

<h2 style="margin: 0;">PETITION FOR PROTECTIVE ORDER</h2>	District Court of _____ County State of Oklahoma  Case No. PO-20 _____  Court Phone Number (____) _____																																			
<p style="text-align: center;"><b>Petitioner</b></p> <hr/> First                      Middle                      Last and/or on behalf of minor family member(s)	<p style="text-align: center;"><b>Additional Petitioner Information</b></p> Name(s) and age(s) of minor family member(s)  _____ _____ _____																																			
<p style="text-align: center;"><b>-VS-</b></p> <p style="text-align: center; margin-top: 20px;"><b>Defendant</b></p> <hr/> First                      Middle                      Last Relationship to Petitioner: _____  <b>Defendant's Address</b> (Street address, City, State, Zip Code)	<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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**(Clerk's File Stamp Below)**

Petitioner, being sworn, states:

**1. Petitioner's Relationship to the Defendant**

**INSTRUCTION: Check all boxes that apply to the relationship between Petitioner and Defendant**

- |   |  |
|---|--|
| <input type="checkbox"/> Married                          | <input type="checkbox"/> Divorced                                  |
| <input type="checkbox"/> Parent & Child                   | <input type="checkbox"/> Persons Related by Blood                  |
| <input type="checkbox"/> Persons Related by Marriage      | <input type="checkbox"/> Present Spouse of an Ex-Spouse            |
| <input type="checkbox"/> Persons Living Same Household    | <input type="checkbox"/> Formerly Living in Same Household         |
| <input type="checkbox"/> Biological Parents of Same Child | <input type="checkbox"/> Persons in a Previous Dating Relationship |
| <input type="checkbox"/> Victim of Rape                   |  |

**\* If you do not meet one of the above relationship tests then a protective order is only available if you are a victim of Stalking. Under the Protection from Domestic Abuse Act, "Stalking" means the willful, malicious, and repeated**

*following or harassment of a person by an adult, emancipated minor, or minor thirteen (13) years of age or older, in a manner that would cause a reasonable person to feel frightened, intimidated, threatened, harassed, or molested and actually causes the person being followed or harassed to feel terrorized, frightened, intimidated, threatened, harassed or molested. Stalking also means a course of conduct composed of a series of two or more separate acts over a period of time, however short, evidencing a continuity of purpose or unconsented contact with a person that is initiated or continued without the consent of the individual or in disregard of the expressed desire of the individual that the contact be avoided or discontinued. Unconsented contact or course of conduct includes, but is not limited to: (a.) following or appearing within the sight of that individual, (b.) approaching or confronting that individual in a public place or on private property, (c.) appearing at the workplace or residence of that individual, (d.) entering onto or remaining on property owned, leased, or occupied by that individual, (e.) contacting that individual by telephone, (f.) sending mail or electronic communications to that individual, or (g.) placing an object on, or delivering an object to, property owned, leased or occupied by that individual; 22 O.S. §60.1(2).* **If you are seeking a protective order as a victim of Stalking, and you do not meet one of the above relationship tests, you must have filed a complaint against the defendant with the proper law enforcement agency before filing this Petition (a copy of the complaint must be attached or provided at the hearing).**

Victim of Stalking

## **2. Statement of Jurisdiction**

**INSTRUCTION: Check all that apply**

Petitioner is a resident of the county wherein this Petition is filed.

Defendant is a resident of the county wherein this Petition is filed.

The domestic abuse occurred in the county wherein this Petition is filed.

## **3. Actions of the Defendant**

**INSTRUCTION: Check and complete one or more of the following. Fill in the blank lines of checked items.**

The Defendant has caused or attempted to cause physical harm to:  
\_\_\_\_\_. (Name(s))

The Defendant has threatened\* imminent physical harm to: \_\_\_\_\_  
\_\_\_\_\_. (Name(s))

*\* According to 22 O.S. §60.1(1), "Threat" means a threat of imminent physical harm which is committed by an adult, emancipated minor, or minor child thirteen (13) years of age or older against another adult, emancipated minor, or minor child who are family or household members or who are or were in a dating relationship.*

The Defendant has harassed\*\_\_\_\_\_. (Name(s))

