

Chelan County Family Law Self Help Center

**DOMESTIC VIOLENCE ORDER FOR PROTECTION**

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## Instructions for Petition for Order for Protection

This form is used to start a domestic violence protection order case. Ask the court clerk for advocate services to help you fill out this form. This form will be:

- Filed as a public court record and will start a civil court case.
- Served (personal delivery) to the person from whom you need protection.

The information in the petition is used by the court to determine if:

- The court has authority to enter an order on your behalf.
- If the relationship between you and the other party meets the legal definition of family or household member.
- If the respondent's behavior towards you meets the legal definition of domestic violence.

Use this petition to request both immediate temporary protection **and** full protection.

**Immediate Protection:** If you need immediate protection, and the court finds an emergency exists, the court may immediately issue a temporary order that will last until the court holds a hearing, usually within 14 days.

During the 14 days, the respondent must be served the:

- petition,
- temporary order and notice of hearing,
- any order to surrender weapons issued without notice, and
- any other declarations or documents, if any, presented to the court.

If the court orders respondent to surrender weapons, the local law enforcement agency must serve the order.

In cases without an order to surrender weapons, service may be done by:

- a law enforcement agency where the respondent lives or works, free of charge,
- a hired professional process server, or
- a person 18 or over who is not a party to this action.

The person completing service on the respondent must file an affidavit, declaration, or certificate of service with the court or the hearing cannot go forward.

**Full Order for Protection:** At the hearing, the court will determine if it should issue a full Order for Protection. The respondent has a right to attend that hearing.

**Print Clearly! Use Black Ink only.**

**Top of the form** (Page 1)

Fill in your name (first, middle initial, last) as the "Petitioner." The person you want protection from is the "Respondent." Fill in the respondent's name (first, middle initial, last).

## **Who Needs Protection** (Question 1)

The court must know who needs protection. Check the first box if you need protection. Check the second box if someone in your family or household needs protection. You may check both boxes. Check the third box if you are the guardian, guardian ad litem or next friend of a minor 13 – 15 years of age who is a victim of domestic violence in a dating relationship with a person 16 years of age or older, who needs protection. Include the minor's name in the space provided within the third check box and provide additional identifying information for the minor in paragraph 5.

A next friend is a competent person, over 18 years of age, chosen by the minor who is capable of pursuing the minor's stated interest in the petition for order for protection action.

## **Residency** (Question 2)

Check the box that applies.

## **Age** (Question 3)

The court needs to know the ages of the petitioner/victim and the respondent. Check **one** of the boxes for the petitioner's/victim's age. Check **one** of the boxes for the respondent's age.

## **Relationship** (Question 4)

The court must know the relationship between the petitioner/victim and the respondent. The court needs to know if the petitioner/victim and the respondent are "intimate partners" or "family or household members." Check the box that best describes your situation. If you are petitioning on behalf of a minor, the minor's relationship to the respondent is addressed in question 5.

## **Identification of Minors** (Question 5)

- If there are no children, check the box indicating "No Minors Involved."
- If there are children, list each child's name, age, race and sex. Fill in how that child is related to you (for example, son, stepdaughter). Fill in how that child is related to the respondent. Fill in with whom that child lives (for example: me, grandparent, respondent).
- If you have questions about safety for your children, ask for advocate resources for help in filling out this section.

## **Court Cases** (Question 6)

This may not be the first court proceeding involving you, or the minors, and the respondent. The court will need to know about other cases, such as divorce, parentage or criminal, or other restraining, protection or no-contact orders so the court does not issue an order that might conflict with an order from another court.

If there are other cases or orders involving you, or the minors, and the respondent, list the case title (the parties' names), the case number (if you know it), and the court (district, municipal, or superior) and the county in the columns provided.

## Request for Protection (Page 2)

In this section, you must tell the court what you want the court to order after the hearing (the relief requested). The court can only grant the relief you request in the petition.

Some provisions allow you to ask the court to protect you, all the minors listed in paragraph 5 or only minors you name. Some provisions allow you to specify which locations you want included in the protection. Be sure to check the boxes to specify which people and places you want protected within each restraint provision.

1. The first provision asks the court to **restrain** the respondent from causing physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening or stalking you and/or the children you name.
2. The second provision asks the court to restrain the respondent from harassing, following, keeping under surveillance, including cyberstalking, or from using telephonic, audiovisual or other electronic means to monitor the actions, locations or communications of you and/or the minors listed in paragraph 5, only the minors you name in this provision. You may also ask for protection in this provision for the victim's adult children and/or any of the victim's household members. Write in the names of the adult children or household members in the space provided.
3. The third provision asks the court to **restrain** the respondent from contacting you and/or the children you name.
4. The fourth provision asks the court to **exclude** the respondent from your home, workplace, school or the minor's day care or school. If there is someplace else you want to include, add it to the box called "other."

You have a right to keep your residential address confidential (secret). This restraint provision in the temporary order and in the full order has a space for you to write in your residential address. You are not required to write in your residential address if you are concerned with your safety or with identity theft. However, enforcement of the order may be easier if your address is included. If you decide to include your address, please list the complete address, including the city.

5. The fifth provision asks the court to order the respondent to **vacate** the home the two of you share and to give you exclusive rights to the home.
6. The sixth provision asks the court to **prohibit** the respondent from knowingly coming within or knowingly remaining within a specified distance (e.g. 100 feet, 2 blocks) of your home, workplace or school; or the minor's day care or school. If there is someplace else you want to include, add it to the box called "other."
7. The seventh provision asks the court to **grant** you possession of essential personal belongings. Please list the personal belongings. ("Essential personal belongings" means those items necessary for a person's immediate health, welfare, and livelihood. "Essential personal belongings" includes but is not limited to clothing, cribs, bedding, documents, medications, and personal hygiene items. (RCW 26.50.010(7))

8. The eighth provision asks the court to **grant** you use of a vehicle (i.e., blue 1994 Ford Taurus, License Number XYZ123).
9. The ninth provision, “**Other**,” is where you may list something not mentioned in the above provisions.

**If There Are No Minors Involved Do Not Check Provisions 10, 11, and 12.**

**If You Are Requesting Restraint Provisions Involving Minors Check the Boxes in 10, 11, and 12.**

10. The tenth provision asks the court to **grant** (give) you the temporary care, custody and control of the children you name, subject to any visitation with the respondent the court may order.
11. The eleventh provision asks the court to **restrain** the respondent from interfering with your custody of the children you name.
12. The twelfth provision asks the court to **restrain** the respondent from removing the listed children from the state.

**Additional Requests**

13. The thirteenth provision asks the court to **direct** the respondent to get treatment or counseling.
14. The fourteenth provision asks the court to **require** the respondent to pay the fees and costs of this action. (Fees and costs may include court costs, service fees and reasonable attorney’s fees or reasonable fees for a limited license legal technician (LLLT) (APR 28).)
15. The fifteenth provision asks the court to make the order **remain effective** (last longer) than one year. Check this box only if there is reason to believe the respondent would resume the acts of domestic violence against you if the order expired in one year.

**Protection involving pets**

16. The sixteenth provision asks the court to **grant** you exclusive custody and control of pet(s). You can only ask for custody and control of a pet if it is owned, possessed, leased, kept, or held by you, the respondent, or a minor child residing with either you or the respondent.
17. The seventeenth provision asks the court to **prohibit** the respondent from interfering with your efforts to remove the pet(s).
18. The eighteenth provision asks the court to **prohibit** the respondent from knowingly coming within or knowingly remaining within a specified distance (e.g. 100 feet, 2 blocks) from the location(s) you list where the pet(s) may regularly be found. Remember, you have a right to keep your residential address confidential.

## Protection from Firearms and Other Dangerous Weapons

19. The nineteenth provision asks the court to require the respondent to immediately **surrender** all firearms, other dangerous weapons, and any concealed pistol licenses, and to prohibit the respondent from accessing, obtaining or possessing a firearm or other dangerous weapon, or concealed pistol licenses until the order ends.

Notice: If you **are** the respondent's intimate partner, after actual notice and an opportunity to be heard at the hearing, the court may be required by law to order the respondent to immediately surrender all firearms, other dangerous weapons, or concealed pistol licenses.

Please review the section you just completed to ensure that you checked the boxes to show which provisions you want the court to order. In each provision, be sure you checked the boxes to identify the people and places you want protected.

### **Emergency temporary protection effective immediately, without notice to the respondent, that lasts (up to 14 days) until the court hearing.**

Check the box if an emergency exists and you want to ask the court to issue a temporary order immediately.

Check the box if you want to ask the court to order the respondent to surrender all firearms or other dangerous weapons, and any concealed pistol licenses immediately.

In the space below the check boxes, explain what irreparable harm (harm beyond repair) would result if the court did not issue temporary protection.

## Request for Special Assistance from Law Enforcement Agencies

You might need special help from the police. Check off everything that you think you may need the police to assist you in obtaining.

1. The first item asks the court to order the police to help you get back into your home. For your safety, ask for a police escort back into your home.
2. The second item asks the court to order the police to help you get use of the vehicle.
3. The third item asks the court to order the police to help you get your personal belongings (Civil Standby). Check the box if you want the police to help you get your belongings from the shared residence, the respondent's residence or another location. Because of time limitations, availability of officers and safety, contact law enforcement to schedule a civil standby (when they will meet you and how long they can stay).
4. The fourth item asks the court to order the police to help you get custody of the children you list. There may be additional steps that you have to take for this request to be enforced.
5. The last item lets you ask for other help you might need from the police.

## Statement of Petitioner

The statement of petitioner is to describe to the court why a protection order is needed. This document will be filed in the court file, which is a public record, and shall be served on the respondent. If you do not include a particular incident of domestic violence in your statement, you may not have an opportunity to tell the court at the hearing.

“Domestic violence” means physical harm, bodily injury, assault, including sexual assault, stalking, *Or* inflicting fear of imminent physical harm, bodily injury or assault between family or household members.

First read through the statement section in the petition before you start writing. There are several places for you to describe what happened.

Describe exactly what happened when you were threatened or hurt. Provide as much detail as you can such as dates, times, witnesses, injuries, if any, medical treatment, if any. The more details you can provide the more helpful it is to the judge. If there is an emergency, explain why so the court can issue an immediate temporary order before the hearing. In addition to the information requested in the statement you may want to include:

- If the respondent has hurt other people.
- If the respondent has been arrested.
- If police responded even if no arrests were made.

### Examples:

It is better to say “On Sunday, January 12, at 2:00 a.m., Terry slapped my face.”  
Rather than “On Sunday Terry assaulted me.”

It is better to say “Terry threatened to kill me if I left the house. He said ‘You leave and I will kill you.’” Rather than “Terry threatened me.”

It is better to say “Terry drives by me while I’m waiting at the bus stop after work every Monday evening.” Rather than “Terry is stalking me.”

It is better to say “Terry sends me emails or text messages [include number] times a day. I texted Terry to stop; but Terry keeps sending the messages.”  
Rather than “Terry cyber stalks me.”

Try to use the respondent’s exact words when you were threatened with physical harm.

If any of the information requested does not apply, write, “does not apply” in that section.

Choose the appropriate box if substance abuse is involved.

## **Out of State Service**

If the respondent cannot be personally served in Washington State, check the box. Note: The respondent will still have to be personally served, unless the court orders otherwise.

## **Sign the Form**

When you are done with your statement, put today's date in the date line and fill in the city where you are completing this form. Sign the form.

The respondent has a right to have you served with documents in response to this petition. You have a right to keep your residential address confidential. If you want to keep your address confidential, you must list an address that is not your residential address where you agree to accept legal documents.

## **Complete the Temporary Orders**

If you ask the court for immediate protection, complete the *Temporary Order for Protection and Notice of Hearing*, form DV 2.015. Follow the instructions for that form.

If you ask the court to order the respondent to surrender firearms and other dangerous weapons, bring the *Order to Surrender Weapons Issued Without Notice* form, All Cases 02-030, for the judge to complete.

## **Go to Court**

Bring your completed petition and temporary order and the blank order to surrender weapons to the clerk's office of the local court. They will direct you further.

## **Service of Court documents**

Unless the respondent or the respondent's lawyer was present at the hearing, the petition, any temporary order, and any order to surrender weapons must be served on the respondent. The respondent must know what restraint provisions are in place, when and where the hearing will occur and when the order expires.

If you filed on behalf of a vulnerable adult, unless the vulnerable adult or the vulnerable adult's lawyer was present at the hearing, the petition and any temporary order and order to surrender weapons must be served on the vulnerable adult. The vulnerable adult must know what restraint provisions are in place, when and where the hearing will occur and when the temporary order expires. The vulnerable adult's guardian, if any must also be served.

If the court orders respondent to surrender weapons, the local law enforcement agency must serve the order.

If the court does not order respondent to surrender weapons, you may choose service by:

- A law enforcement agency, which will serve your papers free of charge.
- A hired professional process server.
- Another person 18 or over, who is not a party to this action.



- Mail or publication, if the judge previously entered an order allowing service by mail or publication.

You will need to provide the address for each person to be served. If you want law enforcement to serve the documents, complete the Law Enforcement Information Sheet.

### **Law Enforcement Information Sheet (LEIS)**

You must complete a Law Enforcement Information Sheet (LEIS), form WPF All Cases 01.0400. This form is confidential and it does not go in the public court file and is not served on the respondent.

- It is used by Law Enforcement to locate and identify the respondent when serving documents.
- It is also used by Law Enforcement when entering the order in the state-wide data base.

Complete as much information as possible, especially, first name, middle initial, last name, and date of birth.

If the respondent has a disability, brain injury, or other impairment, you may know of special assistance that law enforcement could provide when serving the documents. For example:

“Respondent has a brain injury. If respondent is rushed, respondent may freeze up and may not respond quickly, or may become verbally aggressive. Remind respondent to contact a friend.”

“Respondent has epilepsy and diabetes and may have seizures when stressed. Respondent doesn’t respond well to being rushed and will need time to get meds and supplies.”

If you know the respondent has firearms or other dangerous weapons, make sure you specify exactly what types and numbers.

### **Traumatic Brain injury information:**

Please be advised that law enforcement responding to any domestic violence incident is encouraged to inform victims about a statewide website containing information about traumatic brain injuries. <https://www.doh.wa.gov/YouandYourFamily/InjuryandViolencePrevention/TraumaticBrainInjuries> and <https://www.dshs.wa.gov/altsa/traumatic-brain-injury/traumatic-brain-injury-advisory-council>

### **Register for Automatic Notices about your Protection Order:**

After the court issues a temporary or full order for protection, you can register for automatic notices.

As authorized by RCW 36.28A.410, WA VINE Protective Order is an automated service that allows you, the petitioner, to track the status of a protective order over the phone or internet. You can also register to be notified by phone and email about changes in the status of a protective order. If you register for notification, you will receive important notifications regarding

the service status of your protective order, a 90-day expiration warning, and notification if the respondent in your order attempts to purchase/transfer a firearm while they are prohibited and are denied.

To access protective order information, call [1-877-242-4055](tel:1-877-242-4055), or visit [www.registervpo.com](http://www.registervpo.com).  
**Do not rely solely on WA VPO for your safety. If you feel you are in danger, call 9-1-1.**

# Law Enforcement and Confidential Information (LECIF)

**Clerk: Do not file in a  
public access file. Give  
to law enforcement.**

Superior Court of Washington

County: Chelan

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

***Do NOT serve or show this sheet to the Restrained Person!***

**Type or print clearly!** If law enforcement cannot read this form, they cannot serve or enforce your order!

**Restrained Person's Info – Fill out as much as you can. If you do not know, write "unknown."**

<b>Name:</b> First Middle Last			Date of Birth (if unknown give age range)	
Nickname/Alias/AKA ("Also known as")			Relationship to Protected Person	
Sex	Race		Height	Weight
Eye Color	Hair Color		Skin Tone	Build
Phone/s with Area Code (voice):			Need Interpreter? [ ] No [ ] Yes Language:	
<b>Where can the Restrained Person be served?</b> List all known contact information.				
Last Known Address. Street:				
City:		State:		Zip:
Cell number (text):			Email:	
Social Media Account/s & User Name/s:				
Other:				
Employer	Employer's Address			Employer's Phone
Work Hours	Drivers License or ID number			State

Vehicle Make and Model	Vehicle License Number	Vehicle Color	Vehicle Year
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**Disability, hazard, and weapon info about the Restrained Person**  
Law enforcement needs this info to serve your order safely

**Does the Restrained Person have a disability, brain injury, or impairment requiring special assistance** when law enforcement serves the order?  No  Yes. If yes, describe (add pages, if needed): \_\_\_\_\_

**Hazard Information** Restrained Person's History includes:  
 Involuntary/Voluntary Commitment  Suicide Attempt or Threats (How recent? \_\_\_\_\_)  
 Threats to "suicide by cop"  Assault  Assault with Weapons  Alcohol/Drug Abuse  
 Other: \_\_\_\_\_

**Concealed Pistol License:**  Yes  No

**Weapons:**  Handguns  Rifles  Knives  Explosives  Unknown  
 Other (include unassembled firearms and specify): \_\_\_\_\_

**Location of Weapons:**  Vehicle  On Person  Residence Describe in detail: \_\_\_\_\_

**Current Status**  
Is the restrained person a current or former cohabitant as an intimate partner?  Yes  No  
Are you and the restrained person living together now?  Yes  No  
Does the restrained person know they may be moved out of the home?  Yes  No  N/A  
Does the restrained person know you are trying to get this order?  Yes  No  
Is the restrained person likely to react violently when served?  Yes  No

**Protected Person's Info**

<b>Name:</b> First	Middle	Last	Date of Birth	
Sex	Race		Height	Weight
Eye Color	Hair Color		Skin Tone	Build

If your information **is not confidential**, you must enter your address and phone number/s below.

