\_ days of the filing of this Order. Arrangements may be made by contacting:

**46.22. RESPONDENT SHALL NOT USE OR POSSESS** alcohol or illegal drugs.

**23. RESPONDENT SHALL NOT INTERFERE** with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order, Wireless Service Transfer Order (Form 10-E).

**47.24. IT IS FURTHER ORDERED:** [NCIC 08]

**48.25. ALL DISCOVERY SHALL STRICTLY COMPLY** with Civ.R. 65.1(D).

**49.26. IT IS FURTHER ORDERED** that the Clerk of Court shall cause a copy of the Petition and this Order **THE CLERK OF COURT SHALL CAUSE A COPY OF THE PETITION, THIS ORDER, AND ANY OTHER ACCOMPANYING DOCUMENT** to be delivered to the served on Respondent as ~~required by~~ set forth in

Civ.R. 65.1(C)(2). The Clerk of Court shall also provide certified copies of the Petition and certified copies of this Order to Petitioner upon request. ~~This Order is granted without bond. No costs or fees shall be assessed against the Petitioner for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this protection order.~~

**~~20.27. ALL OF THE TERMS OF THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL~~**

~~\_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ unless earlier modified by or dismissed by order of this Court.~~

~~Except for paragraphs 11, 12, 13, and 14 above, this Order survives **DOES NOT EXPIRE** because of a failure to serve notice of the full hearing upon Respondent before the date set for the full hearing or because the Court grants a continuance, as set forth in R.C. 3113.31(D)(2)(b).~~

**28. THIS ORDER SURVIVES** a divorce, dissolution of marriage, or legal separation. Any subsequent order from this Court, another domestic relations court, or juvenile court may modify paragraphs 16, 17, 18, and 19.

**29. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

IT IS SO ORDERED.

\_\_\_\_\_  
JUDGE/MAGISTRATE

**NOTICE TO RESPONDENT**

**THE PERSONS NO PERSON PROTECTED BY THIS ORDER CANNOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERM OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

A FULL HEARING on this Order, and on all other issues raised by the Petition, shall be held before Judge or Magistrate:

\_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

at \_\_\_\_\_  a.m./  p.m. at the following location:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**TO THE CLERK**

**COPIES A COPY OF PETITION, THIS ORDER, AND ANY OTHER ACCOMPANYING DOCUMENTS SHALL BE DELIVERED SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(2)**

**TO:**  
**COPIES OF THIS ORDER AND OTHER ACCOMPANYING DOCUMENTS SHALL BE DELIVERED TO:**

- Petitioner
- Respondent ~~Petitioner's~~ Attorney
- Police Department Law Enforcement Agency  
Where Petitioner Resides:

Sheriff's Office:

Police Department Law Enforcement Agency  
Where Petitioner Works:

CSEA

Case No. \_\_\_\_\_

**On the day of the Full Hearing, come prepared to (1) tell the Court what happened, (2) bring with you any witnesses, evidence, and documentation to prove your case, and (3) be aware that the other party or the party's attorney may ask you questions. If you do not have an attorney, you may ask for a brief continuance to obtain an attorney per R.C. 3113.31(D)(2)(a)(iii) or you may represent yourself.**

**Parties do not have to give discovery, answer questions, or give information to the other party or the other party's lawyer unless ordered by judge or magistrate (Civ.R. 65.1(D)(2)).**

Other: \_\_\_\_\_

IN THE COURT OF COMMON PLEAS  
COUNTY, OHIO

# Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at

**LAW ENFORCEMENT AGENCY WHERE INDEXED**

(      ) -

**PHONE NUMBER**

Case No.

Judge \_\_\_\_\_

State

**OHIO**

**DOMESTIC VIOLENCE CIVIL PROTECTION ORDER  
(CPO) FULL HEARING (R.C. 3113.31)**

**WITH SUPPORT ORDER**

**PETITIONER:**

First                      Middle                      Last

v.

**PERSON(S) PROTECTED BY THIS ORDER:**

Petitioner \_\_\_\_\_ DOB: \_\_\_\_\_

Petitioner's Family or Household Members :

( Additional forms attached)

\_\_\_\_\_  
DOB: \_\_\_\_\_

\_\_\_\_\_  
DOB: \_\_\_\_\_

\_\_\_\_\_  
DOB: \_\_\_\_\_

\_\_\_\_\_  
DOB: \_\_\_\_\_

**RESPONDENT:**

First                      Middle                      Last

Relationship to Petitioner: \_\_\_\_\_

Address where Respondent can be found:  
\_\_\_\_\_  
\_\_\_\_\_

**RESPONDENT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH DOB	
		/	/
DRIVER'S LIC. NO.	EXP. DATE	STATE	

Distinguishing Features: \_\_\_\_\_

**WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS – PROCEED WITH CAUTION**

{Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.}

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and ~~the~~ Respondent was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against ~~the~~ Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until \_\_\_\_\_ (DATE CERTAIN – 5 YEARS MAXIMUM)

**WARNING TO RESPONDENT: See the warning page attached to the front of this Order.**





The Court further finds by a preponderance of the evidence: ~~that 1) that the Petitioner or and~~ ~~and~~ Petitioner's family or household members are in danger ~~of or and~~ and have been a victim of domestic violence ~~or sexually oriented offenses~~ as defined in R.C. 3113.31(A) committed by Respondent; and 2) the following orders are equitable, fair, and necessary to protect the persons named in this Order from domestic violence.

**RESPONDENT SHALL NOT ABUSE,** harm, attempt to harm, threaten, follow, stalk, harass, force sexual relations upon, or commit sexually oriented offenses against the protected persons named in this Order. [NCIC 01 and 02]

**ALL OF THE PROVISIONS CHECKED BELOW ALSO APPLY TO THE RESPONDENT**

1. **RESPONDENT SHALL IMMEDIATELY VACATE** the following residence:

\_\_\_\_\_

\_\_\_\_\_

2. **EXCLUSIVE POSSESSION OF THE RESIDENCE** located at:

\_\_\_\_\_

is granted to: \_\_\_\_\_. Respondent shall not interfere with ~~this individual's~~ ~~the protected persons'~~ right to occupy the residence including, but not limited to canceling utilities or insurance or interrupting telecommunication (e.g. telephone service, internet, or cable) services, mail delivery, or the delivery of any other documents or items. [NCIC 03]

3. **RESPONDENT SHALL SURRENDER** all keys and garage door openers to the above residence ~~at the earliest possible opportunity after~~ within 24 hours of service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:

\_\_\_\_\_

\_\_\_\_\_

4. **RESPONDENT SHALL NOT ENTER** or interfere with the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 04]

5. **RESPONDENT SHALL STAY AWAY FROM PETITIONER** and all other **ALL** protected persons named in this Order, and not be present within 500 feet or \_\_\_\_\_ (distance) of any protected persons wherever those protected persons may be found, or any place ~~the~~ Respondent knows or should know the protected persons are likely to be, **even with Petitioner's a protected person's permission.** If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

6. **RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social ~~networking~~ media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person.  
Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 05]

7. **RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

8. **RESPONDENT SHALL IMMEDIATELY SURRENDER POSSESSION OF ALL KEYS TO THE FOLLOWING MOTOR VEHICLE:**

FORM 10.01-I: DOMESTIC VIOLENCE CIVIL PROTECTION ORDER (DVCPPO) FULL HEARING

Amended: March 1, 2014 April 15, 2021

Discard all previous versions of this form

to the law enforcement agency that served Respondent with the Order or as follows:

\_\_\_\_\_

and Petitioner is granted exclusive use of this motor vehicle.

**8.9. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY OR PETS** owned or possessed by the protected persons named in this Order. Personal property shall be apportioned as follows:

\_\_\_\_\_

**10. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY COMPANION ANIMALS OR PETS** owned or possessed by the protected persons named in this Order.

**11. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner from the possession of Respondent:

\_\_\_\_\_

Exchange of the listed companion animals or pets shall take place as follows:

\_\_\_\_\_

**9. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this **12. Order.**

**10. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, AND AMMUNITION** at any time while this Order remains in effect in order to bring about a cessation of violence. Furthermore, unless Respondent is excepted for official use pursuant to 18 U.S.C. 925(a)(1) may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

RESPONDENT IS EXCEPTED only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**14. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS, INCLUDING FIREARMS, AND AMMUNITION, AND CONCEAL CARRY WEAPON LICENSE** owned by Respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or as follows:

\_\_\_\_\_

Any law enforcement agency is authorized to take accept possession of deadly weapons, including firearms, and ammunition pursuant to this paragraph and hold them in protective custody until further Court order for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons, including firearms, and ammunition into protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons, including firearms, and ammunition, held in protective custody by law enforcement pursuant to this Order shall be disposed of as unclaimed property pursuant to R.C. 2981.12, unless the Respondent files a motion for return with this Court within 30 days before the expiration of this Order is otherwise disqualified as verified by a check of the NCIC protection order file.

**15. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C. 2923.128.

**16. PETITIONER IS AN UNMARRIED FEMALE** who gave birth to \_\_\_\_\_  
(a child) born on \_\_\_\_\_. As set forth in R.C. 3109.042, Petitioner is the sole residential parent or legal custodian of the child until a court of competent jurisdiction issues an order designating another person as the residential parent or legal custodian.

**14.17. PARENTAL RIGHTS AND RESPONSIBILITIES ARE TEMPORARILY ALLOCATED AS FOLLOWS:**  
[NCIC 09]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

This Order applies to the following child(ren)  child  children:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**12. VISITATION PARENTING TIME ORDERS DO NOT PERMIT RESPONDENT TO VIOLATE THE TERMS OF 18. THIS ORDER.**

- (A) Respondent's ~~visitation~~ parenting time rights are suspended; or
- (B) As a limited exception to paragraphs 5 and 6, temporary ~~visitation~~ parenting time rights are established as follows:  
[NCIC 06]

\_\_\_\_\_  
\_\_\_\_\_

This Order applies to the following child(ren)  child  children:

\_\_\_\_\_  
\_\_\_\_\_

**13. LAW ENFORCEMENT AGENCIES**, including but not limited to, \_\_\_\_\_  
**19.** are ordered to assist Petitioner in gaining physical custody of the child(ren)  child  children, if necessary.

**14. RESPONDENT SHALL SUPPORT** the protected persons named in this Order as follows:  
**20.**

\_\_\_\_\_  
\_\_\_\_\_

**15. RESPONDENT MAY PICK UP CLOTHING** and personal effects from the above residence only in the  
**21.** company of a uniformed law enforcement officer within seven or \_\_\_\_\_ days of the filing of this Order. Arrangements may be made by contacting:

\_\_\_\_\_  
\_\_\_\_\_

**16.22. RESPONDENT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.

**17. IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**18.23. RESPONDENT SHALL COMPLETE THE FOLLOWING COUNSELING PROGRAM:**

Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment. The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if the Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.

**24. Respondent is ordered to appear RESPONDENT IS ORDERED TO APPEAR before Judge or Magistrate**

on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m. to review Respondent's compliance with the terms of this counseling order **Order. Respondent is warned RESPONDENT IS WARNED: If you fail to attend the counseling program you may be held in contempt of court. If you fail to appear at this hearing, or the Court may issue a warrant for your arrest.**

**25. RESPONDENT SHALL NOT INTERFERE with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.**

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order, Wireless Service Transfer Order (Form 10-E).

**17. IT IS FURTHER ORDERED: [NCIC 08]**  
**26.**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**19.27. ~~IT IS FURTHER ORDERED~~ that the Clerk of Court shall cause a copy of this Order THE CLERK OF COURT SHALL CAUSE A COPY OF THIS ORDER to be delivered to the served on Respondent as required by as set forth in Civ.R. 5(B) and 65.1(C)(3). The Clerk of Court shall also provide certified copies of the Petition and this Order to Petitioner upon request. ~~This Order is granted without bond. No costs or fees shall be assessed for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this Order.~~**

**20.28. ~~ALL OF THE TERMS OF THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT FOR A PERIOD OF FIVE YEARS FROM ISSUANCE, OR UNTIL \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ unless earlier modified or terminated by order of this Court. Except for paragraphs 11, 12, 13, and 14 above, this Order survives SURVIVES a divorce, dissolution of marriage, or legal separation. Until this Order is served upon the Respondent pursuant to Civ.R. 65.1, the terms of the Ex Parte CPO remain in effect Any subsequent order from this Court, another domestic relations court, or juvenile court may modify paragraphs 16, 17, and 18, and 19.~~**

**24.29. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE, the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order as set forth in Civ.R. 65.1. Accordingly, the Court adopts the magistrate's granting of the Order.**

**30. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

**31. THE COSTS OF THIS ACTION ARE**  assessed against Respondent  waived.

IT IS SO ORDERED.

\_\_\_\_\_  
MAGISTRATE

\_\_\_\_\_  
JUDGE

**NOTICE TO RESPONDENT**

~~THE PERSONS~~ **NO PERSON PROTECTED BY THIS ORDER CAN NOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERM OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable order, were served on or delivered to the parties indicated pursuant to Civ. R. 5(B) and 65.1(C)(3), including ordinary mail, on

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

By: \_\_\_\_\_  
CLERK OF COURT

**TO THE CLERK:**

**COPIES A COPY OF THIS ORDER SHALL BE DELIVERED SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(3) TO:**

**COPIES OF THIS ORDER SHALL BE DELIVERED ON:**

- Petitioner
- ~~Petitioner's~~ Attorney for ~~Petitioner~~
- Respondent  ~~Respondent's~~ Attorney for ~~Respondent~~
- Counseling Program: \_\_\_\_\_
- Sheriff's Office: \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Resides: \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Works: \_\_\_\_\_
- CSEA \_\_\_\_\_
- Other: \_\_\_\_\_

IN THE COURT OF COMMON PLEAS
COUNTY, OHIO

Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at

Case No. [Redacted]

Judge \_\_\_\_\_

State OHIO

LAW ENFORCEMENT AGENCY WHERE INDEXED

( ) -

PHONE NUMBER

CONSENT AGREEMENT AND DOMESTIC VIOLENCE CIVIL PROTECTION ORDER (R.C. 3113.31)

WITH SUPPORT ORDER

PETITIONER:

[Redacted]

First Middle Last

v.

PERSON(S) PROTECTED BY THIS ORDER:

Petitioner: \_\_\_\_\_ DOB: \_\_\_\_\_

Petitioner's Family or Household Members:
(Additional forms attached.)

DOB: \_\_\_\_\_

DOB: \_\_\_\_\_

DOB: \_\_\_\_\_

DOB: \_\_\_\_\_

RESPONDENT:

[Redacted]

First Middle Last

RESPONDENT IDENTIFIERS

Table with columns: SEX, RACE, HGT, WGT, EYES, HAIR, DATE OF BIRTH, DOB, DRIVER'S LIC. NO., EXP. DATE, STATE

Relationship to Petitioner: \_\_\_\_\_

Address where Respondent can be found: \_\_\_\_\_

Distinguishing Features: \_\_\_\_\_

WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS - PROCEED WITH CAUTION

{Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.}

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and the Respondent was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. Additional findings of this Order are set forth below.

THE COURT HEREBY ORDERS:

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against the Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until / / (DATE CERTAIN - 5 YEARS MAXIMUM)

WARNING TO RESPONDENT: See the warning page attached to the front of this Order.





Case No. \_\_\_\_\_

2. **EXCLUSIVE POSSESSION OF THE RESIDENCE** located at:

\_\_\_\_\_

is granted to: \_\_\_\_\_. Respondent shall not interfere with this individual's ~~the protected persons'~~ right to occupy the residence including, but not limited to canceling utilities or insurance or interrupting telecommunication (e.g., telephone service, internet, or cable) services, mail delivery, or the delivery of any other documents or items. [NCIC 03]

3. **RESPONDENT SHALL SURRENDER** all keys and garage door openers to the above residence ~~at the earliest possible opportunity after~~ within 24 hours of service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. **RESPONDENT SHALL NOT ENTER** or interfere with the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 04]

5. **RESPONDENT SHALL STAY AWAY FROM PETITIONER** and all other protected persons named in this Order, and not be present within 500 feet or \_\_\_\_\_ (distance) of any protected persons wherever those protected persons may be found, or any place the Respondent knows or should know the protected persons are likely to be, **even with Petitioner's a protected person's permission.** If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

6. **RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social networking media; blogging; writings; electronic communications; or communications; posting a message; or communications by any other means directly or through another person. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC05]

7. **RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

8. **RESPONDENT SHALL IMMEDIATELY SURRENDER POSSESSION OF ALL KEYS TO THE FOLLOWING MOTOR VEHICLE:** \_\_\_\_\_ to the law enforcement agency that served Respondent with the Order or as follows:

\_\_\_\_\_  
\_\_\_\_\_

and Petitioner is granted exclusive use of this motor vehicle.

8.9. **RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY OR PETS** owned or possessed by the protected persons named in this Order. Personal property shall be apportioned as follows:

\_\_\_\_\_  
\_\_\_\_\_

Case No. \_\_\_\_\_

**10. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF COMPANION ANIMALS OR PETS** owned or possessed by the protected persons named in this Order.

**11. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner, from the possession of Respondent:

\_\_\_\_\_  
\_\_\_\_\_  
Exchange of listed companion animals or pets shall take place as follows:  
\_\_\_\_\_

**9-12. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**40. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, AND AMMUNITION** at any time while this Order remains in effect, ~~unless in order to bring about a cessation of violence. Furthermore, Respondent is excepted for official use pursuant to 18 U.S.C. 925(a)(4)~~ may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

RESPONDENT IS EXCEPTED only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**14. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS, INCLUDING FIREARMS AND CONCEALED CARRY WEAPON LICENSE AMMUNITION** owned by Respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or as follows:

\_\_\_\_\_  
Any law enforcement agency is authorized to ~~take~~ accept possession of deadly weapons, including firearms, and ammunition pursuant to this paragraph and hold them in protective custody ~~until further Court order~~ for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons, including firearms, and ammunition into protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons, including firearms, and ammunition, held in protective custody by law enforcement pursuant to this Order ~~shall may be disposed of as unclaimed property pursuant to R.C. 2981.12 unless the Respondent files a motion for return with this Court within 30 days before the expiration of~~ is otherwise disqualified as verified by a check of the NCIC protection order file.

**15. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C. 2923.128.

**16. PETITIONER IS AN UNMARRIED FEMALE** who gave birth to \_\_\_\_\_ (a child) born on \_\_\_\_\_. As set forth in R.C. 3109.042, Petitioner is the sole residential parent or legal custodian of the child until a court of competent jurisdiction issues an order designating another person as the residential parent or legal custodian.

**44-17. PARENTAL RIGHTS AND RESPONSIBILITIES ARE TEMPORARILY ALLOCATED AS FOLLOWS:** [NCIC 09]

Case No. \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
This Order applies to the following ~~child(ren)~~  child  children:  
\_\_\_\_\_  
\_\_\_\_\_

**12-18. VISITATION PARENTING TIME ORDERS DO NOT PERMIT RESPONDENT TO VIOLATE THE TERMS OF THIS ORDER.**

- (A) Respondent's ~~visitation~~ parenting time rights are suspended; or
- (B) As a limited exception to paragraphs 5 and 6, temporary ~~visitation~~ parenting time rights are established as follows: [NCIC 06]

\_\_\_\_\_  
\_\_\_\_\_  
This Order applies to the following ~~child(ren)~~  child  children:  
\_\_\_\_\_  
\_\_\_\_\_

**13-19. LAW ENFORCEMENT AGENCIES**, including but not limited to, \_\_\_\_\_  
are ordered to assist Petitioner in gaining physical custody of the ~~child(ren)~~  child  children, if necessary.

**14-20. RESPONDENT SHALL SUPPORT** the protected persons named in this Order as follows:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**15-21. RESPONDENT MAY PICK UP CLOTHING** and personal effects from the above residence only in the company of a uniformed law enforcement officer within seven or \_\_\_\_\_ days of the filing of this Order. Arrangements may be made by contacting:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**16-22. RESPONDENT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.

~~17. IT IS FURTHER ORDERED:~~ [NCIC 08]  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**23. RESPONDENT SHALL NOT INTERFERE** with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order Wireless Service Transfer Order (Form 10-E).

~~18-24.~~ **RESPONDENT SHALL COMPLETE THE FOLLOWING COUNSELING PROGRAM:**

\_\_\_\_\_

Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment. The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if the Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.

**25. Respondent is ordered to appear before Judge or Magistrate \_\_\_\_\_**

on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m., to review Respondent's compliance with this counseling order. Respondent is warned: If you fail to attend the counseling program you may be held in contempt of court. ~~If you fail to appear at this hearing, or~~ the Court may issue a warrant for your arrest.

**26. IT IS FURTHER ORDERED: [NCIC 08]**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

~~19-27. IT IS FURTHER ORDERED~~ that the Clerk of Court shall cause a copy of this Order **THE CLERK OF COURT SHALL CAUSE A COPY OF THIS ORDER** to be delivered to the served on Respondent as required by set forth in Civ.R. 5(B) and 65.1(C)(3). The Clerk of Court shall also provide certified copies of the Petition and this Order to Petitioner upon request. This Order is granted without bond. No costs or fees shall be assessed against the Petitioner for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this Order.

~~20-28. ALL OF THE TERMS OF THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT FOR A PERIOD OF FIVE YEARS FROM ISSUANCE, OR UNTIL \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_~~ unless earlier modified or terminated by order of this Court. Except for paragraphs 11,12, 13, and 14 above, this Order survives **SURVIVES** a divorce, dissolution of marriage, or legal separation. ~~Until this Order is served upon the Respondent pursuant to Civ.R. 65.1, the terms of the Ex Parte CPO remain in effect~~ Any subsequent order from this Court, another domestic relations court, or juvenile court may modify paragraphs 16, 17, 18, and 19.

~~24-29. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE,~~ the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order as set forth in Civ.R. 65.1. Accordingly, the Court adopts the magistrate's granting of the Order.

