TEMPE MUNICIPAL COURT 140 E FIFTH ST SUITE 150 TEMPE, AZ 85281 480-350-8184

Plaintiff's Guide Sheet for Protective Orders - Please Read Carefully

The following information is provided to further explain the protective order process. It is recommended, but not required, that the Plaintiff carry a copy of the protective order at all times.

1. You can request one of the following types of protective orders:

ORDER OF PROTECTION: An Order of Protection is used for a "family" relationship between you and the Defendant. This can include any of the following: 1) married now or in the past, 2) live together now or lived together in the past, 3) parent of a child in common, 4) one of you is pregnant by the other, 5) you are a relative (parent, in-law, brother, sister, or grandparent), or 6) current or previous romantic or sexual relationship. Also, you must state how an act of domestic violence was threatened or committed against you within the last year.

INJUNCTION AGAINST HARASSMENT: The Defendant has committed a series of acts (more than one) of harassment against you in the last year. There is no fee for service of process if the petition arises out of a dating relationship.

INJUNCTION AGAINST WORKPLACE HARASSMENT: This Injunction may be filed by an employer or owner of a business or operation for the benefit of an employee or the business against a single act or series of acts of harassment.

2. OTHER PROTECTED PERSONS: It is possible that you will be referred to Superior Court if your children are listed as protected persons in this order. Only a Superior Court Judge can decide child custody or parenting time in a separate action.

3. ONE DEFENDANT: You must list only one defendant per petition. A separate petition must be filed for each defendant. **A copy of your petition and the order will be given to the Defendant and may be used in future judicial proceedings.**

4. SERVICE AND EFFECT: This protective order is valid for one year from the date it is served on the Defendant and is enforceable by law enforcement in any state or tribal nation in the United States. There is no fee for law enforcement service of an Order of Protection or Injunction Against Harassment involving a dating relationship. There is a fee to serve an Injunction Against Harassment not involving a dating relationship or an Injunction Against Workplace Harassment. The court will instruct you on how service can be made. The cost to serve injunctions varies depending on mileage and number of attempts. If you cannot afford to hire a process server, you can ask the judge to defer or waive the fee.

5. PROTECTIVE ORDER HEARING: If the Defendant disagrees with this protective order, he/she has the right to request a hearing which will be held within 5 to 10 business days after a written request has been filed in the court that issued this order. If you do not appear at the hearing, your Order may be quashed (dismissed); therefore, you must notify the court of any change in your contact information to assure you are notified of any hearing dates and times.

6. MODIFYING OR QUASHING (DISMISSING) THIS PROTECTIVE ORDER: Only a judge can modify or quash (dismiss) this protective order. If you file an action for maternity, paternity, annulment, legal separation, or dissolution against the Defendant, advise this court at once. **Nothing you do can stop, change, or undo this protective order without the Court's written approval.**

7. PLAINTIFF CONTACT: Even if you initiate contact, the Defendant could be arrested for violating this protective order. **If the Defendant does not want you to contact him/her, the Defendant has the right to request a protective order against you.** However, orders are not automatically granted upon request. Legal requirements must be met.

8. LAW ENFORCEMENT STANDBY: If you or the Defendant needs to get personal belongings from the other, you may request standby from the judge. Standby allows you or the Defendant to return once with a law enforcement officer to obtain necessary personal belongings from the residence. Neither law enforcement nor this protective order can resolve conflicts over property, title, furniture, finances, real estate, or other ownership issues.

9. FIREARMS: You may request that the judge order the Defendant not to possess, receive, or purchase firearms or ammunition.

10. COUNSELING: If requested, counseling for the Defendant can only be ordered at a hearing of which the Defendant had notice and an opportunity to participate.

11. PUBLIC ACCESS: To comply with federal law, no identifying information about you will be published on the Judicial Branch website (www.azcourts.gov).

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Case No. _____

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PRINT ALL INFORMATION ON THIS FORM AND ON THE PETITION (escriba en este impreso y en la petición en letra de molde)

_____ Your Name/Su nombre

_____ Your Address/su dirección

(_____)_____ Your Daytime Telephone Number(número de teléfono)

_____ City, State, ZIP(ciudad/estado/código postal) _____ Date of Birth(fecha de nacimiento)

E-mail address (if available)/Dirección de correo electrónico_____

You may ask the Court to keep your address confidential if the defendant does not know where you live or work. If checked, the following addresses will be restricted and will not appear on the petition served on the defendant (puede pedir que el tribunal mantenga su dirección confidencial si el acusado/a no sabe donde usted vive o trabaja. Si suted marca las casillas las siguientes direcciones serán restringidas y no aparecerán en la petición entregada al acusado/a**)**

Restrict/restringir: [ ] home address/dirección de casa [ ] work address/dirección de trabajo [ ] other address/otra dirección [ ] school address/dirección de escuela

Your relationship to the defendant is/su parentesco al acusado/a : (Choose only the FIRST category that applied to your relationship to the defendant.)(escoja solamente la primera categoría que correspondía a su parentesco al acusado/a)

[ ] married now or in the past/casado/a ahora o en el pasado

[ ] live together now or lived together in the past Conviven o convivían

[ ] parent of a child in common/padre de niño en común

[ ] one party is pregnant by the other/Una parte embarazada por el otro

[ ] relative (parent, in-law, brother, sister, grandparent)/pariente, politico, hermano/am, abuelo/a

[ ] romantic or sexual relationship (current or previous) relación romántica o sexual (actual o previa)

[ ] dating but not a romantic or sexual relationship Salen juntos sin relación romántica o sexual

[ ] other/otra

_____ Defendant's Name/nombre del acusado/a

_____ Defendant's Address/dirección del acusado/a

(_____)_____ Defendant's Daytime Telephone Number Número de teléfono del acusado/a

_____ City, State, ZIP (Ciudad,estado,código postal)

DEFENDANT IDENTIFIERS

Please provide all information below to the best of your knowledge. If you do not know the Defendant's date of birth, an estimated date of birth is acceptable. Please indicate the date of birth is an estimate by checking the "Est." box below.

ANIMALS and ORDERS OF PROTECTION – If you are requesting an Order of Protection to protect yourself, you may also ask the court to grant you the custody, care, and control of any animal owned by you, the defendant, or a minor child living in your household if you believe that the defendant is a danger to the animals. (A.R.S. § 13-3602(G)(7)) If you are asking the court to include animals on an Order of Protection, please write your request on Line 9 of the Petition.

SEX (sexo)	RACE (raza)	DOB [Est.] Fecha de nacimiento [aproximada]	HT (alto)	WT (peso)
		[ ]		
EYES (ojos)	HAIR (pelo)	SOC SEC NUMBER (número de seguro social)		

DRIVER'S LICENSE # (Licencia de manejo)	STATE (Estado)	EXP DATE (fecha de vencimiento)