

# EMERGENCY ORDER OF PROTECTION

<p style="text-align: center;"><b>ORDER OF PROTECTION</b></p> <p><input type="checkbox"/> Emergency Order   <input type="checkbox"/> Alias   <input type="checkbox"/> Continued Order</p> <p><input type="checkbox"/> Amended Order</p>	<p style="text-align: center;">District Court of _____ County State of Oklahoma</p> <p style="text-align: center;">Case No. PO- _____</p> <p style="text-align: center;">Court Phone Number (____) _____</p>																																			
<p style="text-align: center;"><b>Petitioner</b></p> <p>_____</p> <p style="text-align: center;">First                      Middle                      Last</p> <p>and/or on behalf of minor family member(s)</p>	<p style="text-align: center;"><b>Additional Petitioner Information</b></p> <p style="text-align: center;">Name(s) and age(s) of minor family member(s)</p> <p>_____</p> <p>_____</p>																																			
<p><b>-VS-                      Defendant(s)</b></p> <p>_____</p> <p style="text-align: center;">First                      Middle                      Last</p> <p>Relationship to Petitioner: _____</p> <p>Defendant's Address: _____</p> <p>_____</p> <p>_____</p>	<p style="text-align: center;"><b>Defendant Identifiers</b></p> <table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <tr> <th style="width: 15%;">SEX</th> <th style="width: 15%;">RACE</th> <th style="width: 15%;">DOB</th> <th style="width: 15%;">HT</th> <th style="width: 15%;">WT</th> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <th>EYES</th> <th>HAIR</th> <th colspan="3">DISTINGUISHING FEATURES</th> </tr> <tr> <td> </td> <td> </td> <td colspan="3"> </td> </tr> <tr> <th colspan="2">DRIVERS LICENSE #</th> <th>STATE</th> <th colspan="2">EXPIRES</th> </tr> <tr> <td colspan="2"> </td> <td> </td> <td colspan="2"> </td> </tr> <tr> <td colspan="5">Other</td> </tr> </table>	SEX	RACE	DOB	HT	WT						EYES	HAIR	DISTINGUISHING FEATURES								DRIVERS LICENSE #		STATE	EXPIRES							Other				
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**CAUTION:**

(Clerk's File Stamp Below)

- Weapon Involved-Type:
- Weapon Present on Property
- Unknown if Weapon Present

**THE COURT FINDS:**

That it has jurisdiction over the parties and subject matter, and the Defendant has been or will be provided with reasonable notice and opportunity to be heard. Additional findings of this Order follow on succeeding pages.

**THE COURT ORDERS:**

The above named Defendant to not commit further acts or threats of abuse.

- The Defendant and Petitioner must appear in the District Court of the above named County on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ AM/PM before Judge \_\_\_\_\_, in Courtroom #\_\_\_\_\_.

Additional terms of this Order follow on succeeding pages.

**The terms of this Order shall be effective until \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ AM/PM**

**WARNINGS TO DEFENDANT:**

This Order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced on tribal lands (18 U.S.C. §2265). Crossing state, territorial or tribal boundaries to violate this Order may result in federal imprisonment (18 U.S.C. §2262).

Federal law provides penalties for possessing, transporting, shipping or receiving any firearm or ammunition (18 U.S.C. §922(g)(8)) with penalty up to \$250,000 fine and 10 years in prison.

**Only the District Court can change this Order.**

**EX PARTE TEMPORARY EMERGENCY ORDER OF PROTECTION – Continuation, Page 2 of 2**

**THE COURT FURTHER ORDERS as specifically marked in check boxes below:**

1.  Defendant to have **no contact** with Petitioner, either in person or by telephone, at any time or place.
2.  Defendant to not abuse, threaten, injure, assault, molest, stalk, harass or otherwise interfere with Petitioner and not damage or injure any property in which Petitioner has any interest.
3.  The Court assumes emergency jurisdiction under UCCJEA and orders suspension of child visitation orders due to physical violence or threat of abuse by Defendant or a threat to violate a custody order by Defendant.
4.  Defendant to not stalk the Petitioner.
5.  Defendant to leave and remain away from the residence located at \_\_\_\_\_ on or before \_\_\_\_\_ at \_\_\_AM/PM, and take no action to change utilities or telephone service.
6.  If this Order is served at the residence to be vacated, order Law Enforcement Officers to remain at the residence until Defendant removes necessary clothing and personal effects and leaves the premises.
7.  Order Defendant who is a minor, to leave the residence located at \_\_\_\_\_ by immediately placing Defendant in any type of care authorized for children taken into custody pursuant to 10 O.S. §7303-1.1a Circle Age of Minor Defendant: 13 14 15 16 17
8.  IT IS FURTHER ORDERED: \_\_\_\_\_

**IF YOU FAIL TO APPEAR, THIS ORDER MAY BECOME A FINAL PROTECTIVE ORDER WITHOUT FURTHER NOTICE TO YOU AND OTHER RELIEF MAY BE GRANTED.**

1. This Order is effective immediately.
2. At the hearing, the judge may assess court costs and attorneys fees for the prevailing party.
3. In addition to any other penalty specified, the Court may require Defendant to undergo treatment or participate in counseling services necessary to bring about the cessation of domestic abuse against the Petitioner.
4. The filing or non-filing of criminal charges and the prosecution of the case shall not be determined by a person who is protected by this Order, but shall be determined by the District Attorney.
5. No person, including a person who is protected by this Order, may give permission to anyone to ignore or violate any provision of this Order during the time in which this Order is valid. Every provision of this Order is in full force and effect unless a Court changes the Order.
6. This Order shall be in effect for up to three (3) years unless extended, modified, vacated or rescinded by the Court. This Order expires on the date shown on Page 1.
7. A violation of this Order in Oklahoma is punishable by a fine of up to one thousand dollars (\$1,000.00) or up to one (1) year in the county jail, or by both such fine and imprisonment. A violation of this Order which causes injury shall be punishable by twenty (20) days to one (1) year in the county jail or a fine of up to five thousand dollars (\$5,000.00) or by both such fine and imprisonment. Other penalties are provided in other states and for federal violations.
8. **Possession of a firearm or ammunition by a Defendant while this Order is in effect, may subject the Defendant to prosecution for a violation of federal law even if this order does not specifically prohibit the Defendant from possessing a firearm or ammunition.**
9. This Order complies with the *Violence Against Women Act's* full faith and credit provision (18 U.S.C. §2265) and this Order is enforceable throughout Oklahoma and in all 50 states, U.S. territories, tribal lands and the District of Columbia.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
JUDGE OF THE DISTRICT COURT