

Final Order of Protection

Amended Order

Case No.

Circuit Court, Div.

County:

, Arkansas

Petitioner/Plaintiff

First

Middle

Last

Petitioner's Date of Birth (mm/dd/yyyy)

Race

Sex

This Order is Effective Until:

Pursuant to Federal law, this Order shall be enforced by law enforcement officers in all states, territories, districts and tribal lands regardless of whether this Order of Protection is registered locally.

Minor Children Protected under this Order

_____	d.o.b.
_____	d.o.b.
_____	d.o.b.
_____	d.o.b.

Versus

Respondent/Defendant

First

Middle

Last

Address: _____

Employer: _____

CAUTION:

- Respondent possesses a firearm
- Respondent has history of extreme violence

Respondent Identifiers

Sex	Race	DOB mm/dd/yyyy	Ht.	Wt.
Eyes	Hair	SS#		
Phone #		DL # or other ID #		

Distinguishing Characteristics: _____

Relationship Identifiers: Current or former spouses Parents of child(ren) in common
 Live together Current or past dating relationship Other Relative (Explain) _____

THE COURT HEREBY FINDS AND ORDERS:

- That there is jurisdiction over the parties and subject matter, and the Respondent has been provided with proper notice and the opportunity to be heard;
- That the victim(s) is (are) in immediate and present danger of domestic abuse;
- That Respondent presents a credible threat to the physical safety of a person named in the order of protection as a family member or household member, a child of the family or household member, or a child of the respondent or enjoined party; and therefore,
- An Order of Protection is hereby granted pursuant to the terms herein.

A hearing on this matter was held on the _____ day of _____, 2 _____

- The Petitioner appeared pro se. _____
- The Petitioner was represented by counsel. _____
- The Respondent appeared pro se.
- The Respondent was represented by counsel. _____
- The Respondent failed to appear despite proper notice. _____

The Respondent is restrained from committing any criminal act against the victim(s) including, but not limited to: acts of violence or Domestic Abuse, A.C.A. §9-15-103(3); Harassment A.C.A. §5-71-208; Harassing Communications A.C.A. §5-71-209; Stalking A.C.A. §5-71-229; or Terroristic Threatening A.C.A. §5-13-301.

The Respondent is prohibited from initiating any contact with the victim(s) including, but not limited to, physical presence, telephonic, electronic, oral, written, visual, or video. Respondent also shall not use a third party to contact the victim(s) except by legal counsel or as authorized by law or court order.

The Respondent is excluded from the Petitioner's residence and the immediate vicinity thereof.

Petitioner's Address: _____

(or) The Petitioner's address is excluded from notice to the Respondent.

The Respondent is also prohibited from the following places: _____

Petitioner's Workplace: _____

Schools: _____

Other (Identify): _____

_____ is awarded temporary custody of the minor child(ren) for the duration of order or until future orders shall be issued from a Court with jurisdiction over the parties:

(Children's Names) _____

Visitation with regard to the minor child(ren) is established as follows: _____

_____ is ordered to pay child support to _____ through the

Circuit Clerk's Office

Child Support Clearinghouse

in the amount of \$ _____ per _____, plus any administrative fees as they come

due with said payments to begin on _____. This amount is according to the Child

Support Chart based upon the payor's income of _____ per _____.

This amount does / does not (check one) deviate from the Child Support Chart.

(If the amount deviates from the Chart, the justification below in the "Other Orders" section.)

_____ is ordered to pay spousal support in the amount of \$ _____ per _____, beginning on

_____. The spousal support shall be paid until _____.

Method of payment shall be: _____

Note: As there is an expiration date on all Orders of Protection, future matters regarding Child Support, Alimony and Visitation should be handled through another Domestic Relations case (i.e. divorce, paternity, or through the Office of Child Support Enforcement).

A law enforcement officer with jurisdiction is ordered to assist the Petitioner in gaining possession of the dwelling, and/or to otherwise assist in execution of the Order of Protection.

