

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

It is important to remember that a protective order does not guarantee your personal safety. The Plaintiff should carry a copy of the court issued protective order at all times and give copies to others (e.g. employer, apartment manager, school, etc.). The Plaintiff should immediately report any protective order violations to law enforcement.

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

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

INJUNCTION AGAINST HARASSMENT (IAH): The Defendant, who is not a "family" member, has committed a series of acts (more than one) of harassment against you in the last year. Also, a "dating" relationship without living together could be the basis for this Injunction.

INJUNCTION AGAINST WORKPLACE HARASSMENT (IAWH): 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:** 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 OOP or IAH involving a dating relationship. There is a fee to serve an IAH not involving a dating relationship or an IAWH. The court will instruct you on how service can be made. The cost to serve injunctions depends on mileage and 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 hearings.

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 contact with you they have the right to request a protective order against you.

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 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 at which you and the Defendant must appear.

11. **THIRD PARTIES:** A protective order is not valid against third parties such as landlords, which means an order containing an exclusive use of a residence provision may not be honored if the Plaintiff is not the lease holder.

12. **PUBLIC ACCESS:** Only the information contained in the served protective order, not the petition, will be entered into the state computer system and will be made public on the internet. See next page to keep your address(es) private.

Plaintiff/Plaintiff Employer (workplace Injunction only)

Birth Date: _____

Agent's Name (workplace Injunction only)

Defendant

Address _____

City, State, Zip _____

Phone _____

Case No. _____

PETITION for

Order of Protection

Injunction Against Harassment

Workplace Injunction

NCIC# AZ007101J / Court# 0741

IMPORTANT: Please read the Plaintiff's Guide Sheet.

1. Defendant/Plaintiff Relationship: Married now or in the past; Live together now or lived together in the past; Child in common;
 One of us pregnant by the other; Related (Parent, In-law, Brother, Sister or Grandparent); Dating-never lived together;
 Other: _____
2. If checked, there is a pending action involving maternity, paternity, annulment, legal separation, dissolution, custody, parenting time or support in _____ County Superior Court, Case #: _____.
3. Have you or the Defendant been charged or arrested for domestic violence OR requested a Protective Order? Yes No Not sure
If yes or not sure, explain: _____
4. **I need a Court Order because:** (PRINT date(s) and briefly what happened):
Date(s) Describe what happened (Additional space on next page, or attach statement as needed)

Date(s) Describe what happened (continued)

Case No.: _____

5. The following persons should also be on this Order. As stated in number 4, the Defendant is a danger to them:

Name: _____ Birth Date: _____ Name: _____ Birth Date: _____

Name: _____ Birth Date: _____ Name: _____ Birth Date: _____

6. Defendant should be ordered to stay away from these locations, at all times, even when I am not present:

Home: _____

Work: _____

School/Others: _____

7. If checked, because of the risk of harm, order the defendant NOT to possess firearms or ammunition.

8. If checked, request an order for the Defendant to participate in domestic violence counseling or other counseling.

9. Other: _____

Under penalty of perjury, I swear or affirm the above statements are true to the best of my knowledge, and I request an Order / Injunction granting relief as allowed by law.

Plaintiff _____ Judicial Officer/Attest _____ Date _____

To request this document in an alternative format, please call 602-262-1625 or 602-495-0733 TTY.