**30. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

**31. THE COSTS OF THIS ACTION ARE**  assessed against Respondent  waived.

**IT IS SO ORDERED.**

Case No. \_\_\_\_\_

\_\_\_\_\_  
MAGISTRATE

\_\_\_\_\_  
JUDGE

**NOTICE TO RESPONDENT**

**THE PERSONS NO PERSON PROTECTED BY THIS ORDER CANNOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER, EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

*I have read this Consent Agreement and Civil Protection Order and agree to its terms.*

*I have read this Consent Agreement and Civil Protection Order and agree to its terms.*

\_\_\_\_\_  
SIGNATURE OF PETITIONER

\_\_\_\_\_  
SIGNATURE OF RESPONDENT

\_\_\_\_\_  
Address of Petitioner (Safe Mailing Address)

\_\_\_\_\_  
Address of Respondent

\_\_\_\_\_  
Signature of Attorney for Petitioner

\_\_\_\_\_  
Signature of Attorney for Respondent

\_\_\_\_\_  
Address of Attorney for Petitioner

\_\_\_\_\_  
Address of Attorney for Respondent

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable order, were served on or delivered to the parties indicated pursuant to Civ. R. 5(B) and 65.1(C)(3), including ordinary mail, on

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

By: \_\_\_\_\_  
CLERK OF COURT

**TO THE CLERK:**

**COPIES A COPY OF THIS ORDER SHALL BE DELIVERED SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(3) TO.**

**COPIES OF THIS ORDER SHALL BE DELIVERED ON:**

- Petitioner
- Petitioner's Attorney for Petitioner
- Respondent  Respondent's Attorney for Respondent
- Counseling Program: \_\_\_\_\_
- Sheriff's Office: \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Resides: \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Works: \_\_\_\_\_
- CSEA \_\_\_\_\_
- Other: \_\_\_\_\_

IN THE COURT OF COMMON PLEAS  
\_\_\_\_\_ COUNTY, OHIO

\_\_\_\_\_  
**Petitioner** : Case No. \_\_\_\_\_

\_\_\_\_\_  
Address (Safe mailing address) : Judge/Magistrate \_\_\_\_\_

\_\_\_\_\_  
City, State, Zip Code :

v. : **MOTION TO MODIFY OR TERMINATE  
DOMESTIC VIOLENCE OR DATING VIOLENCE  
CIVIL PROTECTION ORDER OR CONSENT  
AGREEMENT  
(R.C. 3113.31)**

\_\_\_\_\_  
**Respondent** :  
\_\_\_\_\_  
Address :  
\_\_\_\_\_  
City, State, Zip Code :

**CHECK EVERY  THAT APPLIES. IF YOU ARE REQUESTING ASKING FOR YOUR ADDRESS REMAIN TO BE KEPT CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER PUT A MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT MAIL. IF YOU ARE A PARTICIPANT IN THE SECRETARY OF STATE'S ADDRESS CONFIDENTIALITY PROGRAM, PLEASE USE THE P.O. BOX ADDRESS GIVEN TO YOU. THIS FORM IS A PUBLIC RECORD.**

Petitioner  Respondent moves this Court to modify or terminate the ~~Domestic Violence Civil Protection Order or Consent Agreement~~ issued on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ following Order:

- Domestic Violence Civil Protection Order granted on \_\_\_\_\_
- Dating Violence Civil Protection Order granted on \_\_\_\_\_
- Consent Agreement Domestic Violence Civil Protection Order approved on \_\_\_\_\_
- Consent Agreement Dating Violence Civil Protection Order approved on \_\_\_\_\_

In the original proceeding, I was the  Petitioner  Respondent.

1. The terms of the civil protection order or consent agreement to be modified or terminated are:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. The reasons for the modification or termination are:  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- 3. Court fees cannot be assessed against the Petitioner for filing a Motion to Modify or Terminate Domestic Violence Civil Protection Order or Consent Agreement, which is in connection with a previously issued or approved protection order or approved consent agreement, pursuant to R.C. 3113.31(J)(1).

Respectfully submitted,

**SIGNATURE OF PETITIONER/RESPONDENT**

Safe mailing address where the Court may contact send the moving party (YOU) mail. **If you are a participant in the Secretary of State's address confidentiality program, please use the P.O. Box address given to you.**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature of Attorney for Petitioner/Respondent (if applicable)

Name

\_\_\_\_\_  
\_\_\_\_\_

Address

Attorney Registration

Attorney's Telephone

Attorney's Fax

Attorney's Email

**REQUEST FOR SERVICE**

Please serve a copy of this Motion upon the  Petitioner  Respondent, \_\_\_\_\_  
-----

Pursuant to Civ.R. 65.1(C)(3) at the following address:

\_\_\_\_\_

**IN THE COURT OF COMMON PLEAS**

**COUNTY, OHIO**

**Petitioner**

: Case No. \_\_\_\_\_

**v.**

: Judge/Magistrate \_\_\_\_\_

**Respondent**

:

**REQUEST FOR SERVICE**

TO THE CLERK OF COURT:

Pursuant to Civ.R. 65.1(C)(4), please serve  Petitioner  Respondent a copy of the Motion and any other accompanying documents to the address below and as follows:

Personal service

Certified Mail, Return Receipt Requested

Other (specify) \_\_\_\_\_

Other (address): \_\_\_\_\_

Personal Service

Certified Mail, Return Receipt Requested

Other (specify) \_\_\_\_\_

SPECIAL INSTRUCTIONS TO SHERIFF:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SIGNATURE OF ATTORNEY OR  
PETITIONER / RESPONDENT**

**RETURN OF SERVICE**

Respondent was served on \_\_\_\_\_ .

\_\_\_\_\_  
Officer and Badge Number

\_\_\_\_\_  
Law Enforcement Agency

\_\_\_\_\_  
Date

**CLERK'S CERTIFICATE OF MAILING**

Service of Process was sent by \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ .

Attest: \_\_\_\_\_ Deputy Clerk



IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

Petitioner : Case No. \_\_\_\_\_

Date of Birth DOB: \_\_\_\_/\_\_\_\_/\_\_\_\_ : Judge \_\_\_\_\_

v. : JUDGMENT ENTRY ON MOTION TO MODIFY OR
TERMINATE DOMESTIC VIOLENCE CIVIL
PROTECTION ORDER OR CONSENT AGREEMENT
(R.C. 3113.31)

Respondent :

Date of Birth DOB: \_\_\_\_/\_\_\_\_/\_\_\_\_ :

Upon the motion of [ ]Petitioner [ ]Respondent, this proceeding came on for a hearing on
before the Court to [ ]modify [ ]terminate the [ ] Domestic Violence Civil Protection Order or Consent Agreement [ ]
issued on \_\_\_\_/\_\_\_\_/\_\_\_\_ following Order:

- [ ] Domestic Violence Civil Protection Order granted on \_\_\_\_\_
[ ] Dating Violence Civil Protection Order granted on \_\_\_\_\_
[ ] Consent Agreement Domestic Violence Civil Protection Order approved on \_\_\_\_\_
[ ] Consent Agreement Dating Violence Civil Protection Order approved on \_\_\_\_\_

[ ] The Petitioner was [ ]present [ ]not present, but had reasonable notice and opportunity to be heard.

[ ] The Respondent was [ ]present [ ]not present, but had reasonable notice and opportunity to be heard.

The Court has considered the following factors:

- 1. Petitioner [ ]consents [ ]does not consent to the [ ]modification [ ]termination of the Domestic Violence Civil Protection Order or Consent Agreement.
2. Petitioner [ ]continues to fear [ ]does not fear the Respondent.
3. The current nature of the relationship between the Petitioner and Respondent is as follows:
4. Relative proximity of the Petitioner's and Respondent's workplaces and residences.
5. Petitioner and Respondent [ ]have [ ]do not have minor children together.

Case No. \_\_\_\_\_

- 6. Respondent has  complied  failed to comply with the terms and conditions of the original civil protection order or consent agreement.
- 7. Respondent  has  does not have a continuing involvement with  illegal drugs or  alcohol.
- 8. Respondent  has been  has not been convicted of or pleaded guilty to an offense of violence since the protection order was issued or the consent agreement was approved.
- 9. Other protection orders, consent agreements, restraining orders, or no contact orders  have been  have not been issued against the Respondent pursuant to R.C. 3113.31 or 2919.26, any other provision of state law, or the ~~law~~ laws of any other state.
- 10. Respondent  participated  has not participated in a ~~domestic violence~~ treatment, intervention program, or other counseling ~~addressing domestic violence~~ as set forth in the Court's order or approved agreement.
- 11. Respondent  completed  has not completed the ~~domestic violence~~ treatment, intervention program, or other counseling ~~addressing domestic violence~~ as set forth in the Court's order or approved agreement.
- 12. \_\_\_\_\_ (time) has elapsed since the protection order was issued or the consent agreement was approved.

13. The age and health of ~~the~~ Respondent is as follows:

\_\_\_\_\_  
\_\_\_\_\_

14. The last incident of abuse, threat of harm, or commission of a sexually oriented offense occurred on:

\_\_\_\_\_  
\_\_\_\_\_

15. Other information considered concerning the safety and protection of ~~the~~ Petitioner or other protected parties:

\_\_\_\_\_  
\_\_\_\_\_

16. Based on all relevant factors, including those set forth in R.C. 3113.31(E)(8), the Court finds:

~~The terms of the original civil protection order or consent agreement are no longer appropriate. The Order shall be modified as follows:~~ **THE ORDER ISSUED ON \_\_\_\_\_ SHALL BE MODIFIED** per the  Modified Domestic Violence Civil Protection Order (Form 10.01-M) ~~or~~  Modified Dating Violence Civil Protection Order (Form 10.01-T).

\_\_\_\_\_  
\_\_\_\_\_

**THE ORDER IS TERMINATED.** The civil protection order or consent agreement is no longer needed. ~~The Order is terminated.~~ Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

Case No. \_\_\_\_\_

**THE MOTION IS DENIED.** The civil protection order or consent agreement remains in full force and effect. ~~The Motion is denied.~~

17. ~~A new~~ The Court has prepared a Protection Order Notice to NCIC; (Form 10-A,) ~~has been prepared~~ to show the modification or early termination of the prior order or agreement. ~~In the event of modification, a Modified Domestic Violence Civil Protection Order (Form 10.01-M) has been filed with this entry.~~

**IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

The costs of this action are **THE COSTS OF THIS ACTION ARE**  assessed against the Respondent  waived.

18. **IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE,** the Court has reviewed the magistrate's granting or denial of the modification or termination of the Order and finds no error of law or other defect evident on the face of the Order as set forth in Civ.R. 65.1. Accordingly, the Court adopts the magistrate's granting or denial of the modification or termination of the Order.

**IT IS SO ORDERED.**

\_\_\_\_\_  
MAGISTRATE

\_\_\_\_\_  
JUDGE

<b>TO THE CLERK:</b>	
<b>COPIES OF THIS ORDER SHALL BE DELIVERED TO:</b>	
<input type="checkbox"/>	Petitioner
<input type="checkbox"/>	Attorney for Petitioner
<input type="checkbox"/>	Respondent
<input type="checkbox"/>	Attorney for Respondent
<input type="checkbox"/>	Counseling Program: _____
<input type="checkbox"/>	Sheriff's Office Law Enforcement Agency: _____
<input type="checkbox"/>	Police Department Where Petitioner Resides: _____
<input type="checkbox"/>	Police Department Where Petitioner Works: _____
<input type="checkbox"/>	CSEA
<input type="checkbox"/>	Other: _____

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable order, were served on the parties indicated above pursuant to Civ.R. 65.1(C)(3) and 5(B), including ordinary mail, on:

\_\_\_\_\_ day of \_\_\_\_\_

By:

\_\_\_\_\_  
CLERK OF COURT

Case No. \_\_\_\_\_

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable order, were served on or delivered to the parties indicated above pursuant to Civ. R. 5(B) and 65.1(C)(4), including ordinary mail, on

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

By: \_\_\_\_\_  
CLERK OF COURT

**TO THE CLERK:**

**A COPY OF THIS ORDER SHALL BE SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(3).**

**COPIES OF THIS ORDER SHALL BE DELIVERED ON:**

- Petitioner
- Petitioner's Attorney
- Respondent's Attorney
- Counseling Program: \_\_\_\_\_
- Law Enforcement Agency Where Petitioner Resides:  
\_\_\_\_\_
- Law Enforcement Agency Where Petitioner Works:  
\_\_\_\_\_
- CSEA
- Other: \_\_\_\_\_

**IN THE COURT OF COMMON PLEAS  
COUNTY, OHIO**

# Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at

**LAW ENFORCEMENT AGENCY WHERE INDEXED**

( ) -

**PHONE NUMBER**

Case No.

Judge \_\_\_\_\_

State **OHIO**

**MODIFIED DOMESTIC VIOLENCE CIVIL PROTECTION  
ORDER (R.C. 3113.31)**

**PETITIONER:**

First Middle Last

v.

**PERSON(S) PROTECTED BY THIS ORDER:**

Petitioner: \_\_\_\_\_ DOB: \_\_\_\_\_

Petitioner's Family or Household Members:

Additional forms attached

\_\_\_\_\_ DOB: \_\_\_\_\_

\_\_\_\_\_ DOB: \_\_\_\_\_

\_\_\_\_\_ DOB: \_\_\_\_\_

\_\_\_\_\_ DOB: \_\_\_\_\_

**RESPONDENT:**

First Middle Last

Relationship to Petitioner: \_\_\_\_\_

Address where Respondent can be found: \_\_\_\_\_

**RESPONDENT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH DOB	
		/ /	
DRIVER'S LIC. NO.	EXP. DATE	STATE	

Distinguishing Features: \_\_\_\_\_

**WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS – PROCEED WITH CAUTION**

{Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.}

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and ~~the~~ Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against ~~the~~ Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

**(SHALL BE SAME EXPIRATION DATE AS IN CIVIL PROTECTION ORDER OR CONSENT AGREEMENT UNLESS EXTENDED BY SEPARATE ENTRY)**

**WARNING TO RESPONDENT: See the warning page attached to the front of this Order.**



2. **EXCLUSIVE POSSESSION OF THE RESIDENCE** located at:

\_\_\_\_\_

is granted to: \_\_\_\_\_ . Respondent shall not interfere with ~~this individual's~~ the protected persons' right to occupy the residence including, but not limited to canceling utilities or insurance or interrupting telecommunication (e.g. telephone service, internet, cable) services mail delivery, or the delivery of any other documents or items. [NCIC 03]

3. **RESPONDENT SHALL SURRENDER** all keys and garage door openers to the above residence ~~at the earliest possible opportunity after~~ within 24 hours of service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:

\_\_\_\_\_

\_\_\_\_\_

4. **RESPONDENT SHALL NOT ENTER** or interfere with the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 04]

5. **RESPONDENT SHALL STAY AWAY FROM PETITIONER** and all other protected persons named in this Order, and not be present within 500 feet or \_\_\_\_\_ (distance) of any protected ~~persons~~ person wherever those protected persons may be found, or any place ~~the~~ Respondent knows or should know the protected persons are likely to be, **even with Petitioner's a protected person's permission.** If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

6. **RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular, or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social ~~networking~~ media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 05]

7. **RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

8. **RESPONDENT SHALL IMMEDIATELY SURRENDER POSSESSION OF ALL KEYS TO THE FOLLOWING MOTOR VEHICLE:** \_\_\_\_\_ to the law enforcement agency that served Respondent with this Order or as follows:

\_\_\_\_\_

and Petitioner is granted exclusive use of this motor vehicle.

~~8.~~ 9. **RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY OR PETS** owned or possessed by the protected persons named in this Order. Personal property shall be apportioned as follows:

\_\_\_\_\_

\_\_\_\_\_

**10. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY COMPANION ANIMALS OR PETS** owned or possessed by the protected persons named in this Order.

**11. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS,** owned by Petitioner, from the possession of Respondent:

\_\_\_\_\_  
\_\_\_\_\_  
Exchange of the listed companion animals or pets shall take place as follows:  
\_\_\_\_\_  
\_\_\_\_\_

**9.12. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**40.13. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, AND AMMUNITION** at any time while this Order remains in effect, unless in order to bring about a cessation of violence. Furthermore, Respondent is ~~excepted for official use pursuant to 18 U.S.C. 925(a)(1)~~ may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

RESPONDENT IS EXCEPTED only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibition apply.

**14. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS, INCLUDING FIREARMS AND CONCEALED CARRY WEAPON LICENSE AMMUNITION,** owned by respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Any law enforcement agency is authorized to ~~take~~ accept possession of deadly weapons, including firearms, and ammunition pursuant to this paragraph and hold them in protective custody until further Court order for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons, including firearms, and ammunition into protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons, including firearms, and ammunition, held in protective custody by law enforcement pursuant to this Order ~~shall be disposed of as unclaimed property pursuant to R.C. 298.12,~~ unless the Respondent files a motion for return with this Court within 30 days before is otherwise disqualified as verified by a check of the NCIC protection order file.

**15. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE,** if any, is now subject to R.C. 2923.128.

**16. PETITIONER IS AN UNMARRIED FEMALE** who gave birth to \_\_\_\_\_ (a child) born on \_\_\_\_\_. As set forth in R.C. 3109.042, Petitioner is the sole residential parent or legal custodian of the child until a court of competent jurisdiction issues an order designating another person as the residential parent or legal custodian.



**11.17. PARENTAL RIGHTS AND RESPONSIBILITIES ARE TEMPORARILY ALLOCATED AS FOLLOWS:**  
[NCIC 09]

\_\_\_\_\_  
\_\_\_\_\_

This Order applies to the following ~~child(ren)~~ child children:

\_\_\_\_\_  
\_\_\_\_\_

**12.18. VISITATION PARENTING TIME ORDERS DO NOT PERMIT RESPONDENT TO VIOLATE THE TERMS OF THIS ORDER.**

- (A) Respondent's ~~visitation~~ parenting time rights are suspended; or
- (B) As a limited exception to paragraphs 5 and 6, temporary ~~visitation~~ parenting time rights are established as follows: [NCIC 06]

\_\_\_\_\_  
\_\_\_\_\_

This Order applies to the following ~~child(ren)~~ child children:

\_\_\_\_\_  
\_\_\_\_\_

**13.19. LAW ENFORCEMENT AGENCIES**, including but not limited to, \_\_\_\_\_  
are ordered to assist Petitioner in gaining physical custody of the ~~child(ren)~~ child children, if necessary.

**14.20. RESPONDENT SHALL SUPPORT** the protected persons named in this Order as follows:

\_\_\_\_\_  
\_\_\_\_\_

**15.21. RESPONDENT MAY PICK UP CLOTHING** and personal effects from the above residence only in the company of a uniformed law enforcement officer within seven or \_\_\_\_\_ days of the filing of this Order. Arrangements may be made by contacting:

\_\_\_\_\_  
\_\_\_\_\_

**16.22. RESPONDENT SHALL NOT USE OR POSSESS** alcohol or illegal drugs.

**17. IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**18.23. RESPONDENT SHALL COMPLETE THE FOLLOWING COUNSELING PROGRAM:**

Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment. The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if the Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.

**24. Respondent is ordered to appear before Judge or Magistrate** \_\_\_\_\_ **on** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ **at** \_\_\_\_\_  a.m.  p.m. **to review Respondent's compliance with this counseling order. Respondent is warned: If you fail to attend the counseling program you may be held in contempt of court. If you fail to appear at this hearing, or the Court may issue a warrant for your arrest.**

**25. RESPONDENT SHALL NOT INTERFERE** with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order, Wireless Service Transfer Order (Form 10-E).

**26. IT IS FURTHER ORDERED: [NCIC 08]**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**19.27. IT IS FURTHER ORDERED** that the Clerk of Court shall cause a copy **THE CLERK OF COURT SHALL CAUSE A COPY** of this Order to be delivered to the served on Respondent as required by set forth in Civ.R. 5(B) and 65.1(C)(4)(b). The Clerk of Court shall also provide certified copies of the Petition and this Order to Petitioner upon request. ~~This Order is granted without bond. No costs or fees shall be assessed against the Petitioner for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this Order.~~

**20.28. ALL OF THE TERMS OF THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT FOR A PERIOD OF FIVE YEARS FROM ISSUANCE, OR UNTIL** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ ~~unless earlier modified or terminated by order of this Court. Except for paragraphs 11, 12, 13, and 14 above, this Order survives~~ **SURVIVES** a divorce, dissolution of marriage, or legal separation. ~~Until this Order is served upon the Respondent pursuant to Civ.R. 65.1, the terms of the previous CPO remain in effect~~ Any subsequent order from this Court, another domestic relations court, or juvenile court may modify paragraphs 16, 17, 18, and 19.

**24.29. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE,** the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the as set forth in Civ.R. 65.1 Order. Accordingly, the Court adopts the magistrate's granting of the Order.

**30. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

**31. THE COSTS OF THIS ACTION ARE**  assessed against Respondent  waived.

**IT IS SO ORDERED.**

\_\_\_\_\_  
MAGISTRATE

\_\_\_\_\_  
JUDGE

**NOTICE TO RESPONDENT**

**THE PERSONS NO PERSON PROTECTED BY THIS ORDER CANNOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER, EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable order, were served or delivered on the parties indicated pursuant to Civ.R. 65.1(C)(3)(4)(b), including ordinary mail, on

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

By: \_\_\_\_\_  
CLERK OF COURT

**TO THE CLERK:**

**COPIES A COPY OF THIS ORDER SHALL BE DELIVERED SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(4) TO:**

**COPIES OF THIS ORDER SHALL BE DELIVERED ON:**

- Petitioner
- ~~Petitioner's Attorney for Petitioner~~
- Respondent  Respondent's Attorney for Respondent
- Counseling Program: \_\_\_\_\_
- Sheriff's Office: \_\_\_\_\_

~~Police Department~~ Law Enforcement Agency  
Where Petitioner Resides:

~~Police Department~~ Law Enforcement Agency  
Where Petitioner Works:

- CSEA
- Other: \_\_\_\_\_

# FORM 10.01-N: HOW TO COMPLETE A MOTION FOR CONTEMPT FOR VIOLATING A DOMESTIC VIOLENCE CIVIL PROTECTION ORDER

## ENFORCING YOUR CIVIL PROTECTION ORDER

Violating a Domestic Violence Civil Protection Order ("CPO") is a crime. If the Order is violated, call the police or prosecutor. You may also bring a contempt action in the Court that issued your CPO if the other party is not obeying the Order. You may hire an attorney to assist you. You must file a contempt motion with the Clerk of Court to begin a contempt action.

## SOME HINTS BEFORE YOU BEGIN

- All forms must be typed or printed.
- When you write your name on the Motion for Contempt of a Domestic Violence Civil Protection Order, use the same name that is on your CPO.
- Fill out the Motion as completely and accurately as possible.

## FORM YOU WILL NEED

You can get the Motion from the Clerk of Court. Complete the Motion as explained below:

- Fill in the name of the Court, the case number and the judge's last name.
- If you obtained the CPO, you are the Petitioner.** Fill in your name and address. If you want your address to be confidential, do not write your address anywhere on the Motion. However, you must include someone's mailing address to allow the Court to send you legal notices about your case.
- If the Court issued the CPO against you, you are the Respondent.** Fill in your name and address.
- Fill in the other party's name and address.
- Complete the first paragraph.
- In the numbered paragraphs, check every box that applies. There is space at the end of the Motion for any facts or explanations that you want to tell the Court. Attach additional pages, if needed.
- Signing the Motion:** Try to fill out the Motion before you go to the courthouse. **AFTER YOU HAVE FILLED OUT THE MOTION, TAKE IT TO A NOTARY PUBLIC TO HAVE YOUR SIGNATURE NOTARIZED. DO NOT SIGN THE MOTION UNLESS YOU ARE IN FRONT OF A NOTARY PUBLIC. An employee of the Clerk of Court may be available to notarize your Motion.**
- Complete the Instructions for Service at the end of the Motion. This tells the Clerk of Court how you want the Motion delivered.

## FILING THE MOTION FOR CONTEMPT OF A DOMESTIC VIOLENCE CPO

- Present your completed Motion to the filing window/counter of the Clerk of Court's office for filing.
- A Clerk of Court's office employee helps you file the Motion.
- The Court shall not charge a fee for filing a contempt motion to you if the CPO was issued for your protection.
- Ask a Clerk of Court's office employee or your local domestic violence assistance provider about your local court procedures.

**VICTIM ADVOCATE**

State law permits you to have a victim advocate with you at all times in Court during protection order proceedings. Victim advocate means a person who provides support and assistance for a victim of an offense during Court proceedings. Contact your local victim assistance program, local domestic violence program, or the Ohio Domestic Violence Network, 800-934-9840, for advocate information.