Current Address. Street:	Phone(s) w/Area Code
City: State: Zip:	

Email address:	Need interpreter? <input type="checkbox"/> No <input type="checkbox"/> Yes If yes, language:
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If your info **is confidential**, you must give a name, address, and phone of someone willing to be your "contact."

Contact Name:	
Contact Address	Contact Phone

If you filed for someone else, list your name, phone number, and address: \_\_\_\_\_

<b>Minor's Info</b>			
<i>For relationship, use terms such as child, grandchild, stepchild, nephew, or none.</i>			
<b>1</b>	<b>Name:</b> First                      Middle                      Last		
	Birth Date	Sex	Race
	Relationship to Protected Person:		Relationship to Restrained Person:
<b>2</b>	<b>Name:</b> First                      Middle                      Last		
	Birth Date	Sex	Race
	Relationship to Protected Person:		Relationship to Restrained Person:
<b>3</b>	<b>Name:</b> First                      Middle                      Last		
	Birth Date	Sex	Race
	Relationship to Protected Person:		Relationship to Restrained Person:
<b>4</b>	<b>Name:</b> First                      Middle                      Last		
	Birth Date	Sex	Race
	Relationship to Protected Person:		Relationship to Restrained Person:
[ ] <b>More than 4 minors are protected.</b> (Attach a page to list more children and their details.)			
<b>Protected Household Members or Adult Children</b>			
Name:		birth date:	
Name:		birth date:	
Name:		birth date:	
Name:		birth date:	
<b>Privacy Notice:</b> Only court staff, law enforcement, and some state agencies may see this form. The other party and their lawyer may not see this form unless a court order allows it. State agencies may disclose the information in this form according to their own rules.			
<b>Changes:</b> If any information changes, fill out another copy of this form and file it with the court clerk.			

I declare under penalty of perjury under the laws of the State of Washington that: 1) the information on this form about me is true and correct; 2) the information about the other party is the legitimate, current, or last known contact information.

I have attached \_\_\_\_ pages.

Signed at (*City and State*): \_\_\_\_\_ Date: \_\_\_\_\_

Protected or Restrained person signs here                      Print name here

Superior Court of Washington, County of Chelan

\_\_\_\_\_  
Petitioner (*Person starting this case*)      DOB

vs.

\_\_\_\_\_  
Respondent (*Person responding to this case*)      DOB

Case No.

**Petition for Protection Order**

Clerk's Action: 1

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**Petition for Protection Order**

**What kind protection order do you want?** There are different orders based on the type of harm and how the parties know each other. See definitions in Attachments A and B.

**1. Choose the type of protection order that best fits your situation. Check only one.**

- Domestic Violence – Protection from an intimate partner or family or household member who has committed domestic violence, nonconsensual sexual conduct or penetration, unlawful harassment, or stalking. (PTORPRT)
- Sexual Assault – Protection from someone who has committed sexual assault. (PTORSXP)
- Stalking – Protection from someone who has committed stalking. (PTORSTK)
- Vulnerable Adult – Protection from someone who has abandoned, abused, financially exploited, or neglected a vulnerable adult (or threatened to do so). (PTORVA)

**Important!** If you are asking for a Vulnerable Adult Protection Order, you must complete **Attachment B: Vulnerable Adult** as part of this Petition.

- Anti-Harassment – Protection from someone who has committed unlawful harassment. (PTORAH) (*fee required*)  
The conduct also includes (*if applicable*):  stalking  hate crime  
 single act/threat of violence including malicious and intentional threat

- or presence of firearm/weapon causing substantial emotional distress
- family or household member engaged in domestic violence
- nonconsensual sexual conduct or penetration or a sex offense

2. If more than one of the protection order types listed above fits your situation, list any additional order types here: \_\_\_\_\_

**Who are the people involved?** These are the "parties" to the case.

3. Who should the order restrain? ("Restrained Person")

Name: \_\_\_\_\_

Restrained Person's age:  Under 13  13 to 17  18 or over  unknown

4. Who should the order protect? ("Protected Person") (Check all that apply.)

**Me.** My name is \_\_\_\_\_  
(You must be age 15 or older.)

**Minor Children.**

I am the minor's  parent  legal guardian  custodian.

I am age 18 or older and the minor is a member of my family or household.  
(For domestic violence petitions only.)

I am age 15 to 17. The minor is a member of my family or household. I have been chosen by the minor and am capable of pursuing their stated interest in this case.

Child's Name	Age	Sex	Lives With	How related to you	How related to Restrained Person

**Important!** If the restrained person is a parent of any of the children, complete **Attachment C: Child Custody**. If you are **not** a parent of any of the children, complete **Attachment D: Non-parents protecting children (ICWA)**. You must include these Attachment/s with your Petition if they apply.

**Someone else.** (List your name as Petitioner at the beginning of this form. Describe who you are filing for here.) I am filing to protect:

a vulnerable adult (name) \_\_\_\_\_  
(See definition and complete Attachment B.)

an adult (name) \_\_\_\_\_  
who does not meet the definition of a vulnerable adult, but who cannot file the petition themselves because of age, disability, health, or inaccessibility  
(Do not check this for vulnerable adult or domestic violence petitions.).

What is the age, disability, health or inaccessibility concern that makes the adult unable to file themselves? (Examples: the adult is hospitalized, temporarily incapacitated, or in jail/prison.)

5. **Service address.** What is your address for receiving legal documents? You have the right to keep your residential address private. You may use a different mailing address.

Mail: \_\_\_\_\_

Email (if you agree to be served by email): \_\_\_\_\_

6. **Interpreter**

Do you need an interpreter?  No  Yes, Language: \_\_\_\_\_

**Important!** You may need to request an interpreter separately. You will get instructions with an order setting your hearing.

**How do the parties know each other?**

7. Check all the ways the protected person is connected or related to the restrained person:

**Intimate Partners** – Protected person and restrained person are intimate partners because they are:

- current or former spouses or domestic partners
- parents of a child-in-common (unless child was conceived through sexual assault)
- current or former dating relationship (age 13 or older) who
  - never lived together
  - live or have lived together

**Family or household members** - Protected person and restrained person are family or household members because they are:

- parent and child
- stepparent and stepchild
- parent's intimate partner and child
- grandparent and grandchild
- current or former cohabitants as roommates
- person who is or has been a legal guardian
- related by blood or marriage (*specify how*) \_\_\_\_\_

**Other** (examples: coworker, neighbor, acquaintance, stranger)

**Connection to Washington State.** This helps decide if the court has authority (jurisdiction).

8. **Why are you filing in this county and state?** Check all that apply.

- The protected person lives in this county now, or used to live in this county but left because of abuse.
- An incident that made me want this protection order happened in this county or state.

9. **Restrained Person's residence.** Where does the restrained person live?

In Washington State in (*city or county*): \_\_\_\_\_

Outside of Washington State  Unknown



**Are there other court cases involving the parties or any children?**

**10. Other court cases.** Have there been any other court cases between any of the people involved in this case or about any children? Include court cases happening now and in the past and requests for protection that were denied or have expired. (Examples: criminal no contact order, civil protection order, family law restraining order, protection order from another state, tribal order, military orders, parenting plans, divorce, landlord-tenant, employment, property, assault, police investigations. File copies in this court case of everything you want the court to review.)

No  Yes. If yes, fill out below.

Type of Case (see examples)	Court Location (City or County and State)	Court Type (Superior / District / Municipal / Tribal / Military)	Case Number (if known)	Status (active / dismissed / pending / expired, unknown)

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

**What protections do you need? Check everything you want the court to order.**

**11. I ask for a protection order with these restraints:**

**General Restraints**

**A.  No Harm:** Do not cause any physical harm, bodily injury, assault, nonconsensual sexual conduct or nonconsensual sexual penetration, and do not harass, threaten, or stalk  protected person  the minors named in section 4 above  
 these minors only: \_\_\_\_\_

**B.  No Contact:** Do not make any attempts or have any contact, including nonphysical contact, directly, indirectly, or through third parties, regardless of whether those third parties know of the order, except for service of court documents with  
 protected person  the minors named in section 4 above  
 these minors only: \_\_\_\_\_  
 **Exception** (if any): Only this type of contact is allowed: \_\_\_\_\_

**C.  Exclude and Stay Away:** Do not enter, return to, knowingly come within, or knowingly remain within 1,000 feet or other distance (*specify*) \_\_\_\_\_  
of  
 the protected person  protected person's vehicle  
 protected person's school  protected person's workplace  
 protected person's residence  protected person's adult day program  
 the shared residence  
 the residence, daycare, or school of  the minors named in section 4 above  
 these minors only: \_\_\_\_\_

other: \_\_\_\_\_

**Address:** The protected person chooses to (*check one*)

keep their address confidential  list their address here:

\_\_\_\_\_

D.  **Vacate shared residence:** The protected person has exclusive right to the residence that the protected person and restrained person share. The restrained person must immediately vacate the residence. The restrained person may take the restrained person's clothing, personal items needed during the duration of the order, and these items (*specify*): \_\_\_\_\_  
from the residence while a law enforcement officer is present.

E.  **Stalking Behavior:** Do not harass, follow, monitor, keep under physical or electronic surveillance, cyber harass (as defined in RCW 9A.90.120), or use phone, video, audio or other electronic means to record, photograph, or track locations or communication, including digital, wire, or electronic communication of  
 the protected person  the minors named in section 4 above  
 these minors only: \_\_\_\_\_  
 these members of the protected person's household : \_\_\_\_\_

F.  **Intimate Images:** Do not possess or distribute intimate images of a protected person, as defined in RCW 9A.86.010. The restrained person must take down and delete all intimate images and recordings of a protected person in the restrained person's possession or control and cease any all disclosure of those intimate images.

G.  **Electronic Monitoring:** The restrained person must submit to electronic monitoring. (*Restrained person must be age 18 or older.*)

H.  **Evaluation:** The restrained person shall get an evaluation for:  
 mental health  chemical dependency (drugs)

I.  **Treatment:** The restrained person shall participate in state-certified treatment for:  
 sex offender  domestic violence perpetrator

J.  **Personal Belongings:** The protected person shall have possession of essential personal belongings, including the following:  
\_\_\_\_\_  
\_\_\_\_\_

K.  **Transfer of Assets:** Do not transfer jointly owned assets.

L.  **Vehicle:** The protected person shall have use of the following vehicle:

Year, Make & Model \_\_\_\_\_ License No. \_\_\_\_\_

M.  **Restrict Abusive Litigation:** Do not engage in abusive litigation as set forth in chapter 26.51 RCW or in frivolous filings against the protected person, making harassing or libelous communications about the protected person to third parties, or making false reports to investigative agencies.

N.  **Pay Fees and Costs:** The restrained person must pay fees and costs of this action. This may include administrative court costs, service fees, and the protected person's costs including lawyer fees.

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**Firearms and Other Dangerous Weapons**

- O.  **Surrender Weapons:** The restrained person must immediately surrender to law enforcement and not access, possess, have in their custody or control, purchase, receive, or attempt to purchase or receive firearms, other dangerous weapons, or concealed pistol licenses.

**Important!** *The court may be required to order the restrained person to surrender firearms, other dangerous weapons, or concealed pistol licenses even if you do not request it.*

Does the restrained person have or own firearms?

Yes  No  Unknown

Would the restrained person's use of firearms or other dangerous weapons be a serious and immediate threat to anyone's health or safety?

Yes  No  Unknown

Even if the restrained person does not have firearms now, has the restrained person ever used firearms, other weapons or objects to threaten or harm you?

Yes  No

If Yes, describe what happened.

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Is the restrained person already not allowed to have firearms?

Yes  No  Unknown

If Yes, why?

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**Minors**

- P.  **Custody:** The protected person is granted temporary care, custody and control of  
 the minors named in section 4 above  
 these minors only: \_\_\_\_\_

*(Only for children the protected and restrained person have together.)*

- Q.  **Interference:** Do not interfere with the protected person's physical or legal custody of  
 the minors named in section 4 above  
 these minors only: \_\_\_\_\_

- R.  **Removal from State:** Do not remove from the state:  
 the minors named in section 4 above  
 these minors only: \_\_\_\_\_

- S.  **School Attendance:** Do not attend the elementary, middle, or high school (*school name*) \_\_\_\_\_, that a protected person attends.  
*(Only if both the restrained person and a protected person are students at the same school. Can apply to students 18 or older. Includes public and private schools.)*

Describe any continuing physical danger, emotional distress, or educational disruption to a protected person that would happen if the restrained person attends the same school.

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**Pets**

T.  **Custody:** The protected person shall have exclusive custody and control of the following pet/s owned, possessed, leased, kept, or held by the protected person, restrained person, or a minor child who lives with either the protected or restrained person. (*Specify name of pet and type of animal.*):

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U.  **Interference:** Do not interfere with the protected person's efforts to get the pet/s named above.

V.  **Stay Away:** Do not knowingly come within, or knowingly remain within (*distance*) \_\_\_\_\_

of the following locations where the pet/s are regularly found:

Protected person's residence (*home address may be kept confidential.*)

Other (*specify*): \_\_\_\_\_

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**Vulnerable Adult**

W.  **Safety:** Do not commit or threaten to commit acts of abandonment, neglect, financial exploitation, or abuse, including sexual abuse, mental abuse, physical abuse, personal exploitation, and improper use of restraints, against the vulnerable adult.

X.  **Accounting:** Provide an accounting of the disposition of the vulnerable adult's income or other resources.

Y.  **Property Transfer:** Do not transfer the property of  the vulnerable adult  the restrained person. This restraint can last for up to 90 days.

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**Other**

Z. \_\_\_\_\_

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**Do you need help from law enforcement? They may help you get the things you asked for.**

12. **Law Enforcement Help:** Do you want the court to order the appropriate law enforcement agency to help you with any of the things listed below?  
*Check all that apply.*

Possession of my residence.

- Possession of the vehicle I asked for in section **L** above.
- Possession of my essential personal belongings that are located at
  - the shared residence
  - the restrained person's residence
  - other location \_\_\_\_\_
- Custody of
  - the minors named in section **4** above
  - these minors only \_\_\_\_\_
- Other: \_\_\_\_\_

**How long do you need this order to last?**

**13. Length of Order**  
*(The order will last for **at least one year** unless you ask for something different. Orders restraining a parent from contacting their own children may not exceed one year.)*

I need this order to last for:  1 year  more than 1 year  less than 1 year *(specify how long):* \_\_\_\_\_

If you checked more or less than one year, briefly explain why.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Do you need immediate protection?** If needed, you can ask for a Temporary Protection Order that starts now, before the restrained person gets notice. This protection can last up to 14 days or until the court hearing (whichever comes first).

- 14. Immediate Protection:** Do you need a Temporary Protection Order to start immediately, without prior notice to the restrained person?  Yes  No
- 15. Immediate Weapons Surrender:** Do you want a temporary order that requires the restrained person give up all firearms, other dangerous weapons, and concealed pistol licenses right away, and prohibits the restrained person from getting more?  
 Yes  No

**If Yes to 14 or 15, explain why:** What serious immediate harm or irreparable injury could occur if an order is not issued immediately without prior notice to the restrained person?  
*(Briefly explain how you or anyone else might be harmed if you do not get protection now.)*

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_









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## Attachment A: Definitions

**"Domestic violence"** means:

- (a) Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking of one intimate partner by another intimate partner; or
- (b) Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking of one family or household member by another family or household member.

**"Sexual conduct"** means any of the following:

- (a) Any intentional or knowing touching or fondling of the genitals, anus, or breasts, directly or indirectly, including through clothing;
- (b) Any intentional or knowing display of the genitals, anus, or breasts for the purposes of arousal or sexual gratification of the respondent;
- (c) Any intentional or knowing touching or fondling of the genitals, anus, or breasts, directly or indirectly, including through clothing, that the petitioner is forced to perform by another person or the respondent;
- (d) Any forced display of the petitioner's genitals, anus, or breasts for the purposes of arousal or sexual gratification of the respondent or others;
- (e) Any intentional or knowing touching of the clothed or unclothed body of a child under the age of 16, if done for the purpose of sexual gratification or arousal of the respondent or others; or Any coerced or forced touching or fondling by a child under the age of 16, directly or indirectly, including through clothing, of the genitals, anus, or breasts of the respondent or others.