*\* According to 22 O.S. §60.1(3), "Harassment" means a knowing and willful course or pattern of conduct by a family or household member or an individual who is or has been involved in a dating relationship with the person, directed at a specific person which seriously alarms or annoys the person, and which serves no legitimate purpose. The course of conduct must be such as would cause a reasonable person to suffer substantial emotional distress, and must actually cause substantial distress to the person. "Harassment" shall include, but not be limited to, harassing or obscene telephone calls in violation of 21 O.S. §1172 and fear of death or bodily injury.*

The Defendant has stalked\*\_\_\_\_\_. (Name(s))

*\*If the Petitioner is a victim of stalking, but is not a family or household member or an individual who is or has been in a dating relationship with the Defendant, you must file a complaint against the Defendant with the proper law enforcement agency before filing a petition for a protective order with the District Court. The Petitioner shall attach a copy of the complaint to the petition or present the complaint to the court at the time of the hearing. (See definition of "stalking" in section 1, above)*

#### **4. Description of Incident(s)**

The incident(s) which caused the filing of the petition occurred on or about\_\_\_\_\_.  
\_\_\_\_\_. (Date(s))

Describe what happened, when and where the event(s) occurred. List all actions or behaviors you intend to present to the Court at the hearing.

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ATTACH ADDITIONAL PAGES IF NECESSARY

**5. Type of Order Requested**

**INSTRUCTION: Check either A or B**

**A.** Petitioner does not request an Emergency Ex Parte Protective Order but does request the following relief, checked below, after notice and hearing, in a Final Order;

**OR**

**B.** Petitioner does request an Emergency Ex Parte Order because it is necessary to protect the petitioner(s) from immediate and present danger of domestic abuse, stalking, or harassment (22 O.S. §60.3). Petitioner requests the following relief, checked below, in the Ex Parte Order and, after notice and hearing, requests the same relief in a Final Order.

**RELIEF REQUESTED**

**INSTRUCTION: Check EACH item which you are requesting from the Court**

1. Defendant should be prohibited from attempting or having **ANY CONTACT** whatsoever with the Petitioner, either in person, through others or by telephone, mail, electronic means, or any other manner, at any time or place unless specifically authorized by the Court.

2. Defendant should be prohibited from injuring, abusing, sexually assaulting, molesting, harassing, stalking or threatening the Petitioner, and from use, attempted use or threatened use of physical force against the Petitioner that would reasonably be expected to cause bodily injury.

3. Defendant should be prohibited from engaging in other conduct that would place the Petitioner in reasonable fear of bodily injury to the Petitioner or the Petitioner's household members or relatives.
4. Defendant should be ordered to leave and remain away from the residence located at: \_\_\_\_\_, \_\_\_\_\_, Oklahoma, on or before the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ a.m./p.m., and take no action to change utilities or telephone service.
5. The Court should order Law Enforcement Officers to accompany the **Defendant** to the above residence to remove necessary clothing and personal effects, and remain in attendance until Defendant leaves the premises, and the Court should further order Defendant NOT to go to the above residence to remove necessary clothing and personal effects unless Law Enforcement Officers are present.
6. The Court should Order Law Enforcement Officers to accompany the **Petitioner** (i.e. provide a "civil standby") to the current or recent past residence to remove necessary clothing and personal effects, and remain in attendance until Petitioner leaves the premises. Such residence is located at the following address:  
\_\_\_\_\_, \_\_\_\_\_, Oklahoma.
7. Order Defendant, who is a minor, to leave the residence located at \_\_\_\_\_  
\_\_\_\_\_  
(address, city, state) by immediately placing Defendant in any type of care authorized for children taken into custody pursuant to 10A O.S. §2-2-101(A).  
Circle Age of Minor Defendant: 13 14 15 16 17
8. There is an existing child visitation order and the Court should suspend or modify child visitation to protect from threats of abuse or physical violence by the Defendant or a threat to violate a custody order. 22 O.S. §60.4(I)(1).
9. The Defendant should be ordered to obtain domestic abuse counseling or treatment. 22 O.S. §60.4(C)(1) and (E)(1).
10. To protect an animal(s) owned by either of the parties or any child living in the household, the Court should order Defendant to have no contact with said animal(s) and order possession and exclusive care of said animal(s) to the Petitioner.
11. Pursuant to 22 O.S. §60.17, Petitioner makes application to monitor the location of the Defendant by computer or cellular inquiry. The Defendant should be ordered to use an active, real-time, twenty-four-hour GPS monitoring device pursuant to 22 O.S. §60.17, and costs of the GPS device and monitoring should be paid by Defendant.