**ATTENDING THE CONTEMPT HEARING**

At the hearing, you should tell the judge or magistrate what the other party did to fail to obey the CPO. If you have any physical evidence (photographs, documents, broken property, etc), bring it to this hearing. If you have any witnesses to the violations, bring them to this hearing. If you want the Court to order any witness to appear at the hearing, you can ask the Clerk of Court to issue a subpoena. This needs to be done as far in advance of the hearing as possible.

The Court will give each party the opportunity to present evidence and witnesses.

After all the evidence is presented at the contempt hearing, the Court may find that the Respondent or Petitioner has failed to comply with the CPO. If so, the Court may order the offending party to do or stop certain acts to comply with the terms of the CPO. The Court can also order the offending party to serve time in jail, pay a fine, or both.

**FORM 10.01-N is reserved for future use**

**TIPS FOR FILING A DOMESTIC VIOLENCE PROTECTION ORDER CONTEMPT MOTION**

- There is NO FEE for filing a motion for contempt the protection order (Form 10.01-O).
- If you have any questions about filing a motion for a DV protection order, contact your local victim assistance program, domestic violence program, or the Ohio Domestic Violence Network at 800-934-9840.
- Make sure you consider carefully the violations in paragraphs 1 through 18 in the motion, which tell the Court how the protection order was violated.
- Take the motion to the Clerk of Court's Office.
- Neither the Clerk of Court's Office nor the local domestic violence program can give you legal advice. Only an attorney can give you legal advice.
- Unless you have received a court order signed by a judge or magistrate, you do not have to give discovery, answer any questions, or give information to Respondent or Respondent's lawyer.
- A hearing on your motion will be scheduled.
- You must attend the hearing. Your attorney and victim advocate may also be present at the hearing.
- On the day of the hearing, (1) be prepared to tell the Court what happened, including asking Respondent questions, and (2) bring with you any witnesses and evidence that will help you prove Respondent committed domestic violence.
- Respondent may have an attorney present at the hearing. You may ask for a continuance to obtain an attorney.
- Respondent or Respondent's attorney may also present evidence and even call you as a witness and ask you questions during the full hearing.

Case No. \_\_\_\_\_

IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

\_\_\_\_\_  
**Petitioner** : Case No. \_\_\_\_\_

\_\_\_\_\_  
Address (Safe mailing address) : Judge/Magistrate \_\_\_\_\_

\_\_\_\_\_  
City, State, Zip Code :

v. : **MOTION FOR CONTEMPT OF A DOMESTIC  
VIOLENCE OR DATING VIOLENCE CIVIL  
PROTECTION ORDER (R.C. 3113.31)**

\_\_\_\_\_  
**Respondent** :

\_\_\_\_\_  
Address :

\_\_\_\_\_  
City, State, Zip Code :

**CHECK EVERY  THAT APPLIES. IF YOU ARE REQUESTING ASKING FOR YOUR ADDRESS REMAIN TO BE KEPT CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE GIVE ANOTHER MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT MAIL. IF YOU ARE A PARTICIPANT IN THE SECRETARY OF STATE'S ADDRESS CONFIDENTIALITY PROGRAM, PLEASE USE THE P.O. BOX ADDRESS GIVEN TO YOU. THIS FORM IS A PUBLIC RECORD.**

Petitioner  Respondent moves this Court to find \_\_\_\_\_ in contempt of this Court's court for violating one or more of the provisions of the  Domestic Violence Civil Protection Order  Dating Violence Civil Protection Order issued on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ for the reasons below.

For any item that needs additional explanation, you may use paragraph 18 and/or attach additional pages as needed.

- 1. Respondent violated the Domestic Violence Civil Protection Order by engaging in one or more of the following acts against me and/or another protected person (check all that apply):
  - ~~Abusing~~ Abusing me or another protected person
  - ~~Harmed~~ Harming me or ~~attempted~~ attempting to harm me or another protected person
  - ~~Threatened~~ Threatening me or another protected person
  - ~~Followed~~ Following me or another protected person
  - ~~Stalked~~ Stalking me or another protected person
  - ~~Harassed~~ Harassing me or another protected person
  - ~~Forced~~ Forcing sexual relations upon \_\_\_\_\_ me or another protected person
  - ~~Committed~~ Committing a sexually oriented offense against me or another protected person
  - Other: \_\_\_\_\_

2. Respondent failed to vacate the residence at \_\_\_\_\_

3. Respondent interfered with the my exclusive possession of the residence located at

Furthermore, Respondent ~~interfered with my right to occupy the residence by~~ did the following (check all that apply):

- ~~Cancelling~~ Cancelled utilities
- ~~Cancelling~~ Cancelled insurance
- Interrupted telecommunication (telephone service, internet, or cable) services
- Interrupted mail delivery
- Interrupted delivery of any other documents or items

4. Respondent failed to surrender keys ~~and/or~~ garage door openers to the residence for which the Domestic Violence Civil Protection Order grants Petitioner exclusive use ~~was ordered in the Domestic Violence Civil Protection Order.~~

5. Respondent entered or interfered with the residence, school, business, place of employment, day care center, or child care provider of the protected persons.

6. Respondent violated the stay away provision of the ~~Domestic Violence~~ Civil Protection Order.

7. Respondent violated the no contact provision of the ~~Domestic Violence~~ Civil Protection Order by (check all that apply):

- Posting photographs, videos, or other images of me or another protected person on social media
- Referring to me or another protected persons on social media
- Electronically surveilling me or another protected person

8. Respondent failed to surrender the keys to the motor vehicle for which the Civil Protection Order grants Petitioner exclusive use ~~was granted to the Petitioner in the Domestic Violence Civil Protection Order.~~

9. Respondent removed, damaged, hid, or disposed of personal property, companion animals, or pets in violation of the ~~Domestic Violence~~ Civil Protection Order.

10. Respondent impeded Petitioner from removing Petitioner's companion animal or pet in violation of the Civil Protection Order.

~~11.~~ Respondent caused or encouraged another person to do acts prohibited by the ~~Domestic Violence~~ Civil Protection Order.

~~11,12.~~ Respondent violated the ~~Domestic Violence~~ Civil Protection Order by possessing, using, carrying, obtaining, or failing to turn over a deadly weapon, including firearms, and ammunition.

~~12,13.~~ Petitioner Respondent violated the temporary allocation of parental rights and responsibilities (custody).

~~13,14.~~ Petitioner Respondent violated the visitation order.

~~14,15.~~ Respondent violated the child or spousal support provision of in the ~~Domestic Violence~~ Civil Protection Order.

~~15,16.~~ Respondent used or possessed alcohol ~~and/or~~ illegal drugs in violation of the ~~Domestic Violence~~ Civil Protection Order.



Case No. \_\_\_\_\_

16.17. Petitioner Respondent failed to attend the ordered counseling program in violation of the Civil Protection Order.

18. Respondent interfered with the wireless service transfer, prevented the functionality of a device on the network, or incurred further contractual or financial obligations related to the wireless service transferred in violation of the Civil Protection Order.

17.19. ~~List other~~ Other violations of the ~~Domestic Violence~~ Civil Protection Order here or additional explanation (if you need more space, attach an additional page):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

18. Additional explanation here:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**I hereby swear or affirm that the answers above are true, complete, and accurate to the best of my knowledge. I understand that ~~falsification of~~ making false statements in this document may result in a contempt of court finding against me which could result in a jail sentence and fine, and ~~that falsification of this document~~ may also subject me to criminal penalties for perjury under R.C. 2921.11.**

Sworn to and subscribed before me on this

\_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_

SIGNATURE OF PETITIONER/RESPONDENT DATE

\_\_\_\_\_  
**NOTARY PUBLIC**

**~~IF YOU ARE REQUESTING YOUR ADDRESS REMAIN CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT. THIS FORM IS A PUBLIC RECORD.~~**

IF YOU DO NOT HAVE AN ATTORNEY FOR THIS CASE, PLEASE LEAVE THIS INFORMATION BELOW BLANK

\_\_\_\_\_  
Signature of Attorney for Petitioner (if applicable)

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Attorney Registration Number

\_\_\_\_\_  
Telephone

**REQUEST FOR SERVICE**

Please serve a copy of this Motion upon the Petitioner Respondent, \_\_\_\_\_

\_\_\_\_\_  
pursuant to Civ.R. 65.1(C)(3) at the following address:  
\_\_\_\_\_

Case No. \_\_\_\_\_

**IN THE COURT OF COMMON PLEAS**  
**COUNTY, OHIO**

\_\_\_\_\_  
**Petitioner** : Case No. \_\_\_\_\_  
**v.** : Judge/Magistrate \_\_\_\_\_  
\_\_\_\_\_  
**Respondent** :

**REQUEST FOR SERVICE**

TO THE CLERK OF COURT:

Pursuant to Civ.R. 65.1(C)(4), please serve Respondent a copy of the Motion and any other accompanying documents to the address below and as follows:

Personal service  Certified Mail, Return Receipt Requested  
 Other (specify) \_\_\_\_\_

Other (address): \_\_\_\_\_  
 Personal service  Certified Mail, Return Receipt Requested  
 Other (specify) \_\_\_\_\_

SPECIAL INSTRUCTIONS TO SHERIFF:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
**SIGNATURE OF ATTORNEY OR PETITIONER**

**RETURN OF SERVICE**

Respondent was served on \_\_\_\_\_ .

\_\_\_\_\_  
Officer and Badge Number Law Enforcement Agency

\_\_\_\_\_  
Date

**CLERK'S CERTIFICATE OF MAILING**

Service of Process was sent by \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ .

Attest: \_\_\_\_\_ Deputy Clerk

IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

Petitioner : Case No. \_\_\_\_\_

Judge/Magistrate \_\_\_\_\_

Address (Safe mailing address) :

City, State, Zip Code :

Date of Birth \_\_\_\_ / \_\_\_\_ / \_\_\_\_ :

v. :

Respondent :

Address (If home address unknown, put work address) :

City, State, Zip Code :

Date of Birth \_\_\_\_ / \_\_\_\_ / \_\_\_\_ :

**PETITION FOR DATING VIOLENCE CIVIL PROTECTION ORDER (R.C. 3113.31)**

**CHECK ALL BOXES THAT APPLY. IF YOU ARE ASKING FOR YOUR ADDRESS TO BE KEPT CONFIDENTIAL, PLEASE PUT A MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE MAIL. IF YOU ARE A PARTICIPANT IN THE SECRETARY OF STATE'S ADDRESS CONFIDENTIALITY PROGRAM, PLEASE USE THE P.O. BOX ADDRESS GIVEN TO YOU. THIS FORM IS A PUBLIC RECORD.**

I need or a witness needs a foreign language interpreter in \_\_\_\_\_ or an American Sign Language interpreter per Sup.R. 88.

1. I  want  do not want an ***ex parte* (emergency) protection order** per R.C. 3113.31. Petitioner further requests a full hearing trial be scheduled, even if the *ex parte* protection order is granted, denied, or not requested.

2. I am filing the Petition because I am in fear of continuing danger. I was 18 years old or older when the violence took place, and I am or was in a dating relationship with Respondent within one year before the violence took place.

3. I have listed below all family or household members who need protection other than me **(Leave blank if you are not seeking protection for other family or household members.)**

NAME	DATE OF BIRTH	RELATIONSHIP TO PETITIONER
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

4. Respondent committed an act of violence against me.
5. Respondent was 18 years old or older when the violence took place.
6. I have or had a romantic or intimate relationship with the Respondent.
7. My relationship with Respondent was **neither** a casual acquaintance **nor** an ordinary business or social relationship.
8. You **must** describe the relationship with Respondent. You may include: (If you need more space, attach an additional page.)
  - Whether you developed a special bond beyond a casual acquaintanceship or an ordinary business or social relationship
  - Length of the relationship with Respondent
  - Nature and frequency of contact with Respondent, including whether you had an intimate relationship with Respondent and communications that would show the relationship with Respondent was more than a casual acquaintanceship or an ordinary business or social relationship
  - Expectations about the relationship with Respondent
  - Statements or conduct by Respondent or you that could show to the Court the depth of or commitment to the relationship
  - Any other reason or explanation to prove the dating relationship

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9. You **must** describe Respondent's threats or actions that made you afraid. When did it happen (if you do not know exact dates, give approximate dates). Explain why you believe you are in danger? **If you need more space, attach an additional page.**

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- f. Directs Respondent to complete counseling, substance abuse counseling, or other treatment or intervention as determined necessary by the Court.
- g. Directs the wireless service provider to separate Petitioner's account from Respondent's account, per R.C. 3113.45 to 3113.459. Petitioner will assume all financial responsibility for any costs associated with the wireless service number and any costs for the device associated with the wireless service number. The Respondent's billing telephone number is \_\_\_\_\_ .

Petitioner's contact information is on page 1 of this Petition. The wireless service numbers to be transferred to Petitioner which are used by Petitioner or the minor children in the care of Petitioner is:

\_\_\_\_\_

\_\_\_\_\_

- h. Includes the following additional provisions:
- \_\_\_\_\_
- \_\_\_\_\_

12. Petitioner further requests that the Court issue no mutual protection orders or other orders against Petitioner unless all of the conditions of R.C. 3113.31(E)(4) are met.
13. Petitioner further requests that if Petitioner has a victim advocate, the Court permit the victim advocate to accompany Petitioner at all stages of these proceedings as required by R.C. 3113.31(M).
14. Petitioner further requests at the ex parte hearing or full hearing that the Court grant such other relief as the Court considers equitable and fair, including orders or directives to law enforcement.
15. Petitioner has listed court cases (including children service/CPS case, animal cruelty, sexually oriented offense, no contact order, and protection order) and other legal matters regarding Respondent which may relate to this case: (If you need more space, attach an additional page.)

<u>CASE NAME</u>	<u>CASE NUMBER</u>	<u>COURT/COUNTY</u>	<u>TYPE OF CASE</u>	<u>RESULT OF CASE</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

**I swear or affirm that the answers above are true, complete, and accurate to the best of my knowledge. I understand that making false statements in this document may result in a contempt of court finding against me, which could result in a jail sentence and fine, and may also subject me to criminal penalties for perjury under R.C. 2921.11.**

\_\_\_\_\_  
SIGNATURE OF PETITIONER

\_\_\_\_\_  
DATE

**IF YOU DO NOT HAVE AN ATTORNEY, PLEASE LEAVE THE INFORMATION BELOW BLANK.**

\_\_\_\_\_  
Signature of Attorney

\_\_\_\_\_  
Attorney's Registration Number

\_\_\_\_\_  
Name of Attorney

\_\_\_\_\_  
Attorney's Telephone

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Attorney's Address

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Attorney's Fax

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City, State, Zip Code

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Attorney's Email

**IN THE COURT OF COMMON PLEAS**

**COUNTY, OHIO**

**Petitioner**

: Case No. \_\_\_\_\_

**v.**

: Judge/Magistrate \_\_\_\_\_

**Respondent**

:

**REQUEST FOR SERVICE**

**TO THE CLERK OF COURT:**

Pursuant to Civ.R. 65.1(C)(2), please serve Respondent a copy of the Petition, ex parte protection order, if granted, and any other accompanying documents to the address below and as follows:

Personal service

Certified Mail, Return Receipt Requested

Other (specify) \_\_\_\_\_

Other (address): \_\_\_\_\_

Personal Service

Certified Mail, Return Receipt Requested

Other (specify) \_\_\_\_\_

**SPECIAL INSTRUCTIONS TO SHERIFF:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SIGNATURE OF ATTORNEY OR PETITIONER**

**RETURN OF SERVICE**

Respondent was served on \_\_\_\_\_

\_\_\_\_\_  
Officer and Badge Number

\_\_\_\_\_  
Law Enforcement Agency

\_\_\_\_\_  
Date

**CLERK'S CERTIFICATE OF MAILING**

Service of Process was sent by \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_

Attest: \_\_\_\_\_

Deputy Clerk



IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at

Case No.

Empty box for Case No.

Judge/Magistrate

Empty line for Judge/Magistrate

State

OHIO

LAW ENFORCEMENT AGENCY WHERE INDEXED

( ) - PHONE NUMBER

DATING VIOLENCE CIVIL PROTECTION ORDER (DTCPO) EX PARTE (R.C. 3113.31)

PETITIONER:

Empty box for Petitioner name

First Middle Last

PERSON(S) PROTECTED BY THIS ORDER:

Petitioner: DOB:
Petitioner's Family or Household Members:
(Additional forms attached.)
DOB:
DOB:
DOB:

v.

RESPONDENT:

Empty box for Respondent name

First Middle Last

RESPONDENT IDENTIFIERS

Table with columns: SEX, RACE, HGT, WGT, EYES, HAIR, DOB, DRIVER'S LIC. NO., EXP. DATE, STATE

Petitioner is or was in a dating relationship with Respondent within 12 months preceding the conduct resulting in this Order being requested.

Address where Respondent can be found:

Empty line for Respondent address

Distinguishing features:

Empty line for Distinguishing features

WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS - PROCEED WITH CAUTION

Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. Additional findings of this Order are set forth below.

THE COURT HEREBY ORDERS:

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until

Empty line for effective date

UNLESS EXTENDED BY SEPARATE ENTRY.

WARNING TO RESPONDENT: See the warning page attached to the front of this Order.



are likely to be, **even with a protected person’s permission**. If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

**3. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person. Respondent may not violate this Order **even with the permission of a protected person**. [NCIC 05]

**4. RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

**5. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

**6. THE PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner, from the possession of Respondent:

\_\_\_\_\_  
Exchange of the listed companion animals or pets shall take place as follows:  
\_\_\_\_\_  
\_\_\_\_\_

**7. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**8. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON** at any time while the Order remains in effect in order to bring about a cessation of violence. Furthermore, Respondent may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

**RESPONDENT IS EXCEPTED** only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**9. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS** owned by Respondent or in Respondent’s possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Any law enforcement agency is authorized to accept possession of deadly weapons pursuant to this paragraph and hold them in protective custody for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent’s deadly weapons for protective custody as set forth in this Order.

Upon the expiration or termination of this Order and if a full hearing order is not issued or consent agreement approved, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

**10. RESPONDENT’S CONCEALED CARRY WEAPON LICENSE**, if any, is not subject to R.C. 2923.128.

- 11. **RESPONDENT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.
- 12. **RESPONDENT SHALL NOT INTERFERE** with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by the Petitioner or any minor children in the care of the Petitioner shall be transferred to Petitioner by separate order, Wireless Service Transfer Order (Form 10-E).

- 13. **IT IS FURTHER ORDERED:** [NCIC 08]

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- 14. **ALL DISCOVERY SHALL STRICTLY COMPLY** with Civ.R. 65.1(D).
- 15. **THE CLERK OF COURT SHALL CAUSE A COPY OF THE PETITION, THIS ORDER, AND ANY OTHER ACCOMPANYING DOCUMENT** to be served on the Respondent as set forth in Civ.R. 65.1(C)(2). The Clerk of Court shall also provide copies of the Petition and certified copies of this Order to Petitioner upon request.
- 16. **THIS ORDER DOES NOT EXPIRE** because of a failure to serve notice of the full hearing upon the Respondent before the date set for the full hearing or because the Court grants a continuance, as set forth in R.C. 3113.31(D)(2)(b).
- 17. **IT IS FURTHER ORDERED THAT NO COSTS OR FEES SHALL BE ASSESSED AGAINST THE PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving this protection order, or subpoenaing witnesses or obtaining a certified copy of this protection order. This Order is granted without bond.

**IT IS SO ORDERED.**

\_\_\_\_\_  
**JUDGE/MAGISTRATE**

**NOTICE TO RESPONDENT**

**NO PERSON PROTECTED BY THIS ORDER CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERM OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**A FULL HEARING** on this Order, and on all other issues raised by the Petition, shall be held before Judge or Magistrate:

**TO THE CLERK:**

**A COPY OF PETITION, THIS ORDER, AND ANY OTHER ACCOMPANYING DOCUMENTS SHALL BE SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(2):**

on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

at \_\_\_\_\_ a.m./p.m. at the following location:

**On the day of the Full Hearing, come prepared to (1) tell the Court what happened, (2) bring with you any witnesses, evidence, and documentation to prove your case, and (3) be aware that the other party or party's attorney may ask you questions. If you do not have an attorney, you may ask for a brief continuance to obtain an attorney per R.C. 3113.31(D)(2)(a)(iii) or you may represent yourself.**

**Parties do not have to give discovery, answer questions, or give information to the other party or the other party's lawyer unless ordered by judge or magistrate (Civ.R. 65.1(D)(2)).**

**COPIES OF THIS ORDER AND ANY OTHER ACCOMPANYING DOCUMENTS SHALL BE DELIVERED TO:**

- Petitioner
- Petitioner's Attorney
- Law Enforcement Agency Where Petitioner Resides:  
\_\_\_\_\_
- Sheriff's Office: \_\_\_\_\_
- Law Enforcement Agency Where Petitioner Works:  
\_\_\_\_\_
- Other: \_\_\_\_\_

IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at

Case No.

Judge

State

OHIO

LAW ENFORCEMENT AGENCY WHERE INDEXED

( ) : PHONE NUMBER

DATING VIOLENCE CIVIL PROTECTION ORDER (DTCPO) FULL HEARING (R.C. 3113.31)

PETITIONER:

Empty box for Petitioner's name

First Middle Last

v.

PERSON(S) PROTECTED BY THIS ORDER:

Form for protected persons with fields for name, DOB, and family members.

RESPONDENT:

Empty box for Respondent's name

First Middle Last

RESPONDENT IDENTIFIERS

Table with columns for SEX, RACE, HGT, WGT, EYES, HAIR, DOB, DRIVER'S LIC. NO., EXP. DATE, STATE.

Petitioner is or was in a dating relationship with Respondent within 12 months preceding the conduct resulting in this Order being requested.

Address where Respondent can be found:

Distinguishing Features:

WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS - PROCEED WITH CAUTION

Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and Respondent was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. Additional findings of this Order are set forth below.

THE COURT HEREBY ORDERS:

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until / / (DATE CERTAIN - 5 YEARS MAXIMUM)

WARNING TO RESPONDENT: See the warning page attached to the front of this Order.

Case No. \_\_\_\_\_

This proceeding came on for a hearing on \_\_\_\_\_ before the Court and the  
Ex Parte Order issued on \_\_\_\_\_ . The following individuals were present:

\_\_\_\_\_  
\_\_\_\_\_

The Court hereby makes the following findings of fact regarding the granting of the Order, including the facts upon  
which the Court concluded the existence of the dating relationship:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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Additional findings on a separate page are included and attached herein.

The Court further finds by a preponderance of the evidence that 1) Petitioner is or was in a dating relationship with  
Respondent, 2) Petitioner or Petitioner's family or household members are in danger and have been a victim as  
defined in R.C. 3113.31(A) committed by Respondent, and 3) the following orders are equitable, fair, and necessary  
to protect the persons named in this Order from dating violence.