**"Sexual penetration"** means any contact, however slight, between the sex organ or anus of one person by an object, the sex organ, mouth, or anus of another person, or any intrusion, however slight, of any part of the body of one person or of any animal or object into the sex organ or anus of another person including, but not limited to, cunnilingus, fellatio, or anal penetration.

Evidence of emission of semen is not required to prove sexual penetration.

**"Stalking"** means any of the following:

- (a) Any act of stalking as defined under RCW 9A.46.110;
- (b) Any act of cyber harassment as defined under RCW 9A.90.120; or
- (c) Any course of conduct involving repeated or continuing contacts, attempts to contact, monitoring, tracking, surveillance, keeping under observation, disrupting activities in a harassing manner, or following of another person that:
  - (i) Would cause a reasonable person to feel intimidated, frightened, under duress, significantly disrupted, or threatened and that actually causes such a feeling;
  - (ii) Serves no lawful purpose; and
  - (iii) The respondent knows, or reasonably should know, threatens, frightens, or intimidates the person, even if the respondent did not intend to intimidate, frighten, or threaten the person.

**"Unlawful harassment"** means:

- (a) A knowing and willful course of conduct directed at a specific person that seriously alarms, annoys, harasses, or is detrimental to such person, and that serves no legitimate or lawful purpose. The course of conduct must be such as would cause a reasonable person to suffer substantial emotional distress, and must actually cause substantial emotional distress to the petitioner; or
- (b) A single act of violence or threat of violence directed at a specific person that seriously alarms, annoys, harasses, or is detrimental to such person, and that serves no legitimate or lawful purpose, which would cause a reasonable person to suffer substantial emotional distress, and must actually cause substantial emotional distress to the petitioner. A single threat of violence must include:
  - (i) A malicious and intentional threat as described in RCW 9A.36.080(1)(c); or
  - (ii) the presence of a firearm or other weapon.

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## Attachment B: Vulnerable Adult

**Does your case involve a vulnerable adult?** If yes, complete this attachment and submit it as part of your petition. If no, skip this attachment.

**1. What qualifies the adult as a vulnerable adult?** The adult (*check all that apply*):

- Is over 60 years old and does not have the functional, mental, or physical ability to care for himself or herself.
- Is an individual subject to guardianship under 11.130.25 or an individual subject to conservatorship under 11.130.360 RCW
- Has a developmental disability as defined in RCW 71A.10.020.
- Self-directs their own care and receives services from a personal aide under RCW 74.39.
- Is receiving services from a home health, hospice, or home care agency licensed or required to be licensed under RCW 70.127.
- Is receiving in-home services from an individual provider under contract with DSHS.
- Has been admitted to an assisted living facility, nursing home, adult family home, soldiers' home, residential habilitation center or any other facility licensed by DSHS.

**2. Does the vulnerable adult know you will be filing this petition?**

- Yes  No    If no, what efforts did you make to notify the vulnerable adult?

\_\_\_\_\_

\_\_\_\_\_

**3. Connection to Washington.** Does the vulnerable adult live in Washington State?

- Yes  No    If no, are you asking to protect any **family members** of the vulnerable adult who:

- Live in Washington State, and
- Have been affected by the restrained person's actions

Yes  No

**4. What is your relationship to the vulnerable adult?**

- DSHS is filing this petition for a vulnerable adult who  has consented  lacks capacity or ability to consent to this petition.

- I am the vulnerable adult's guardian/conservator, or limited guardian/conservator.

I was appointed in (county and state) \_\_\_\_\_  
in Case Number \_\_\_\_\_  
on or about (date) \_\_\_\_\_

*(Attach a copy of your letters or order appointing guardian/conservator, if available.)*

- To protect the vulnerable adult, I imposed an **emergency restriction** on the vulnerable adult's right to associate with the restrained person on (date) \_\_\_\_\_

[ ] I am the vulnerable adult's legal fiduciary. I was appointed [ ] trustee [ ] power of attorney on or about (date) \_\_\_\_\_.  
(Attach a copy of your relevant documents, if available.)

[ ] I am interested in the welfare of the vulnerable adult. I have a good faith belief that the court's intervention is necessary and that the vulnerable adult is unable at this time to protect their own interests, due to incapacity, undue influence, or duress.

What is the nature of your relationship to the vulnerable adult? How long has this relationship lasted? (Describe)

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What is the incapacity, undue influence, or duress that makes the vulnerable adult unable to protect their own interests? (Describe)

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### Definitions For Vulnerable Adult Protection Orders:

"Vulnerable adult" includes a person:

- (a) Sixty years of age or older who has the functional, mental, or physical inability to care for himself or herself; or
- (b) Subject to a guardianship under RCW 11.130.265 or adult subject to conservatorship under RCW 11.130.360; or
- (c) Who has a developmental disability as defined under RCW 71A.10.020; or
- (d) Admitted to any facility; or
- (e) Receiving services from home health, hospice, or home care agencies licensed or required to be licensed under chapter 70.127 RCW; or
- (f) Receiving services from a person under contract with the department of social and health services to provide services in the home under chapter 74.09 or 74.39A RCW; or
- (g) Who self-directs his or her own care and receives services from a personal aide under chapter 74.39 RCW.

"Abuse," for the purposes of a **vulnerable adult** protection order, means intentional, willful, or reckless action or inaction that inflicts injury, unreasonable confinement, intimidation, or punishment on a

vulnerable adult. In instances of abuse of a vulnerable adult who is unable to express or demonstrate physical harm, pain, or mental anguish, the abuse is presumed to cause physical harm, pain, or mental anguish.

"Abuse" includes sexual abuse, mental abuse, physical abuse, personal exploitation, and improper use of restraint against a **vulnerable adult**, which have the following meanings:

- (a) "Improper use of restraint" means the inappropriate use of chemical, physical, or mechanical restraints for convenience or discipline, or in a manner that:
  - (i) Is inconsistent with federal or state licensing or certification requirements for facilities, hospitals, or programs authorized under chapter 71A.12 RCW;
  - (ii) is not medically authorized; or
  - (iii) otherwise constitutes abuse under this section.
- (b) "Mental abuse" means an intentional, willful, or reckless verbal or nonverbal action that threatens, humiliates, harasses, coerces, intimidates, isolates, unreasonably confines, or punishes a vulnerable adult. "Mental abuse" may

include ridiculing, yelling, swearing, or withholding or tampering with prescribed medications or their dosage.

- (c) "Personal exploitation" means an act of forcing, compelling, or exerting undue influence over a vulnerable adult causing the vulnerable adult to act in a way that is inconsistent with relevant past behavior, or causing the vulnerable adult to perform services for the benefit of another.
- (d) "Physical abuse" means the intentional, willful, or reckless action of inflicting bodily injury or physical mistreatment. "Physical abuse" includes, but is not limited to, striking with or without an object, slapping, pinching, strangulation, suffocation, kicking, shoving, or prodding.
- (e) "Sexual abuse" means any form of nonconsensual sexual conduct including, but not limited to, unwanted or inappropriate touching, rape, molestation, indecent liberties, sexual coercion, sexually explicit photographing or recording, voyeurism, indecent exposure, and sexual harassment. "Sexual abuse" also includes any sexual conduct between a staff person, who is not also a resident or client, of a facility or a staff person of a program authorized under chapter 71A.12 RCW, and a vulnerable adult living in that facility or receiving service from a program authorized under chapter 71A.12 RCW, whether or not the sexual conduct is consensual.

**"Financial exploitation"** means the illegal or improper use of, control over, or withholding of, the property, income, resources, or trust funds of the **vulnerable adult** by any person or entity for any person's or entity's profit or advantage other than for the vulnerable adult's profit or advantage. "Financial exploitation" includes, but is not limited to:

- (a) The use of deception, intimidation, or undue influence by a person or entity in a position of trust and confidence with a vulnerable adult to obtain or use the property, income, resources, government benefits, health insurance benefits, or trust funds of the vulnerable adult for the benefit of a person or entity other than the vulnerable adult;
- (b) The breach of a fiduciary duty, including, but not limited to, the misuse of a power of attorney, trust, or a guardianship or conservatorship appointment, that results in the unauthorized appropriation, sale, or transfer of the property,

income, resources, or trust funds of the vulnerable adult for the benefit of a person or entity other than the vulnerable adult; or

- (c) Obtaining or using a vulnerable adult's property, income, resources, or trust funds without lawful authority, by a person or entity who knows or clearly should know that the vulnerable adult lacks the capacity to consent to the release or use of the vulnerable adult's property, income, resources, or trust funds.

**"Neglect"** means:

- (a) A pattern of conduct or inaction by a person or entity with a duty of care that fails to provide the goods and services that maintain the physical or mental health of a vulnerable adult, or that fails to avoid or prevent physical or mental harm or pain to a vulnerable adult; or
- (b) an act or omission by a person or entity with a duty of care that demonstrates a serious disregard of consequences of such a magnitude as to constitute a clear and present danger to the vulnerable adult's health, welfare, or safety including, but not limited to, conduct prohibited under RCW 9A.42.100.

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## Attachment C: Child Custody

Are you asking to protect any of the restrained person's children?  Yes  No

If **Yes**, complete this attachment and file it as part of your petition. If **No**, skip this attachment.

**Does a Washington Court have authority over the children?** Before the court can protect a child, you must tell the court about the children's connection to Washington State. See instructions for help.

### 1. Children's Home/s

At any time during the past 5 years have the children lived:

- on an Indian reservation,
- outside Washington state,
- in a foreign country, or
- with anyone who is not a party to this case?

No. (Skip to 2)

Yes. (Fill out below to show where the children have lived during the last 5 years.)

Dates	Children	Lived with	In which state, Indian reservation, or foreign country
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Initials):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Initials):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Initials):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Initials):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	
From: To:	<input type="checkbox"/> All children <input type="checkbox"/> (Initials):	<input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Other (name):	

### 2. Other people with a legal right to spend time with the children

Do you know of anyone besides yourself and Respondent who has or claims to have a legal right to spend time with the children?

No.

Yes. (Name/s) \_\_\_\_\_ has or claims to have a legal right to spend time with the children because:

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### 3. Authority over the children (Jurisdiction) (RCW 26.27.201 – .221, .231, .261, .271)

The court can make an order protecting the children because:

- Exclusive, continuing jurisdiction** – A Washington court has already made a custody order or parenting plan for the children, and the court still has authority to make other orders for the children.
- Home state jurisdiction** – Washington is the child’s home state because *(check all that apply)*:
  - The children lived in Washington with a parent or someone acting as a parent for at least the 6 months just before this case was filed, or if a child is less than 6 months old, the child has lived in Washington with a parent or someone acting as a parent since birth.
  - There were times the children were not in Washington in the 6 months just before this case was filed (or since birth if a child is less than 6 months old), but those were temporary absences.
  - The children do not live in Washington right now, but Washington was the children’s home state sometime in the 6 months just before this case was filed, and a parent or someone acting as a parent of the children still lives in Washington.
  - The children do not have another home state.
- No home state or home state declined** – No court of any other state (or tribe) has the jurisdiction to make decisions for the children **or** a court in the children’s home state (or tribe) decided it is better to have this case in Washington **and**:
  - The children and a parent or someone acting as a parent have ties to Washington beyond just living here; **and**
  - There is a lot of information (substantial evidence) about the children’s care, protection, education, and relationships in this state.
- Other state declined** – The courts in other states (or tribes) that might be the children’s home state have refused to take this case because it is better to have this case in Washington.
- Temporary emergency jurisdiction** – The court can make decisions for the children because the children are in this state now **and** were abandoned here **or** need emergency protection because the children (or their parent, brother, or sister) was abused or threatened with abuse. *(Check one)*:
  - A custody case involving the children was filed in the children’s home state *(name of state or tribe)*:\_\_\_\_\_. Washington should take temporary emergency jurisdiction over the children until the Petitioner can get a court order from the children’s home state (or tribe).
  - There is **no** valid custody order or open custody case in the children’s home state *(name of state or tribe)*:\_\_\_\_\_. If no case is filed *in the child’s home state (or tribe)* by the time the children has been in Washington for 6 months, *(date)*:\_\_\_\_\_, Washington should have final jurisdiction over the children.
- Other reason *(specify)*:\_\_\_\_\_

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## Attachment D: Non-Parents Protecting Children (ICWA)

Are you asking to protect any children who are **not** your own?  Yes  No

If **Yes**, complete this attachment and file it as part of your petition. If **No**, skip this attachment.

**Non-Parents must comply with the Indian Child Welfare Acts (ICWA).** If you are not a legal parent of a minor child you are asking to protect, you must find out if the minor is or may be an Indian child. If so, the federal and state Indian Child Welfare Acts will apply to your case. This does not apply to parents.

**Parents:** you do **not** have to answer these questions about your own children.

### 1. Tribal Heritage

If there is a reason to know that a child has **tribal heritage** (including ancestry or familial political affiliation), the court must treat the child as an Indian child unless and until the affected tribe/s decide otherwise or decline to respond after receiving proper notice.

An **Indian child** is a child who is a member of an Indian tribe, or who is the biological child of an Indian tribe member and is eligible for membership. Tribes decide their own membership.

**Could any of the children be Indian children?** (Check all that apply)

**No.** These children are not Indian children (name/s): \_\_\_\_\_

I know this because (Explain if the children have no tribal heritage, or if any possible tribal heritage has already been explored and decided in another court proceeding that complied with ICWA. Attach orders): \_\_\_\_\_

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**Yes or maybe.** These children are or may be Indian children. They have or may have heritage from the tribe/s listed below:

Children	Tribes
<input type="checkbox"/> All <input type="checkbox"/> (name/s):	
<input type="checkbox"/> All <input type="checkbox"/> (name/s):	

I will provide the *Indian Child Welfare Act Notice* (form GDN M 401) and a copy of this *Petition* to the tribe/s named above and other necessary people or agencies.

**I do not know** if any of the children are Indian children or have tribal heritage. I have done the following things to find out:

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**Warning!** You must find out if any of these children have tribal ancestry before a full order is issued.

**2. Authority Over Indian Children (Jurisdiction)**

- Does not apply. None of the children are Indian children.
- A state court can decide this case for any children who are or may be Indian children because:
  - (*Children's Initials*): \_\_\_\_\_ are **not** domiciled or living on an Indian reservation, and are not wards of a tribal court. (25 USC §1911)
  - (*Children's Initials*): \_\_\_\_\_ are domiciled or living on an Indian reservation, and (*check all that apply*):
    - The children's tribe agrees to Washington State's concurrent jurisdiction.
    - The children's tribe decided not to use its exclusive jurisdiction (expressly declined). (RCW 13.38.060)
    - Washington State should exercise **emergency jurisdiction** for Indian children temporarily located off the reservation to protect the children from immediate physical damage or harm. (RCW 13.38.140)



Case Name: \_\_\_\_\_

County: Chelan

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

## Firearm Identification Worksheet

(You may attach this to the petition.)

1. Does the restrained person own or have access to any firearms?  Yes  No
2. Does the restrained person have a concealed pistol license (CPL)?  Yes  No
3. When was the last time you saw the firearm/s? \_\_\_\_\_
4. Do you know where the restrained person keeps the firearm/s?  Yes  No  
If yes, check all that apply:  
 On their Person  In their Car  In their Home  Storage Unit  In a Safe
5. To the best of your knowledge, are the guns typically loaded?  
 Yes  No  I don't know
6. On a scale from 1 to 5 (1 being "not very important and 5 being "very important"), how important are the firearms to the restrained person?  
1            2            3            4            5
7. What does the restrained person generally use the firearms for? (check all that apply)  
 Hunting  Collecting  Target Shooting  Protection  Other: \_\_\_\_\_
8. Does the respondent possess explosives?  Yes  No  I don't know
9. Has the restrained person ever ordered parts of firearms or possess parts that could be assembled into a working firearm?  Yes  No  I don't know
10. Does the restrained person own or possess any other dangerous weapons you believe should be surrendered?  Yes  No If yes, list them here: \_\_\_\_\_

The pictures below are examples of the most common guns. If you recognize any of the pictures below as similar to the one/s your partner has, please circle it and write in the circle how many your partner has.