- 12. Defendant should immediately surrender all firearms and other dangerous weapons within the Defendant's possession or control and any concealed carry license to \_\_\_\_\_.
- 13. The Defendant should be ordered to pay the court costs and service of process fees (pursuant to 22 O.S. §60.2(C)(1), no fees or costs shall be charged to the petitioner except if the Court finds this petition has been filed frivolously).
- 14. The Defendant should be ordered to pay the Petitioner's attorney's fees in the amount of \$\_\_\_\_\_.

PETITIONER REQUESTS THE COURT TO ORDER THE FOLLOWING ADDITIONAL RELIEF:

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**6. Warnings To Petitioner:**

- A. Whoever makes a statement or allegation in this Petition for Protective Order but does not believe that the statement or allegation is true, or knows that it is not true, or intends thereby to avoid or obstruct the ascertainment of the truth, may be found guilty of perjury. Pursuant to 21 O.S. §§500 and 504, the penalty for perjury, or subornation of perjury, is a felony punishable by imprisonment for not more than five (5) years.
- B. If the court makes specific findings that a petition for a protective order has been filed frivolously and no victim exists, the court may assess attorney fees and court costs against the plaintiff pursuant to 22 O.S. §60.2 (C)(2).
- C. It is against the law to file a petition for a protective order against a spouse or former spouse for the purposes of harassment, undue advantage, intimidation or limitation of child visitation rights in any divorce proceeding or separation action without justifiable cause. Violators may be subject to criminal penalties pursuant to 22 O.S. §60.4(H).

**7. Sworn Statement/Affirmation of Truth**

Petitioner, being first duly sworn on oath states: I have read the above and foregoing document, understand the meaning thereof, and declare, under penalty of perjury, that the facts and statements contained herein are true to the best of my knowledge and belief.

\_\_\_\_\_  
PETITIONER

Subscribed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Deputy Court Clerk, Judge or Notary

Petitioner requests the following law enforcement agencies receive a copy of any Protective Order entered herein:

\_\_\_\_\_  
Name of Agency or Agencies (use additional pages if necessary)

<h2 style="margin: 0;">EMERGENCY ORDER OF PROTECTION</h2>	District Court of _____ County State of Oklahoma  Case No. PO-20 _____  Court Phone Number (____) _____																																			
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**(Clerk's File Stamp Below)**

**A. CAUTION:**

- Weapon Involved – Type: \_\_\_\_\_
- Weapon Present on Property
- Unknown if Weapon Present

**B. THE COURT FINDS:**

- 1) That it has jurisdiction over the parties and subject matter.
- 2) That the Defendant has been or will be provided with reasonable notice and opportunity to be heard.
- 3) That an Emergency Ex Parte Order is necessary to protect the Petitioner(s) from immediate and present danger of domestic abuse, stalking, or harassment.
- 4) Additional findings and terms of this Order follow on succeeding pages.

Hearing Ordered: The Court Orders the Defendant and Petitioner to appear in the District Court of the above named County on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ AM/PM before Judge \_\_\_\_\_, in Courtroom \_\_\_\_\_.



IF DEFENDANT FAILS TO APPEAR AT THE HEARING, THIS ORDER MAY BECOME A FINAL PROTECTIVE ORDER WITHOUT FURTHER NOTICE, AND OTHER RELIEF MAY BE GRANTED.

Validity: This Order shall have statewide and nationwide validity unless specifically modified or terminated by a judge of the district courts (22 O.S. §60.7). This Order shall be enforced, even without registration or filing, by the courts of any state, the District of Columbia, any U.S. Territory, or Indian Tribe (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). Duration: This Emergency Order shall remain in effect until after the full hearing is conducted.

