

In the Supreme Court of the State of Idaho

IN RE: AMENDMENT OF UNIFORM CIVIL)
PROTECTION ORDER FORMS)
_____)

ORDER AMENDING CIVIL
PROTECTION ORDER FORMS

Pursuant to the new sections in Idaho Code Title 18 Chapter 79 providing for a petition for a protection order and for an ex parte temporary protection order against malicious harassment, stalking, and telephone harassment, the current civil protection order forms were revised; approved and recommended by the Court Assistance Office Committee; and the Court having reviewed and approved the amended forms attached to this order;

NOW, THEREFORE IT IS HEREBY ORDERED that the forms attached hereto are hereby adopted as the official uniform civil protection order forms for the state of Idaho for use in implementing Idaho Code Title 39 Chapter 63 and Title 18 Chapter 79.

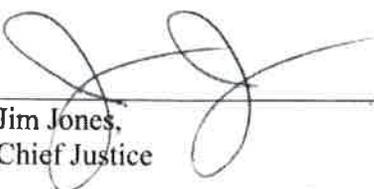
IT IS FURTHER ORDERED that such uniform forms shall be used by all of the courts of the state of Idaho.

IT IS FURTHER ORDERED that a copy of this order and attached forms shall be sent to all magistrate judges, clerks of the district court, trial court administrators, and administrative district judges.

IT IS FURTHER ORDERED that the effective date of this order shall be July 1, 2016.

DATED this 29th day of June, 2016.

By Order of the Supreme Court

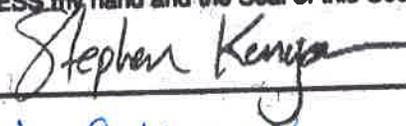


Jim Jones,
Chief Justice

ATTEST: SK

Clerk

I, Stephen W. Kenyon, Clerk of the Supreme Court of the State of Idaho, do hereby certify that the above is a true and correct copy of the Order entered in the above entitled cause and now on record in my office.
WITNESS my hand and the Seal of this Court 6.30.16



Stephen Kenyon Clerk
By: Sina D. Thomas Deputy

No address, email and telephone are given because I do not want my information on this petition.

Full Name of Party Filing Document

Mailing Address (Street or Post Office Box)

City, State and Zip Code

Telephone

Email Address (if any)

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____
MAGISTRATE DIVISION

Petitioner
(Person Seeking Protection Order),

vs.

Respondent
(Person You Want Restrained)

Case No. _____

SWORN PETITION FOR PROTECTION ORDER

Select:

Domestic Violence (I.C. § 39-6304)

Malicious harassment, stalking,
telephone harassment (I.C. § 18-7907)

THE LAW REQUIRES THAT THE RESPONDENT BE GIVEN A COPY OF THIS COMPLETED FORM AND ALL ATTACHMENTS.

1. Protected Person(s). I am seeking a protection order for:

Myself.

The following minor child/ren (first and last names): _____

My relationship to child/ren is: Custodial parent Non-custodial parent Guardian

The following family or household member (first and last names): _____

The following adult who has or is dating Respondent (first and last names): _____

2. Relationships. Please check all that apply to the relationship between the Respondent (person you want restrained) and you or the person(s) for whom you are seeking protection.

- spouse
 former spouse, state and county where divorce was filed: _____
 living together
 previously lived together, we last lived together on (date) _____
 child in common
 intimate partner
 parent
 related by blood, adoption or marriage, Relationship: _____
 are dating, or previously dated and our last date was (date) _____

If a dating relationship please describe: (complete for adult or minor):

Length of time of the dating relationship _____

Time since the relationship ended _____

Other, Explain: _____

3. Residence.

I live or am staying in _____ County, Idaho. Respondent lives in _____ County, State of _____.

The Respondent does not live with me.

I live with Respondent at _____

Our home is rented or owned by both of us by me by the Respondent.

I have left the residence where I lived with Respondent. I want to return yes no.

If yes, to live to get personal belongings other _____

A business is run from the home. Type of business: _____

The business is run by me by Respondent by both of us.

4. Child/ren affected by the protection order.

I am the natural/adoptive parent or legal guardian of the following child/ren:

Name (First, Middle Initial, Last)	Birth Date	Sex	How Child is Related to:		State(s) where child lived last 6 months
			Petitioner	Respondent	

During the last six (6) months the child/ren have lived with _____

5. Other court cases. List any other court cases relating to the minor child/ren who will be affected by this protection order (divorce, child protection, guardianship, adoption, protection order, etc.)