### Handgun





## Semi-automatic Rifle



# Rifle



## Unassembled Firearms



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Signed

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Dated







<input type="checkbox"/>	<p>This state is the home state of the children because:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> the children lived in Washington with a parent or a person acting as a parent for at least six consecutive months immediately before the beginning of this proceeding.</li> <li><input type="checkbox"/> the children are less than six months old and have lived in Washington with a parent or a person acting as parent since birth.</li> <li><input type="checkbox"/> any absences from Washington have been only temporary.</li> <li><input type="checkbox"/> Washington was the home state of the children within six months before the beginning of this proceeding and the children are absent from the state; but a parent or person acting as a parent continues to live in this state.</li> </ul>
<input type="checkbox"/>	<p>The children and the parents, or the children and at least one parent or a person acting as a parent, have significant connections with this state other than mere physical presence; and substantial evidence is available in this state concerning the children's care, protection, training and personal relationships and</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> the children have no home state elsewhere.</li> <li><input type="checkbox"/> the children's home state has declined to exercise jurisdiction on the ground that this state is the more appropriate forum under RCW 26.27.261 or 271.</li> </ul>
<input type="checkbox"/>	<p>All courts in the children's home state have declined to exercise jurisdiction on the ground that a court of this state is the more appropriate forum to determine the custody of the children under RCW 26.27.261 or .271.</p>
<input type="checkbox"/>	<p>No other state has jurisdiction.</p>
<input type="checkbox"/>	<p>This court has temporary emergency jurisdiction over this proceeding because the children are present in this state and the children have been abandoned, or it is necessary in an emergency to protect the children because the children, or a sibling or parent of the children is subjected to or threatened with abuse. RCW 26.27.231.</p>

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated \_\_\_\_\_ at \_\_\_\_\_, Washington

\_\_\_\_\_  
Petitioner



## Instructions for Temporary Order for Protection and Notice of Hearing

This is the Temporary Protection Order. If signed by the judge, this order will:

- Tell the respondent which restraints are currently in effect; and
- Set the date for the next hearing (full hearing).

**The clerk will file the original order in the public court record and distribute copies for:**

- You (free certified copies).
- Law enforcement, to enter into the statewide database.
- Service on the respondent.

**Fill out your proposed Temporary Order for Protection.**

- You are expected to fill out the form, follow the instructions below.
- It may be helpful to ask the court clerk for advocate services to help you fill out this form.

**Print Clearly! Use Black Ink only.**

Page 1:

- Fill in your name (first, middle initial, last) as the Petitioner, and put your date of birth where it says "DOB."
- The person you want protection from is the "Respondent." Fill in the respondent's name (first, middle initial, last) and date of birth. If you do not know the date of birth, put in the respondent's age.

### Next Hearing

The judge or court clerk will write in the next hearing date, time and place, on the first page of the order.

- You must attend this hearing to continue the protection of this order.
- If you do not come to this hearing, the court will dismiss the petition and you will not be protected by an order.
- If the respondent does not come to the hearing and has been served, the court may still grant a protection order.

### Names of Minors

- **If no minors are involved**, check the box "No Minors Involved."
- **If minors are involved**, list the name (first, middle initial, last) and age of each child involved in this case.
- If you have questions about safety for your children, ask advocate resources for help with filling out this section.

## Respondent's Identifiers

- Describe the respondent's physical appearance: sex, race, hair color, height, weight, and eye color.
- List any of respondent's distinguishing features, such as moles, scars or tattoos.
- Check the box to show if the respondent has access to weapons.

Pages 1 and 2:

## Protection Provisions

- Check the same boxes that you checked on the Petition.
- In each provision, be sure to identify the people and places you want protected.
- Remember: You have the right to keep your residential address confidential. You do not need to write it down on this form.

Page 3:

## Surrender of Weapons Order filed separately

Check this box if you asked the court for a temporary order to require the respondent to surrender firearms and other dangerous weapons.

If you check this box, also bring the *Order to Surrender Weapons Issued Without Notice* form, All Cases 02.030, for the court to complete.

## Washington Crime Information Center (WACIC) Data Entry

The order will be entered into a state-wide database used by law enforcement so any officer in the state knows of it. Print the name of the agency which has jurisdiction where you reside:

- If your address is outside of city limits, name the county sheriff.
- If your address is within city limits, name the city police.

## Service

This order, any order to surrender weapons, and the petition must be served on the respondent. The respondent must know what restraint provisions are in place, and when and where the hearing will be held.

If the court orders respondent to surrender firearms, other dangerous weapons, and concealed pistol licenses, local law enforcement must serve the respondent.

The Law Enforcement Officer serving is required to inform the respondent that the order is in effect upon service and that the respondent must immediately surrender all firearms, other dangerous weapons, and any concealed pistol licenses issued under RCW 9.41.070.

If the court does not order respondent to surrender weapons, you may choose service by:

- A law enforcement agency.
- A hired professional process server.

- Another person 18 or over, who is not a party to this action.

If you want law enforcement to serve the order, you must identify the police or sheriff agency where the respondent lives or works:

- If the respondent's service address is outside of city limits, name the county sheriff.
- If the respondent's service address is within city limits, name the city police.

If you are making private arrangements for service of the petition and this order, check that box. Private arrangements include:

- A hired professional process server.
- Another person 18 or over, who is not a party to this action.

If you choose to make private arrangements for service you must provide a copy of the executed Return of Service to the law enforcement agency directed to enter the temporary order into the statewide data base, Washington Crime Information Center (WACIC) Data Entry, so law enforcement knows it's been served.

You will need to provide an address where the respondent can be located for service. This could be a home or work address. If you do not have a service address for the respondent, contact the clerk or advocate for information.

If personal service cannot be made, the court shall set a new hearing date and shall either require:

- one more attempt at personal service; or
- allow service by publication or service by mail.

The petitioner has the option to continue personal service; but the court may not **require** personal service more than twice. If there are two failed attempts at personal service of the order, the court must allow service of the order by publication or by mail.

## **Law Enforcement Assistance**

The court can order law enforcement to assist you in limited ways such as assisting you in:

- reoccupying your home.
- retrieving personal belongings.
- transferring custody of children, in some cases.
- other assistance as described.

In the form, check all that apply.

## **Sign the Form**

The judge will fill in the date and time when the order is granted and sign his or her name.

Sign the bottom of the form where it says "Presented by" and "Petitioner."

See above for service information.

## **Law Enforcement Information Sheet (LEIS)**

You must complete a Law Enforcement Information Sheet (LEIS), form WPF All Cases 01.0400. This form is confidential and it does not go in the public court file and is not served on the respondent.

- It is used by Law Enforcement to locate and identify the respondent when serving documents.
- It is also used by Law Enforcement when entering the order in the state-wide data base.

Complete as much information as possible, especially, first name, middle initial, last name, and date of birth.

If the respondent has a disability, brain injury, or other impairment, you may know of special assistance that law enforcement could provide when serving the documents. For example:

“Respondent has a brain injury. If respondent is rushed, respondent may freeze up and may not respond quickly, or may become verbally aggressive. Remind respondent to contact a friend.”

“Respondent has epilepsy and diabetes and may have seizures when stressed. Respondent doesn’t respond well to being rushed and will need time to get meds and supplies.”

If you know the respondent has firearms or other dangerous weapons, make sure you specify exactly what types and numbers.

### **Traumatic Brain Injury Information:**

Please be advised that law enforcement responding to any domestic violence incident is encouraged to inform victims about a statewide website containing information about traumatic brain injuries.

<https://www.doh.wa.gov/YouandYourFamily/InjuryandViolencePrevention/TraumaticBrainInjuries> and <https://www.dshs.wa.gov/altsa/traumatic-brain-injury/traumatic-brain-injury-advisory-council>

### **Register for Automatic Notices about your Protection Order:**

After the court issues a temporary or full order for protection, you can register for automatic notices.

As authorized by RCW 36.28A.410, WA VINE Protective Order is an automated service that allows you, the petitioner, to track the status of a protective order over the phone or internet. You can also register to be notified by phone and email about changes in the status of a protective order. If you register for notification, you will receive important notifications regarding the service status of your protective order, a 90-day expiration warning, and notification if the respondent in your order attempts to purchase/transfer a firearm while they are prohibited and are denied.

To access protective order information, call [1-877-242-4055](tel:1-877-242-4055) or visit [www.registervpo.com](http://www.registervpo.com).  
**Do not rely solely on WA VPO for your safety. If you feel you are in danger, call 9-1-1.**

**Superior Court of Washington, County of Chelan**

\_\_\_\_\_  
Petitioner, Date of Birth \_\_\_\_\_

vs.

\_\_\_\_\_  
Respondent. Date of Birth \_\_\_\_\_

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

**Temporary Protection Order and Hearing Notice (TMO-)**

- Domestic Violence (RPRT)
- Sexual Assault (RSXP)     Harassment (RAH)
- Stalking (STKH)             Vulnerable Adult (RVA)

Clerk's action required: 10, 11, 12

**Next Hearing Date and Time:**

\_\_\_\_\_  
*See **How to Attend** at the end of this order*

**Temporary Protection Order and Hearing Notice**

**1. This order is effective until the end of the hearing listed above.**

This protection order complies with the Violence Against Women Act and shall be enforced throughout the United States. See last page.

**2. This order restrains (name):**

\_\_\_\_\_  
also known as (*list any known aliases*) \_\_\_\_\_

The restrained person must obey the restraints ordered in section 8.

Sex \_\_\_\_\_ Race \_\_\_\_\_ Height \_\_\_\_\_ Weight \_\_\_\_\_ Hair \_\_\_\_\_ Eyes \_\_\_\_\_

Noticeable features (*Ex.: tattoos, scars, birthmarks*): \_\_\_\_\_

Has access to  firearms  other weapons  unknown

Surrender weapons ordered:  Yes  No

**3. This order protects (name):**

\_\_\_\_\_  
**and the following children who are under 18 (if any)  no minors**

Child's name	Age	Child's name	Age
1. _____	_____	2. _____	_____
3. _____	_____	4. _____	_____
5. _____	_____	6. _____	_____

There is a rebuttable presumption to include the protected person's minor children.

For good cause, the court is **not** including the protected person's minor children in this order because: \_\_\_\_\_

**Warnings to the Restrained Person**



**You can be arrested even if the protected person or persons invite or allow you to violate the order.** You alone are responsible for following the order. Only the court may change the order. Requests for changes must be made in writing.

**If you do not obey this order, you can be arrested and charged with a crime.**

- The crime may be a misdemeanor, gross misdemeanor, or felony depending on the circumstances. You may also be found in contempt of court.
- You can go to jail or prison, lose your right to possess a firearm or ammunition, and/or pay a fine.
- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.



**Firearms and Weapons.** If the court approves a full protection order, you may not be able to get or have a gun, firearm, other dangerous weapon, ammunition, or concealed pistol license for as long as the protection order is in place.



**Go to the court hearing scheduled on page 1.** If you do not, the court may:

- Make this temporary order effective for one year or longer
- Order weapons restrictions, even if that was not requested
- Order other relief requested in the petition
- Order electronic monitoring, payment of costs, and treatment
- Issue a final order that you are required to follow and you may not be served with the order if it is substantially the same as this temporary order

**If you are under age 18,** your parent/s or legal guardian/s will also be served with this order and should also go to the hearing. The court will decide if someone should be appointed to represent you.

**Findings**

**4. Ex Parte Hearing**

The court issues this temporary order without a hearing.

The court held a hearing before issuing this temporary order. These people attended:

- |                                            |                                    |                                   |                                   |
|--------------------------------------------|------------------------------------|-----------------------------------|-----------------------------------|
| <input type="checkbox"/> Protected Person  | <input type="checkbox"/> in person | <input type="checkbox"/> by phone | <input type="checkbox"/> by video |
| <input type="checkbox"/> Restrained Person | <input type="checkbox"/> in person | <input type="checkbox"/> by phone | <input type="checkbox"/> by video |
| <input type="checkbox"/> Other: _____      | <input type="checkbox"/> in person | <input type="checkbox"/> by phone | <input type="checkbox"/> by video |

**5. Basis**

The court finds: Based upon the petition, testimony, and case record, it appears that the restrained person engaged in conduct against the protected person/s that would be a basis for a protection order under chapter 7.105 RCW. This Temporary Protection Order should be issued without notice to the restrained person to avoid serious immediate harm or irreparable injury.

**6. Jurisdiction**

The court has jurisdiction over the parties and the subject matter.

**Minors:** Washington state  has exclusive continuing jurisdiction;  is the home state;  has temporary emergency jurisdiction over the children.

**Temporary Emergency Jurisdiction:** The petitioner has until (*date*) \_\_\_\_\_ to return to (*state/court with jurisdiction*) \_\_\_\_\_ over the minors to seek any court orders about these minors:

\_\_\_\_\_ The Washington order will terminate on that date for the minors. RCW 26.27.231

**The person who filed is not a parent** of one or more children listed above. (*Important! Complete Attachment A: Non-Parent.*)

**7. Other Findings (if any)**

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

**Temporary Restraints (Check all that apply)**

**8. The court orders: To the restrained person:**

**General Restraints**

**A.  No Harm:** Do not cause any physical harm, bodily injury, assault, nonconsensual sexual conduct or nonconsensual sexual penetration, and do not harass, threaten, or stalk

the protected person  the minors named in section 3 above  
 these minors only: \_\_\_\_\_

**B.  No Contact:** Do not attempt or have any contact, including nonphysical contact, directly, indirectly, or through third parties, regardless of whether those third parties know of the order, except for service of court documents with

the protected person  the minors named in section 3 above  
 these minors only: \_\_\_\_\_

**Exception** (if any): Only this type of contact is allowed: \_\_\_\_\_

**C.  Exclude and Stay Away:** Do not enter, return to, knowingly come within, or knowingly remain within 1,000 feet or other distance (*specify*) \_\_\_\_\_ of

the protected person  protected person's vehicle  
 protected person's school  protected person's workplace  
 protected person's residence  protected person's adult day program



- the shared residence
- the residence, daycare, or school of  the minors named in section 3 above
  - these minors only: \_\_\_\_\_
  - other: \_\_\_\_\_

**Address:** The protected person chooses to (*check one*)  
 keep their address confidential  list their address here:  
\_\_\_\_\_

**D.  Vacate shared residence:** The protected person has exclusive right to the residence that the protected person and restrained person share. The restrained person must immediately vacate the residence. The restrained person may take the restrained person's clothing, personal items needed during the duration of the order, and the following (*specify*) \_\_\_\_\_ from the residence while a law enforcement officer is present.

**E.  Stalking Behavior:** Do not harass, follow, monitor, keep under physical or electronic surveillance, cyber harass (as defined in RCW 9A.90.120), or use phone, video, audio or other electronic means to record, photograph, or track locations or communication, including digital, wire, or electronic communication, of  
 the protected person \_\_\_\_\_  the minors named in section 3 above  
 these minors only: \_\_\_\_\_  
 these members of the protected person's household : \_\_\_\_\_

**F.  Intimate Images:** Do not possess or distribute intimate images of a protected person, as defined in RCW 9A.86.010. The restrained person must take down and delete all intimate images and recordings of a protected person in the restrained person's possession or control and cease any and all disclosure of those intimate images.

**G.  Electronic Monitoring:** You must submit to electronic monitoring. (*Restrained person must be age 18 or older.*)

**H.  Evaluation:**  To be decided at the hearing.  Ordered now.  
The restrained person shall get an evaluation for:  mental health  chemical dependency (drugs) at: \_\_\_\_\_

The evaluation shall answer the following question/s:  
\_\_\_\_\_  
\_\_\_\_\_

An evaluation is necessary and it is feasible and appropriate to order an evaluation in this temporary order because:  
\_\_\_\_\_  
\_\_\_\_\_

**I.  Treatment:**  To be decided at the hearing.  Ordered now.  
The restrained person shall participate in state-certified treatment as follows:  
 domestic violence perpetrator treatment program approved under RCW 43.20A.725 at \_\_\_\_\_  
 sex offender treatment program approved under RCW 18.155.070 at: \_\_\_\_\_

It is feasible and appropriate to order treatment in this temporary order because:

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J.  **Personal Belongings:** The protected person shall have possession of essential personal belongings, including the following:

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K.  **Transfer of Assets:** Do not transfer jointly owned assets.

L.  **Vehicle:** The protected person shall have use of the following vehicle:

Year, Make & Model \_\_\_\_\_ License No. \_\_\_\_\_

M. -- **Restrict Abusive Litigation:** To be decided at the hearing, if requested.

N. -- **Pay Fees and Costs:** To be decided at the hearing, if requested.

---

### Firearms and Other Dangerous Weapons

O.  Surrender Weapons:

<b>Important!</b> Also use form Order to Surrender and Prohibit Weapons, WS 001.
----------------------------------------------------------------------------------

**The court finds that (check all that apply):**

- Irreparable injury could result if the order to surrender weapons is not issued.
- The restrained person's possession of a firearm or other dangerous weapon presents a serious and imminent threat to public health or safety or the health or safety of any individual.
- Irreparable injury could result if the restrained person is allowed to access, obtain, or possess any firearms or other dangerous weapons, or obtains or possesses a concealed pistol license.