**C. THE COURT FURTHER ORDERS THE FOLLOWING RELIEF (as specifically marked in check boxes below):**

- 1) Defendant is prohibited from attempting or having **ANY CONTACT** whatsoever with the Petitioner, hereinafter “protected person,” either in person, through others or by telephone, mail, electronic means, or any other manner, at any time or place unless specifically authorized by the Court.
- 2) Defendant is prohibited from injuring, abusing, sexually assaulting, molesting, harassing, stalking, threatening, or otherwise interfering with the protected person(s), and from use, attempted use or threatened use of physical force against the protected person(s) that would reasonably be expected to cause bodily injury.
- 3) Defendant is prohibited from engaging in other conduct that would place the protected person(s) in reasonable fear of bodily injury to the protected person(s) or the protected person(s) household members or relatives.
- 4) Defendant is ordered to leave and remain away from the residence located at: \_\_\_\_\_, \_\_\_\_\_, Oklahoma, on or before the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ a.m./p.m., and take no action to change utilities or telephone service.
- 5.a) If this Order is served upon Defendant at the residence to be vacated, Law Enforcement Officers shall remain at the residence until **Defendant** removes necessary clothing and personal effects and leaves the premises.
- 5.b) If this Order is served upon Defendant at a location other than the residence to be vacated, Law Enforcement Officers shall accompany the **Defendant** to the residence and remain in attendance until **Defendant** removes necessary clothing and personal effects and leaves the premises. Defendant is ordered NOT to go to the residence to remove necessary clothing and personal effects unless Law Enforcement Officers are present as stated in this paragraph.

6) Law Enforcement Officers shall accompany the **Petitioner** (i.e. provide a “civil standby”) to the current or recent past residence to remove necessary clothing and personal effects, and remain in attendance until Petitioner leaves the premises. Such residence is located at the following address:

\_\_\_\_\_

7) Defendant who is a **minor**, is ordered to leave the residence located at

\_\_\_\_\_

\_\_\_\_\_

(address, city, state) and shall be immediately placed in custody of

\_\_\_\_\_

pursuant to 10A O.S. §2-2-101(A)), and a preliminary inquiry in a juvenile proceeding is hereby ordered to determine whether further court action pursuant to the Oklahoma Juvenile Code should be taken against the juvenile defendant.

Circle Age of Minor Defendant: 13 14 15 16 17

8) There is an existing visitation order, and in order to protect from threats of abuse or physical violence by the Defendant or a threat to violate a custody order, the Court suspends or modifies child visitation as follows:

a.  All visitation is suspended until another Court assumes jurisdiction and modifies.

b.  All visitation must be supervised, and in the presence of the following supervisor: \_\_\_\_\_.

c.  Pickup/Delivery of child(ren) for visitation shall be by/at: \_\_\_\_\_

d.  Other: \_\_\_\_\_

9) Exclusive care and custody of certain animal(s) is awarded to the Petitioner. Defendant is ordered to have no contact with said animal(s) and is forbidden from taking, harming or disposing of said animal(s). (Identify animal(s)): \_\_\_\_\_

\_\_\_\_\_

10) Defendant shall immediately surrender all firearms and other dangerous weapons within the Defendant’s possession or control and any concealed carry license to

\_\_\_\_\_

11) IT IS FURTHER ORDERED:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**D. WARNINGS TO DEFENDANT AND PROTECTED PERSON(S):**

- 1. 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 the protective order, but shall be determined by the prosecutor.**
- 2. No person, including a person who is protected by the order, may give permission to anyone to ignore or violate any provision of the order. During the time in which the order is valid, every provision of the order shall be in full force and effect unless a court changes the order.**
- 3. A Final Protective Order, granted after notice and hearing, will be in effect for five (5) years unless extended, modified, vacated or rescinded by the court**
- 4. A violation of the order is punishable by a fine of up to One Thousand Dollars (\$1,000.00) or imprisonment for up to one (1) year in the county jail, or by both such fine and imprisonment. A violation of the order which causes injury is punishable by imprisonment for 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. Additional offenses and penalties are provided in federal and state law, including 22 O.S. §60.6.**
- 5. Possession of a firearm or ammunition by a defendant while an order is in effect may subject the defendant to prosecution for a violation of federal law even if the order does not specifically prohibit the defendant from possession of a firearm or ammunition.**
- 6. Any person who knowingly and willfully presents any false or materially altered protective order to any law enforcement officer to effect an arrest of any person shall, upon conviction, be guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a period not to exceed two (2) years, or by a fine not exceeding \$5,000.00, and shall in addition be liable for any civil damages to the Defendant (22 O.S. §60.9(E)).**
- 7. 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 Land and the District of Columbia.**

