

# Ex Parte 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

## Minor Children Protected under this Order

<input type="text"/>	d.o.b.
<input type="text"/>	d.o.b.
<input type="text"/>	d.o.b.
<input type="text"/>	d.o.b.

V.

## Respondent/Defendant

First Middle Last

<b>Address:</b>	<input type="text"/>
<b>Work:</b>	<input type="text"/>

### CAUTION:

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

## 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.**

## Respondent Identifiers

Sex	Race	DOB mm/dd/yyyy	Ht.	Wt.
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Eyes	Hair	SS#
<input type="text"/>	<input type="text"/>	<input type="text"/>
Phone #		DL # or other ID #
<input type="text"/>		<input type="text"/>

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

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**THE COURT HEREBY FINDS AND ORDERS:**

That there is jurisdiction over the parties and subject matter, and Petitioner has presented sufficient evidence to show: (1) that the victim(s) is (are) in immediate and present danger of domestic abuse, or (2) that the Respondent is scheduled to be released from incarceration within thirty (30) days, and upon the Respondent's release there will be an immediate and present danger of domestic abuse.

That the Petitioner has also presented sufficient evidence to show that the 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.

That an Ex Parte Temporary Order of Protection is hereby granted pursuant to the terms herein.

That the Respondent is ordered to appear before the Court on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ .m. in the Courthouse located at \_\_\_\_\_

\_\_\_\_\_AR. **If you fail to appear, the Court will likely make this Order permanent without further notice to you.**

The Respondent is hereby 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.

Unless otherwise ordered herein, 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 prohibited from engaging in course of control or disturbing the peace, including molesting the other party; attacking the other party; striking the other party; stalking the other party; threatening the other party; sexually assaulting the other party; battering the other party; credibly impersonating the other party; falsely impersonating the other party; harassing the other party; telephoning the other party with the intent to harass the other party; destroying the personal property

of the other party directly or indirectly contacting the other party with the intent to harass the other party; coming within a specified distance of the other party; disturbing the peace of the other party; disturbing the peace of a family member or household member of the other party; and is further enjoined from the following acts:

\_\_\_\_\_  
\_\_\_\_\_.

The court finds good cause and hereby grants the petitioner immediate possession and control of

\_\_\_\_\_ (names/types of animals). The court further orders the respondent to refrain from coming into contact with the animal, as well as taking, transferring, encumbering, concealing, molesting, attacking, striking, threatening, harming, or otherwise disposing of the animal.

The Respondent is excluded from the Petitioner's residence and the immediate vicinity thereof, unless otherwise ordered herein.

**Petitioner's Address:** \_\_\_\_\_ (or)

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

The Respondent is prohibited from the following places:

**Petitioner's Workplace:** \_\_\_\_\_

**School:** \_\_\_\_\_

**Other (Identify):** \_\_\_\_\_

\_\_\_\_\_ is awarded temporary custody of minor child(ren)

**(Children's Names)** \_\_\_\_\_

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

- Any 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 temporarily prohibited from terminating the account(s) associated with the following telephone number(s):  
 \_\_\_\_\_  
 \_\_\_\_\_

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 \_\_\_\_\_, 2\_\_\_\_\_, IT IS ORDERED.

\_\_\_\_\_  
 CIRCUIT JUDGE/DISTRICT JUDGE

Office of the Circuit Clerk, \_\_\_\_\_ County, Arkansas

## **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 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**

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).

**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