A law enforcement officer with jurisdiction is ordered to serve the Order of Protection on the Respondent.

A law enforcement officer with jurisdiction is ordered to assist the Petitioner in obtaining his or her personal effects from the dwelling upon proper and timely request of the Petitioner.

A law enforcement officer with jurisdiction is ordered to assist the Respondent in obtaining his or her personal effects from the dwelling upon proper and timely request of the Respondent.

Other Orders:

Respondent is hereby assessed an additional cost of twenty-five dollars (\$25.00) to be paid through the Circuit Clerk's office. The Circuit Clerk shall remit said fee to the Administration of Justice Funds Section within the Department of Finance and Administration for deposit as special revenues into the Domestic Violence Shelter Fund.

Petitioner and/or the minor children in Petitioner's care are the primary users, but not the account holder, of the following wireless telephone numbers: _____.
Respondent is prohibited from terminating these accounts. An order transferring the billing responsibility for and rights to the wireless telephone number(s) will be filed separately herein.

If the parties (or other persons named herein) are subject to the jurisdiction of another court (i.e. through a divorce or paternity action), upon proper notice and the opportunity to be heard, said court may amend the terms of this Order as appropriate.

On this _____ day of _____, 20____, IT IS SO ORDERED.

CIRCUIT JUDGE/DISTRICT JUDGE

WARNINGS TO RESPONDENT

- (1) A violation of the order of protection is a Class A misdemeanor carrying a maximum penalty of one (1) year's imprisonment in the county jail or a fine of up to one thousand dollars (\$1,000), or both;
- (2) A violation of an order of protection under this section within five years of a previous conviction for a violation of an order of protection is a Class D felony;
- (3) It is unlawful for an intimate partner who is subject to an order of protection or an individual convicted of a misdemeanor of domestic violence to ship, transport, or possess a firearm or ammunition under 18 U.S.C. §922(g)(8) and (9) as it existed on January 1, 2019;
- (4) A conviction of violation of an order of protection under this section within five (5) years of a previous conviction for violation of an order of protection is a Class D felony;
- (5) A person who is a respondent or an enjoined party is restrained from harassing, stalking, or threatening a person named in an order of protection as a family or household member, a child, of the family or household member, or a child of the respondent or enjoined party;
- (6) A person who is a respondent or an enjoined party is restrained from engaging in other conduct that would place a person named in an order of protection as a family or household member, a child of the family or household member, or a child of the respondent or enjoined party in reasonable fear of bodily injury; and
- (7) A person who is a respondent is prohibited from using, attempting to use, or threatening the use of physical force against the person named in the order of protection as a family or household member, a child of the family or household member, or a child of the respondent or enjoined party which would reasonably be expected to cause bodily injury

-Crossing state, territorial, or tribal boundaries to violate this Order may result in federal imprisonment pursuant to 18 U.S.C. §2262.

NOTICE TO LAW ENFORCEMENT

- In the event that any law enforcement officer has probable cause to believe that the Respondent named in the above Order has violated this Order and has verification of this Order the officer, may, without a warrant arrest the violator whether the violation was in or outside the officer's presence. See A.C.A. §9-15-207(f).
- A law enforcement officer SHALL NOT arrest a Petitioner for the violation of an Order of Protection issued against a Respondent. See A.C.A. §9-15-207(e).
- This Order of Protection is enforceable in every county of this state by any court or law enforcement officer. See A.C.A. §9-15-207(g).
- This Order is entitled to full faith and credit in any jurisdiction of the United States. See 18 U.S.C. §2265.

PROOF OF SERVICE

Case # _____ Court Date _____

SERVED: Date _____ Time _____ Place _____

Attempts Made: List only date and time

1) _____ 2) _____ 3) _____

Served On (Print Name) Manner of Service

Served By (Print Name) Title Badge #

DECLARATION OF SERVER

I declare, under penalty of perjury under the laws of the State of Arkansas, that the foregoing information contained in the proof of service is true and correct.

Executed on _____
Date

Signature of Server

Address of Server