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

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JUDGE OF THE DISTRICT COURT

**IN THE DISTRICT COURT OF \_\_\_\_\_ COUNTY  
STATE OF OKLAHOMA**

\_\_\_\_\_) )  
Petitioner ) )  
vs. ) )  
\_\_\_\_\_) )  
Defendant ) )

Case No. PO-20 \_\_\_\_\_

**ORDER AND NOTICE OF HEARING ON PETITION FOR PROTECTIVE ORDER**

Emergency Ex Parte Order **GRANTED**

TO: \_\_\_\_\_

\_\_\_\_\_  
Name

- or - (*check only one*)

**NO** Emergency Ex Parte Order is in place

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

YOU ARE HEREBY NOTIFIED that a **Petition for Protective Order** has been filed against you in the District Court of \_\_\_\_\_ County, Oklahoma. You are hereby ordered to appear and answer as to the foregoing Petition.

HEARING DATE: This matter will be heard before Judge \_\_\_\_\_ at the \_\_\_\_\_ County Courthouse located at \_\_\_\_\_ (address), \_\_\_\_\_ (city), Oklahoma, at \_\_\_\_\_ o'clock \_\_\_\_\_.m., on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

You are not required to have an attorney present at the hearing, but you may if you wish. Court costs and filing fees may be assessed to either party at the hearing. Please review the attached Petition carefully before the hearing.

Date: \_\_\_\_\_  
\_\_\_\_\_  
Judge, Court Clerk, or Deputy

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**TO THE SHERIFF OF \_\_\_\_\_ COUNTY:**

Please serve this Notice of Hearing and the attached Petition for Protective Order on Defendant at the address above. Emergency ex parte orders shall be given **priority for service** and can be served twenty-four (24) hours a day when the location of the defendant is known.

When service has been made, notify dispatch and make your return immediately. If you are unable to make service, return this Order and Notice of Hearing, along with the Petition for Protective Order, with proper notations. Your return is to be made on this original, and returned to the Court Clerk's Office from which it was issued (see address above) before the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

I certify that this Order and Notice of Hearing with a copy of the Petition for Protective Order was delivered to the Sheriff of \_\_\_\_\_ County on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Court Clerk

IN THE DISTRICT COURT OF \_\_\_\_\_ COUNTY  
STATE OF OKLAHOMA

\_\_\_\_\_) )  
Petitioner ) )  
vs. ) ) Case No. PO-20 \_\_\_\_\_  
\_\_\_\_\_) )  
Defendant ) )

**RETURN OF PERSONAL SERVICE BY SHERIFF**

So sayeth \_\_\_\_\_ of the  
\_\_\_\_\_ County Sheriff's department:

- I received the Order and Notice of Hearing associated with the Case Number above on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.
- I have served the Defendant in the above captioned case with the Order and Notice of Hearing and the attached Petition for Protective Order on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, in the following manner:

**PERSONAL SERVICE UPON DEFENDANT (No other service authorized)**

By delivering a true copy of said process personally to:

Name	Address
_____	_____
	_____
	_____

**OR**

**DEFENDANT NOT FOUND**

Said process is returned "not served" for the following reason:

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

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

\_\_\_\_\_  
Sheriff, Deputy Sheriff, or Authorized Agent

**NOTICE: UPON SERVICE, THE DISPATCH OFFICE FOR THE SHERIFF OF THE COUNTY OF ISSUANCE SHALL BE NOTIFIED**

# ORDER OF PROTECTION

## TYPE OF ORDER

- Final Order
- Continued Order
- Amended Order/Interim Order

District Court of \_\_\_\_\_ County  
State of Oklahoma

Case No. PO-\_\_\_\_\_

Court Phone Number (\_\_\_\_)\_\_\_\_\_

### Petitioner

\_\_\_\_\_  
First                      Middle                      Last  
and/or on behalf of minor family member(s)

### Additional Petitioner Information

Name(s) and age(s) of minor family member(s)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**-VS-**