**RESPONDENT SHALL NOT ABUSE,** harm, attempt to harm, threaten, follow, stalk, harass, force sexual relations  
upon, or commit sexually oriented offenses against the protected persons named in this Order. [NCIC 01 and 02]

**ALL OF THE PROVISIONS CHECKED BELOW ALSO APPLY TO RESPONDENT**

- 1. **RESPONDENT SHALL NOT ENTER** or interfere with the residence, school, business, place of employment,  
day care centers, or child care providers of the protected persons named in this Order, including the  
buildings, grounds, and parking lots at those locations. Respondent may not violate this Order **even with  
the permission of a protected person.** [NCIC 04]
  
- 2. **RESPONDENT SHALL STAY AWAY FROM ALL** protected persons named in this Order, and not be present  
within 500 feet or \_\_\_\_\_ (distance) of any protected persons wherever those protected  
persons may be found, or any place Respondent knows or should know the protected persons are likely to be,  
**even with a protected person's permission.** If Respondent accidentally comes in contact with protected  
persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters  
on public and private roads, highways, and thoroughfares. [NCIC 04]

**3. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person.

Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 05]

**4. RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

**5. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

**6. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner from the possession of Respondent:

Exchange of the listed companion animals or pets shall take place as follows:

**7. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**8. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON,** at any time while this Order remains in effect in order to bring about a cessation of violence. Furthermore, Respondent may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

**RESPONDENT IS EXCEPTED** only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**9. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS** owned by Respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or as follows:

Any law enforcement agency is authorized to accept possession of deadly weapons pursuant to this paragraph and hold them in protective custody for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons for protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

**10. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE,** if any, is now subject to R.C. 2923.128.

**11. RESPONDENT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.

**12. RESPONDENT SHALL COMPLETE THE FOLLOWING COUNSELING PROGRAM:**



**Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment.** The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.

**13. RESPONDENT IS ORDERED TO APPEAR before Judge or Magistrate \_\_\_\_\_ on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m. to review Respondent's compliance with the terms of this Order. RESPONDENT IS WARNED: If you fail to attend the counseling program, you may be held in contempt of court or the Court may issue a warrant for your arrest.**

**14. RESPONDENT SHALL NOT INTERFERE with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.**

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order, Wireless Service Transfer Order (Form 10-E).

**15. IT IS FURTHER ORDERED: [NCIC 08]**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**16. THE CLERK OF COURT SHALL CAUSE A COPY OF THIS ORDER to be served on Respondent as set forth in Civ.R. 5(B) and 65.1(C)(3). The Clerk of Court shall also provide certified copies of this Order to Petitioner upon request.**

**17. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE, the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order as set forth in Civ.R. 65.1. Accordingly, the Court adopts the magistrate's granting of the Order.**

**18. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.**

**19. THE COSTS OF THIS ACTION ARE  assessed against Respondent  waived.**

**IT IS SO ORDERED.**

\_\_\_\_\_  
**MAGISTRATE**

\_\_\_\_\_  
**JUDGE**

**NOTICE TO RESPONDENT**

**NO PERSON PROTECTED BY THIS ORDER CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERM OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable order, were served on or delivered to the parties indicated above pursuant to Civ.R. 5(B) and 65.1(C)(3), including ordinary mail, on

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

By: \_\_\_\_\_  
CLERK OF COURT

**TO THE CLERK:**

**A COPY OF THIS ORDER SHALL BE SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(3).**

**COPIES OF THIS ORDER SHALL BE DELIVERED ON:**

- Petitioner
- ~~Petitioner's~~ Attorney for ~~Petitioner~~
- ~~Respondent~~       Respondent's Attorney for Respondent
- Counseling Program: \_\_\_\_\_
- Sheriff's Office: \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Resides: \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Works: \_\_\_\_\_
- Other: \_\_\_\_\_

IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at

LAW ENFORCEMENT AGENCY WHERE INDEXED

( ) -

PHONE NUMBER

Case No.

Judge

State

OHIO

CONSENT AGREEMENT AND DATING VIOLENCE CIVIL PROTECTION ORDER (R.C. 3113.31)

PETITIONER:

Empty box for Petitioner's name

First

Middle

Last

v.

PERSON(S) PROTECTED BY THIS ORDER:

Petitioner \_\_\_\_\_ DOB: \_\_\_\_\_

Petitioner's Family or Household Members :

( ) Additional forms attached

\_\_\_\_ DOB: \_\_\_\_\_
\_\_\_\_ DOB: \_\_\_\_\_
\_\_\_\_ DOB: \_\_\_\_\_
\_\_\_\_ DOB: \_\_\_\_\_

RESPONDENT:

Empty box for Respondent's name

First

Middle

Last

Petitioner is or was in a dating relationship with Respondent within 12 months preceding the conduct resulting in this Order being requested.

Address where Respondent can be found:

RESPONDENT IDENTIFIERS

Table with columns: SEX, RACE, HGT, WGT, EYES, HAIR, DOB, DRIVER'S LIC. NO., EXP. DATE, STATE

Distinguishing Features:

WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS - PROCEED WITH CAUTION

Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and Respondent was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. Additional findings of this Order are set forth below.

THE COURT HEREBY ORDERS:

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until / / (DATE CERTAIN - 5 YEARS MAXIMUM)

WARNING TO RESPONDENT: See the warning page attached to the front of this Order.



**2. RESPONDENT SHALL STAY AWAY FROM ALL** protected persons named in this Order, and not be present within 500 feet or \_\_\_\_\_ (distance) of any protected persons wherever those protected persons may be found, or any place Respondent knows or should know the protected persons are likely to be, **even with a protected person's permission.** If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

**3. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person.  
Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 05]

**4. RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

**5. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.  
\_\_\_\_\_

**6. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner from the possession of Respondent:  
\_\_\_\_\_

Exchange of the listed companion animals or pets shall take place as follows:  
\_\_\_\_\_  
\_\_\_\_\_

**7. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**8. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON** at any time while this Order remains in effect in order to bring about a cessation of violence. Furthermore, Respondent may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

**RESPONDENT IS EXCEPTED** only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**9. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS** owned by Respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or as follows:  
\_\_\_\_\_

Any law enforcement agency is authorized to accept possession of deadly weapons pursuant to this paragraph and hold them in protective custody for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons for protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

**10. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C 2923.128.

**11. RESPONDENT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.

**12. RESPONDENT SHALL COMPLETE THE FOLLOWING COUNSELING PROGRAM:**

Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment. The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.

**13. RESPONDENT IS ORDERED TO APPEAR before Judge or Magistrate** \_\_\_\_\_ on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m. to review Respondent's compliance with the terms of this Order. **RESPONDENT IS WARNED: If you fail to attend the counseling program, you may be held in contempt of court or the Court may issue a warrant for your arrest.**

**14. RESPONDENT SHALL NOT INTERFERE** with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order, Wireless Service Transfer Order (Form 10-E).

**15. IT IS FURTHER ORDERED: [NCIC 08]**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**16. THE CLERK OF COURT SHALL CAUSE A COPY OF THIS ORDER** to be served on Respondent as set forth in Civ.R. 5(B) and 65.1(C)(3). The Clerk of Court shall also provide certified copies of this Order to Petitioner upon request.

**17. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE**, the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order as set forth in Civ.R. 65.1. Accordingly, the Court adopts the magistrate's granting of the Order.

**18. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

**19. THE COSTS OF THIS ACTION ARE**  assessed against Respondent  waived.

**IT IS SO ORDERED.**

\_\_\_\_\_  
**MAGISTRATE**

\_\_\_\_\_  
**JUDGE**

**NOTICE TO RESPONDENT**

**NO PERSON PROTECTED BY THIS ORDER CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERM OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

*I have read this Consent Agreement and Civil Protection Order and agree to its terms.*

*I have read this Consent Agreement and Civil Protection Order and agree to its terms.*

**SIGNATURE OF PETITIONER**

**SIGNATURE OF RESPONDENT**

\_\_\_\_\_  
Address of Petitioner (Safe Mailing Address)

\_\_\_\_\_  
Address of Respondent

\_\_\_\_\_  
Signature of Attorney for Petitioner

\_\_\_\_\_  
Signature of Attorney for Respondent

\_\_\_\_\_  
Address of Attorney for Petitioner

\_\_\_\_\_  
Address of Attorney for Respondent

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable order, were served on or delivered to the parties indicated above pursuant to Civ.R. 5(B) and 65.1(C)(3), including ordinary mail, on

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

By: \_\_\_\_\_  
CLERK OF COURT

**TO THE CLERK:**

**A COPY OF THIS ORDER SHALL BE SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(3).**

**COPIES OF THIS ORDER SHALL BE DELIVERED ON:**

- Petitioner
- ~~Petitioner's~~ Attorney for ~~Petitioner~~
- ~~Respondent~~       Respondent's Attorney for Respondent
- Counseling Program: \_\_\_\_\_
- Sheriff's Office: \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Resides: \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Works: \_\_\_\_\_
- Other: \_\_\_\_\_

IN THE COURT OF COMMON PLEAS
COUNTY, OHIO

Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at

LAW ENFORCEMENT AGENCY WHERE INDEXED

( ) -

PHONE NUMBER

Case No.

Judge

State

OHIO

MODIFIED DATING VIOLENCE CIVIL PROTECTION ORDER (R.C. 3113.31)

PETITIONER:

Empty box for Petitioner's name

First Middle Last

v.

PERSON(S) PROTECTED BY THIS ORDER:

Petitioner: DOB:

Petitioner's Family or Household Members:

(Additional forms attached)

DOB: DOB: DOB: DOB:

RESPONDENT:

Empty box for Respondent's name

First Middle Last

RESPONDENT IDENTIFIERS

Table with columns: SEX, RACE, HGT, WGT, EYES, HAIR, DOB, DRIVER'S LIC. NO., EXP. DATE, STATE

Petitioner is or was in a dating relationship with Respondent within 12 months preceding the conduct resulting in this Order being requested.

Address where Respondent can be found:

Distinguishing Features:

WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS - PROCEED WITH CAUTION

Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. Additional findings of this Order are set forth below.

THE COURT HEREBY ORDERS:

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until

(SHALL BE SAME EXPIRATION DATE AS IN CIVIL PROTECTION ORDER OR CONSENT AGREEMENT UNLESS EXTENDED BY SEPARATE ENTRY)

WARNING TO RESPONDENT: See the warning page attached to the front of this Order.



This proceeding came on for a hearing on \_\_\_\_\_ / \_\_\_\_ / \_\_\_\_ . Based on the evidence presented and consideration of factors set forth in R.C. 31131.31(E)(8), the Court finds that the motion to modify the prior Dating Violence Civil Protection Order issued on \_\_\_\_\_ / \_\_\_\_ / \_\_\_\_ is well taken.

The Court also finds:

Multiple horizontal lines for court findings.

Additional findings on a separate page are included and attached herein.

**RESPONDENT SHALL NOT ABUSE**, harm, attempt to harm, threaten, follow, stalk, harass, force sexual relations upon, or commit sexually oriented offenses against the protected persons named in this Order. [NCIC 01 and 02]

**ALL OF THE PROVISIONS CHECKED BELOW ALSO APPLY TO RESPONDENT**

- 1. **RESPONDENT SHALL NOT ENTER** or interfere with the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 04]
- 2. **RESPONDENT SHALL STAY AWAY FROM PETITIONER** and all other protected persons named in

this Order, and not be present within 500 feet or \_\_\_\_\_ (distance) of any protected person wherever those protected persons may be found, or any place Respondent knows or should know the protected persons are likely to be, **even with a protected person’s permission.** If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

**3. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular, or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 05]

**4. RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

**5. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

\_\_\_\_\_  
\_\_\_\_\_

**6. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS,** owned by Petitioner, from the possession of Respondent:

\_\_\_\_\_  
\_\_\_\_\_

Exchange of the listed companion animals or pets shall take place as follows:

\_\_\_\_\_  
\_\_\_\_\_

**7. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**8. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON,** at any time while this Order remains in effect in order to bring about a cessation of violence. Furthermore, Respondent may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

**RESPONDENT IS EXCEPTED** only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**9. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS** owned by Respondent or in Respondent’s possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or as follows:

\_\_\_\_\_  
Any law enforcement agency is authorized to accept possession of deadly weapons pursuant to this paragraph and hold them in protective custody for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent’s deadly weapons for protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

**10. RESPONDENT’S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C. 2923.128.

**11. RESPONDENT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.

**12. RESPONDENT SHALL COMPLETE THE FOLLOWING COUNSELING PROGRAM:**

\_\_\_\_\_  
\_\_\_\_\_

**Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment.** The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if the Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.

**13. Respondent is ordered to appear before Judge or Magistrate** \_\_\_\_\_  
on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m. to review Respondent’s compliance with this counseling order. Respondent is warned: **If you fail to attend the counseling program you may be held in contempt or the Court may issue a warrant for your arrest.**

**14. RESPONDENT SHALL NOT INTERFERE** with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order, Wireless Service Transfer Order (Form 10-E).

**15. IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**16. THE CLERK OF COURT SHALL CAUSE A COPY** of this Order to be served on Respondent as set forth in Civ.R. 5(B) and 65.1(C)(4)(b). The Clerk of Court shall also provide certified copies of the Petition and this Order to Petitioner upon request.

**17. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE**, the Court has reviewed the magistrate’s granting of this Order and finds no error of law or other defect evident on the face of the as set forth in Civ.R. 65.1 Order. Accordingly, the Court adopts the magistrate’s granting of the Order.

**18. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

**19. THE COSTS OF THIS ACTION ARE**  assessed against Respondent  waived.

**IT IS SO ORDERED.**

\_\_\_\_\_  
**MAGISTRATE**

\_\_\_\_\_  
**JUDGE**

**NOTICE TO RESPONDENT**

**NO PERSON PROTECTED BY THIS ORDER CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER, EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable order, were served on or delivered to the parties indicated above pursuant to Civ.R. 65.1(C)(4)(b), including ordinary mail, on

\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

By: \_\_\_\_\_  
CLERK OF COURT

**TO THE CLERK:**

**A COPY OF THIS ORDER SHALL BE SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(4).**

**COPIES OF THIS ORDER SHALL BE DELIVERED ON:**

- Petitioner
- Petitioner's Attorney for Petitioner
- Respondent       Respondent's Attorney for Respondent
- Counseling Program: \_\_\_\_\_
- Sheriff's Office
- Police Department Law Enforcement Agency Where Petitioner Resides:  
\_\_\_\_\_
- Police Department Law Enforcement Agency Where Petitioner Works:  
\_\_\_\_\_
- Other: \_\_\_\_\_

IN THE \_\_\_\_\_ COURT  
 \_\_\_\_\_ COUNTY, OHIO

# Order of Protection

Per R.C. 2919.26(G)(3), this Order is indexed at

Case No. \_\_\_\_\_

Judge \_\_\_\_\_

State

**OHIO**

## DOMESTIC VIOLENCE TEMPORARY PROTECTION ORDER (DVTPO) (R.C. 2919.26)

New Order     Modification of Previous Order

**LAW ENFORCEMENT AGENCY WHERE INDEXED**

( ) -

PHONE NUMBER

STATE OF OHIO/  
 CITY OF \_\_\_\_\_

v.

**DEFENDANT**

**ALLEGED VICTIM:**

First                      Middle                      Last

v.

**PERSON(S) PROTECTED BY THIS ORDER:**

Alleged Victim \_\_\_\_\_ DOB: \_\_\_\_\_

Alleged Victim's Family or Household Members :  
 ( Additional forms attached)

\_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_

**DEFENDANT:**

First                      Middle                      Last

Address where Defendant can be found:  
 \_\_\_\_\_  
 \_\_\_\_\_

**DEFENDANT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH DOB	
		/	/
DRIVER'S LIC. NO.	EXP. DATE	STATE	

Distinguishing features: \_\_\_\_\_

- WARNING TO LAW ENFORCEMENT: DEFENDANT HAS FIREARMS ACCESS – PROCEED WITH CAUTION**
- Ex Parte DVTPO Granted:** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ (Date)
- DVTPO Granted:** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ (Date)

(Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.)

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and the Defendant was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Defendant be restrained from committing acts of abuse or threats of abuse against the ~~Petitioner~~ Alleged Victim and other protected persons named in this Order. Additional terms of this Order are set forth below.

**WARNING TO DEFENDANT: See the warning page attached to the front of this Order.**



1. **DEFENDANT SHALL NOT ENTER** or interfere with the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Defendant may not violate this Order **even with the permission of a protected person.** [NCIC 04]

2. **DEFENDANT SHALL NOT INTERFERE** with the protected persons' right to occupy any residence by canceling utilities or insurance or interrupting telecommunication (e.g., telephone service, internet, or cable) services, mail delivery, or the delivery of any other documents or items. [NCIC 03]

3. **DEFENDANT SHALL SURRENDER** all keys and garage door openers to the following residence

\_\_\_\_\_  
\_\_\_\_\_  
at the earliest possible opportunity after service of this Order to the law enforcement agency that serves the Defendant with this Order or as follows:

\_\_\_\_\_  
\_\_\_\_\_

4. **DEFENDANT SHALL STAY AWAY FROM THE PROTECTED PERSONS NAMED IN THIS ORDER,** and shall not be present within 500 feet or \_\_\_\_\_ (distance) of any protected persons wherever those protected persons may be found, or any place the Defendant knows or should know the protected persons are likely to be, **even with Petitioner's protected persons' permission.** If the Defendant accidentally comes in contact with protected persons in any public or private place, the Defendant must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

5. **DEFENDANT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order at their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social-networking media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person. ~~Respondent~~ Defendant may not violate this Order **even with the permission of a protected person.** [NCIC 05]

6. **DEFENDANT SHALL NOT** use any form of electronic surveillance on protected persons.

6.7. **DEFENDANT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

8. **THE ALLEGED VICTIM IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Alleged Victim, from the possession of Defendant:

\_\_\_\_\_  
Exchange of the listed companion animals or pets shall take place as follows:  
\_\_\_\_\_  
\_\_\_\_\_

7.9. **DEFENDANT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

~~8.~~ **10. DEFENDANT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, AND AMMUNITION** at any time while the Order remains in effect, ~~unless the Defendant is excepted for official use pursuant to 18 U.S.C. 925(a)(1) to bring about a cessation of violence pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]~~

DEFENDANT IS EXCEPTED only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition disability apply.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**11. DEFENDANT SHALL TURN OVER ALL DEADLY WEAPONS, INCLUDING FIREARMS AND CONCEALED CARRY WEAPON LICENSE AMMUNITION,** owned by Defendant or in Defendant's possession to the law enforcement agency that serves Defendant with this Order no later than \_\_\_\_\_ or as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Any law enforcement agency is authorized to ~~take~~ accept possession of deadly weapons, including firearms, and ammunition pursuant to this paragraph and hold them in protective custody ~~until further Court order~~ for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Defendant's deadly weapons, including firearms, and ammunition for protective custody as set forth in this Order.

Upon the expiration or termination of this Order and if a civil protection order or consent agreement has not been issued or approved arising out of the same activities as those that were the basis of the complaint filed in this action, Defendant may reclaim any deadly weapons, including firearms, and ammunition held in protective custody by law enforcement pursuant to this Order, unless Defendant is otherwise disqualified as verified by a check of the NCIC protection order file.

**12. DEFENDANT'S CONCEALED CARRY WEAPON LICENSE,** if any, is now subject to R.C. 2923.128.

~~9.~~ **13. DEFENDANT MAY PICK UP CLOTHING** and personal effects from the following residence:

only in the company of a uniformed law enforcement officer  upon release **or**  within seven or \_\_\_\_\_ days of the filing of this Order or the date of Defendant's release on bond in connection with this charge, whichever is later. Arrangements may be made by contacting:

\_\_\_\_\_  
\_\_\_\_\_

~~10.~~ **14. DEFENDANT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.

~~14.~~ **15. IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



~~12-16.~~ **DEFENDANT IS ADVISED THAT VISITATION ORDERS DO NOT PERMIT THE DEFENDANT TO VIOLATE ANY OF THE TERMS OF THIS ORDER.**

**13-17. IT IS FURTHER ORDERED** a copy of this Order shall be delivered to the Defendant on the same day that the Order is entered.

**14-18. THIS ORDER IS EFFECTIVE** unit the occurrence of one of the following: (1) modified by this Court; or (2) the criminal proceeding arising out of the complaint upon which ~~these orders~~ this Order were issued is disposed by this Court or by the court of common pleas to which the Defendant is bound over for prosecution; or (3) a court issues a Domestic Violence Civil Protection Order ("CPO") arising out of the same activities as those that were the basis of the complaint filed in this action.

IT IS SO ORDERED.

_____ / _____ / _____ <b>MAGISTRATE — DATE OF <i>EX PARTE</i> DVTPO</b>	_____ / _____ / _____ <b>JUDGE — DATE OF <i>EX PARTE</i> DVTPO</b>
<b>MAGISTRATE</b>	<b>JUDGE</b>
_____ / _____ / _____ <b>MAGISTRATE — DATE OF DVTPO</b>	_____ / _____ / _____ <b>JUDGE — DATE OF DVTPO</b>
<b>MAGISTRATE</b>	<b>JUDGE</b>
_____ / _____ / _____ <b>DATE <i>EX PARTE</i> DVTPO</b>	_____ / _____ / _____ <b>DATE <i>EX PARTE</i> DVTPO</b>
<b>DATE DVTPO</b>	<b>DATE DVTPO</b>

**NOTICE TO DEFENDANT**

**~~THE PERSONS NO PERSON~~ PROTECTED BY THIS ORDER ~~CANNOT CAN~~ GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER, EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

A HEARING on this Order shall be held before  
 Judge/Magistrate \_\_\_\_\_

on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

at \_\_\_\_\_  a.m.  p.m.,

at the following location:

**TO THE CLERK:**

**COPIES A COPY OF THIS ORDER SHALL BE DELIVERED TO: SERVED ON DEFENDANT (by personal service).**

**COPIES OF THIS ORDER SHALL BE DELIVERED TO:**

- Prosecutor
- Alleged Victim
- Defendant (by personal service)
- Defendant's Attorney for Defendant /Public Defender
- ~~Police Department~~ Law Enforcement Agency Where Alleged Victim Resides:
- ~~Police Department~~ Law Enforcement Agency Where Alleged Victim Works:

Case No. \_\_\_\_\_


<input type="checkbox"/> Sheriff's Office / <u>Police Department</u> :
<input type="checkbox"/> Other: _____

Service acknowledged:

\_\_\_\_\_  
**SIGNATURE OF DEFENDANT**

\_\_\_\_\_  
**DATE**

**WAIVER OF HEARING**

**I HAVE BEEN ADVISED OF MY RIGHT TO A HEARING ON THE MOTION FOR A DOMESTIC VIOLENCE TEMPORARY PROTECTION ORDER AND HEREBY KNOWINGLY AND VOLUNTARILY WAIVE THE HEARING ON THE MOTION AND AGREE TO BE BOUND BY THE TERMS OF THIS ORDER.**

\_\_\_\_\_  
**DEFENDANT**

\_\_\_\_\_  
**DATE**

IN THE \_\_\_\_\_ COURT  
 \_\_\_\_\_ COUNTY, OHIO

# Order of Protection

Per R.C. 2903.213(G)(3), this Order is indexed at

Case No.

Judge \_\_\_\_\_

LAW ENFORCEMENT AGENCY WHERE INDEXED  
 ( ) -

State OHIO

PHONE NUMBER  
 STATE OF OHIO/  
 CITY OF \_\_\_\_\_

**CRIMINAL PROTECTION ORDER (CRPO)  
 (R.C. 2903.213)**

v.