The restrained person must:

- Immediately surrender to law enforcement and not access, possess, have in their custody or control, purchase, receive, or attempt to purchase or receive firearms, other dangerous weapons, or concealed pistol licenses; and
- Comply with the **Order to Surrender and Prohibit Weapons**, filed separately.

---

### Minors

P.  **Custody:** The protected person is granted temporary care, custody, and control of  the minors named in section 3 above  these minors only: \_\_\_\_\_

*(Only for children the protected and restrained person have together.)*

To comply with the Child Relocation Act, anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the child must notify every other person who has court-ordered time with the child. Specific exemptions from notification may be available if the court finds unreasonable risk to health or

safety. Persons entitled to time with the child under a court order may object to the proposed relocation. See RCW 26.09.405 - .560 for more information.

**Q. [ ] Interference:** Do not interfere with the protected person's physical or legal custody of  
[ ] the minors named in section 3 above  
[ ] these minors only: \_\_\_\_\_

**R. [ ] Removal from State:** Do not remove from the state:  
[ ] the minors named in section 3 above  
[ ] these minors only: \_\_\_\_\_

**S. [ ] School Attendance:** Do not attend the elementary, middle, or high school (school name) \_\_\_\_\_, that a protected person attends.  
*(Only if both the restrained person and a protected person are students at the same school. Can apply to students 18 or older. Includes public and private schools. Complete form Appendix A School Attendance.)*

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**Pets**

**T. [ ] Custody:** The protected person shall have exclusive custody and control of the following pet/s owned, possessed, leased, kept, or held by the protected person, restrained person, or a minor child who lives with either the protected or restrained person. *(Specify name of pet and type of animal.)*  
\_\_\_\_\_

**U. [ ] Interference:** Do not interfere with the protected person's efforts to get the pet/s named above.

**V. [ ] Stay Away:** Do not knowingly come within, or knowingly remain within *(distance)* \_\_\_\_\_ of the following locations where the pet/s are regularly found:  
[ ] Protected person's residence *(home address may be kept confidential)*  
[ ] Other *(specify)* \_\_\_\_\_

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**Vulnerable Adult**

**W. [ ] Safety:** Do not commit or threaten to commit acts of abandonment, neglect, financial exploitation, or abuse, including sexual abuse, mental abuse, physical abuse, personal exploitation, and improper use of restraints, against the vulnerable adult.

**X. [ ] Accounting:** You must provide an accounting of the disposition of the vulnerable adult's income or other resources by *(date)* \_\_\_\_\_

**Y. [ ] Property Transfer:** Do not transfer the property of:  
[ ] the vulnerable adult [ ] the restrained person  
This restraint is valid for up to 90 days.

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**Other**

**Z.** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Other Orders** (*Check all that apply*)

**9.  Law enforcement must help the protected person with** (per RCW 7.105.320)

- Possession of the protected person's residence.
- Possession of the vehicle listed in section L above.
- Possession of the protected person's essential personal belongings located at
  - the shared residence       the restrained person's residence
  - other location \_\_\_\_\_

- Custody of  the minors named in section 3 above
  - these minors only \_\_\_\_\_

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

**10. Washington Crime Information Center (WACIC) and Other Data Entry**

**Clerk's Action.** The court clerk shall forward a copy of this order immediately to the following law enforcement agency (*county or city*) \_\_\_\_\_

(*check only one*):  Sheriff's Office or  Police Department

This agency shall enter this order into WACIC and National Crime Info. Center (NCIC).

**11. Service on the Restrained Person**

**Required.** The restrained person must be served with a service packet, including a copy of this order, the petition, and any supporting materials filed with the petition.

- The **law enforcement agency** where the restrained person lives or can be served shall serve the restrained person with the service packet and shall promptly complete and return proof of service to this court.

Law enforcement agency: (*county or city*) \_\_\_\_\_

(*check only one*):  Sheriff's Office or  Police Department

- The **protected person** (or person filing on their behalf) shall make private arrangements for service and have proof of service returned to this court. (*This is not an option if this order requires: weapon surrender, vacating a shared residence, transfer of child custody, or if the restrained person is incarcerated. In these circumstances, law enforcement must serve, unless the court allows alternative service.*)

**Clerk's Action.** The court clerk shall forward a service packet on or before the next judicial day to the agency and/or party checked above. The court clerk shall also provide a copy of the service packet to the protected person.

**Alternative Service Allowed.** The court authorizes alternative service by separate order (*specify*): \_\_\_\_\_

**Not required.** See section 4 above for appearances.

- The restrained person appeared at the hearing where this order was issued and received a copy.

- The restrained person appeared at the hearing where this order was issued but refused to accept a copy of this order. Additional service is not required.

The restrained person appeared remotely or left the hearing early but received actual notice of the order. Additional service is not required and proof of service is not necessary.

**12.  Service on Others (Vulnerable Adult or Restrained Person under age 18)**

Service on the  vulnerable adult  adult's guardian/conservator  restrained person's parent/s or legal guardian/s (*name/s*) \_\_\_\_\_ is:

**Required.**

The **law enforcement agency** where the person to be served lives or can be served shall serve a copy of this order and shall promptly complete and return proof of service to this court.

Law enforcement agency: (*county or city*) \_\_\_\_\_

(*check only one*):  Sheriff's Office or  Police Department

The **protected person** or person filing on their behalf shall make private arrangements for service and have proof of service returned to this court.

**Clerk's Action.** The court clerk shall forward a copy of this order on or before the next judicial day to the agency and/or party checked above.




**Not required.** They appeared at the hearing where this order was issued and received a copy.




**13. Other Orders (if any):**

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

**How to attend the next court hearing** (date and time on page 1)

The hearing scheduled on page 1 will be held:

	<p><b>In person</b></p> <p>Judge/Commissioner: _____ Courtroom: _____</p> <p>Address: 401 Washington St, 5<sup>th</sup> Floor Wenatchee, WA 98801</p>
	<p><b>Online (audio and video)</b> App: _____</p> <p>[X] Log-in: <a href="https://zoom.us/j/4834785147">https://zoom.us/j/4834785147</a> ZOOM MEETING ID: 483-478-5147</p> <p>[X] You must get permission from the court at least 3 court days before your hearing to participate online (audio and video). To make this request, contact:</p> <p style="text-align: center;"><u>Judge's Chambers @ 509-667-6210</u></p>
	<p><b>By Phone (audio only)</b> [X] Call-in number <u>509-667-6210</u></p> <p>[X] You must get permission from the court at least 3 court days before your hearing to participate by phone only (without video). To make this request, contact:</p> <p style="text-align: center;"><u>Judge's Chambers @ 509-667-6210</u></p>

	<p><b>If you have trouble connecting online or by phone</b> (instructions, who to contact)</p> <p style="text-align: center;"><u>Contact Judges Chambers @ 509-667-6210</u></p>	
	<p><b>Ask for an interpreter, if needed.</b> Contact:</p> <p style="text-align: center;"><u>Contact Judges Chambers</u> <u>@ 509-667-6210</u></p>	
<p>Ask for an interpreter or accommodation as soon as you can. Do not wait until the hearing!</p>		

**Ordered.**

**Dated:** \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m. \_\_\_\_\_  
Judge/Court Commissioner

\_\_\_\_\_  
 Print Judge/Court Commissioner Name

I received a copy of this Order:

▶	WSBA No.	Print Name	Date
Signature of Respondent/Lawyer			
▶	WSBA No.	Print Name	Date
Signature of Petitioner/Lawyer			

**Protected person must complete a Law Enforcement and Confidential Information form, PO 003, and give it to the court clerk.**

**Important! Protected Person**, if you ask for it, you have the right to be notified if the restrained person gets their surrendered firearms back. You must contact the law enforcement agency that has the firearms to ask for this notice. The Proof of Surrender in the court file should say which agency has the firearms. RCW 9.41.340.

**Certificate of Compliance With VAWA.** This protection order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 USC § 2265 (1994) (VAWA) upon notice to the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be given notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is enforceable in all 50 states, Indian tribal lands, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, American Samoa, the Northern Mariana Islands, and Guam, as if it were an order of that jurisdiction.

**Attachment A: Non-Parent.** Complete this attachment if any of the protected minors are **not** the children of the person who filed the Petition.

**14. Filing Party's Relationship to Children**

The person who filed the Petition for Protection Order:

has a court order giving them guardianship or custody of the following children  
(children's names): \_\_\_\_\_

does **not** have a court order about the following children in their family or household  
(children's names): \_\_\_\_\_

**15. Indian Child Welfare Acts**

The court has reviewed the tribal heritage information provided by the person who filed the petition and finds:

The federal and state Indian Child Welfare Acts (ICWA) do **not** apply because.

The restrained person is also **not** a parent of the children.

Another court has already found that ICWA does not apply (county and case number): \_\_\_\_\_

The court does not have enough information to decide if the federal and state Indian Child Welfare Acts apply. The court will make a finding before a full protection order is issued. Until then, the court will treat the children as Indian children. The court finds that removal or placement of the children is necessary to prevent imminent physical damage or harm to the children pursuant to 25 U.S.C. Sec. 1922 and RCW 13.38.140.

**Order:** The filing party must make a good faith effort to find out if any of the children are Indian children. **If there is any reason to know** the children have tribal heritage, the filing party must provide the Indian Child Welfare Act Notice (GDN M 401) and a copy of the Petition to all of the tribes, people, or agencies entitled to notice. Good faith efforts are defined in RCW 13.38.050.

The federal and state Indian Child Welfare Acts (ICWA) apply or may apply.

All notice, evidentiary requirements, and placement preferences under the federal and state ICWAs have been satisfied in a separate case (case number): \_\_\_\_\_.

Removal or placement of the children is necessary to prevent imminent physical damage or harm to the children pursuant to 25 U.S.C. Sec. 1922 and RCW 13.38.140.

**Important!** To remove or place an Indian child beyond a short-term emergency situation, the filing party must satisfy the notice and evidentiary requirements of ICWA. This could be done in a Minor Guardianship case.

Superior Court of Washington, County of Chelan

\_\_\_\_\_  
Petitioner

vs.

\_\_\_\_\_  
Defendant/Respondent

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

**Order to Surrender  
and Prohibit Weapons**

- Issued Without Notice (ORWPN)
- Temporary/Pre-Trial (ORWPNP)
- Final/Post Conviction (ORWPNP)
- Compliance Review Hearing (ORCRH)

**Next Hearing Date/Time:** \_\_\_\_\_

**At: Chelan County Superior Court  
401 Washington Street, 5<sup>th</sup> Floor  
Wenatchee, Washington**

(Clerk's Action Required)

**Order to Surrender and Prohibit Weapons**

1. This order is based on the findings in the order issued on *(date)* \_\_\_\_\_

**2. Surrender of Weapons**

*(Name)* \_\_\_\_\_:

You must **immediately surrender** all firearms and other dangerous weapons in your possession or control, and any concealed pistol licenses issued under RCW 9.41.070 to this local law enforcement agency: \_\_\_\_\_

**You must immediately surrender all firearms and other dangerous weapons subject to this order, including but not limited to the following:**

_____	_____
_____	_____
_____	_____

See the attach sheet if there are more to list.

**You must appear for the review hearing** listed in the caption on page one.

**3. Weapons Prohibition**

You are prohibited from accessing, having in your custody or control, obtaining, possessing, purchasing, receiving or attempting to purchase or receive any firearms or other dangerous weapons, or obtaining or possessing a concealed pistol license.



**4. This Order expires:**

at the same time as the protection order entered under this case number.

on (date) \_\_\_\_\_ or until further order of the court.

**If you have firearms, other dangerous weapons, or concealed pistol licenses:**

Step 1: **Immediately** surrender all firearms, other dangerous weapons, and concealed pistol licenses.

**Important!** If you have notice of this order, **immediately** surrender all firearms, other dangerous weapons, and concealed pistol licenses to the local law enforcement agency listed in **2** on the same day as the hearing. Contact the local law enforcement agency for directions on how to immediately surrender the firearms, dangerous weapons and concealed pistol licenses.  
  
If a law enforcement officer serves you, surrender firearms and other dangerous weapons, and your concealed pistol license to the law enforcement officer.

Step 2: **Get a receipt** for the surrender of firearms, other dangerous weapons, and concealed pistol licenses from law enforcement.

Step 3: **Complete** the *Proof of Surrender* form and file it with the receipt.

Step 4: **File** the documents with the clerk of the court within 5 court days.

If you do not have firearms, other dangerous weapons, or concealed pistol licenses:

Step 1: **Immediately** complete and sign the *Declaration of Non-Surrender* form.

Step 2: **File** the declaration with the clerk of the court within 5 court days.

If you already surrendered all firearms, other dangerous weapons, and concealed pistol licenses under another order, they must remain in the possession of the law enforcement agency that received them until further order of the court. You must provide proof of that surrender to the court.

The Law Enforcement Officer serving this order shall inform you that the order is in effect upon service and that you must immediately surrender all firearms, other dangerous weapons, and any concealed pistol licenses issued under RCW 9.41.070. The serving officer shall conduct a search for firearms, other dangerous weapons, and concealed pistol licenses as permitted by law. The serving officer shall take possession of:

- **All firearms,**
- **Other dangerous weapons,**
- **Concealed pistol licenses belonging to Respondent,**

that are surrendered, in plain sight, or discovered during a lawful search. RCW 9.41.801.

**5. Washington Crime Information Center (WACIC) and Other Data Entry**

**Clerk's Action.** The court clerk shall forward a copy of this order immediately to the following law enforcement agency (county or city) \_\_\_\_\_

**(check only one):**  Sheriff's Office or  Police Department  
(List the same agency that entered the temporary order, if any)

This agency shall enter this order into WACIC and National Crime Info. Center (NCIC).

**6. Service**

**Required.** The law enforcement agency where the defendant/restrained person lives or can be served shall serve the defendant/restrained person with a copy of this order and shall promptly complete and return proof of service to this court.

Law enforcement agency: (county or city) \_\_\_\_\_  
(check only one):  Sheriff's Office or  Police Department

**Clerk's Action.** The court clerk shall forward a copy of this order on or before the next judicial day to the agency and/or party checked above.

**Not Required.**

The restrained person/defendant appeared at the hearing where this order was issued but refused to accept a copy of this order.

The respondent appeared remotely or left the hearing early but received actual notice of the order. Additional service is not required and proof of service is not necessary. HB 1901 Sec 30(2).

The defendant/respondent signed the Order.

This order replaces all prior *Orders to Surrender and Prohibit Weapons* issued under this case number.

**Warning!**

- If you fail to comply with this order, you may be found in contempt of court and/or be charged with a misdemeanor and punished accordingly.
- You may also be charged with a crime up to and including a **felony** if you are found to own, possess, or control a firearm or other dangerous weapon.
- **Voluntarily surrendering weapons may not be used against a Respondent in any criminal prosecution under chapter 7.105, 9.41, or 9A.56.310 RCW.**

Dated \_\_\_\_\_ at (time) \_\_\_\_\_ a.m./p.m. \_\_\_\_\_  
**Judge/Commissioner**

I acknowledge receipt of a copy of this order.

\_\_\_\_\_  
Signature of Restrained Person/Defendant

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature of Rest. Person/ Dt's Attorney WSBA No.

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature of Protected Person or Attorney WSBA No.

\_\_\_\_\_  
Print Name

You may download the forms listed in this order from the Washington Courts' forms website: <http://www.courts.wa.gov/forms/>.

Superior Court of Washington, County of Chelan

\_\_\_\_\_  
Petitioner

vs.

\_\_\_\_\_  
Respondent/Defendant

No.

**Proof of Surrender**  
(PRSRW)

**Proof of Surrender**

The court ordered me to immediately surrender all firearms and other dangerous weapons that I own or have in my possession or control, and any concealed pistol licenses issued to me.

On (date) \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m.

I surrendered to (local law enforcement agency) \_\_\_\_\_ all:

- firearms,
- concealed pistol licenses, and/or
- other dangerous weapons

Court case number: \_\_\_\_\_

Law enforcement agency case number: \_\_\_\_\_

I filed a copy of the **Receipt for Surrendered Firearms, Other Dangerous Weapons, and Concealed Pistol License** form with the clerk of the court.

I declare, under penalty of perjury under the law of the State of Washington, that this statement is true and correct.

Date: \_\_\_\_\_ at \_\_\_\_\_, Washington

➤ \_\_\_\_\_  
Signature of Restrained Person/Defendant

\_\_\_\_\_  
Print name

Superior Court of Washington, County of Chelan

\_\_\_\_\_  
Petitioner

vs.