### Defendant

\_\_\_\_\_  
First                      Middle                      Last

Relationship to Petitioner: \_\_\_\_\_

**Defendant's Address** (Street address, City, State, Zip Code)

### Defendant Identifiers

SEX	RACE	DOB	HT	WT
EYES	HAIR	DISTINGUISHING FEATURES		
DRIVERS LICENSE #		STATE	EXPIRES	
<b>Other</b>				

**(Clerk's File Stamp Below)**

### A. CAUTION:

- Weapon Involved – Type: \_\_\_\_\_
- Weapon Present on Property
- Unknown if Weapon Present

### B. THE COURT FINDS:

- 1) That it has jurisdiction over the parties and subject matter.
- 2) That the Defendant has been provided with reasonable notice and opportunity to be heard.
- 3) That a Final Order of Protection is necessary to protect the Petitioner(s) from domestic abuse, stalking, or harassment.
- 4) Additional terms of this Order follow on succeeding pages.

**C. THE COURT ORDERS THE FOLLOWING RELIEF (as specifically marked in check boxes below):**

1) FINAL ORDER – NO FINDING OF DOMESTIC ABUSE AND/OR STALKING OF INTIMATE PARTNER OR CHILD. Federal firearms prohibition does not apply.

2) FINAL ORDER – DOMESTIC ABUSE AND/OR STALKING. Following the hearing of which Defendant had actual notice and opportunity to appear and respond, the Court finds that the Defendant represents a credible threat to the physical safety of an intimate partner or child. Defendant is prohibited from possession of firearms or ammunition for the term of this Order.

NOTICE: Federal Firearm Prohibition: Federal law provides penalties for possessing, transporting, shipping or receiving any firearm or ammunition (18 U.S.C. §922(g)(8)) while subject to a court order requested by an intimate partner or their child, with penalty up to \$250,000 fine and 10 years in prison.

Validity: This Order shall have statewide and nationwide validity unless specifically modified or terminated by a judge of the district courts (22 O.S. §60.7). This Order shall be enforced, even without registration or filing, by the courts of any state, the District of Columbia, any U.S. Territory, or Indian Tribe (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).

3) Duration:

3a) This Final Protective Order shall remain in effect until \_\_\_\_\_ or for a period not to exceed five years from the date of issue, unless extended, modified or rescinded by the Court upon Motion or agreement. \*Pursuant to 22 O.S. 60.4 (G)(1)(a), if the Defendant is incarcerated the protective order remains in effect during the period of incarceration and the period of incarceration shall not be included in the calculation of the five-year time limitation.

OR:

3b) The Court finds that one or more of the conditions set forth in 22 O.S. 60.4 (G)(1)(b) exists in the present matter, and therefore this Final Protective Order shall be continuous without expiration until modified, vacated or rescinded.

4) Defendant is prohibited from attempting or having **ANY CONTACT** whatsoever with the Petitioner, hereinafter “protected person,” either in person, through others or by telephone,

mail, electronic means, or any other manner, at any time or place unless specifically authorized by the Court.

5) Defendant is prohibited from injuring, abusing, sexually assaulting, molesting, harassing, stalking, threatening, or otherwise interfering with the protected person(s), and from use, attempted use or threatened use of physical force against the protected person(s) that would reasonably be expected to cause bodily injury.

6) Defendant is prohibited from engaging in other conduct that would place the protected person(s) in reasonable fear of bodily injury to the protected person(s) or the protected person(s) household members or relatives.

7) Defendant is ordered to leave and remain away from the residence located at: \_\_\_\_\_, \_\_\_\_\_, Oklahoma, on or before the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ a.m./p.m., and take no action to change utilities or telephone service.

8a) If this Order is served upon Defendant at the residence to be vacated, Law Enforcement Officers shall remain at the residence until **Defendant** removes necessary clothing and personal effects and leaves the premises.

8b) If this Order is served upon Defendant at a location other than the residence to be vacated, Law Enforcement Officers shall accompany the Defendant to the residence and remain in attendance until **Defendant** removes necessary clothing and personal effects and leaves the premises. Defendant is ordered NOT to go to the residence to remove necessary clothing and personal effects unless Law Enforcement Officers are present as stated in this paragraph.

9) Law Enforcement officers shall accompany the **Petitioner** (i.e. provide a “civil standby”) to the current or recent past residence to remove necessary clothing and personal effects, and remain in attendance until Petitioner leaves the premises. Such residence is located at the following address:

\_\_\_\_\_

10) Defendant who is a **minor**, is ordered to leave the residence located at

\_\_\_\_\_

\_\_\_\_\_



(address, city, state) and shall be immediately placed in custody of \_\_\_\_\_ pursuant to 10A O.S. §2-2-101(A), and a preliminary inquiry in a juvenile proceeding is hereby ordered to determine whether further court action pursuant to the Oklahoma Juvenile Code should be taken against the juvenile defendant.