New Order     Modification of Previous Order

**DEFENDANT**

**PERSON(S) PROTECTED BY THIS ORDER:**

**ALLEGED VICTIM:**

First                      Middle                      Last

v.

Alleged Victim \_\_\_\_\_ DOB: \_\_\_\_\_

Alleged Victim's Family or Household Members :  
 Additional forms attached

\_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_

**DEFENDANT:**

First                      Middle                      Last

Address where Defendant can be found:  
 \_\_\_\_\_  
 \_\_\_\_\_

**DEFENDANT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH <u>DOB</u>	
		/	/
DRIVER'S LIC. NO.	EXP. DATE	STATE	

Distinguishing features: \_\_\_\_\_

- WARNING TO LAW ENFORCEMENT: DEFENDANT HAS FIREARMS ACCESS – PROCEED WITH CAUTION**
- Ex Parte CRPO Granted:** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ (Date)
- CRPO Granted:** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ (Date)

{Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.}

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and the Defendant was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Defendant be restrained from committing acts of abuse or threats of abuse against the Petitioner Alleged Victim and other protected persons named in this Order. Additional terms of this Order are set forth below.

**WARNING TO DEFENDANT: See the warning page attached to the front of this Order.**



1. **DEFENDANT SHALL NOT ENTER** the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Defendant may not violate this Order **even with the permission of a protected person.** [NCIC 04]

2. **DEFENDANT SHALL NOT INTERFERE** with the protected persons' right to occupy any residence by canceling utilities or insurance or interrupting telephone service, mail delivery, or the delivery of any other documents or items. [NCIC 03]

3. **DEFENDANT SHALL SURRENDER** all keys and garage door openers to the following residence

\_\_\_\_\_  
\_\_\_\_\_

at the earliest possible opportunity after service of this Order to the law enforcement agency that serves the Defendant with this Order or as follows:

\_\_\_\_\_  
\_\_\_\_\_

4. **DEFENDANT SHALL STAY AWAY FROM THE PROTECTED PERSONS NAMED IN THIS ORDER,** and shall not be present within 500 feet or \_\_\_\_\_ (distance) of any protected persons wherever those protected persons may be found, or any place the Defendant knows or should know the protected persons are likely to be, **even with the protected persons' permission.** If Defendant accidentally comes in contact with protected persons in any public or private place, Defendant must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

5. **DEFENDANT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

6. **THE ALLEGED VICTIM IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Alleged Victim from the possession of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_

Exchange of the listed companion animals or pets shall take place as follows:

\_\_\_\_\_  
\_\_\_\_\_

7. **DEFENDANT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order at their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social ~~networking~~ media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person. ~~Respondent~~ Defendant may not violate this Order **even with the permission of a protected person.** [NCIC 05]

7-8. **DEFENDANT SHALL NOT** use any form of electronic surveillance on protected persons.

9. **DEFENDANT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

~~8.~~ **DEFENDANT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON** at any time while the Order remains in effect, ~~unless Defendant is excepted for official use pursuant to 18 U.S.C. 925(a)(1) for the safety and protection of the protected persons named in this Order.~~ Furthermore, Defendant may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

**DEFENDANT IS EXCEPTED** only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

~~11.~~ **DEFENDANT SHALL TURN OVER ALL DEADLY WEAPONS AND CONCEAL CARRY WEAPON LICENSE** owned by Defendant or in Defendant's possession to the law enforcement agency that serves Defendant with this Order no later than \_\_\_\_\_ or as follows:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Any law enforcement agency is authorized to ~~take~~ accept possession of deadly weapons pursuant to this paragraph and hold them in protective custody ~~until further Court order~~ for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Defendant's deadly weapons for protective custody as set forth in this Order.

Upon the expiration or termination of this Order and if a civil protection order has not been issued arising out of the same activities as those that were the basis of the complaint filed in this action, Defendant may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Defendant is otherwise disqualified as verified by a check of the NCIC protection order file.

**12. DEFENDANT'S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C. 2923.128.

~~9-13.~~ **DEFENDANT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.

~~10-14.~~ **IT IS FURTHER ORDERED:** [NCIC 08]  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

~~11-15.~~ **IT IS FURTHER ORDERED** a copy of this Order shall be delivered to the Defendant on the same day that the Order is entered.

~~12-16.~~ **THIS ORDER IS EFFECTIVE** until the occurrence of one of the following: (1) modified by this Court; or (2) the criminal proceeding arising out of the complaint upon which these orders were issued is disposed by this Court or by the court of common pleas to which the Defendant is bound over for prosecution; or (3) a court issues a Civil Stalking Protection Order (CSPO) or Civil Sexually Oriented Offense Protection Order (CSOOPO) arising out of the same activities as those that were the basis of the complaint filed in this action pursuant to R.C. 2903.213(B).

IT IS SO ORDERED.

_____ / _____ / _____	_____ / _____ / _____		
<b>MAGISTRATE – DATE OF EX PARTE CRPO</b>	<b>JUDGE – DATE OF EX PARTE CRPO</b>		
_____ / _____ / _____	_____ / _____ / _____		
<b>MAGISTRATE – DATE OF CRPO</b>	<b>JUDGE – DATE OF CRPO</b>		
<b>MAGISTRATE</b>	<b>DATE</b>	<b>JUDGE</b>	<b>DATE</b>
	<b><u>EX PARTE</u></b>		<b><u>EX PARTE</u></b>
	<b><u>CRPO</u></b>		<b><u>CRPO</u></b>
<b>MAGISTRATE</b>	<b>DATE CRPO</b>	<b>JUDGE</b>	<b>DATE CRPO</b>

**NOTICE TO DEFENDANT**

**THE PERSONS NO PERSON PROTECTED BY THIS ORDER CANNOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER, EVEN WITH THE PROTECTED PERSON’S PERMISSION, YOU MAY BE ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

*NOTES: By its own definitions [see R.C. 2903.213(A)], this statute does not apply to a complaint that involves a person who is a family or household member. In those cases where the Alleged Victim is a family or household member of the Defendant, use the Domestic Violence Temporary Protection Order (“DVTPO”) form and procedures under R.C. 2919.26, and/or Domestic Violence Civil Protection Order (“DVCPO”) forms and procedures under R.C. 3113.31.*

**A HEARING** on this Order shall be held before  
 Judge/Magistrate \_\_\_\_\_

on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
 at \_\_\_\_\_  a.m.  p.m.,

at the following location:

**TO THE CLERK:**  
**COPIES A COPY OF THIS ORDER SHALL BE DELIVERED TO: SERVED ON DEFENDANT (by personal service).**

**COPIES OF THIS ORDER SHALL BE DELIVERED TO:**

Prosecutor  
 Alleged Victim  
 Defendant (by personal service)  
 Defendant’s Attorney for Defendant /Public Defender  
 Police Department Law Enforcement Agency Where Alleged Victim Resides:  
 Police Department Law Enforcement Agency Where Alleged Victim Works:

Case No. \_\_\_\_\_


<input type="checkbox"/> Sheriff's Office / <u>Police Department</u> : _____ <input type="checkbox"/> Other: _____
--

Service acknowledged:

\_\_\_\_\_  
**SIGNATURE OF DEFENDANT**

\_\_\_\_\_  
**DATE**

**WAIVER OF HEARING**

**I HAVE BEEN ADVISED OF MY RIGHT TO A HEARING ON THE MOTION FOR A CRIMINAL PROTECTION ORDER AND HEREBY KNOWINGLY AND VOLUNTARILY WAIVE THE HEARING ON THE MOTION AND AGREE TO BE BOUND BY THE TERMS OF THIS ORDER.**

\_\_\_\_\_  
**DEFENDANT**

\_\_\_\_\_  
**DATE**



IN THE COURT OF COMMON PLEAS  
COUNTY, OHIO

Petitioner \_\_\_\_\_ : Case No. \_\_\_\_\_

\_\_\_\_\_ :

Address (Safe mailing address) \_\_\_\_\_ : Judge/Magistrate \_\_\_\_\_

City, State, Zip Code \_\_\_\_\_ :

Date of Birth: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ :

v. \_\_\_\_\_ :  PETITION FOR CIVIL STALKING PROTECTION ORDER OR CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER (R.C. 2903.214)

Respondent \_\_\_\_\_ :  PETITION FOR CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER (R.C. 2903.214)

Address (If home address unknown, may be work address) \_\_\_\_\_ :

City, State, Zip Code \_\_\_\_\_ :

Date of Birth: \_\_\_\_ / \_\_\_\_ / \_\_\_\_  Respondent is 18 years old or older

**CHECK EVERY  THAT APPLIES. IF YOU ARE REQUESTING ASKING YOUR ADDRESS REMAIN TO BE KEPT CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER PUT A MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT MAIL. IF YOU ARE A PARTICIPANT IN THE SECRETARY OF STATE'S ADDRESS CONFIDENTIALITY PROGRAM, PLEASE USE THE P.O. BOX ADDRESS GIVEN TO YOU. THIS FORM IS A PUBLIC RECORD.**

1. I need or a witness needs a foreign language interpreter in \_\_\_\_\_ or an American Sign Language interpreter per Sup.R. 88.

2. I  want  do not want an **ex parte (emergency) protection order** per R.C. 2903.214(D). Petitioner further requests a full hearing trial be scheduled, even if the *ex part* protection order is granted, denied, or not requested.

3. ~~Petitioner seeks relief on Petitioner's own behalf.~~ Who needs protection?  
 Me  
 My minor children  
 A family or household member who is not a minor child  
 Other \_\_\_\_\_

2.4. ~~Petitioner seeks relief on behalf of the following~~ I have listed below all family or household members: who need protection, other than me or the person for whom I am filing the Petition. (Leave blank if you are **not** including other family or household members.)



\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(c) For electronic monitoring of the Respondent, describe the nature and extent of the Respondent's conduct before the filing of this Petition that puts you or your family or household members' health, welfare, or safety at risk. Also describe how the Respondent presents a continuing danger to you or your family or household members.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6. Petitioner requests a Civil Sexually Oriented Offense Protection Order.

You **must** describe what Respondent did to you or the persons named in this Petition as fully as possible. You do not need to prove a pattern of conduct. One act may be enough. **If you need more space, attach an additional page.**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4.7. Petitioner further requests the Court grant relief under R.C. 2903.214 for the Petitioner and the family or household members persons named in this Petition by granting a Civil Stalking Protection Order or Civil Sexually Oriented Offense Protection Order that:

- (a) Requires Directs Respondent to not abuse the Petitioner and the family or household members persons named in this Petition by harming, attempting to harm, threatening, following, stalking, harassing, contacting, forcing sexual relations upon them, or by committing sexually oriented offenses against them.
- (b) Requires Directs Respondent to ~~refrain from entering~~ not enter the residence, school, business, place of employment, child care providers, or day care centers of Petitioner and the family or household members persons named in this Petition, including the buildings, grounds, and parking lots at those locations.
- (c) Requires Directs Respondent not to interfere with Petitioner's right to occupy the residence including, but not limited to canceling any utilities or insurance or interrupting phone service, mail delivery, or the delivery of any other documents or items.
- (d) Requires Directs Respondent not to remove, damage, hide, or dispose of any property, companion animals, or pets owned or possessed by the Petitioner and ~~Petitioner's family or household members~~ persons named in this Petition.
- (e) Grants Petitioner permission to take Petitioner's companion animals or pets, as described below, away from the possession of Respondent.

- (f) ~~Requires~~ Directs Respondent not to possess, use, carry, or obtain any deadly weapon, firearms, and ammunition.
  - (f)(g) Requires Directs Respondent to be electronically monitored, because Respondent's conduct, as explained below, puts the health, welfare, or safety of Petitioner and the persons named in this Petition at risk. Also, as explained below, Respondent continues to present a danger to Petitioner and the persons named in this Petition. **If you need more space, attach an additional page.**
- 
- 
- 
- 

(g)(h) Includes the following additional provisions:

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- ~~5. Petitioner further requests that the Court issue an *ex parte* (emergency) protection order under R.C. 2903.214(D) and this Petition.~~
- ~~6.8. Petitioner further requests that the Court not issue any mutual protection orders or other orders against Petitioner unless all of the conditions of R.C. 2903.214(E)(3) are met.~~
- ~~7.9. Petitioner further requests that if Petitioner has a victim advocate, the Court permit the victim advocate to accompany Petitioner at all stages of these proceedings as required by R.C. 2903.214(L).~~
- ~~8.10. Petitioner further requests that the Court grant such other relief as the Court considers equitable and fair designed to ensure the safety and protection of Petitioner and persons named in this Petition.~~
- ~~9.11. The following is a list of all present and past Petitioner has listed court cases (including divorce, custody, visitation, children service case; pending criminal case or conviction for felonious assault, aggravated assault, assault, aggravated menacing, menacing by stalking, menacing, aggravated trespass; animal cruelty; sexually oriented offenses; no contact order; stay away order, and other protection order) and other legal matters involving Respondent, that Petitioner knows of may relate to this case: (If you need more space, attach an additional page.)~~

CASE NAME	CASE NUMBER	COURT/COUNTY	OUTCOME RESULT OF CASE

I hereby swear or affirm that the answers above are true, complete, and accurate to the best of my knowledge. I understand that ~~falsifying~~ **making false statements in this document** may result in a contempt of court finding against me which could result in a jail sentence and fine, and ~~that falsifying this document~~ may also subject me to criminal penalties for perjury under R.C. 2921.11.

**DO NOT SIGN THIS FORM UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PETITION FOR YOU.**

**SIGNATURE OF PETITIONER**

**DATE**

Sworn to and subscribed before me on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_

**NOTARY PUBLIC**

**IF YOU ARE REQUESTING YOUR ADDRESS REMAIN CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT. THIS FORM IS A PUBLIC RECORD.**

Petitioner's Safe Address

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**IF YOU DO NOT HAVE A LAWYER, PLEASE LEAVE THE INFORMATION BELOW BLANK.**

Signature of Attorney for Petitioner (if applicable)  
Petitioner's Attorney

\_\_\_\_\_  
Attorney's Registration Number

Name of Attorney (if applicable)

\_\_\_\_\_  
Attorney's Telephone

Attorney's Address

\_\_\_\_\_  
Attorney's Fax

City, State, Zip Code

\_\_\_\_\_  
Attorney's Email

\_\_\_\_\_  
Attorney's Registration Number

\_\_\_\_\_  
Attorney's Telephone

\_\_\_\_\_  
Attorney's Fax

\_\_\_\_\_  
Attorney's Email

Case No. \_\_\_\_\_

**THE COURT OF COMMON PLEAS**

**COUNTY, OHIO**

Petitioner

: Case No. \_\_\_\_\_

v.

: Judge/Magistrate \_\_\_\_\_

Respondent

:

**REQUEST FOR SERVICE**

TO THE CLERK OF COURT:

Pursuant to Civ.R. 65.1(C)(2), please serve Respondent a copy of the Petition, *ex parte* protection order, if granted, and any other accompanying documents to the address below and as follows:

Personal service

Certified Mail, Return Receipt Requested

Other (specify) \_\_\_\_\_

Other (address): \_\_\_\_\_

Personal Service

Certified Mail, Return Receipt Requested

Other (specify) \_\_\_\_\_

SPECIAL INSTRUCTIONS TO SHERIFF:

\_\_\_\_\_  
**SIGNATURE OF ATTORNEY OR PETITIONER**

**RETURN OF SERVICE**

Respondent was served on \_\_\_\_\_ :

\_\_\_\_\_  
Officer and Badge Number

\_\_\_\_\_  
Law Enforcement Agency

\_\_\_\_\_  
Date

**CLERK'S CERTIFICATE OF MAILING**

Service of Process was sent by \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ :

Attest: \_\_\_\_\_ Deputy Clerk

**IN THE COURT OF COMMON PLEAS  
COUNTY, OHIO**

# Order of Protection

Per R.C. 2903.214(F)(3), this Order is indexed at

Case No.

Judge/Magistrate \_\_\_\_\_

State OHIO

**LAW ENFORCEMENT AGENCY WHERE INDEXED**

( ) -

**PHONE NUMBER**

**CIVIL STALKING PROTECTION ORDER *EX PARTE***  
**(R.C. 2903.214)**

**CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION**  
**ORDER *EX PARTE* (R.C. 2903.214)**

**PETITIONER:**

First Middle Last

**v.**

**PERSON(S) PROTECTED BY THIS ORDER:**

Petitioner: \_\_\_\_\_ DOB: \_\_\_\_\_  
 Petitioner's Family or Household Members :  
 Additional forms attached.)  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_

**RESPONDENT:**

First Middle Last

Relationship to Petitioner: \_\_\_\_\_

Address where Respondent can be found: \_\_\_\_\_

**RESPONDENT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH DOB	
		/	/
DRIVER'S LIC. NO.	EXP. DATE	STATE	

Distinguishing Features: \_\_\_\_\_

**WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS – PROCEED WITH CAUTION**

{Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.}

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and the Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against the Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ **(DATE CERTAIN) UNLESS EXTENDED BY SEPARATE ENTRY.**

**WARNING TO RESPONDENT: See the warning page attached to the front of this Order.**





**2. RESPONDENT SHALL NOT INTERFERE** with protected persons' right to occupy the residence including, but not limited to canceling utilities or insurance or interrupting telecommunication (e.g., telephone service, internet, or cable) services, mail delivery, or the delivery of any other documents or items.

**3. RESPONDENT SHALL SURRENDER** all keys and garage door openers to the following residence:

~~at the earliest possible opportunity after~~ within 24 hours of service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**4. RESPONDENT SHALL STAY AWAY FROM PETITIONER** and all other protected persons named in this Order, and not be present within 500 feet or \_\_\_\_\_ (distance) of any protected persons wherever those protected persons may be found, or any place ~~the~~ Respondent knows or should know the protected persons are likely to be, **even with the a protected persons' person's permission**. If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

**5. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

**6. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS,** owned by Petitioner, from the possession of Respondent:

Exchange of the listed companion animals or pets shall take place as follows:

\_\_\_\_\_  
\_\_\_\_\_

**7. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social ~~networking~~ media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person.  
Respondent may not violate this Order **even with the permission of a protected person**. [NCIC 05]

**8. RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

**7.9. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**8.  10. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON** at any time while the Order remains in effect ~~unless for the safety and protection of the protected persons named in this Order. Furthermore, Respondent is excepted for official use pursuant to 18 U.S.C. 925(a)(1)~~ may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

RESPONDENT IS EXCEPTED only for official use pursuant to 18 U.S. C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**11. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS AND CONCEALED CARRY WEAPON LICENSE** owned by Respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than \_\_\_\_\_ or

as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Any law enforcement agency is authorized to ~~take accept~~ possession of deadly weapons pursuant to this paragraph and hold them in protective custody ~~until further Court order~~ for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons for protective custody as set forth in this Order.

Upon the expiration or termination of this Order and if a full hearing order is not granted, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

**12. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C. 2923.128.

**9.13. IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**10.14. ALL DISCOVERY SHALL STRICTLY COMPLY** with Civ.R. 65.1(D).

**11.15. IT IS FURTHER ORDERED** that the Clerk of Court shall cause a copy of the Petition and this Order **THE CLERK OF COURT SHALL CAUSE A COPY OF THE PETITION, THIS ORDER, AND ANY OTHER ACCOMPANYING DOCUMENTS** to be delivered to the served on Respondent as required by as set forth in Civ.R. 65.1(C)(2). The Clerk of Court shall also provide ~~certified~~ copies of the Petition and ~~certified~~ copies of this Order to Petitioner upon request. ~~This Order is granted without bond. No costs or fees shall be assessed against the Petitioner for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this protection order.~~

**12.16. ALL OF THE TERMS OF THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ **DOES NOT EXPIRE** because of a failure to serve notice of the full hearing upon Respondent before the date set for the full hearing or because the Court grants a continuance, as set forth in R.C. 2903.214(D)(2)(b).

**17. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

IT IS SO ORDERED.

\_\_\_\_\_  
JUDGE / MAGISTRATE

**NOTICE TO RESPONDENT**

Case No. \_\_\_\_\_

**THE PERSONS ~~NO PERSON~~ PROTECTED BY THIS ORDER CANNOT ~~CAN~~ GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**A FULL HEARING** on this Order, and on all other issues raised by the Petition, shall be held before Judge or Magistrate \_\_\_\_\_

on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

at \_\_\_\_\_  a.m.  p.m. at the following location:

**On the day of the Full Hearing, come prepared to (1) tell the Court what happened, (2) bring with you any witnesses, evidence, and documentation to prove your case, and (3) be aware that the other party or party's attorney may ask you questions. If you do not have an attorney, you may ask for a brief continuance to obtain an attorney per R.C. 2903.214(D)(2)(a)(iii) or you may represent yourself.**

**Parties do not have to give discovery, answer questions, or give information to the other party or the other party's lawyer unless ordered by judge or magistrate (Civ.R. 65.1(D)(2)).**

**TO THE CLERK**

**COPIES A COPY OF PETITION, THIS ORDER, AND ANY OTHER ACCOMPANYING DOCUMENTS SHALL BE ~~DELIVERED~~ SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(2). COPIES OF THIS ORDER AND ANY OTHER ACCOMPANYING DOCUMENTS SHALL BE**

**DELIVERED TO:**

- Petitioner
- Respondent ~~Petitioner's~~ Attorney
- ~~Police Department~~ Law Enforcement Agency  
Where Petitioner Resides:

Sheriff's Office: \_\_\_\_\_

~~Police Department~~ Law Enforcement Agency  
Where Petitioner Works: \_\_\_\_\_

Other: \_\_\_\_\_

IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

Order of Protection

Per R.C. 2903.214(F)(3), this Order is indexed at

Case No.

Judge

State

OHIO

LAW ENFORCEMENT AGENCY WHERE INDEXED

( ) -

PHONE NUMBER

CIVIL STALKING PROTECTION ORDER FULL HEARING (R.C. 2903.214)

CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER FULL HEARING (R.C. 2903.214)

PETITIONER:

Empty box for Petitioner name

First Middle Last

v.

PERSON(S) PROTECTED BY THIS ORDER:

Petitioner \_\_\_\_\_ DOB: \_\_\_\_\_

Petitioner's Family or Household Members:

(Additional forms attached)

DOB: \_\_\_\_\_ DOB: \_\_\_\_\_ DOB: \_\_\_\_\_ DOB: \_\_\_\_\_

RESPONDENT:

Empty box for Respondent name

First Middle Last

RESPONDENT IDENTIFIERS

Table with columns: SEX, RACE, HGT, WGT, EYES, HAIR, DATE OF BIRTH, DOB, DRIVER'S LIC. NO., EXP. DATE, STATE

Relationship to Petitioner: \_\_\_\_\_

Address where Respondent can be found: \_\_\_\_\_

Distinguishing Features: \_\_\_\_\_

WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS - PROCEED WITH CAUTION

(Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.)

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and the Respondent was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. Additional findings of this Order are set forth below.

THE COURT HEREBY ORDERS:

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against the Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until / / (DATE CERTAIN - 5 YEARS MAXIMUM)

WARNING TO RESPONDENT: See the warning page attached to the front of this Order.