\_\_\_\_\_  
Defendant/Respondent

DOB \_\_\_\_\_

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

**Receipt for Surrendered Firearms,  
Other Dangerous Weapons, and  
Concealed Pistol Licenses**  
(criminal/civil)  
(RCPF)

**The defendant/restrained person** must file a copy of this receipt and file the ***Proof of Surrender*** form with the court.

**Law Enforcement:**

List each item surrendered individually with brand, model, serial number, color, concealed pistol license number and issuing authority, etc. below (*attach additional sheets if necessary*):

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

Number of firearms surrendered: \_\_\_\_\_.

(Name of law enforcement official) \_\_\_\_\_  
received the firearms, other dangerous weapons, and concealed pistol licenses listed above on behalf of the local law enforcement agency (named) \_\_\_\_\_.  
(Law enforcement shall file the original receipt with the court within 24 hours after service of this order, electronically whenever electronic filing is available.)

I declare, under penalty of perjury under the laws of the State of Washington, that this statement is true and correct.

Date: \_\_\_\_\_ at (city) \_\_\_\_\_, Washington

\_\_\_\_\_  
Signature of Law Enforcement Official

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Badge No.

Address: \_\_\_\_\_

Superior Court of Washington, County of Chelan

_____	No.: _____
Petitioner	Declaration of Non-Surrender (DCLRNS)
vs.	
_____	
Defendant/Respondent	

**Declaration of Non-Surrender**

*If you previously surrendered your firearms, other dangerous weapons, and concealed pistol licenses, use the Proof of Surrender, form WS 100.*

I understand that the court has ordered me to surrender all firearms, and other dangerous weapons that I own or have in my possession or control, and any concealed pistol licenses in my name. I have not surrendered any firearms, other dangerous weapons, or concealed pistol licenses pursuant to that order because I do not have any of those items.

I also understand that:

- I am prohibited from accessing, having in my custody or control, obtaining, possessing, purchasing, receiving or attempting to purchase or receive any firearms or other dangerous weapons, or obtaining or possessing a concealed pistol license until further order of the court.
- If I fail to comply with the *Order to Surrender and Prohibit Weapons*, I may be found in contempt of court and be charged with a misdemeanor.
- I may be charged with a crime up to and including a **felony** if I am found to own, possess, or control a firearm or other dangerous weapon.

I declare, under penalty of perjury under the laws of the State of Washington, that this statement is true and correct.

Date: \_\_\_\_\_ at (city) \_\_\_\_\_, Washington.

\_\_\_\_\_  
Signature of Restrained Person

\_\_\_\_\_  
Print name

## LAW ENFORCEMENT INFORMATION & INSTRUCTIONS FOR SURRENDERING WEAPONS

### CHELAN COUNTY SHERIFF

1. Telephone our main office **(509) 667-6851** during normal business hours to make an appointment to surrender your firearms, other dangerous weapons, and concealed pistol license if you have one.
2. Prior to transporting firearms, or other dangerous weapons to the Sheriff's Office you must unload them and make them safe for handling.
3. **Do Not** transport ammunition, gun powder, explosives, or any component of ammunition or explosives to the Chelan County Sheriff's Office.
4. When you arrive, **Do Not** bring firearms, or other dangerous weapons, into the Chelan County Sheriff's Office.
5. Contact our receptionist and someone will assist you in turning in your firearms, and other dangerous weapons. We will provide you with a receipt to attach to your **Proof of Surrender** form for the court.

### WENATCHEE POLICE DEPARTMENT

1. Telephone our main office **(509) 888-4200** during business hours of 9AM to 4PM, Monday through Friday to make an appointment to surrender your firearms, other dangerous weapons, and concealed pistol license if you have one.
2. Prior to transporting firearms, or other dangerous weapons to the Police Department you must unload them and make them safe for handling.
3. **Do Not** transport ammunition, gun powder, explosives, or any component of ammunition or explosives to the Wenatchee Police Department.
4. When you arrive, **Do Not** bring firearms, or other dangerous weapons, into the Wenatchee Police Department Office.
5. Contact our records personnel and someone will assist you in turning in your firearms, and other dangerous weapons. We will provide you with a receipt to attach to your **Proof of Surrender** form for the court.

### DOUGLAS COUNTY SHERIFF

1. Telephone Rivercom at **(509) 663-9911** to make an appointment to surrender your firearms, other dangerous weapons, and concealed pistol license if you have one.
2. Prior to transporting firearms, or other dangerous weapons to the Sheriff's Office you must unload them and make them safe for handling.
3. **Do Not** transport ammunition, gun powder, explosives, or any component of ammunition or explosives to the Douglas County Sheriff's Office.
4. When you arrive, **Do Not** bring firearms, or other dangerous weapons, into the Douglas County Sheriff's Office.
5. We will provide you with a receipt to attach to your **Proof of Surrender** form for the court.

### EAST WENATCHEE POLICE DEPARTMENT

1. Telephone our office **(509) 884-9511** during normal business hours (Monday through Friday 8:30 to 4:30) to make an appointment to surrender your firearms, other dangerous weapons, and concealed pistol license if you have one.
2. Prior to transporting firearms, or other dangerous weapons to the Police Department you must unload them and make them safe for handling.
3. **DO NOT** transport ammunition, gun powder, explosives, or any component of ammunition or explosives to the East Wenatchee Police Department.
4. When you arrive, **DO NOT** bring firearms, or other dangerous weapons, into the East Wenatchee Police Department.
5. Contact our records personnel and someone will assist you in turning in your firearms, and other dangerous weapons. We will provide you with a receipt to attach to your **Proof of Surrender** form for the court.

# How Do I Serve the Respondent/Other Party with my Petition for a Protection Order?

## What is proof of service and why does it matter?

Service is the act of giving legal papers to someone. Service notifies the other party about a case and lets the court make decisions that affect that person (this is called personal jurisdiction).

The law requires that all parties have a fair chance to go to their hearings and to receive all evidence that the court sees. The respondent to a case must be served with a petition and notice of the hearing (usually contained in the temporary order). **If the respondent is not served correctly, the court cannot decide the case.** Also, a protection order cannot be enforced unless the respondent knows about it. You must prove that the other party was properly given the petition, notice of hearing, temporary order, and all evidence that you want the court to review. If you don't, your case can be delayed or even dismissed.

After the respondent is served the petition and temporary order, either party may file more evidence, including paperwork, that they want the court to consider. All parties have a right to see what the other party gave to the court. It is usually okay to serve this additional evidence by electronic or mail service.

**Note!** There are important deadlines for service. Vulnerable adult protection orders must be served 6 court days before the hearing, and all other protection orders must be served at least 5 court days before the hearing. For example, if your hearing is on a Friday (and there are no holidays), 5 court days before will be a week before, on a Friday. Check with your court clerk if you want more information on those deadlines.

## How do I find the right form?

The form is called "Proof of Service." This form can be used for all protection order cases except for Extreme Risk Protection Orders. You can find the Proof of Service form on the Washington Court Forms website here: <http://www.courts.wa.gov/forms/>. You can also search the internet for the form title, "PO 004 Proof of Service," or ask the court clerk for help.

## Who fills out the form?

The person who served the court documents must complete the Proof of Service form. A petitioner in the case (the person who started the case) cannot serve the petition and temporary order on the respondent. The server must be over the age of 18. The server may be a police officer, Sheriff's deputy, other law enforcement officer, professional service provider, or any adult whom you trust to do it right and fill out the proof of service.

## What are the different ways to serve the paperwork?

1. *Personal service.* Personal service means that the person was handed the paperwork personally. This is the best kind of service and should be done whenever possible for the petition and temporary order.
2. *Electronic service.* It may be okay to serve the party by electronic service, such as by email. However, **do not** use electronic service for a petition and temporary order if:
  - the respondent is incarcerated in a jail or prison, OR
  - the court ordered the respondent to surrender firearms, OR
  - the court ordered transfer of child custody, OR

- the court ordered the respondent to leave the residence that the petitioner shared with the respondent; OR
- the petition for a vulnerable adult protection order is filed by someone other than the vulnerable adult

For cases involving an incarcerated respondent, the surrender of firearms, the transfer of child custody or that the respondent leave the shared residence, only law enforcement can serve the petition and temporary order. For cases involving a petition for a vulnerable adult protection order that is filed by someone other than the vulnerable adult, the petitioner can choose to have a third party serve the petition, temporary order, and notice to the respondent. The court must allow electronic service in these cases after two unsuccessful attempts at personal service. After the petition and temporary order are served, you may be able to use electronic service for any additional evidence that you want the court to review. If you are not sure if electronic service is allowed in this case, use personal service.

3. *Service by mail.* For the petition and temporary order, you can ask the court to allow service by mail. Do not serve a petition and temporary order by mail unless you have a court order saying it is okay. For evidence filed after the petition is served, you can always serve by mail.

## How Do I Fill Out the Proof of Service Form?

It is important to fill out the whole form. It is also helpful to file this form in the court file even if the other party was not served. Make sure you file this form with the court clerk so the judge can see it.

*Caption.* At the beginning of the form at the top, write the parties' full names with middle initials, date of birth, and case number.

1. *Write your full name.* The form needs to be filled out by the person who served the other party.

2. *Able to Serve:* If service was successful, check the box for the type of service used.

**Personal Service:** Write the name of the person who was served, and the date, time, and address where the service happened.

**Electronic Service:** Write the name of the person served and the date service happened. Check the method of electronic service by selecting email, text messaging, social media application, or other technology. Provide the address, number, and any account or username used.

For example: user@gmail.com for email, 206-555-5555 for text, or through Facebook at User Name.

Check whether a "read receipt" or other reply was received.

**Service by Mail:** Write the name of the person served and date the documents were mailed. Be sure to mail two copies, postage prepaid: one by ordinary, first-class mail and one by other mail with certified or tracking information. Write the address that it was sent to.

3. *Not Able to Serve:* If you are **not** able to serve the other party, explain all the ways that service was tried. Include dates and time. Check whether an attempt at electronic



service “bounced back” or was “undeliverable.” Check whether you were not able to mail court documents because you did not know the party’s last known address.

4. *List of Documents:* The server must list **every** document served by checking the box by the name of **each document** that was served **and** by using the “Other documents” section to add the titles of any documents served that are not listed. The title of documents can be found on the right side of the caption in all forms.

<b>Court of Washington</b>		No. XX-2-XXXXX-X  <b>Petition for Order for Protection (PTORPRT)</b>
<b>For</b>		
<u>FirstName S. LastName</u>	3/4/70	Title of Form
Petitioner	Date of Birth	
vs.		
<u>FirstName D. LastName</u>	8/9/73	
Respondent	Date of Birth	
1. <input type="checkbox"/> I am a victim of domestic violence committed by the respondent. <input type="checkbox"/> A member of my family or household is a victim of domestic violence committed by the respondent.		

If **every** document served is not checked or listed on this form, service may be considered incomplete and will likely require other attempts at service. This can cause delay.

5. *Fees Charged for Service:* If you are a professional server, fill out this section about your fees.
6. *Other:* You can write anything else that the court should know about service. If service was not successful, write the reasons. For example, explain if the person was not at the location or the party moved. Also explain any concerning behavior of the respondent at the time of service and any information they share about the possession of weapons.

*At the bottom of the form,* remember that the server, **NOT** the petitioner or respondent, must sign the form. It must be signed and sworn “under penalty of perjury” that the information in the form is true. In addition, the location of the server, the date of signing, and the server’s signature must be included at the bottom.

Superior Court of Washington, County of Chelan

_____ Petitioner (Protected Person)      Date of Birth _____  vs.  _____ Respondent (Restrained Person)      Date of Birth _____	<b>No.</b> <b>Proof of Service</b> <b>(RTS)</b> Clerk's Action Required:2
----------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------

Proof of Service

Server declares:

1. My name is \_\_\_\_\_. I am 18 or older. I am  a peace officer  not a party to this case.

2. Able to Serve:

**Personal Service:** I served the court documents checked in section 4 for this case to (name of party) \_\_\_\_\_ on (date) \_\_\_\_\_ at (time) \_\_\_\_\_ by giving the documents directly to them at this address: \_\_\_\_\_

**Electronic Service:**

**Important!** Do not use electronic service if your case involves the surrender of firearms, transfer of child custody, removing respondent from the parties' shared residence, an incarcerated respondent, or a petition for a vulnerable adult protection order is filed by someone other than the vulnerable adult. After 2 unsuccessful attempts at personal service, you can ask the court to authorize electronic service. Court authorization is not necessary for vulnerable adult protection orders.

I served the court documents checked in section 4 for this case to (name of party) \_\_\_\_\_ on (date) \_\_\_\_\_ at (time) \_\_\_\_\_ via

email  text  social media applications  other technology

At the following email address/s, phone number/s, social media application and user name, or other address: \_\_\_\_\_

I received a read receipt or communication from the receiving party (describe or attach): \_\_\_\_\_

**Service by Mail:** I served the court documents checked in section 4 for this case to  
 (name of party) \_\_\_\_\_  
 on (date) \_\_\_\_\_  
 at (time) \_\_\_\_\_.  
 I sent **2** copies of the documents, postage prepaid: one by ordinary, first-class mail  
 and one by other mail with certified or tracking information (*attach receipts*). I sent  
 the mail to this/these address/es: \_\_\_\_\_.

**Clerk's Action:** The court clerk shall forward a copy of this proof of service to the  
 following law enforcement agency where the respondent resides (county or city)  
 (check only one): \_\_\_\_\_

Sheriff's Office or  Police Department

**3. Not Able to Serve:**

I was unable to make personal service on (name of party) \_\_\_\_\_.  
 I notified the serving party that service was not successful. Personal service was  
 attempted on the following date/s \_\_\_\_\_.

Electronic service was attempted at the following address/es but it bounced back,  
 was undeliverable, or there was no follow-up communication \_\_\_\_\_

I did not mail court documents to (name of party) \_\_\_\_\_  
 because I do not know the party's last known address.

**4. List of Documents:**

**Important!** You must check or write in the title of **every** document that you served. Use the "Other Documents" box to write in the title of any document not already listed.

I served the following documents (*check all that apply*):

<b>New Petition:</b>	<b>After a Full Hearing:</b>
<input type="checkbox"/> Petition for Protection Order	<input type="checkbox"/> Protection Order
<input type="checkbox"/> Temporary Protection Order and Hearing Notice	<input type="checkbox"/> Order to Surrender and Prohibit Weapons
<input type="checkbox"/> Reissuance of Temporary Protection Order and Notice of Hearing	<input type="checkbox"/> Order Realigning Parties
<input type="checkbox"/> Order to Surrender and Prohibit Weapons (issued without notice)	
<input type="checkbox"/> Order Transferring Case and Setting Hearing	
<input type="checkbox"/> Declaration/s of: _____	
<input type="checkbox"/> Denial Order	
<input type="checkbox"/> Notice to Vulnerable Adult	

<p><b>Renewals:</b></p> <p><input type="checkbox"/> Motion for Renewal of Protection Order</p> <p><input type="checkbox"/> Order Setting Hearing on Renewal  <input type="checkbox"/> and Extending Order until Hearing</p> <p><input type="checkbox"/> Order for Renewal of Order for Protection</p>	<p><b>Motions:</b></p> <p><input type="checkbox"/> Motion to Modify or Terminate Protection Order</p> <p><input type="checkbox"/> Motion for Surrender and Prohibition of Weapons</p> <p><input type="checkbox"/> Notice of Hearing</p> <p><input type="checkbox"/> Motion to Realign Parties</p> <p><input type="checkbox"/> Motion to Set Show Cause Hearing - Contempt</p> <p><input type="checkbox"/> Order on Hearing - Contempt</p> <p><input type="checkbox"/> Order re Adequate Cause</p>
<p><input type="checkbox"/> Order Setting Hearing – Sexual Assault</p> <p><input type="checkbox"/> Order on Motion for Renewal of Sexual Assault Protection Order</p>	<p><b>After a Motion Hearing:</b></p> <p><input type="checkbox"/> Order Modifying or Terminating Protection Order</p> <p><input type="checkbox"/> Order to Surrender and Prohibit Weapons</p>
<p><b>Other Documents:</b></p> <p><input type="checkbox"/> _____</p> <p><input type="checkbox"/> _____</p> <p><input type="checkbox"/> _____</p> <p><input type="checkbox"/> _____</p>	

**5. Fees Charged for Service:**

Does not apply.

Fees: \$ \_\_\_\_\_ + Mileage \$ \_\_\_\_\_ = Total: \$ \_\_\_\_\_

**6. Other:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

I declare under penalty of perjury under the laws of the State of Washington that the statements on this form are true.

Signed at (*city and state*): \_\_\_\_\_ Date: \_\_\_\_\_

▶ \_\_\_\_\_  
*Signature of server*

\_\_\_\_\_  
*Print or type name of server*

\_\_\_\_\_  
*Law Enforcement Agency (if any)*

# Instructions for Order for Protection

This is the Protection Order. If signed by the judge, this order will:

- Tell the respondent which restraints are in effect.
- Set the expiration date.