- Circle Age of Minor Defendant: 13 14 15 16 17

11) There is an existing visitation order, and in order to protect from threats of abuse or physical violence by the Defendant or a threat to violate a custody order, the Court suspends or modifies child visitation as follows:

- a.  All visitation is suspended until another Court assumes jurisdiction and modifies.
- b.  All visitation must be supervised, and in the presence of the following supervisor: \_\_\_\_\_.
- c.  Pickup/Delivery of child(ren) for visitation shall be by/at: \_\_\_\_\_
- d.  Other: \_\_\_\_\_

12) Exclusive care and custody of certain animal(s) is awarded to the Petitioner. Defendant is ordered to have no contact with said animal(s) and is forbidden from taking, harming or disposing of said animal(s). (Identify animal(s)): \_\_\_\_\_

13) The Defendant is ordered to obtain domestic abuse counseling or treatment as follows (must be provided by an individual licensed practitioner or a domestic abuse treatment program certified by the Attorney General. 21 O.S. §644): \_\_\_\_\_

14) The Court finds that the conditions set forth in 22 O.S. §60.17 exist in the present matter, and therefore GPS tracking of the Defendant is necessary. Defendant is ordered to use an active, real-time, twenty-four-hour GPS monitoring device and Defendant shall pay the costs of the GPS device and monitoring. The Court authorizes the Petitioner to monitor

the location of the Defendant through computer or cell phone inquiries, as provided in 22 O.S. §60.17.

15) Defendant shall immediately surrender all firearms and other dangerous weapons within the Defendant's possession or control and any concealed carry license to \_\_\_\_\_

16) The Defendant is ordered to pay the court costs and service of process fees immediately or per payment plan if separately ordered.

17) The Defendant is ordered to pay the protected person's attorney's fees in the amount of \$\_\_\_\_\_.

18) The court costs and fees are waived upon a finding that the Defendant does not have an ability to pay.

19) IT IS FURTHER ORDERED:

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**D. WARNINGS TO DEFENDANT AND PROTECTED PERSON(S):**

- 1. 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 the protective order, but shall be determined by the prosecutor.**
- 2. No person, including a person who is protected by the order, may give permission to anyone to ignore or violate any provision of the order. During the time in which the order is valid, every provision of the order shall be in full force and effect unless a court changes the order.**
- 3. The order will be in effect for a maximum of five (5) years unless extended, modified, vacated or rescinded by the court.**
- 4. A violation of the order is punishable by a fine of up to One Thousand Dollars (\$1,000.00) or imprisonment for up to one (1) year in the county jail, or by both such fine and imprisonment. A violation of the order which causes injury is**

**punishable by imprisonment for 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. Additional offenses and penalties are provided in federal and state law, including 22 O.S. §60.6.**

- 5. Possession of a firearm or ammunition by a defendant while an order is in effect may subject the defendant to prosecution for a violation of federal law even if the order does not specifically prohibit the defendant from possession of a firearm or ammunition.**
- 6. As a result of this order, it MAY be unlawful for you to possess or purchase a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to federal law under 18 U.S.C. 922(g)(8).**
- 7. Any person who knowingly and willfully presents any false or materially altered protective order to any law enforcement officer to effect an arrest of any person shall, upon conviction, be guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a period not to exceed two (2) years, or by a fine not exceeding \$5,000.00, and shall in addition be liable for any civil damages to the Defendant.**
- 8. This Order complies with the Violence Against Women Act's full faith and credit provision (18 U.S.C. §2265) and his Order is enforceable throughout Oklahoma and in all 50 states, U.S. territories, Tribal Land and the District of Columbia.**

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

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

### **RECEIPT FOR SERVICE OF ORDER**

The undersigned Defendant was present in open Court when the above Order was entered by the Court, and by his/her signature below indicates Service and Receipt of a true copy of the above Order of the Court.

\_\_\_\_\_  
Defendant

(Validity and enforceability of this Order does not require signature above)