**2. RESPONDENT SHALL NOT INTERFERE** with the protected persons' right to occupy the residence including, but not limited to canceling utilities or insurance or interrupting telecommunication (e.g., telephone service internet, or cable) services, mail delivery, or the delivery of any other documents or items. [NCIC 03]

**3. RESPONDENT SHALL SURRENDER** all keys and garage door openers to the following residence:

~~at the earliest possible opportunity after~~ within 24 hours of service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:

\_\_\_\_\_  
\_\_\_\_\_

**4. RESPONDENT SHALL STAY AWAY FROM PETITIONER** and all other protected persons named in this Order, and not be present within 500 feet or \_\_\_\_\_ ( distance) of any protected persons wherever those protected persons may be found, or any place ~~the Respondent knows or should know the protected persons are likely to be,~~ **even with the a protected persons' person's permission.** If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart *immediately*. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

**5. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

**6. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner from the possession of Respondent:

Exchange of the listed companion animals or pets shall take place as follows:

\_\_\_\_\_

**7. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social ~~networking~~ media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person. Respondent may not violate this Order **even with the permission of a protected person.** [NCIC 05]

**8. RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

~~7.9.~~ **RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

**8.  10. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON** at any time while this Order remains in effect for the safety and protection of the protected persons named in this Order. Furthermore, ~~unless Respondent is excepted for official use pursuant to 18 U.S.C. 925(a)(1)~~ may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

**RESPONDENT IS EXCEPTED** only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

**11. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS AND CONCEAL CARRY WEAPON LICENSE** owned by Respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than

\_\_\_\_\_ or as follows:

\_\_\_\_\_  
\_\_\_\_\_

Any law enforcement agency is authorized to ~~take~~ accept possession of deadly weapons pursuant to this paragraph and hold them in protective custody until further Court order for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons into protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons, including firearms, and ammunition, held in protective custody by law enforcement pursuant to this Order ~~shall~~ may be disposed of as unclaimed property pursuant to R.C. 2981.12, unless the Respondent files a motion for return with this Court within 30 days before the expiration of this Order is otherwise disqualified as verified by a check of the NCIC protection order file.

**12. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C. 2923.128.

**9-13. IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**10-14. RESPONDENT SHALL COMPLETE** the following counseling program:

**Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment.** The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if ~~the~~ Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.

Respondent is ordered to appear before Judge or Magistrate \_\_\_\_\_ on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m. to review Respondent's compliance with this counseling order. Respondent is warned: If you fail to attend the counseling program you may be held in contempt of court. If you fail to appear at this hearing, the Court may issue a warrant for your arrest.

**14-15. RESPONDENT SHALL NOT USE OR POSSESS**  alcohol or  illegal drugs.

**12-16. RESPONDENT SHALL BE SUBJECT TO ELECTRONIC MONITORING.** The Respondent is ordered to report to \_\_\_\_\_ for placement of a global positioning system for the purpose of electronic monitoring for the duration of this Order or until \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ whichever expires first. The Court further imposes the following terms and conditions:

~~13-17. IT IS FURTHER ORDERED~~ that the The Clerk of Court shall cause a copy of this Order to be delivered to the served on Respondent as required by set forth in Civ.R. 5(B) and 65.1(C)(3). The Clerk of Court shall also provide certified copies of the ~~Petition~~ and this Order to Petitioner upon request. This Order is granted without bond. No costs or fees shall be assessed against the ~~Petitioner~~ for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this Order.

~~14. ALL OF THE TERMS OF THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT FOR A PERIOD OF FIVE YEARS FROM ISSUANCE, OR UNTIL~~ \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

Until this Order is served upon the Respondent pursuant to Civ.R. 65.1(C)(3), the terms of the Ex Parte CPO remain in effect.

~~15-18. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE~~, the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order. Accordingly, the Court adopts the magistrate's granting of this Order.

19. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, or subpoenaing witnesses or obtaining a certified copy of this Order. This Order is granted without bond.

20. THE COSTS OF THIS ACTION ARE  assessed against Respondent  waived.

IT IS SO ORDERED.

\_\_\_\_\_  
MAGISTRATE

\_\_\_\_\_  
JUDGE

**NOTICE TO RESPONDENT**

**THE PERSONS NO PERSON PROTECTED BY THIS ORDER CANNOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY THE TERMS OF THIS ORDER, EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of the foregoing Order, which is a final appealable order, were served on or delivered to the parties indicated pursuant to Civ.R. 5(B) and 65.1(C)(3), including ordinary mail

on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

By: \_\_\_\_\_  
CLERK OF COURT

**TO THE CLERK**

**COPIES A COPY OF THIS ORDER SHALL BE DELIVERED TO: SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(3).**

**COPIES OF THIS ORDER SHALL BE DELIVERED TO:**

- Petitioner  Attorney for Petitioner
- Respondent  Petitioner's Attorney for Respondent
- Respondent's Attorney

~~Police Department~~ Law Enforcement Agency Where Petitioner Resides:

~~Police Department~~ Law Enforcement Agency Where Petitioner Works:

Sheriff's Office: \_\_\_\_\_



Case No. \_\_\_\_\_

Other: \_\_\_\_\_

**WAIVER**

I, \_\_\_\_\_ (Respondent) understand that I have the right to a full hearing on the Petition for Civil Stalking Protection Order or Civil Sexually Oriented Offense Protection Order, and acknowledge each of the following:

1. I waive the right to have a full hearing on this Protection Order;\_
2. I waive the right to cross-examine witnesses and review evidence submitted in support of this Protection Order;\_
3. I waive the right to present witnesses and evidence on my own behalf;\_
4. I waive the right to request specific factual findings from the Court concerning file objections and recognize this may limit my right to appeal the issuance of this Protection Order.

I understand that based on the waivers listed above, a Protection Order will be entered against me.

\_\_\_\_\_  
RESPONDENT

\_\_\_\_\_  
DATE

# FORM 10.03-G: ~~HOW TO OBTAIN A PETITION FOR INFORMATION ABOUT FILING A CIVIL STALKING PROTECTION ORDER OR~~ A CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER

These instructions are intended to assist you in preparing the Petition for a Civil Stalking Protection Order or Sexually Oriented Offense Protection Order, which can only be heard by the court of common pleas in your county. ~~Throughout the Petition, you (the party to be protected) are called *Petitioner* and the person you are filing this Petition against is called *Respondent*.~~

## **SOME HINTS BEFORE YOU BEGIN**

- All forms must be typed or printed.
- Write your name and the Respondent's name the same way throughout the Petition.
- When you print your name on the Petition, use the same name you use when you write your signature.
- Fill out the Petition as completely and accurately as possible.
- If you have any questions about completing the Petition contact your local domestic violence program or the Ohio Domestic Violence Network at 800-934-9840.

## **FILLING OUT THE PETITION: Mark each instruction below after you read and complete it.**

- On the front page, leave the "Case No." line and "Judge/Magistrate" lines blank.** The Clerk of Court's office will fill in this information.
- On the top left hand side of the front page, fill in the requested information about yourself.** If you want your address to remain confidential, do not write your address on the Petition. However, you must write another mailing address where you can safely receive notices from the Court.
- Also on the top left hand side of the front page, fill in the requested information about Respondent as best you can.** You may use the Respondent's work address if you do not know the Respondent's home address. If you do not know Respondent's date of birth, leave that line blank. Do not attempt to obtain this information unless it is safe to do so.
- Paragraph 1:** If you are filing the Petition on behalf of yourself, mark the first box.
- Paragraph 2:** If you are filing the Petition on behalf of a family or household member, mark the box and fill in their name(s) and the other information requested in the chart. The Petitioner and the Respondent need not be related in any way for the Petitioner to obtain the protection order. You may attach additional pages if you need more room.
- Paragraph 3(a):** State the date(s) of the incident(s) that caused you to file the Petition. Exact date(s) is not necessary. Approximate time frame may be sufficient. If you are requesting a civil stalking protection order due to *menacing by stalking*, provide a brief description of the pattern of conduct (two or more instances) that caused you to believe that the Respondent will cause physical harm or cause mental distress to you or another family member. If you are aware of any prior convictions of the Respondent for *menacing by stalking* or similar offenses, or prior convictions of the Respondent for any *sexually oriented offenses*, list what information you know about these convictions. You may attach additional pages if you need more room to complete your description.
- Paragraph 3(b):** State the date(s) of the incident(s) that caused you to file the Petition. Exact date(s) is not necessary. Approximate time frame may be sufficient. If you are requesting a civil sexually oriented offense protection order due to a *sexually oriented offense*, you do not have to provide a description of a pattern of conduct. A brief description of what happened that caused you to request the protection order will be enough.

If you are aware of any prior convictions of the Respondent for *menacing by stalking* or similar offenses, or prior convictions of the Respondent for any *sexually oriented offenses*, list what information you know about those convictions. You may attach additional pages if you need more room to complete your description.

- Paragraph 3(c):** State the date(s) of the incident(s) that caused you to file the Petition and request electronic monitoring of the Respondent. Exact date(s) is not necessary. Approximate time frame may be sufficient. If you are requesting electronic monitoring of the Respondent, describe the nature and extent of the Respondent's conduct before the filing of this Petition that puts you or your family or household members' health, welfare, or safety at risk. Also describe how the Respondent presents a continuing danger to you or your family or household members.

See definition section on Offenses on the last page for the legal definition of *menacing by stalking* and *sexually oriented offense*.

- Paragraph 4:** Indicate the action you want the Court to take by marking the boxes next to the numbered paragraphs that apply to your situation.
- Paragraph 4(f):** Write any special court orders you believe would help protect you and your family or household members.
- Paragraph 5:** If you need an emergency ("*ex parte*") protection order, mark the box next to Paragraph 5.
- Paragraph 9:** List ALL present and pertinent past court cases or investigations that involve the Respondent. This includes all civil, criminal, divorce, custody, visitation, and any other case that may have a bearing on your or your family or household members' safety. Write the case name, the court, the case number, and the result of the case, if known. If the case is not over, write "pending". You may attach additional pages if you need more room.

### SIGNING THE PETITION

Try to fill out the Petition before you go to the courthouse. **AFTER YOU HAVE FILLED OUT THE PETITION, TAKE THE PETITION TO A NOTARY PUBLIC TO HAVE YOUR SIGNATURE NOTARIZED. DO NOT SIGN THE PETITION UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PETITION FOR YOU.**

### FILING THE PETITION

After you have your signature notarized, file your Petition at the Clerk of Court's office. The Clerk of Court's office will tell you when and where your *ex parte* hearing, if one has been requested, will take place.

### FEES

You **cannot** be charged any costs or fees for filing, modifying, enforcing, dismissing, withdrawing, serving, or obtaining a protection order.

### DISCOVERY

Unless you have received an order from the Court regarding discovery, you have no obligation to comply with a deposition notice, interrogatories, request for production of documents, physical or mental examination, or request for admissions.

If ordered, the Court will indicate each of the following:

1. ~~The time and place where discovery will be held;~~
2. ~~The name of persons who can be in the room during discovery, including a victim advocate;~~
3. ~~The necessary terms and conditions to keep everyone safe, including keeping the Petitioner's address confidential.~~

Discovery must be completed prior to the full hearing.

- If you have any questions about completing the Petition for a Civil Stalking Protection Order (CSPO) or a Civil Sexually Oriented Offense Protection Order (Form 10.03-D), contact the local victim assistance program, domestic violence program, or Ohio Domestic Violence Network at 800-934-9840.
- Neither the Clerk of Court's Office nor the local domestic violence program can give legal advice. If you need legal advice, talk to a lawyer. Only a lawyer can give you legal advice.
- There is NO FEE for filing the Petition.
- Once completed, take the Petition and other necessary documents to the Clerk of Court's Office.
- If you want an emergency order, also known as an Ex Parte Protection Order, check "want" in paragraph 2 of the Petition.
- The Court will consider your request for an Ex Parte Protection Order and may ask you questions.
- Regardless if an Ex Parte Protection Order was requested, granted, or denied, a full hearing will be scheduled.
- You must attend the full hearing. Your victim advocate may also be present at the hearing.
- On the day of the full hearing, be prepared to (1) tell the Court what happened, (2) bring with you any witnesses, evidence, and documentation to prove your case, and (3) ask Respondent questions.
- Respondent may be represented by a lawyer. You may ask for a continuance to obtain a lawyer per R.C. 2903.214(D)(2)(iii).
- Respondent or Respondent's lawyer may present evidence and ask you questions.
- The Court cannot issue a protection order against you unless Respondent has filed a Petition.

## OFFENSES DEFINITIONS

A Civil Stalking Protection Order or Civil Sexually Oriented Offense Protection Order can **ONLY** be issued for specific behaviors listed below.

**Menacing by Stalking**  
[R.C. 2903.211(A)(1)  
through (3)]

No person by engaging in a pattern of conduct shall knowingly cause another person to believe that the offender will cause physical harm to the other person or cause mental distress to the other person. {R.C. 2903.211(A)(1)}

No person, through the use of any form of written communication or any electronic method of remotely transferring information, including, but not limited to, any computer, computer network, computer program, or computer system, or

telecommunication device, shall post a message or use any intentionally written or verbal graphic gesture with purpose to (a) violate [this law] OR (b) urge or incite another to commit a violation of ~~division (A)(1) of this section [this law].~~ [R.C. 2903.211(A)(2)]

No person, with a sexual motivation, shall violate [this law].

**Pattern of Conduct**

[R.C. 2903.211(D)(1)]

Pattern of conduct means two or more actions or incidents closely related in time.

**Mental Distress**

[R.C. 2903.211(D)(2)]

Mental distress means: (a) any mental illness or condition that involves some temporary substantial incapacity OR (b) any mental illness or condition that would normally require psychiatric treatment, psychological treatment, or other mental health services, regardless if psychiatric treatment, psychological treatment, or other mental health services was requested or received.

**Sexually Oriented Offense**

[R.C. 2950.01.]

Sexually oriented offenses are defined in ~~section~~ at R.C. 2950.01 of the Revised Code.

**FORM 10.03-H: ~~WARNING CONCERNING THE ATTACHED PROTECTION ORDER~~**

**NOTE:** ~~Rule 10.03 of the Rules of Superintendence for the Courts of Ohio requires this Warning to be attached to the FRONT of all protection orders issued pursuant to R.C. 2903.213 and 2903.214 by the courts of the State of Ohio. TO BE USED WITH FORMS 10.03-B, 10.03-E, and 10.03-F.~~

**WARNING TO RESPONDENT/ DEFENDANT**

~~Violating the attached Protection Order is a crime, punishable by imprisonment or fine or both, and may cause your bond to be revoked or result in a contempt of court citation against you.~~

~~This Protection Order is enforceable in all 50 states, the District of Columbia, tribal lands, and U.S. Territories pursuant to the Violence Against Women Act, 18 U.S.C. 2265. Violating this Protection Order may subject you to federal charges and punishment.~~

~~Only the Court may change this Order. The Petitioner/Alleged Victim cannot give you legal permission to violate this order. If you go near the Petitioner or other protected persons, even with their permission, you may be arrested. **You act at your own risk if you disregard this WARNING.**~~

**WARNING TO PETITIONER / ALLEGED VICTIM**

~~You **cannot** change the terms of this Order by your words or actions. Only the Court may allow the Respondent/Defendant to contact you or return to your residence. This Order **cannot** be changed by either party without obtaining a written court order.~~

**NOTICE ABOUT FIREARMS AND DEADLY WEAPONS**

~~As a result of this Order, it may be unlawful for you to possess or purchase a firearm, including a rifle, pistol, or revolver, or ammunition, pursuant to federal law, 18 U.S.C. 922(g)(8). If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult a lawyer.~~

~~This Order may be subject to the exceptions pursuant to 18 U.S.C. 925(a)(1) with respect **only** to the official use of government-issued firearms or ammunition for the use of any department or agency of the United States, Ohio, or its political subdivision. This exception does not apply if the Defendant/Respondent has been convicted of an offense of violence, for example domestic violence, menacing by stalking, etc., against a family or household member.~~

**NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS**

~~The attached Protection Order is enforceable in all jurisdictions. Violating this Protection Order, whether it is a criminal or civil protection order, is a crime under R.C. 2919.27. Law enforcement officers with powers to arrest under R.C. 2935.03 for violations of the Ohio Revised Code must enforce the terms of this Protection Order as required by R.C. 2919.27, 2903.213, and 2903.214. If you have reasonable grounds to believe that Respondent/Defendant has violated this Protection Order, it is the preferred course of action in Ohio under R.C. 2935.03 to arrest and detain Respondent/ Defendant until a warrant may be obtained. Federal and state laws prohibit charging a fee for service of this order.~~

**FORM 10.03-H is reserved for future use**

**FORM 10.03-I is reserved for future use**

**FORM 10.03-J is reserved for future use**



## FORM 10.04-A: NOTICE CONCERNING POSSESSION OR PURCHASE OF FIREARMS

**NOTE:** Rule 10.04 of the Rules of Superintendence for the Courts of Ohio requires notice of possible firearm restrictions be provided to the Defendant before entering a guilty plea or plea of no contest to a misdemeanor crime of violence against a family or household member.

Pursuant to R.C. 2943.033, you are advised that if you enter a guilty plea or plea of no contest to a misdemeanor crime involving violence where you are or were any of the following:

- A The spouse, person living as a spouse, former spouse of the Alleged Victim;
- A The parent or child of the Alleged Victim;
- A The parent or child of a spouse, person living as a spouse, or former spouse of the Alleged Victim;
- The natural parent of any child of whom the Alleged Victim is the other natural parent or the putative natural parent

it may be unlawful for you to ship, transport, purchase, or possess a firearm or ammunition as a result of any conviction for a misdemeanor offense of violence pursuant to federal law under 18 U.S.C. 922(g)(9).

**If you have any questions whether this law makes it illegal for you to ship, transport, purchase, or possess a firearm or ammunition, you should consult an attorney.**

# FORM 10.05-A: ~~HOW TO OBTAIN A PETITION FOR~~ INFORMATION ABOUT FILING A JUVENILE CIVIL PROTECTION ORDER OR A JUVENILE DOMESTIC VIOLENCE CIVIL PROTECTION ORDER PETITION

~~These instructions are intended to assist you in preparing the Petition for a Juvenile Civil Protection Order or Juvenile Domestic Violence Civil Protection Order, which can be heard only by the juvenile division of the court of common pleas in the county where you reside. If your county does not have a juvenile court, the Petition will be heard in the court of common pleas in the county where you reside.~~

~~Throughout the Petition, you (the party to be protected) are called *Petitioner* and the person you are filing this petition against is called *Respondent*.~~

## **SOME HINTS BEFORE YOU BEGIN**

- ~~• Read these instructions carefully.~~
- ~~• The types of offenses for which a juvenile civil protection order or juvenile domestic violence civil protection order can be obtained are explained in the last section of this Form.~~
- ~~• A juvenile civil protection order or a juvenile domestic violence civil protection order should **ONLY** be requested if the Respondent is less than 18 years old.~~
- ~~• If the Respondent is 18 years old or older, then you must file a petition for a civil protection order in the appropriate court of common pleas.~~
- ~~• All forms must be typed or printed.~~
- ~~• Write your name and Respondent's name the same way throughout the Petition.~~
- ~~• When you write your name on the Petition, use your legal name.~~
- ~~• Fill out the Petition as completely and accurately as possible.~~
- ~~• If you have any questions about completing the Petition, contact your local domestic violence program or the Ohio Domestic Violence Network at 800-934-9840 for assistance.~~

## **FILLING OUT THE PETITION**

~~On the front page, leave the "Case No." line and "Judge/Magistrate" lines blank. The Clerk of Court's office will fill in this information.~~

~~On the top left-hand side of the front page, fill in the requested information about yourself or minor for whom you are filing. If you want your address or that of the minor for whom you are filing to remain confidential, do not write the address on the Petition. However, you must write another address where you can safely receive notices from the Court.~~

~~Also on the top left-hand side of the front page, fill in the requested information about the Respondent as best as you can. You may use the Respondent's work or school address if you do not know the Respondent's home address. If you do not know the Respondent's date of birth, try to estimate at least year of birth. **Do not attempt to obtain this information unless it is safe to do so.**~~

~~**Paragraph 1:** Mark the first box if you are filing the Petition on your own behalf.~~

~~**Paragraph 2:** If you are filing the Petition on behalf of a minor who is not your family or household member, mark the box and write the minor's name.~~

~~**Paragraph 3:** If you are filing the Petition on behalf of a family or household member, mark the box and fill in their names and the other information requested in the chart. You may attach additional pages if you need more room.~~

**Paragraph 4:** Mark this box if you are **NOT** related to the Respondent by blood or marriage.

**Paragraph 5:** Mark this box if you **ARE** related to the Respondent in one of the three ways shown in the Petition. Please mark the appropriate box to show your relation to the Respondent and indicate your relationship.

**Paragraph 6:** Mark this box if you or a family or household member of yours has a child with the Respondent.

**Paragraph 7:** Provide a description of the Respondent's action(s) that caused you to believe that the Respondent caused or will cause physical or emotional harm to you or another family or household member. State the date(s) of the incident(s) that caused you to file the Petition. An exact date(s) is not necessary. Approximate time frame may be sufficient. You may attach additional pages if you need more room.

**Paragraph 8:** Provide a description of the impact the Respondent's actions have had on you or your family or household members. You may attach additional pages if you need more room to complete your description.

**Paragraph 9:** Mark this box if you, your family or household members, or the person for whom you are filing attends the same school or are transported in the same school bus as the Respondent. Please write the name and address of the school AND the school bus number, route, district or any other information which can be helpful to the Court.

**Paragraph 10:** Complete as much of the chart as you are able by listing all relevant open, pending, or closed court cases involving the Respondent, your family or household members, or you (or the person for whom you are filing).

**Paragraph 11 (a)–(h):** Indicate the action you want the Court to take by marking the boxes next to the lettered paragraphs that apply to your situation

If you do **NOT** want the Respondent to come to a specific location, tell the Court in Paragraph 11(b) of these locations and their addresses.

If you do **NOT** want the Respondent to contact you or your family or household members at all by landline, cordless, or cellular telephone; text; instant message; fax; e-mail; voice mail; delivery service; social network media (like Twitter, My Space, Facebook, etc.); blogging; writings; electronic communications; or communications by any other means regardless if directly or through another person, mark Paragraph 11(c).

If you want the Respondent to be electronically monitored, make sure you mark Paragraph 11(f) and provide a description of the Respondent's conduct that puts your and/or your family or household members' health, welfare, and safety at risk.

Write any special court orders you believe would help protect you and your family or household members in Paragraph 11(h).

**Paragraph 12:** Mark this box if you want to request the Court grant you an emergency (*Ex Parte*) protection order because you and/or your family and household members are in immediate and present danger.

### **SIGNING THE PETITION**

Try to fill out the Petition before you go to the courthouse. **AFTER YOU HAVE FILLED OUT THE PETITION, TAKE THE PETITION TO A NOTARY PUBLIC OR DEPUTY CLERK OF COURT TO HAVE YOUR SIGNATURE NOTARIZED. DO NOT SIGN THE PETITION UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PETITION FOR YOU.**

### **FILING THE PETITION**

After you have your signature notarized, file your Petition at the Clerk of Court's office. If you have requested an emergency protection order, the Clerk of Court's office will tell you when and where your *Ex Parte* hearing, if one has been requested, will take place.

### **FEES**

You **cannot** be charged any costs or fees for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, or obtaining a protection order.

### **DISCOVERY**

Unless you have received an order from the Court regarding discovery, you have no obligation to comply with a deposition notice, interrogatories, request for production of documents, physical or mental examination, or request for admissions.