**The clerk will file the original order in the public court record and distribute copies for:**

- You (free certified copies).
- Law enforcement, to enter into the statewide database.
- Service on the respondent (if the respondent does not appear at the full hearing).

**Fill out your proposed Order for Protection.**

- You are expected to fill out the order to the best of your ability, follow the instructions below.
- It may be helpful to ask the court clerk for advocate services to help you fill out this order.

**Print Clearly! Use Black Ink, only.**

Page 1:

- Fill in your name (first, middle initial, last) as the Petitioner, and put your date of birth where it says "DOB."
- The person you want protection from is the "Respondent." Fill in the respondent's name (first, middle initial, last) and date of birth. If you do not know the respondent's date of birth, put in the respondent's age.

The clerk will fill in the court address and telephone number.

## **Names of Minors**

- **If no minors are involved**, check the box "No Minors Involved."
- **If minors are involved**, list the name (first, middle initial, last) and age of each child involved in this case.

## **Respondent's Identifiers**

- Describe the respondent's physical appearance: sex, race, hair color, height, weight, and eye color.
- List any of respondent's distinguishing features, such as moles, scars or tattoos.
- Check the box to show if the respondent has access to weapons.

## **“The court finds based upon the court record”**

The law requires the order to say if the respondent received notice of the hearing and by what method. Since the judge needs to verify that service complied with court rules (timely and proper), the judge will probably complete this portion for you.

The order needs to list whether you and the respondent are “intimate partners” or “family and household members” in order for law enforcement to determine if state and federal firearm laws apply to your case. Please check the box under “intimate partner” **or** “family or household member” that best defines your relationship to the respondent.

## **“Court order summary”**

After completing the form, check the boxes that apply.

This order will be in effect for one year, unless the judge enters another date in the box.

Pages 2 and 3:

## **Protection Provisions**

- Check the same boxes and fill in the blanks that you checked on the petition, unless you no longer want those provisions.
- You cannot check boxes for provisions you did not request in the petition.
- In each provision, be sure you checked the boxes and identified the people, places, and pets you want protected.
- Remember: You have the right to keep your residential address confidential. You do not need to write it down on this form.

The judge will complete the shaded box about jurisdiction over the minors.

Provision 10: Although the judge will fill out this provision, it is important for you to think about what visitation you want to recommend for the respondent to have with the children. (For example: no restrictions on visitation; supervised visitation; or no visitation pending compliance with treatment or counseling.)

Provision 15: This provision does not match the petition; but you or the judge may want to set a return hearing date to review compliance with the order.

## **Prohibit Weapons and Order Surrender**

The judge will check this box if the court orders the respondent:

- not to access, possess or obtain any firearms, other dangerous weapons, or concealed pistol licenses; and
- comply with the Order to Surrender Weapons filed separately.

Bring the *Order to Surrender Weapons*, form All Cases 02-050 for the judge to complete. Notice: If the first restraint provision in the Order for Protection is checked, and the court found on page one that the Respondent had *actual notice*, represented a *credible threat*, and was an

*intimate partner* then the court must check this box, even if you did not ask the court for an order to surrender weapons in your petition.

**The judge can grant, deny or change any provision you write in this order.**

### **Washington Crime Information Center (WACIC) Data Entry**

The order will be entered into a state-wide database used by law enforcement so any officer in the state knows of it. Print the name of the agency which has jurisdiction where you reside.

- If your address is outside of city limits, name the county sheriff.
- If your address is within city limits, name the city police.

### **Service**

Unless the respondent or the respondent's lawyer was present at the hearing, this order must be served on the respondent. The respondent must know what restraint provisions are in place and when the order expires.

If the court orders respondent to surrender weapons, local law enforcement must serve the respondent.

The Law Enforcement Officer serving is required to inform the respondent that the order is in effect upon service and that the respondent must immediately surrender all firearms, other dangerous weapons and any CPL issued under RCW 9.41.070.

If the court does not order respondent to surrender weapons, you may choose service by:

- A law enforcement agency.
- A hired professional process server.
- Another person 18 or over, who is not a party to this action.
- Mail or publication, if the judge previously entered an order allowing service by mail or publication.

If you want law enforcement to serve the order, check that box. You must identify the police or sheriff agency where the respondent lives or works:

- If the respondent's service address is outside of city limits, name the county sheriff.
- If the respondent's service address is within city limits, name the city police.

If you have an order allowing service by mail or publication, check that box (and specify which type of service).

If the court did not order respondent to surrender weapons and you are making private arrangements for service of this order, check that box. Private arrangements include:

- A hired professional process server.
- Another person 18 or over, who is not a party to this action.

If you choose to make private arrangements for service you must provide a copy of the executed Return of Service to the law enforcement agency directed to enter the temporary order into the statewide data base, Washington Crime Information Center (WACIC) Data Entry, so law enforcement knows it's been served.

If the respondent or the respondent's attorney appeared at the hearing, check that box.

You will need to provide an address where the respondent can be located for service. This could be a home or work address. If you do not have a service address for the respondent, contact the clerk or advocate for information.

## **Law Enforcement Assistance**

The judge can order law enforcement to assist you in limited ways. If you still need assistance from law enforcement, check the same boxes you checked in the petition.

If you have any questions about this order, ask the court clerk, the courthouse facilitator, or the domestic violence advocate.

## **Sign the Form**

The judge will fill in the date and time the order was granted and sign his or her name.

Sign the bottom of the form where it says, "Presented by" and "Petitioner" and include today's date. The respondent will sign the form if the respondent comes to the hearing, and no further service is necessary.

See above for information about service.

## **Law Enforcement Information Sheet (LEIS)**

You must complete a Law Enforcement Information Sheet (LEIS), form WPF All Cases 01.0400. This form is confidential and it does not go in the public court file and is not served on the respondent.

- It is used by Law Enforcement to locate and identify the respondent when serving documents.
- It is also used by Law Enforcement when entering the order in the statewide data base.

Complete as much information as possible, especially, first name, middle initial, last name, and date of birth.

If the respondent has a disability, brain injury, or other impairment, you may know of special assistance that law enforcement could provide when serving the documents. For example:

"Respondent has a brain injury. If respondent is rushed, respondent may freeze up and may not respond quickly, or may become verbally aggressive. Remind respondent to contact a friend."



“Respondent has epilepsy and diabetes and may have seizures when stressed. Respondent doesn’t respond well to being rushed and will need time to get meds and supplies.”

If you know the respondent has firearms or other dangerous weapons, make sure you specify exactly what types and numbers.

**Traumatic Brain Injury information:**

Please be advised that law enforcement responding to any domestic violence incident is encouraged to inform victims about a statewide website containing information about traumatic brain injuries.

<https://www.doh.wa.gov/YouandYourFamily/InjuryandViolencePrevention/TraumaticBrainInjuries> and <https://www.dshs.wa.gov/altsa/traumatic-brain-injury/traumatic-brain-injury-advisory-council>

**Register for Automatic Notices about your Protection Order:**

After the court issues a temporary or full order for protection, you can register for automatic notices.

As authorized by RCW 36.28A.410, WA VINE Protective Order is an automated service that allows you, the petitioner, to track the status of a protective order over the phone or internet. You can also register to be notified by phone and email about changes in the status of a protective order. If you register for notification, you will receive important notifications regarding the service status of your protective order, a 90-day expiration warning, and notification if the respondent in your order attempts to purchase/transfer a firearm while they are prohibited and are denied.

To access protective order information, call [1-877-242-4055](tel:1-877-242-4055), or visit [www.registervpo.com](http://www.registervpo.com). **Do not rely solely on WA VPO for your safety. If you feel you are in danger, call 911.**



- someone else. The filing party has the right to petition on the protected person's behalf because:
  - The filing party is a parent, legal guardian, or custodian of the minor protected person/s.
  - The filing party is age 18 or older and a family or household member of the minor protect person/s. *(For domestic violence orders only.)*
  - The filing party is age 15 to 17 and filed on behalf of a minor family or household member. The filing party has been chosen by the minor, and is capable of pursuing the minor's stated interest in this case.
  - The protected person is a vulnerable adult and the filing party is
    - the vulnerable adult's guardian, conservator, or legal fiduciary, or
    - an interested person as defined by RCW 7.105.010(18), or
    - WA Department of Social and Health Services.
  - The protected person is an adult who does not meet the definition of a vulnerable adult, but who cannot file the petition themselves because of age, disability, health, or inaccessibility *(Do not check this for vulnerable adult or domestic violence petitions.)*

**Warnings to the Restrained Person**



**You can be arrested even if the protected person or persons invite or allow you to violate the order.** You alone are responsible for following the order. Only the court may change the order. Requests for changes must be made in writing.

**If you do not obey this order, you can be arrested and charged with a crime.**

- The crime may be a misdemeanor, gross misdemeanor, or felony depending on the circumstances. You may also be found in contempt of court.
- You can go to jail or prison, lose your right to possess a firearm or ammunition, and/or pay a fine.
- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.



**Firearms and Weapons.** Under federal law, you may not be able to get or have a, firearm, other dangerous weapon, ammunition, or concealed pistol license for as long as the protection order is in place, even if the court did **not** issue an Order to Surrender and Prohibit Weapons. 18 U.S.C. § 922(g)(8)

**Findings**

**4. Notice and Hearing**

The restrained person had reasonable notice and opportunity to participate. Notice of this hearing was served on the restrained person by:

- electronic service
- personal service
- service by mail
- service by publication
- other \_\_\_\_\_

The restrained person  did  did not have **actual notice** of this hearing.

The court held a hearing before issuing this full protection order. These people attended:

<input type="checkbox"/> Protected Person	<input type="checkbox"/> in person	<input type="checkbox"/> by phone	<input type="checkbox"/> by video
<input type="checkbox"/> Protected Person's Lawyer	<input type="checkbox"/> in person	<input type="checkbox"/> by phone	<input type="checkbox"/> by video
<input type="checkbox"/> Petitioner ( <i>if not the protected person</i> )	<input type="checkbox"/> in person	<input type="checkbox"/> by phone	<input type="checkbox"/> by video
<input type="checkbox"/> Restrained Person	<input type="checkbox"/> in person	<input type="checkbox"/> by phone	<input type="checkbox"/> by video
<input type="checkbox"/> Restrained Person's Lawyer	<input type="checkbox"/> in person	<input type="checkbox"/> by phone	<input type="checkbox"/> by video
<input type="checkbox"/> Other: _____	<input type="checkbox"/> in person	<input type="checkbox"/> by phone	<input type="checkbox"/> by video

**5. Basis and type of protection order**

**A.** The restrained person and protected person/s are (*check all that apply*):

**Intimate Partners**

- current or former spouses or domestic partners
- parents of a child-in-common (*unless child was conceived through sexual assault*)
- current or former dating relationship (age 13 or older) who
  - never lived together
  - live or have lived together

**Family or household members**

- parent and child
- grandparent and grandchild
- current or former cohabitants as roommates
- person who is or has been a legal guardian
- related by blood or marriage (*specify how*) \_\_\_\_\_

**Other** (*examples: coworkers, neighbors, acquaintances, strangers*)

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**B.** Based upon the petition, testimony, case record, and response, if any, the court finds by a preponderance of evidence that the protected person (or petitioner on their behalf) has proved the required criteria for the following protection order under Chapter 7.105 RCW. *Check only one!*

- Domestic Violence Protection Order** – The restrained person has subjected the protected person to domestic violence: physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking. (*For intimate partners or family or household members only*)
- Sexual Assault Protection Order** – The restrained person has subjected the protected person to nonconsensual sexual conduct or nonconsensual sexual penetration.
- Stalking Protection Order** – The restrained person has subjected the protected person to stalking.
- Vulnerable Adult Protection Order** – The restrained person has subjected the protected person to acts of abandonment, abuse, financial exploitation, or neglect. The protected person is a vulnerable adult as defined in Chapter 7.105 RCW because the protected person:

- Is over 60 years old and does not have the functional, mental, or physical ability to care for himself or herself.
- Is an individual subject to guardianship under 11.130.25 or an individual subject to conservatorship under 11.130.360 RCW
- Has a developmental disability as defined in RCW 71A.10.020.
- Self-directs their own care and receives services from a personal aide under RCW 74.39.
- Is receiving services from a home health, hospice, or home care agency licensed or required to be licensed under RCW 70.127.
- Is receiving in-home services from an individual provider under contract with DSHS.
- Has been admitted to an assisted living facility, nursing home, adult family home, soldiers' home, residential habilitation center or any other facility licensed by DSHS.
- Vulnerable adult objects.** The petition was filed by someone other than the vulnerable adult and the vulnerable adult objects to some or all of the order. The court finds by clear, cogent and convincing evidence the petitioner established that there is abandonment, abuse, financial exploitation, or neglect of a vulnerable adult and the vulnerable adult is unable, due to incapacity, undue influence, or duress, to protect their person or estate in connection with the issues raised in the petition or order based on the following evidence:

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- Antiharassment Protection Order** – The restrained person has subjected the protected person to unlawful harassment.
  - No fee required (*stalking, hate crime, single act/threat of violence including malicious and intentional threat or presence of firearm/weapon causing substantial emotional distress, family or household member engaged in domestic violence, or nonconsensual sexual conduct or penetration or a sex offense. RCW 7.105.105(9).*)

**6. Jurisdiction**

The court has jurisdiction over the parties and the subject matter.

- Minors:** Washington state  has exclusive continuing jurisdiction;  is the home state;  has temporary emergency jurisdiction over the children.

**Temporary Emergency Jurisdiction:** The petitioner has until (*date*) \_\_\_\_\_ to return to (*state/court with jurisdiction*) \_\_\_\_\_ over the minors to seek any court orders about these minors:

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The Washington order will terminate on that date for the minors. RCW 26.27.231

- The person who filed is not a parent** of one or more children listed above. (**Important!** Complete Attachment A: Non-Parent.)

**7. Other Findings**

**Credible Threat:** The restrained person represents a credible threat to the physical safety of the protected person/s.

**The restrained person is under 18 years of age.** The court

appointed (*name*) \_\_\_\_\_ as guardian ad litem to represent the restrained person in this proceeding.

did not appoint someone to represent the restrained person because:

\_\_\_\_\_

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

\_\_\_\_\_

**Restraints** (*Check all that apply*)

**8. The court orders: To the restrained person:**

**General Restraints**

A.  **No Harm:** Do not cause any physical harm, bodily injury, assault, nonconsensual sexual conduct or nonconsensual sexual penetration, and do not harass, threaten, or stalk

the protected person  the minors named in section 3 above

these minors only: \_\_\_\_\_

B.  **No Contact:** Do not attempt or have any contact, including nonphysical contact, directly, indirectly, or through third parties, regardless of whether those third parties know of the order, except for service of court documents with

the protected person  the minors named in section 3 above

these minors only: \_\_\_\_\_

**Exception** (*if any*): Only this type of contact is allowed: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

C.  **Exclude and Stay Away:** Do not enter, return to, knowingly come within, or knowingly remain within 1,000 feet or other distance (*specify*) \_\_\_\_\_ of

the protected person  protected person's vehicle

protected person's school  protected person's workplace

protected person's residence  protected person's adult day program

the shared residence

the residence, daycare, or school of  the minors named in section 3 above

these minors only: \_\_\_\_\_

other: \_\_\_\_\_

**Address:** The protected person chooses to (*check one*)

keep their address confidential  list their address here:

\_\_\_\_\_

D.  **Vacate shared residence:** The protected person has exclusive right to the residence that the protected person and restrained person share (as listed in the Law Enforcement and Confidential Information form, PO 003). The restrained person must immediately vacate the residence. The restrained person may take the restrained person's clothing, personal items needed during the duration of the order, and the following items (*specify*): \_\_\_\_\_  
from the residence while a law enforcement officer is present.

E.  **Stalking Behavior:** Do not harass, follow, monitor, keep under physical or electronic surveillance, cyber harass (as defined in RCW 9A.90.120), or use phone, video, audio or other electronic means to record, photograph, or track locations or communication, including digital, wire, or electronic communication, of  
 the protected person  the minors named in section 3 above  
 these minors only: \_\_\_\_\_  
 these members of the protected person's household : \_\_\_\_\_

F.  **Intimate Images:** Do not possess or distribute intimate images of a protected person, as defined in RCW 9A.86.010. The restrained person must take down and delete all intimate images and recordings of a protected person in the restrained person's possession or control and cease any and all disclosure of those intimate images.