I have applied for a protection order(s) before in the county of _____
on (date) _____, against (name) _____

The Respondent has applied for a protection order(s) before in the county of _____
on (date) _____, against (name) _____

The Respondent has been involved in crimes involving violence, child abuse, weapons, drugs or alcohol. (If checked, please describe what the charges were, when and where they were filed and convictions) _____

I have been involved in crimes involving violence, child abuse, weapons, drugs or alcohol. (If checked, please describe what the charges were, when and where they were filed and convictions) _____

6. Information about domestic violence, malicious harassment, stalking, and/or telephone harassment.

If you are filing for a protection order for:

1. **Domestic Violence:** Complete **Section 6.a.** only.
2. **Malicious harassment, stalking, and/or telephone harassment:** Complete **Section 6.b.** only.
3. **Both:** Complete both **Sections 6.a. and 6.b.**

6.a. Domestic violence means physical injury, sexual abuse or forced imprisonment or threat thereof of a family or household member, or of a minor child by a person with whom the minor child has had or is having a dating relationship, or of an adult by a person with whom the adult has had or is having a dating relationship.

Describe the most recent acts or threats of domestic violence committed by the Respondent against you or the person(s) for whom you are seeking protection.

When? (date and time) _____

Where? (address or general location) _____

Who was present? (minor children, friends, family, etc.) _____

Describe the recent acts or threats of domestic violence? _____

Do not write on the back of this page. Include a separate page if you need more room.

Describe any injuries: _____

Was a weapon involved? No Yes How? _____

Is there anything else you want the judge to know about what happened? _____

Describe past acts or threats of domestic violence including dates: _____

Do not write on the back of this page. Include a separate page if you need more room.

6.b. Stalking means repeated acts of nonconsensual contact that alarms, annoys, or harasses another person causing the person emotional distress, fear of death, physical injury or fear of death or physical injury of a family or household member.

Malicious harassment means to intimidate or harass another person to cause physical injury, damage, destroy or deface real or personal property or the threat thereof due to a person's race, color, religion, ancestry, or national origin.

Telephone harassment is the use of telephone to annoy, terrify, threaten, intimidate, harass or offend by lewd or profane language, requests, suggestions or proposals, threats of physical harm or disturbing the peace by repeated calls.

Describe the most recent acts or threats (within the last 90 days) of malicious harassment, stalking, and/or telephone harassment committed by the Respondent against you or the person(s) for whom you are seeking protection.

When? (date and time) _____

Where? (address or general location) _____

Who was present? (minor children, friends, family, etc.) _____

Describe the recent acts or threats within the last 90 days? _____

Do not write on the back of this page. Include a separate page if you need more room.

Describe any injuries: _____

Was a weapon involved? No Yes How? _____

Is there anything else you want the judge to know about what happened? _____

Describe past acts or threats of malicious harassment, stalking, and/or telephone harassment, including dates: _____

Do not write on the back of this page. Include a separate page if you need more room.

7. I ask the Court to order the following:

a. Personal Conduct Order.

The Respondent shall not harass, stalk, annoy, disturb the peace of, telephone, contact, or otherwise communicate with (either directly or indirectly, in person or through any other person) the protected person(s) indicated in Section 1 of this petition.

b. Stay Away Order. The Respondent shall at all times stay away from:

My residence at _____

No address is given because I do not want my address on this petition.

- Protected Minor's residence at: _____
- My workplace and/or school at: _____
- Protected Minor's workplace and/or school at: _____
- My child/ren's school and/or childcare at: _____
- Other: _____

c. **Move-out Order.** The Respondent shall move from the residence at _____

and take from the dwelling only items needed for employment and necessary personal effects (at peace officer's discretion).

d. **Child Custody.** Temporary custody of the minor child/ren named in Section 4 above, be awarded to: me Respondent. The other parent should have:

Visitation as follows (list specific days and times) _____

Neutral drop off and pick up location at _____

Transportation provided by _____

Supervised visitation, why and supervised by whom _____

No visitation.

e. **Treatment/counseling.** The Respondent be ordered to participate in treatment or counseling services for (purpose) _____

f. **Other relief requested:** _____

CERTIFICATION UNDER PENALTY OF PERJURY

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Date: _____

 Typed/printed name

 Signature

CONFIDENTIAL

Law Enforcement Service Information Sheet For PROTECTION ORDERS

INSTRUCTIONS: Please provide as much information as you can on this sheet. YOU MUST FILL IN EACH SECTION MARKED WITH AN “*”. If you do not, law enforcement will not be able to serve the other person and the form will be returned to the court clerk.

Information About You:

Last Name*:		First*:		Middle Initial*:	
Date of Birth*:	Race*:	Male* <input type="checkbox"/> Female* <input type="checkbox"/>	Social Security No.		
Present Address*:		City*:	State*:	Zip*:	
Home Phone No.		Another Phone No. Where Messages Can Be Left:			
Where Do You Work:			Work Phone No.		
Name of Relative or Friend Not Living With You:				Their Phone No.	

Information About the Other Person: (If you are seeking a protection order against more than one person, fill out this portion for each person.)