If ordered, the Court will indicate each of the following:

1. The time and place where discovery will be held;
2. The name of persons who can be in the room during discovery, including a victim advocate;
3. The necessary terms and conditions to keep everyone safe, including keeping the Petitioner's address confidential.

Discovery must be completed prior to the full hearing.

### **RENEWAL**

A juvenile civil protection order and juvenile domestic violence civil protection order can be renewed in the same manner as the initial protection order was issued.

### **EXPIRATION OF CIVIL PROTECTION ORDER**

A juvenile civil protection order and juvenile domestic violence civil protection order will terminate on a specific date as determined by the Court, but no later than the Respondent's 19th birthday.

### **SEALING OF RECORDS**

The Court will automatically seal all of the records of the juvenile civil protection order or juvenile domestic violence civil protection order proceeding if a full hearing or consent agreement civil protection order is not granted.

The Court will automatically seal all of the records of the juvenile civil protection order or juvenile domestic violence civil protection order proceeding on the Respondent's 19th birthday, unless you provide the Court information that the Respondent did not comply with the Order.

If the Respondent did not comply with all the terms of the juvenile civil protection order or juvenile domestic violence civil protection order, the Court may consider sealing the records two years after the order expires. The Court must provide you notice of the hearing to seal the juvenile civil protection order or juvenile domestic violence civil protection order records.

### **APPOINTMENT OF COUNSEL**

The Court may appoint a lawyer to represent the interests of the Respondent.

### **NOTICE TO PARENT, GUARDIAN, OR LEGAL CUSTODIAN**

The Court **may** provide your parent, guardian, or legal custodian notice that you (if you are a minor) or someone else on your behalf has filed a petition for a juvenile civil protection order or a juvenile domestic violence civil protection order.

The Court **must** provide the parent, guardian, or legal custodian of the Respondent notice of the full hearing on a petition to obtain a juvenile civil protection order or juvenile domestic violence civil protection order.

- If you have any questions about completing the Petition for a Juvenile Civil Protection Order or Domestic Violence Juvenile Civil Protection Order (Form 10.05-B), contact the local victim assistance program, domestic violence program, or Ohio Domestic Violence Network at 800-934-9840.
- Neither the Clerk of Court's Office nor the local domestic violence program can give legal advice. If you need legal advice, talk to a lawyer. Only a lawyer can give you legal advice.
- There is NO FEE for filing the Petition.
- Once completed, take the Petition and other necessary documents to the Clerk of Court's Office.
- If you want an emergency order, also known as an Ex Parte Protection Order, check "want" in paragraph 2 of the Petition.
- The Court will consider your request for an Ex Parte Protection Order and may ask you questions.
- Regardless if an Ex Parte Protection Order was requested, granted, or denied, a full hearing will be scheduled.
- You must attend the full hearing. Your victim advocate may also be present at the hearing.
- On the day of the full hearing, be prepared to (1) tell the Court what happened, (2) bring with you any witnesses, evidence, and documentation to prove your case, and (3) ask Respondent questions.
- Respondent may be represented by a private lawyer or a court-appointed lawyer. [R.C. 2151.34(O)] You may represent yourself or ask the Court for a continuance to obtain a lawyer. [R.C. 2151.34(D)(2)(a)(iii) or 3113.31(D)(2)(a)(iii)]
- Respondent or Respondent's lawyer may present evidence and may ask you questions.
- The Court cannot issue a protection order against you unless Respondent has filed a Petition.

## OFFENSES DEFINITIONS

~~A juvenile civil protection order or juvenile domestic violence civil protection order can ONLY be issued for specific behavior under R.C. 2151.34 and 3113.31. Below is a summary of the specific behaviors identified in the law.~~

### **Aggravated Assault** [R.C. 2903.12]

~~No person, while under the influence of sudden passion or in a sudden fit of rage, either of which is brought on by serious provocation occasioned by the victim that is reasonably sufficient to incite the person into using deadly force, shall knowingly cause serious physical harm to another or to another's unborn. [R.C. 2903.12(A)(1)]~~

~~No person, while under the influence of sudden passion or in a sudden fit of rage, either of which is brought on by serious provocation occasioned by the victim that is reasonably sufficient to incite the person into using deadly force, shall knowingly cause or attempt to cause physical harm to another or to another's unborn by means of a deadly weapon or dangerous ordnance, as defined in section 2923.11 of the Revised Code [the law]. [R.C. 2903.12(A)(2)]~~

### **Aggravated Menacing** [R.C. 2903.21]

~~No person shall knowingly cause another to believe that the offender will cause serious physical harm to the person or property of the other person, the other person's unborn, or a member of the other person's immediate family. [R.C. 2903.21(A)]~~

### **Aggravated Trespass** [R.C. 2911.211]

~~No person shall enter or remain on the land or premises of another with purpose to commit on that land or those premises a misdemeanor, the~~

elements of which involve causing physical harm to another person or causing another person to believe that the offender will cause physical harm to the person. [R.C. 2903.11(A)]

**Assault**

[R.C. 2903.13]

No person shall knowingly cause or attempt to cause physical harm to another or to another's unborn. [R.C. 2903.13(A)]

No person shall recklessly cause serious physical harm to another or to another's unborn. [R.C. 2903.13(B)]

**Domestic Violence**

[R.C. 3113.31]

"Domestic violence" means the occurrence of one or more of the following acts against a family or household member: attempting to cause or recklessly causing bodily injury; placing another person by the threat of force in fear of imminent serious physical harm or committing a violation of section 2903.211 or 2911.211 of the Revised Code [menacing by stalking or aggravated trespass]; committing any act with respect to a child that would result in the child being an abused child, as defined in section 2151.031 of the Revised Code [by law]; or committing a sexually oriented offense. [R.C. 3113.31(A)(1)(a)-(d)]

**Family or Household Member**

[R.C. 3113.31(A)(3) through (4)]

"Family or household member" means any of the following:

(a) Any of the following who is residing with or has resided with ~~the respondent~~ Respondent, such as a spouse, a person living as a spouse, or a former spouse of ~~the respondent~~ Respondent; a parent, a foster parent, or a child of ~~the respondent~~ Respondent, or another person related by consanguinity or affinity (blood or marriage) to ~~the respondent~~ Respondent; a parent or a child of a spouse, person living as a spouse, or former spouse of ~~the respondent~~ Respondent, or another person related by consanguinity or affinity (blood or marriage) to a spouse, person living as a spouse, or former spouse of ~~the respondent~~ Respondent. [R.C. 3113.31(A)(3)(a)]

(b) The natural parent of any child of whom ~~the respondent~~ Respondent is the other natural parent or is the putative other natural parent. [R.C. 3113.31(A)(3)(a)-(b)]

"Person living as a spouse" means a person who is living or has lived with ~~the respondent~~ Respondent in a common law marital relationship, who otherwise is cohabiting with ~~the respondent~~ Respondent, or who otherwise has cohabited with ~~the respondent~~ Respondent within five years prior to the date of the alleged occurrence of the act in question. [R.C. 3113.31(A)(4)]

**Felonious Assault**

[R.C. 2903.11]

No person shall knowingly cause serious physical harm to another or to another's unborn. [R.C. 2903.11(A)(1)]

No person shall knowingly cause or attempt to cause physical harm to another or to another's unborn by means of a deadly weapon or dangerous ordnance. [R.C. 2903.11(A)(2)]

No person, with knowledge that the person has tested positive as a carrier of a virus that causes AIDS, shall knowingly do any of the following: (1) engage in sexual conduct with another person without disclosing that knowledge to the other person prior to engaging in the sexual conduct; (2) engage in sexual conduct with a person whom the offender knows or has reasonable cause to believe lacks the mental capacity to appreciate the significance of the knowledge that the offender has tested positive as a carrier of a virus that causes AIDS; or (3) engage in sexual conduct with a person under eighteen years of age who is not the spouse of the offender. [R.C. 2903.11(B)]

**Menacing**

[R.C. 2903.22]

No person shall knowingly cause another to believe that the offender will cause physical harm to the person or property of the other person, the other person's unborn, or a member of the other person's immediate family. [R.C. 2903.22(A)]

**Menacing by Stalking**

[R.C. 2903.211]

No person by engaging in a pattern of conduct shall knowingly cause another person to believe that the offender will cause physical harm to the other person or cause mental distress to the other person. ~~[R.C. 2903.211(A)(1)]~~

No person, through the use of any electronic method of remotely transferring information, including, but not limited to, any computer, computer network, computer program, or computer system, shall post a message with purpose to urge or incite another to commit a violation of ~~division (A)(1) of this section~~ [this law]. ~~[R.C. 2903.211(A)(2)]~~

**Pattern of Conduct**

[R.C. 2903.211(D)(1)]

Pattern of conduct means two or more actions or incidents closely related in time.

**Mental Distress**

[R.C. 2903.211(D)(2)]

Mental distress means: (a) any mental illness or condition that involves some temporary substantial incapacity OR (b) any mental illness or condition that would normally require psychiatric treatment, psychological treatment, or other mental health services, regardless if psychiatric treatment, psychological treatment, or other mental health services was requested or received.

**Sexually Oriented Offense**

[R.C. 2950.01.]

Sexually oriented offenses are defined in at R.C. 2950.01.

IN THE COURT OF COMMON PLEAS, \_\_\_\_\_ DIVISION  
\_\_\_\_\_ COUNTY, OHIO

\_\_\_\_\_  
**Petitioner** : **Case No.** \_\_\_\_\_

\_\_\_\_\_  
 Address (Safe mailing address) : **Judge/Magistrate** \_\_\_\_\_

\_\_\_\_\_  
 City, State, Zip Code :

Date of Birth: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ :

v. :

\_\_\_\_\_  
**Respondent** :

\_\_\_\_\_  
 Address (If home address unknown, put the school or work address) :

\_\_\_\_\_  
 City, State, Zip Code :

Date of Birth: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  **Respondent is under 18 years old**

**PETITION FOR JUVENILE CIVIL PROTECTION ORDER  
OR JUVENILE DOMESTIC VIOLENCE CIVIL  
PROTECTION ORDER (R.C. 2151.34 and 3113.31)**

**CHECK EVERY  THAT APPLIES. IF YOU ARE REQUESTING ASKING FOR YOUR ADDRESS REMAIN TO BE KEPT CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER PUT A MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT MAIL. IF YOU ARE A PARTICIPANT IN THE SECRETARY OF STATE'S ADDRESS CONFIDENTIALITY PROGRAM, PLEASE USE THE P.O. BOX ADDRESS GIVEN TO YOU. THIS FORM IS A PUBLIC RECORD.**

- 1. I need or a witness needs a foreign language interpreter in \_\_\_\_\_ or an American Sign Language interpreter per Sup.R. 88.
- 2. I  **want**  **do not want** an **ex parte (emergency) protection order** per R.C. 2151.34 or 3113.31. Petitioner further requests a full hearing trial even if the ex parte protection order is granted, denied, or not requested.
- 3. Petitioner seeks relief on his or her own behalf. Who needs protection?
  - Me
  - My minor child
  - A family or household member, who is not a minor child
  - Other: \_\_\_\_\_
- 2.4. Petitioner seeks relief on behalf of, \_\_\_\_\_, who is a minor. The minor is not a family or household member relationship of the Petitioner pursuant to R.C. 3113.31(A)(3)(a) -- (b). Respondent is that of:
  - Parent or foster parent of Respondent
  - Respondent is the parent of my child



Relative by blood or marriage of Respondent or Petitioner and has lived with Respondent (please specify how you are related):

Petitioner is not related to Respondent (please specify how you know Respondent) \_\_\_\_\_

3.5. Petitioner seeks relief on behalf of the following I have listed below all family or household members: who need protection other than me or the person for whom I am filing the Petition (**Leave blank if you are not including other family or household members**).

NAME (first, middle initial, and last)	DATE OF BIRTH	HOW RELATED RELATIONSHIP TO PETITIONER/APPLICANT
	/ /	
	/ /	
	/ /	
	/ /	

4. Petitioner is not a family or household member of Respondent.

5.6. Petitioner is a family or household member of Respondent and a victim of domestic violence is in fear and in continuing danger and requests the Court grant  **Juvenile Civil Protection Order** or  **Juvenile Domestic Violence Civil Protection Order**. The relationship of Petitioner to Respondent is that of:

- Parent of Respondent
- Foster Parent of Respondent
- Other relative by blood or marriage of Respondent or Petitioner/ who has lived with Respondent at any time (describe relationship):

6.7. Petitioner and/or a family or household member of Petitioner has a child in common with the Respondent. You **must** describe the threats or acts that made you or your family or household members afraid, include if children were present when the acts happened. When did it happen? (If you do not know exact dates, give approximate dates). Explain why you believe you or your family or household members are in danger. **If you need more space, attach an additional page.**

7. Please describe in detail the action(s) of the Respondent that causes you to believe that he/she will cause or has caused you and/or your family or household members physical or emotional harm. Attach additional page if you need more room.

This conduct may include domestic violence, felonious assault, aggravated assault, assault, aggravated menacing, stalking, menacing, aggravated trespass, or sexually oriented offense. (See Form 10.05 A for a definition of these terms.)

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8. Please describe how the Respondent's conduct affected you and/or your family or household members. Attach additional page if you need more room.

\_\_\_\_\_  
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 \_\_\_\_\_  
 \_\_\_\_\_

9. ~~Petitioner further states that Respondent attends the same school or is transported to school on the same school bus as Petitioner and/or the family or household member of the Petitioner.~~

School Name & Address: \_\_\_\_\_

School Bus: \_\_\_\_\_

10.8. ~~The following is a list of all past and present court cases, that Petitioner knows of, which involve the parties, their children, or other family or household member and are relevant to this matter has listed court cases (including custody, visitation, paternity, child support, children service case, pending criminal case or conviction for domestic violence, felonious assault, aggravated assault, assault, aggravated menacing, menacing by stalking, menacing, or aggravated trespass; no contact order; stay away order; or other protection order) and other legal matters regarding Respondent, which may relate to this case:~~

CASE NAME	CASE NUMBER	COURT/COUNTY	TYPE OF CASE	RESULT OF CASE

11.9. Petitioner requests the Court grant relief under R.C. 2151.34 or 3113.31. Check all that apply.

a. ~~Require the Directs Respondent to not to abuse, harm Petitioner and the other persons named in this Petition by harming, attempt attempting to harm, threaten, follow, stalk, harass, contact, force threatening, following, stalking, harassing, contacting, forcing sexual relations upon, or commit committing sexually oriented offenses against the Petitioner and/or the Petitioner's family or household members named in this Petition them.~~

b. ~~Require the Directs Respondent to not to enter or have limited access to the following places (include name and address, as applicable) where Petitioner and Petitioner's family or household members the persons named in this Petition may be found, including the buildings, grounds, and parking lots at these places.~~

Residence: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

School: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Business or Place of Employment: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Other (specify): \_\_\_\_\_  
\_\_\_\_\_

c. ~~Require the~~ Directs Respondent to not to approach or have contact by any means with Petitioner and/or ~~Petitioner's family or household members~~ persons named in this Petition ~~by any means whatsoever.~~

d. ~~Require the~~ Directs Respondent not to remove, damage, hide, or dispose of any property, companion animals, or pets owned ~~or possessed by the~~ Petitioner ~~and Petitioner's family or household members~~ named in this ~~Petition.~~

e. Grants Petitioner permission to take Petitioner's companion animals or pets, as described below, away from the possession of Respondent:  
\_\_\_\_\_  
\_\_\_\_\_

f. ~~Require the~~ Directs Respondent to not to possess, use, carry, or obtain any deadly weapon, firearms, and ammunition.

~~f.g.~~ Require the Directs Respondent to be electronically monitored. ~~Please explain why the~~ because Respondent's conduct ~~is a past, present, and future danger to~~ has put or puts the health, welfare, or safety of the Petitioner and/or the ~~Petitioner's family or household members.~~ Attach additional page if you need more room persons named in this Petition at risk. Describe Respondent's conduct and how Respondent continues to present a danger to Petitioner and the persons named in this Petition. If you need more space, attach an additional page.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

~~g.h.~~ Require the Directs Respondent to complete batterer counseling, substance abuse counseling, or other counseling as determined necessary by the Court.

~~i.~~ Directs the wireless service provider to separate Petitioner's account from Respondent's account, per R.C. 3113.45 to 3113.459. Petitioner will assume all financial responsibility for any costs associated with the wireless service number and any costs for the device associated with the wireless service number. Respondent's billing telephone number is: \_\_\_\_\_

Petitioner's contact information is on page 1 of this Petition. The wireless service numbers to be transferred to Petitioner which are used by Petitioner or the minor children in the care of Petitioner is:  
\_\_\_\_\_  
\_\_\_\_\_

~~h.j.~~ Includes the following additional provisions:

~~12.~~ ~~Petitioner further requests that the Court issue an ex parte (emergency) protection order.~~

~~13-10.~~ Petitioner further requests that the Court grant such other relief as the Court considers equitable and fair.

I hereby swear or affirm that the answers above are true, complete, and accurate to the best of my knowledge. I understand that ~~falsifying~~ **making false statements in** this document may result in a contempt of court finding against me which could result in a jail sentence and fine, and ~~that falsifying this document~~ may also subject me to criminal penalties for perjury under R.C. 2921.11 ~~or falsification under R.C. 2921.13.~~

**DO NOT SIGN THIS FORM UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PETITION FOR YOU.**

\_\_\_\_\_  
SIGNATURE OF PETITIONER

\_\_\_\_\_  
DATE

Sworn to and subscribed before me on this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC/DEPUTY CLERK OF COURT

**IF YOU ARE REQUESTING YOUR ADDRESS REMAIN CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT. THIS FORM IS A PUBLIC RECORD.**

Petitioner's Safe Address:

\_\_\_\_\_  
Name of Attorney (if applicable)

\_\_\_\_\_  
Name of Attorney (if applicable) Attorney's Fax

\_\_\_\_\_  
Signature of Petitioner's Attorney

\_\_\_\_\_  
Signature of Attorney for Petitioner (if applicable)  
Attorney's Registration Number

\_\_\_\_\_  
Attorney's Address

\_\_\_\_\_  
Attorney's Address Telephone

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
City, State, Zip Code Attorney's Email

\_\_\_\_\_  
Attorney Registration Number

\_\_\_\_\_  
Attorney's Telephone

\_\_\_\_\_  
Attorney's Fax

\_\_\_\_\_  
Attorney's Email

**IN THE COURT OF COMMON PLEAS**

**COUNTY, OHIO**

\_\_\_\_\_  
**Petitioner** : Case No. \_\_\_\_\_  
**v.** : Judge/Magistrate \_\_\_\_\_  
\_\_\_\_\_  
**Respondent** :

**REQUEST FOR SERVICE**

TO THE CLERK OF COURT:

Pursuant to Civ.R. 65.1(C)(2), please serve Respondent a copy of the Petition, *ex parte* protection order, if granted, and any other accompanying documents to the address below and as follows:

\_\_\_\_\_  
\_\_\_\_\_  
 Personal service  Certified Mail, Return Receipt Requested  
 Other (specify) \_\_\_\_\_  
  
 Other (address): \_\_\_\_\_  
 Personal Service  Certified Mail, Return Receipt Requested  
 Other (specify) \_\_\_\_\_

SPECIAL INSTRUCTIONS TO SHERIFF:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
**SIGNATURE OF ATTORNEY OR PETITIONER**

**RETURN OF SERVICE**

Respondent was served on \_\_\_\_\_:  
\_\_\_\_\_  
Officer and Badge Number \_\_\_\_\_ Law Enforcement Agency \_\_\_\_\_  
\_\_\_\_\_  
Date \_\_\_\_\_

**CLERK'S CERTIFICATE OF MAILING**

Service of Process was sent by \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_  
Attest: \_\_\_\_\_ Deputy Clerk

IN THE COURT OF COMMON PLEAS, \_\_\_\_\_ DIVISION  
 \_\_\_\_\_ COUNTY, OHIO

# Order of Protection

Per R.C. 2151.34(F)(3) or 3113.31(F)(3),  
 this Order is indexed at \_\_\_\_\_

**LAW ENFORCEMENT AGENCY WHERE INDEXED**  
 \_\_\_\_\_  
 ( ) -  
 \_\_\_\_\_  
**PHONE NUMBER**

Case No. \_\_\_\_\_

Judge/Magistrate \_\_\_\_\_

State

**OHIO**

**JUVENILE CIVIL PROTECTION ORDER OR JUVENILE  
 DOMESTIC VIOLENCE CIVIL PROTECTION ORDER  
 EX PARTE (R.C. 2151.34 or 3113.31)**

**PETITIONER:**

First Middle Initial Last

v.

**PERSON(S) PROTECTED BY THIS ORDER:**

Petitioner: \_\_\_\_\_ DOB: \_\_\_\_\_  
 Petitioner's Family or Household Members:  
 Additional forms attached  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_

**RESPONDENT:**

First Middle Initial Last

**RESPONDENT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH DOB	
		/	/
DRIVER'S LIC. NO	EXP. DATE	STATE	

Distinguishing Features: \_\_\_\_\_

{Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.}

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and the Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against the Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

**DATE CERTAIN – NO LATER  
 THAN UNLESS EXTENDED BY  
 SEPARATE ENTRY OR UNTIL  
 RESPONDENT ATTAINS 19  
 YEARS OF AGE**

The terms of this Order shall be effective until \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
 Respondent will attain 19 years of age on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

**WARNING TO RESPONDENT: See the warning page attached to the front of this Order.**

This proceeding came for an *ex parte* hearing on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ (Respondent not being present), upon the filing of a Petition by Petitioner for a juvenile civil protection order or juvenile domestic violence civil protection order against the Respondent, pursuant to R.C. 2151.34 and or 3113.31. The Court held an *ex parte* hearing in accordance with R.C. 2151.34(D)(1) and or 3113.31(D)(1).

The Court finds that protected persons named herein are in immediate and present danger and for good cause shown, the following temporary orders are necessary to protect the persons named in this Order.

**RESPONDENT SHALL NOT ABUSE**, harm, attempt to harm, threaten, follow, stalk, harass, force sexual relations upon, or commit sexually oriented offenses against the protected persons named in this Order. [NCIC 01 and 02]

**ALL OF THE PROVISIONS CHECKED BELOW ALSO APPLY TO THE RESPONDENT**

**1. RESPONDENT SHALL NOT ENTER** the places indicated in this Order, including the buildings, grounds, and parking lots at those locations, except as specifically provided. [NCIC 04]

**Residence:**

\_\_\_\_\_  
\_\_\_\_\_

**School:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Business or Place of Employment:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Other:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**RESPONDENT IS A MINOR AND WILL RESIDE** at the following address until the Court determines otherwise:

\_\_\_\_\_  
\_\_\_\_\_

**2. RESPONDENT SHALL STAY AWAY FROM** the protected persons named in this Order or as follows [NCIC 04]:

\_\_\_\_\_  
\_\_\_\_\_

**3. RESPONDENT IS ALLOWED CONTACT WITH** protected persons as follows:

\_\_\_\_\_  
\_\_\_\_\_

**4. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

**RESPONDENT MAY REMOVE THE FOLLOWING:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**5. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner from the possession of Respondent:

Exchange of the listed companion animals or pets shall take place as follows:

\_\_\_\_\_  
\_\_\_\_\_

**6. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order. Contact includes, but is not limited to, landline, cordless, or cellular telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social network media; writings; blogging; electronic communications; posting a message; or communications by any other means regardless if directly or through another person, and as follows: [NCIC 05]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**7. RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

**6.8. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY OTHER PERSON** to do any act prohibited by this Order.

**9. RESPONDENT SHALL NOT INTERFERE** with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner shall be transferred to Petitioner, pursuant to R.C. 3113.31(E)(1)(k), by separate order.