G.  **Electronic Monitoring:** You must submit to electronic monitoring. (*Restrained person must be age 18 or older.*)

H.  **Evaluation:** The restrained person shall get an evaluation for:  mental health  
 chemical dependency (drugs) at: \_\_\_\_\_  
The evaluation shall answer the following question/s:

\_\_\_\_\_

An evaluation is necessary because:

\_\_\_\_\_

I.  **Treatment:** The restrained person shall participate in state-certified treatment as follows:

domestic violence perpetrator treatment program approved under RCW 43.20A.725 at \_\_\_\_\_

sex offender treatment program approved under RCW 18.155.070 at: \_\_\_\_\_

J.  **Personal Belongings:** The protected person shall have possession of essential personal belongings, including the following:

\_\_\_\_\_

K.  **Transfer of Assets:** Do not transfer jointly owned assets.

L.  **Vehicle:** The protected person shall have use of the following vehicle:

Year, Make & Model \_\_\_\_\_ License No. \_\_\_\_\_

- M.  **Restrict Abusive Litigation:** Comply with the Order on Motion to Restrict Abusive Litigation (FL All Family 155), filed separately.
- N.  **Pay Fees and Costs:** The protected person is granted judgment against the restrained person as provided in the Judgment (PO 005), filed separately. The court finds that the restrained person is not under active duty in military or SCRA has been complied with. 50 USC § 3931.

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**Firearms and Other Dangerous Weapons**

- O.  **Surrender Weapons:**

**Important!** Also use form Order to Surrender and Prohibit Weapons, WS 001.

**Findings.** The Court (*check all that apply*):

**must** issue the orders referred to above because:

the court ordered the **No Harm** restraints above (section **8.A.**) and the court finds that the restrained person had **actual notice** and an **opportunity to participate**. AND:

- the restrained person represents a **credible threat** to the physical safety of a protected person, OR
- This order explicitly prohibits the use, attempted use, or threatened use of **physical force** against any protected person.

Therefore, weapons restrictions are required by state law. RCW 9.41.800(2).

the court finds by a preponderance of the evidence that the restrained person:

has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony; or

is ineligible to possess a firearm under RCW 9.41.040.

**may** issue the orders referred to above because the court finds by a preponderance of evidence that the restrained person presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon.

**The restrained person must:**

- Immediately surrender to law enforcement and not access, possess, have in their custody or control, purchase, receive, or attempt to purchase or receive firearms, other dangerous weapons, or concealed pistol licenses; and
- Comply with the Order to Surrender and Prohibit Weapons filed separately.

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**Minors**

- P.  **Custody:** The protected person is granted temporary care, custody, and control of  the minors named in section **3** above  these minors only: \_\_\_\_\_

*(Only for children the protected and restrained person have in common.)*



To comply with the Child Relocation Act, anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the child must notify every other person who has court-ordered time with the child. Specific exemptions from notification may be available if the court finds unreasonable risk to health or safety. Persons entitled to time with the child under a court order may object to the proposed relocation. See RCW 26.09.405 - .560 for more information.

- Q.**  **Interference:** Do not interfere with the protected person's physical or legal custody of  
 the minors named in section **3** above  
 these minors only: \_\_\_\_\_
- R.**  **Removal from State:** Do not remove from the state:  
 the minors named in section **3** above  
 these minors only: \_\_\_\_\_
- S.**  **School Attendance:** Do not attend the elementary, middle, or high school (school name) \_\_\_\_\_, that a protected person attends.  
*(Only if both the restrained person and a protected person are students at the same school. Can apply to students 18 or older. Includes public and private schools. Complete form Appendix A School Attendance.)*

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**Pets**

- T.**  **Custody:** The protected person shall have exclusive custody and control of the following pet/s owned, possessed, leased, kept, or held by the protected person, restrained person, or a minor child who lives with either the protected or restrained person. *(Specify name of pet and type of animal.):*  
\_\_\_\_\_
- U.**  **Interference:** Do not interfere with the protected person's efforts to get the pet/s named above.
- V.**  **Stay Away:** Do not knowingly come within, or knowingly remain within (*distance*) \_\_\_\_\_ of the following locations where the pet/s are regularly found:  
 Protected person's residence (*home address may be kept confidential*)  
 Other (*specify*): \_\_\_\_\_

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**Vulnerable Adult**

- W.**  **Safety:** Do not commit or threaten to commit acts of abandonment, neglect, financial exploitation, or abuse, including sexual abuse, mental abuse, physical abuse, personal exploitation, and improper use of restraints, against the vulnerable adult.
- X.**  **Accounting:** You must provide an accounting of the disposition of the vulnerable adult's income or other resources by (*date*) \_\_\_\_\_
- Y.**  **Property Transfer:** Do not transfer the property of:  
 the vulnerable adult                       the restrained person  
This restraint is valid until (*specify date, not to exceed 90 days*) \_\_\_\_\_

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**Other**

- Z.** \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
**Other Orders (Check all that apply)**

**9.  Law enforcement must help the protected person with (per RCW 7.105.320)**

- Possession of the protected person's residence.
- Possession of the vehicle listed in section **L** above.
- Possession of the protected person's essential personal belongings located at
  - the shared residence     the restrained person's residence
  - other location \_\_\_\_\_
- Custody of  the minors named in section **3** above
- these minors only \_\_\_\_\_
- Other: \_\_\_\_\_

**10. Washington Crime Information Center (WACIC) and Other Data Entry**

**Clerk's Action.** The court clerk shall forward a copy of this order immediately to the following law enforcement agency (*county or city*) \_\_\_\_\_

(*check only one*):  Sheriff's Office or  Police Department  
(*List the same agency that entered the temporary order, if any*)

This agency shall enter this order into WACIC and National Crime Info. Center (NCIC).

**11. Service on the Restrained Person**

**Required.** The restrained person must be served with a copy of this order and any order to surrender and prohibit weapons.

- The **law enforcement agency** where the restrained person lives or can be served shall serve the restrained person with a copy of this order and shall promptly complete and return proof of service to this court.

Law enforcement agency: (*county or city*) \_\_\_\_\_  
(*check only one*):  Sheriff's Office or  Police Department

- The **protected person** (or person filing on their behalf) shall make private arrangements for service and have proof of service returned to this court. (*This is not an option if this order requires: weapon surrender, vacating a shared residence, transfer of child custody, or if the restrained person is incarcerated. In these circumstances, law enforcement must serve, unless the court allows alternative service.*)

**Clerk's Action.** The court clerk shall forward a copy of this order and any order to surrender and prohibit weapons on or before the next judicial day to the agency and/or party checked above. The court clerk shall also provide a copy of these orders to the protected person.

- Alternative Service Allowed.** The court authorizes alternative service by separate order (*specify*): \_\_\_\_\_

**Not required.** See section **4** above for appearances.

- The restrained person appeared at the hearing where this order was issued and received a copy.
- The restrained person appeared at the hearing where this order was issued but refused to accept a copy of this order. Additional service is not required.
- The restrained person appeared remotely or left the hearing early but received actual notice of the order. Additional service is not required.
- The restrained person did **not** appear at the hearing. However, the material terms of this order have not changed from the Temporary Protection Order that was served on the restrained person. Additional service is not required.

**12.  Service on Others (Vulnerable Adult or Restrained Person under age 18)**

Service on the  vulnerable adult  adult's guardian/conservator  restrained person's parent/s or legal guardian/s (*name/s*) \_\_\_\_\_ is:

**Required.**

- The **law enforcement agency** where the person to be served lives or can be served shall serve a copy of this order and shall promptly complete and return proof of service to this court.

Law enforcement agency: (*county or city*) \_\_\_\_\_  
 (*check only one*):  Sheriff's Office or  Police Department

- The **protected person** or person filing on their behalf shall make private arrangements for service and have proof of service returned to this court.

**Clerk's Action.** The court clerk shall forward a copy of this order on or before the next judicial day to the agency and/or party checked above.

- Not required.** They appeared at the hearing where this order was issued and received a copy.

**13. Other Orders (if any):**

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**14. Review Hearing**

[ ] No review hearing is scheduled.

[ ] The court schedules a review hearing on (date): \_\_\_\_\_ at (time): \_\_\_\_\_

For (purpose): \_\_\_\_\_

**Ordered.**

Dated: \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m. \_\_\_\_\_

**Judge/Court Commissioner**

Court Phone: \_\_\_\_\_

\_\_\_\_\_ Print Judge/Court Commissioner Name

Court Address: \_\_\_\_\_

I received a copy of this Order:

▶	_____	_____	_____	_____
	Signature of Respondent/Lawyer	WSBA No.	Print Name	Date

▶	_____	_____	_____	_____
	Signature of Petitioner/Lawyer	WSBA No.	Print Name	Date

**Protected person must complete a Law Enforcement and Confidential Information form, PO 003, and give it to the court clerk.**

**Important! Protected Person**, if you ask for it, you have the right to be notified if the restrained person gets their surrendered firearms back. You must contact the law enforcement agency that has the firearms to ask for this notice. The Proof of Surrender in the court file should say which agency has the firearms. RCW 9.41.340.

**Certificate of Compliance With VAWA.** This protection order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 USC § 2265 (1994) (VAWA) upon notice to the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is enforceable in all 50 states, Indian tribal lands, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, American Samoa, the Northern Mariana Islands, and Guam, as if it were an order of that jurisdiction.

**Attachment A: Non-Parent.** Complete this attachment if any of the protected minors are **not** the children of the person who filed the Petition.

**15. Filing Party's Relationship to Children**

The person who filed the Petition for Protection Order

has a court order giving them guardianship or custody of the following children(*children's names*): \_\_\_\_\_

does **not** have a court order about the following children in their family or household (*children's names*): \_\_\_\_\_

**16. Indian Child Welfare Acts**

The court has reviewed the tribal heritage information provided by the parties and finds:

**ICWA does not apply.** The federal and state Indian Child Welfare Acts (ICWA) do **not** apply because:

The restrained person is also **not** a parent of the children.

Another court has already found that ICWA does not apply (*county and case number*): \_\_\_\_\_

There is no reason to know that any of the children may be Indian children because:

the filing party made a good faith effort to find out if any child in this case has tribal heritage. (RCW 13.38.050.) The court has received no information showing that any child has tribal heritage.

the filing party properly notified the tribal agent (by certified mail with return receipt) of every tribe the children may have been eligible for membership in. *List tribes notified:* \_\_\_\_\_

Each tribe responded that the children were not tribal members and not eligible for membership.

Based on the following testimony about tribal heritage:  
\_\_\_\_\_  
\_\_\_\_\_

from:  parents  filing party  other \_\_\_\_\_

**ICWA applies.** The federal and state Indian Child Welfare Acts (ICWA) apply.

All notice, evidentiary requirements, and placement preferences under the federal and state ICWAs have been satisfied in a separate case (*county and case number*): \_\_\_\_\_

- Removal or placement of the children is necessary to prevent imminent physical damage or harm to the child pursuant to 25 U.S.C. Sec. 1922 and RCW 13.38.140.

RCW 13.38.140(2) requires that emergency removal or placement should end immediately when no longer necessary to prevent imminent physical damage or harm to the children. The court finds that continued placement of the children is necessary to prevent imminent physical damage or harm for the duration of this order because:

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To comply with RCW 13.38.140(2) the filing party shall expeditiously initiate a child custody proceeding. (*This could be done in a Minor Guardianship case.*)

- The court will review this case to determine ongoing compliance with ICWA at the review hearing scheduled in section 14 above.

**Parents!** If you believe that removal or placement is no longer necessary to prevent imminent damage or harm to the children, you can file a Motion to Modify or Terminate Protection Order, forms WPF UH 09.0100, WPF DV 7.010, SA 7.010, WPF VA 7.010

Superior Court of Washington, County of Chelan

_____ Petitioner (Protected Person)      Date of Birth _____ vs. _____ Respondent (Restrained Person)      Date of Birth _____	<b>No.</b> <b>Proof of Service</b> <b>(RTS)</b> Clerk's Action Required:2
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Proof of Service

Server declares:

1. My name is \_\_\_\_\_. I am 18 or older. I am  a peace officer  not a party to this case.

2. Able to Serve:

**Personal Service:** I served the court documents checked in section 4 for this case to (name of party) \_\_\_\_\_ on (date) \_\_\_\_\_ at (time) \_\_\_\_\_ by giving the documents directly to them at this address: \_\_\_\_\_

**Electronic Service:**

**Important!** Do not use electronic service if your case involves the surrender of firearms, transfer of child custody, removing respondent from the parties' shared residence, an incarcerated respondent, or a petition for a vulnerable adult protection order is filed by someone other than the vulnerable adult. After 2 unsuccessful attempts at personal service, you can ask the court to authorize electronic service. Court authorization is not necessary for vulnerable adult protection orders.

I served the court documents checked in section 4 for this case to (name of party) \_\_\_\_\_ on (date) \_\_\_\_\_ at (time) \_\_\_\_\_ via

email  text  social media applications  other technology

At the following email address/s, phone number/s, social media application and user name, or other address: \_\_\_\_\_

I received a read receipt or communication from the receiving party (describe or attach): \_\_\_\_\_

**Service by Mail:** I served the court documents checked in section 4 for this case to  
 (name of party) \_\_\_\_\_  
 on (date) \_\_\_\_\_  
 at (time) \_\_\_\_\_.  
 I sent **2** copies of the documents, postage prepaid: one by ordinary, first-class mail  
 and one by other mail with certified or tracking information (*attach receipts*). I sent  
 the mail to this/these address/es: \_\_\_\_\_.

**Clerk's Action:** The court clerk shall forward a copy of this proof of service to the  
 following law enforcement agency where the respondent resides (county or city)  
 (check only one): \_\_\_\_\_

Sheriff's Office or  Police Department

**3. Not Able to Serve:**

I was unable to make personal service on (name of party) \_\_\_\_\_.  
 I notified the serving party that service was not successful. Personal service was  
 attempted on the following date/s \_\_\_\_\_.

Electronic service was attempted at the following address/es but it bounced back,  
 was undeliverable, or there was no follow-up communication \_\_\_\_\_

I did not mail court documents to (name of party) \_\_\_\_\_  
 because I do not know the party's last known address.

**4. List of Documents:**

**Important!** You must check or write in the title of **every** document that you served. Use the "Other Documents" box to write in the title of any document not already listed.

I served the following documents (*check all that apply*):

<b>New Petition:</b>	<b>After a Full Hearing:</b>
<input type="checkbox"/> Petition for Protection Order	<input type="checkbox"/> Protection Order
<input type="checkbox"/> Temporary Protection Order and Hearing Notice	<input type="checkbox"/> Order to Surrender and Prohibit Weapons
<input type="checkbox"/> Reissuance of Temporary Protection Order and Notice of Hearing	<input type="checkbox"/> Order Realigning Parties
<input type="checkbox"/> Order to Surrender and Prohibit Weapons (issued without notice)	
<input type="checkbox"/> Order Transferring Case and Setting Hearing	
<input type="checkbox"/> Declaration/s of: _____	
<input type="checkbox"/> Denial Order	
<input type="checkbox"/> Notice to Vulnerable Adult	



<p><b>Renewals:</b></p> <p><input type="checkbox"/> Motion for Renewal of Protection Order</p> <p><input type="checkbox"/> Order Setting Hearing on Renewal  <input type="checkbox"/> and Extending Order until Hearing</p> <p><input type="checkbox"/> Order for Renewal of Order for Protection</p>	<p><b>Motions:</b></p> <p><input type="checkbox"/> Motion to Modify or Terminate Protection Order</p> <p><input type="checkbox"/> Motion for Surrender and Prohibition of Weapons</p> <p><input type="checkbox"/> Notice of Hearing</p> <p><input type="checkbox"/> Motion to Realign Parties</p> <p><input type="checkbox"/> Motion to Set Show Cause Hearing - Contempt</p> <p><input type="checkbox"/> Order on Hearing - Contempt</p> <p><input type="checkbox"/> Order re Adequate Cause</p>
<p><input type="checkbox"/> Order Setting Hearing – Sexual Assault</p> <p><input type="checkbox"/> Order on Motion for Renewal of Sexual Assault Protection Order</p>	<p><b>After a Motion Hearing:</b></p> <p><input type="checkbox"/> Order Modifying or Terminating Protection Order</p> <p><input type="checkbox"/> Order to Surrender and Prohibit Weapons</p>
<p><b>Other Documents:</b></p> <p><input type="checkbox"/> _____</p> <p><input type="checkbox"/> _____</p> <p><input type="checkbox"/> _____</p> <p><input type="checkbox"/> _____</p>	

**5. Fees Charged for Service:**

- Does not apply.
- Fees: \$ \_\_\_\_\_ + Mileage \$ \_\_\_\_\_ = Total: \$ \_\_\_\_\_

**6. Other:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

I declare under penalty of perjury under the laws of the State of Washington that the statements on this form are true.

Signed at (city and state): \_\_\_\_\_ Date: \_\_\_\_\_

▶ \_\_\_\_\_  
*Signature of server*

\_\_\_\_\_  
*Print or type name of server*

\_\_\_\_\_  
*Law Enforcement Agency (if any)*