**7.10. IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



~~8.11.~~ ALL DISCOVERY SHALL STRICTLY COMPLY with Civ.R. 65.1(D).

~~9.12.~~ IT IS FURTHER ORDERED that a copy of the Petition and this Order **THE CLERK OF COURT SHALL CAUSE A COPY OF THE PETITION, THIS ORDER, AND ANY OTHER ACCOMPANYING DOCUMENT** to be delivered to the served on Respondent and Respondent's parent, guardian, or legal custodian as required by set forth in Civ.R. 65.1(C)(2). ~~No costs or fees shall be charged for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this protection order.~~

~~10.~~ ALL OF THE TERMS OF THIS ORDER REMAIN IN FULL FORCE AND EFFECT UNTIL A DATE \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ **OR UNTIL RESPONDENT ATTAINS 19 YEARS OF AGE.**

~~11.13.~~ SUBJECT TO FURTHER ORDER OF THIS COURT, this Order and all records of the proceeding shall be sealed upon the happening of the earliest of the following: (1) Dismissal of this Petition; (2) Expiration of the Order, or (3) Respondent's 19th birthday.

**14. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, OR AMMUNITION** at any time while this Order remains in effect for the safety and protection of the protected persons named in the Order.

Upon the expiration or termination of this Order and if a full hearing order is not issued or consent agreement approved, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

**15. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

**16. THIS ORDER DOES NOT EXPIRE** because of a failure to serve notice of the full hearing upon Respondent before the date set for the full hearing or because the Court grants a continuance, as set forth in R.C. 2151.34(D)(2)(b) and 3113.31(D)(2)(b).

~~17.~~ RESPONDENT WILL ATTAIN 19 years of age on: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_.

IT IS SO ORDERED.

\_\_\_\_\_  
JUDGE/MAGISTRATE

**NOTICE TO RESPONDENT, PARENTS, GUARDIAN, OR LEGAL CUSTODIAN**

**1. THE PERSONS NO PERSON PROTECTED BY THIS ORDER CANNOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**2. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON** at any time while this Order is active.

**A FULL HEARING** on this Order, and all other issues raised by the Petition, shall be held before Judge/Magistrate \_\_\_\_\_

on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
 at \_\_\_\_\_  a.m.  p.m. at the following location: \_\_\_\_\_

**On the day of the Full Hearing, come prepared to (1) tell the Court what happened, (2) bring with you any witnesses, evidence, and documentation to prove your case, and (3) be aware that the other party or party's attorney may ask you questions. If you do not have an attorney, you may ask for a brief continuance to obtain an attorney per R.C. 2151.34(D)(2)(a)(iii) or 3113.31(D)(2)(a)(iii). The Court may, at its discretion, appoint an attorney for the Respondent per R.C. 2151.34(O).**

**Parties do not have to give discovery, answer questions, or give information to the other party or the other party's lawyer unless ordered by judge or magistrate (Civ.R. 65.1(D)(2)).**

**TO THE CLERK**  
**COPIES OF PETITION, THIS ORDER, AND ANY OTHER ACCOMPANYING DOCUMENTS SHALL BE DELIVERED SERVED ON PURSUANT TO CIV.R. 65.1(C)(2):**

~~Petitioner~~ Respondent     ~~Attorney for~~ Petitioner

~~Petitioner's~~ Respondent's Parent 1: \_\_\_\_\_

~~Petitioner's~~ Respondent's 2: \_\_\_\_\_

~~Petitioner's~~ Respondent's Guardian or Legal Custodian: \_\_\_\_\_

**COPIES OF THIS ORDER SHALL BE DELIVERED TO:**

~~Respondent~~ Petitioner

~~Respondent's~~ Petitioner's Parent 1: \_\_\_\_\_

~~Respondent's~~ Petitioner's Parent 2: \_\_\_\_\_

~~Respondent's~~ Petitioner's Guardian or Legal Custodian: \_\_\_\_\_

~~Respondent's~~ Petitioner's Guardian or Legal Custodian: \_\_\_\_\_

~~Petitioner's~~ Attorney

~~Police Department~~ Law Enforcement Agency Where Petitioner Resides: \_\_\_\_\_

~~Police Department~~ Law Enforcement Agency Where Petitioner Works: \_\_\_\_\_

Sheriff's Office: \_\_\_\_\_

School: \_\_\_\_\_

~~Police Department~~ Law Enforcement Agency Where School is Located: \_\_\_\_\_

Other: \_\_\_\_\_

IN THE COURT OF COMMON PLEAS, \_\_\_\_\_ DIVISION  
 \_\_\_\_\_ COUNTY, OHIO

# Order of Protection

Per R.C. 2151.34(F)(3), this Order is indexed at \_\_\_\_\_

LAW ENFORCEMENT AGENCY WHERE INDEXED  
 ( ) -  
 PHONE NUMBER

Case No. \_\_\_\_\_

Judge/Magistrate \_\_\_\_\_

State

**OHIO**

**JUVENILE CIVIL PROTECTION ORDER FULL HEARING  
 (R.C. 2151.34)**

**PETITIONER:**

First Middle Initial Last

v.

**PERSON(S) PROTECTED BY THIS ORDER:**

Petitioner: \_\_\_\_\_ DOB: \_\_\_\_\_  
 Petitioner's Family or Household Members:  
 Additional forms attached  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_  
 \_\_\_\_\_ DOB: \_\_\_\_\_

**RESPONDENT:**

First Middle Initial Last

Distinguishing Features: \_\_\_\_\_

**RESPONDENT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH DOB	
		/	/
DRIVER'S LIC. NO		EXP. DATE	STATE

{Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.}

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and the Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against the Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
 Respondent will attain 19 years of age on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

**DATE CERTAIN – NO LATER THAN RESPONDENT ATTAINS 19 YEARS OF AGE**

**WARNING TO RESPONDENT: See the warning page attached to the front of this Order.**



and parking lots at those locations, except as specifically provided. [NCIC 04]

**Residence:**

\_\_\_\_\_  
\_\_\_\_\_

**School:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Business or Place of Employment:**

\_\_\_\_\_

**Other:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**RESPONDENT IS A MINOR AND WILL RESIDE** at the following address until the Court determines otherwise:

\_\_\_\_\_  
\_\_\_\_\_

**2. RESPONDENT SHALL STAY AWAY FROM** the protected persons named in this Order or as follows [NCIC 04]:

\_\_\_\_\_  
\_\_\_\_\_

**3. RESPONDENT IS ALLOWED CONTACT** with the protected persons as follows:

\_\_\_\_\_  
\_\_\_\_\_

**4. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

**RESPONDENT MAY REMOVE THE FOLLOWING:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**5. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner from the possession of Respondent:

\_\_\_\_\_  
\_\_\_\_\_

Exchange of listed companion animals or pets shall take place as follows:

\_\_\_\_\_  
\_\_\_\_\_

**6.** **RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order. Contact includes, but is not limited to, landline, cordless, or cellular telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social network media; writings; blogging; electronic communications; posting a message; or communications by any other means regardless if directly or through another person, and as follows: [NCIC 05]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**7.** **RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

**6.8.** **RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY OTHER PERSON** to do any act prohibited by this Order.

**7.9.** **RESPONDENT SHALL COMPLETE THE FOLLOWING COUNSELING PROGRAM:**

Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment. The program is requested to provide the Court a written notice when the Respondent attends the initial appointment, if the Respondent fails to attend or is discharged, and when the Respondent completes the program. The Respondent is required to sign all necessary waivers to allow the Court to receive information from the program.

Respondent is ordered to appear before Judge or Magistrate \_\_\_\_\_ on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m., to review the Respondent's compliance with this Order. Respondent is warned: If you fail to attend the above-named program you may be held in contempt of court.

**8-10.** **RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, OR AMMUNITION** while this Order remains in effect for the safety and protection of the protected persons named in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent otherwise disqualified as verified by a check of the NCIC protection order file.

**9.11.** **RESPONDENT SHALL BE ELECTRONICALLY MONITORED.** The Court having found the factors set forth in R.C. 2151.34(E)(1)(b). The Respondent is ordered to report to

\_\_\_\_\_ for the installation of a global positioning system for the purpose of electronic monitoring for the duration of this Order or until \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ whichever expires first. The Court further imposes the following terms and conditions:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**10.12.** **IT IS FURTHER ORDERED:** [NCIC 08]

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

~~11.13. IT IS FURTHER ORDERED~~ that a copy of the Petition and this Order THE CLERK OF COURT SHALL CAUSE A COPY OF THE PETITION AND THIS ORDER to be delivered to the served on Respondent as set forth in Civ.R. 5(B) and 65.1(C)(3) and Respondent's parent, guardian, or legal custodian as required by Civ.R. 65.1. No costs or fees shall be charged for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this Order.

14. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

15. THE COSTS OF THIS ACTION ARE  assessed against Respondent  waived.

~~12. ALL OF THE TERMS OF THIS ORDER REMAIN IN FULL FORCE AND EFFECT UNTIL A DATE~~ \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ OR UNTIL RESPONDENT ATTAINS 19 YEARS OF AGE.  
Until this Order is served upon the Respondent pursuant to Civ. R. 65.1, the *Ex Parte* CPO remains in effect.

~~13.16. THE COURT WILL SEAL THIS RECORD ON THE RESPONDENT'S 19<sup>TH</sup> BIRTHDAY~~, unless the Court determines otherwise.

~~14.17. RESPONDENT WILL ATTAIN~~ 19 years of age on: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_.

~~15.18. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE~~, the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order. Accordingly, the Court adopts the magistrate's granting of the Order as set forth in Civ.R. 65.1.

IT IS SO ORDERED.

\_\_\_\_\_  
MAGISTRATE

\_\_\_\_\_  
JUDGE

**NOTICE TO RESPONDENT, PARENTS, GUARDIAN, OR LEGAL CUSTODIAN**  
**THE PERSONS NO PERSON PROTECTED BY THIS ORDER CANNOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

**NOTICE OF FINAL APPEALABLE ORDER**  
Copies of this Order, which is a final appealable Order, were mailed by ordinary U.S. mail served on or delivered to the parties indicated pursuant to Civ.R. 5(b) and 65.1(C)(3), including by

**TO THE CLERK:**  
**COPIES OF THIS ORDER SHALL BE DELIVERED SERVED PURSUANT TO CIV.R. 65.1(C)(3) TO:**  
 Petitioner Respondent  Attorney for Petitioner  
 Petitioner's Respondent's Parent 1:

ordinary mail, on the a following date:

\_\_\_\_ / \_\_\_\_ / \_\_\_\_ .

By: \_\_\_\_\_

~~Petitioner's~~ Respondent's Parent 2:

~~Petitioner's~~ Respondent's Guardian or Legal Custodian:

~~Respondent~~ Respondent's Attorney

**COPIES OF THIS ORDER SHALL BE DELIVERED TO:**

Petitioner

~~Respondent's~~ Petitioner's Parent 1:

~~Respondent's~~ Petitioner's Parent 2:

~~Respondent's~~ Petitioner's Guardian or Legal Custodian:

~~Police Department~~ Law Enforcement Agency Where Petitioner Resides:

~~Police Department~~ Law Enforcement Agency Where Petitioner Works:

Sheriff's Office:

School: \_\_\_\_\_

~~Police Department~~ Law Enforcement Agency Where School is Located:

Other: \_\_\_\_\_



IN THE COURT OF COMMON PLEAS, \_\_\_\_\_ DIVISION  
 \_\_\_\_\_ COUNTY, OHIO

# Order of Protection

Per R.C. 3113.31(F)(3), this Order is indexed at

\_\_\_\_\_  
 LAW ENFORCEMENT AGENCY WHERE INDEXED  
 ( ) -  
 PHONE NUMBER

Case No.

Judge/Magistrate \_\_\_\_\_

State OHIO

JUVENILE DOMESTIC VIOLENCE CIVIL PROTECTION ORDER FULL HEARING (R.C. 3113.31)

JUVENILE DOMESTIC VIOLENCE CONSENT AGREEMENT CIVIL PROTECTION ORDER (R.C. 3113.31)

**PETITIONER:**

First Middle Initial Last

v.

**PERSON(S) PROTECTED BY THIS ORDER:**

Petitioner: \_\_\_\_\_ DOB: \_\_\_\_\_

Petitioner's Family or Household Members:  
 Additional forms attached

\_\_\_\_\_ DOB: \_\_\_\_\_

\_\_\_\_\_ DOB: \_\_\_\_\_

\_\_\_\_\_ DOB: \_\_\_\_\_

\_\_\_\_\_ DOB: \_\_\_\_\_

**RESPONDENT:**

First Middle Initial Last

Distinguishing Features: \_\_\_\_\_

**RESPONDENT IDENTIFIERS**

SEX	RACE	HGT	WGT
EYES	HAIR	DATE OF BIRTH DOB	
		/ /	
DRIVER'S LIC. NO	EXP. DATE	STATE	

{Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.}

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and the Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. **Additional findings of this Order are set forth below.**

**THE COURT HEREBY ORDERS:**

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against the Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

**DATE CERTAIN – NO LATER THAN RESPONDENT ATTAINS 19 YEARS OF AGE**

Respondent will attain 19 years of age on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

**WARNING TO RESPONDENT: See the warning page attached to the front of this Order.**



\_\_\_\_\_  
\_\_\_\_\_

3. **RESPONDENT SHALL NOT INTERFERE WITH THE PROTECTED PERSONS PERSONS' RIGHT** to occupy the residence, including, but not limited to canceling utilities or insurance or interrupting telecommunications (e.g., telephone service, internet, cable) services, mail delivery, or the delivery of any other documents or items. [NCIC 03]

4. **RESPONDENT SHALL NOT ENTER** the places indicated in this Order, including the buildings, grounds, and parking lots at those locations, except as specifically provided. [NCIC 04]

**Residence:**

\_\_\_\_\_  
\_\_\_\_\_

**School:**

\_\_\_\_\_  
\_\_\_\_\_

**Business or Place of Employment:**

\_\_\_\_\_  
\_\_\_\_\_

**Other:**

\_\_\_\_\_  
\_\_\_\_\_

5. **RESPONDENT SHALL STAY AWAY FROM** the protected persons named in this Order or as follows [NCIC 04]:

\_\_\_\_\_  
\_\_\_\_\_

6. **RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

7. **PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS,** owned by Petitioner, from the possession of Respondent:

\_\_\_\_\_  
\_\_\_\_\_

Exchange of listed companion animals or pets shall take place as follows:

\_\_\_\_\_  
\_\_\_\_\_

**8.** **RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order. Contact includes, but is not limited to, landline, cordless, or cellular telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social network media; writings; blogging; electronic communications; posting a message; or communications by any other means regardless if directly or through another person, and as follows: [NCIC 05]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**9.** **RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

**8-10.** **RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY OTHER PERSON** to do any act prohibited by this Order.

**9-11.** **RESPONDENT IS ALLOWED CONTACT** with the protected persons as follows:

\_\_\_\_\_  
\_\_\_\_\_

**10-12.** **RESPONDENT MAY PICK UP CLOTHING** and personal items effects from the above residence only in the company of a uniformed law enforcement officer seven or \_\_\_\_\_ within \_\_\_\_\_ days of the filing of this Order. Arrangements may be made by contacting:

\_\_\_\_\_  
\_\_\_\_\_

**11.** **RESPONDENT SHALL IMMEDIATELY SURRENDER** to law enforcement or

\_\_\_\_\_ the following personal property:

\_\_\_\_\_  
\_\_\_\_\_

**12.** **RESPONDENT SHALL COMPLETE THE FOLLOWING COUNSELING PROGRAM:**

13.

**Respondent shall contact this program within \_\_\_\_\_ days after receiving this Order and immediately arrange for an initial appointment.** The program is requested to provide the Court a written notice when the Respondent attends the initial appointment, if the Respondent fails to attend or is discharged, and when the Respondent completes the program. The Respondent is required to sign all necessary waivers to allow the Court to receive information from the program.

**Respondent is ordered to appear before Judge/Magistrate**  
on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m. to  
**review Respondent's compliance with this Order. Respondent is warned: If you fail to attend the above-named program you may be held in contempt of court.**

**13.** **RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON,**  
**14. INCLUDING FIREARMS, OR AMMUNITION** while this Order remains in effect in order to bring about the cessation of violence.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent otherwise disqualified as verified by a check of the NCIC protection order file.

**16.** RESPONDENT SHALL NOT INTERFERE with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order.

**14.** **IT IS FURTHER ORDERED:** [NCIC 08]  
**16.**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

~~15-17.~~ ~~IT IS FURTHER ORDERED~~ that a copy of the Petition and this Order **THE CLERK OF COURT SHALL CAUSE A COPY OF THE PETITION AND THE ORDER** to be delivered to the served on Respondent as set forth in Civ.R. 5(B) and 65.1(C)(3) and Respondent's parent, guardian, or legal custodian as required by Civ.R. 65.1. No costs or fees shall be charged for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this Order.

~~16.~~ ~~ALL OF THE TERMS OF THIS ORDER REMAIN IN FULL FORCE AND EFFECT UNTIL A DATE~~ \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ ~~OR UNTIL RESPONDENT ATTAINS 19 YEARS OF AGE.~~  
Until this Order is served upon the Respondent pursuant to Civ. R. 65.1, the *Ex Parte* CPO remains in

~~19-18.~~ **IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

~~20-19.~~ **THE COSTS OF THIS ACTION ARE**  assessed against Respondent  waived.

~~17-20.~~ **THE COURT WILL SEAL THIS RECORD ON THE RESPONDENT'S 19<sup>TH</sup> BIRTHDAY**, unless the Court determines otherwise.

~~18-21.~~ **RESPONDENT WILL ATTAIN 19 years of age on:** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ .

~~19-22.~~ **IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE**, the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order. Accordingly, the Court adopts the magistrate's granting of the Order as set forth in Civ.R. 65.1.

**IT IS SO ORDERED.**

\_\_\_\_\_  
**MAGISTRATE**

\_\_\_\_\_  
**JUDGE**

**NOTICE TO RESPONDENT, PARENTS, GUARDIAN, OR LEGAL CUSTODIAN**

**THE PERSONS NO PERSON PROTECTED BY THIS ORDER CANNOT CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

I have read this Consent Agreement and agree to its terms.

I have read this Consent Agreement and agree to its terms.

SIGNATURE OF PETITIONER

SIGNATURE OF RESPONDENT

Address of Petitioner

Address of Respondent

Signature of Petitioner's Attorney for ~~Petitioner~~

Signature of Respondent's Attorney for ~~Respondent~~

Address of Petitioner's Attorney for ~~Petitioner~~

Address of Respondent's Attorney for ~~Respondent~~

**NOTICE OF FINAL APPEALABLE ORDER**

Copies of this Order, which is a final appealable Order, were ~~mailed by ordinary U.S. mail served on or delivered to the parties indicated~~ pursuant to Civ.R. 5(B) and 65.1(C)(3), including ordinary mail, on the following date:

\_\_\_\_ / \_\_\_\_ / \_\_\_\_ .

**TO THE CLERK**

**COPIES OF THIS ORDER SHALL BE DELIVERED SERVED PURSUANT TO CIV.R. 65.1(C)(3) TO:**

TO:

- ~~Petitioner~~ Respondent       ~~Attorney for Petitioner~~
- ~~Petitioner's~~ Respondent's Parent 1:
- \_\_\_\_\_
- ~~Petitioner's~~ Respondent's Parent 2:
- \_\_\_\_\_
- ~~Petitioner's~~ Respondent's Guardian or Legal Custodian:
- \_\_\_\_\_
- ~~Respondent~~ Respondent's Attorney

**COPIES OF THIS ORDER SHALL BE DELIVERED TO:**

Petitioner

- ~~Respondent's~~ Petitioner's Parent 1:
- \_\_\_\_\_
- ~~Respondent's~~ Petitioner's Parent 2:
- \_\_\_\_\_
- ~~Respondent's~~ Petitioner's Guardian or Legal Custodian:
- \_\_\_\_\_
- Petitioner's Attorney
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Resides:
- \_\_\_\_\_
- ~~Police Department~~ Law Enforcement Agency Where Petitioner Works:
- \_\_\_\_\_

<input type="checkbox"/> Sheriff's Office: _____
<input type="checkbox"/> School: _____
<input type="checkbox"/> <del>Police Department</del> Law Enforcement Agency Where School is Located: _____
<input type="checkbox"/> CSEA: _____
<input type="checkbox"/> Other: _____

**FORM 10.05-F: ~~WARNING CONCERNING THE ATTACHED  
JUVENILE CIVIL PROTECTION ORDER OR  
JUVENILE DOMESTIC VIOLENCE CIVIL PROTECTION ORDER~~**

*~~NOTE: Rule 10.05 of the Rules of Superintendence for the Courts of Ohio requires this Warning to be attached to the FRONT of all civil protection orders issued by the courts of the State of Ohio. TO BE USED WITH FORMS 10.05-C TO 10.05-E.~~*

**~~WARNING TO RESPONDENT~~**

~~Violating the attached Civil Protection Order is a crime, punishable by imprisonment or fine or both, and may result in a contempt of court citation against you.~~

~~This Protection Order is enforceable in all 50 states, the District of Columbia, tribal lands, and U.S. territories pursuant to the Violence Against Women Act, 18 U.S.C. Section 2265. Violating this Civil Protection Order may subject you to federal charges and punishment.~~

~~Only the Court may change this Order. The Petitioner cannot give you legal permission to violate this Order. If you go near the Petitioner or other protected persons, even with their permission, you may be arrested. **You act at your own risk if you disregard this WARNING.**~~

**~~WARNING TO PETITIONER~~**

~~You **cannot** change the terms of this Order by your words or actions. Only the Court may allow the juvenile Respondent to contact you or return to your residence. This Order **cannot** be changed by either party without obtaining a written court order.~~

**~~NOTICE ABOUT FIREARMS AND DEADLY WEAPONS~~**

~~As a result of this Order, it may be unlawful for you to possess or purchase a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to federal law, 18 U.S.C. 922(g)(8). If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult a lawyer.~~

~~This Order may be subject to the exceptions pursuant to 18 U.S.C. 925(a)(1) with respect **only** to the official use of government-issued firearms or ammunition for the use of any department or agency of the United States, Ohio, or its political subdivision. This exception does not apply if the Respondent has been convicted of an offense of violence, for example domestic violence, menacing by stalking, etc., against a family or household member~~

**~~NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS~~**

~~The attached Protection Order is enforceable in all jurisdictions. Violation of this Protection Order is a crime under R.C. 2919.27. Law enforcement officers with powers to arrest under R.C. 2935.03 for violations of the Ohio Revised Code must enforce the terms of this Protection Order as required by R.C. 2151.34, 2919.27, and 3113.31. Federal and state law prohibits charging a fee for service of this Order.~~

**FORM 10.05-F is reserved for future use**