Last Name*:		First*:		Middle Initial*:	
Date of Birth:	Race*:	Male* <input type="checkbox"/> Female* <input type="checkbox"/>	Social Security No.		
Present Address*:		City*:	State*:	Zip*:	
Home Phone No.		Another Phone No. Where Messages Can Be Left:			
Employer/Company Name:		Phone No.	Work Days/Hours:		
Business Address:		City:	State:	Zip:	
Name of Relative or Friend:			Their Phone No.		
Make & Model of Car:		Color:	Year:		
License Plate No.:		State of License Plate:			

What Does This Person Look Like:

Height:	Weight:	Hair Color:	Eye Color:
Describe Any Scars or Tattoos:			

Additional Important Information:

Has This Person Been Convicted of a Crime? YES <input type="checkbox"/> NO <input type="checkbox"/> Unknown <input type="checkbox"/>	If YES, for What?
Do You Consider This Person Dangerous? YES <input type="checkbox"/> NO <input type="checkbox"/> Unknown <input type="checkbox"/>	Does This Person Have Any Weapons? YES <input type="checkbox"/> NO <input type="checkbox"/> Unknown <input type="checkbox"/>
Places Where This Person Can Be Found:	

Directions must be drawn if a street number is not available. A route or box number is not enough. Without sufficient address information, service of the order may be delayed or may not be possible. (I.C. § 39-6310(4)) Effective 2002

Protection Order

- Temporary Ex Parte Order and Notice of Hearing Amended
 Domestic Violence (I.C. § 39-6304)
 Malicious harassment, stalking, telephone harassment (I.C. §18-7907)

Case No: _____
 Court _____ Judicial District
 County _____
 State Idaho

PETITIONER

First Middle Last

PETITIONER IDENTIFIERS

Date of Birth (DOB) of Petitioner

PROTECTED PERSON(S):

- Petitioner
 Minor family member(s): (list name and DOB)

- Other Protected Person(s): (list name and DOB)

RESPONDENT

First Middle Last

RESPONDENT IDENTIFIERS

SEX	RACE	DOB	HT	WT
EYES	HAIR	DISTINGUISHING FEATURES		
DRIVERS LICENSE #		STATE		

Respondent's Address

Relationship to Protected Person(s):

- spouse; former spouse;
 living together; previously living together;
 child in common; intimate partner;
 parent; related by blood, adoption or marriage;
 are in, or have been in, a dating relationship;
 other: _____

CAUTION: Weapon Alleged to be Involved

The terms of this order shall be effective until _____ 20_____ at 11:59 P.M. /unless terminated earlier by another court order.

If the Respondent does not appear at the hearing date listed on the last page of this order, a longer protection order may be issued against the Respondent. If the Petitioner fails to appear, the petition may be dismissed.

WARNINGS: This order meets all "full faith and credit" requirements of the VAWA, 18 U.S.C. § 2265 (1994) upon notice of the Respondent. This court has jurisdiction over the parties and the subject matter; the Respondent has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

As a result of this order, it may be unlawful for you to purchase or possess a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to federal law under 18 U.S.C. § 922(g)(8). If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney.

Violation of any provision of this order by the Respondent or a person who is restrained by this order, which could include the Protected Person, after actual notice of its terms, is a misdemeanor and may result in arrest and sentencing for up to one year in jail and a \$5,000 fine, even if the Protected Person consents to the violation. **Only the Court can change this order.**

THE COURT ORDERS:

1. **Personal Conduct Order.**

Respondent shall not harass, stalk, annoy, disturb the peace of, telephone, contact or otherwise communicate with (either directly or indirectly, in person or through any other person):

[01]
[02]

- Petitioner
- Minor family members
- Family or other household members
- Other Protected Person(s)

To further the protection of the Protected Person(s) no Protected Person(s) shall contact Respondent, either directly or indirectly.

This Order is subject to the following exceptions:

[05]

- no exceptions
- to participate in legal proceedings involving the protected person(s) or to communicate through attorneys about legal issues involving the Protected Person(s)
- contact by telephone/electronic means to arrange visitation of the child/ren
- contact by telephone between _____ .m. and _____ .m. on _____ for the following purposes: _____
- to participate in court ordered mediation
- to respond to an emergency involving your natural or adopted child/ren
- other: _____

2. **Stay-Away Order.**

Respondent shall not, **EVEN IF INVITED BY THE PROTECTED PERSON(S):**

- knowingly remain within _____ feet of the Protected Person(s)
- go within _____ feet of:
 - Protected Person's residence at _____
 - Protected Person's school campus or work place at _____
 - Protected Person's child/ren's school campus or work place at _____
 - Other: _____

[04]

3. **Move-out Order and Law enforcement assistance.** Does Not Apply

[03]

- Respondent is ordered to move from the residence at _____ immediately upon service of this order and take from the residence only items needed for employment and necessary personal effects (at peace officer's discretion).

Law enforcement officers are ordered to:

- Remove the Respondent from the residence listed above upon service of this order.
- Place the Protected Person in possession of the residence at _____
- Supervise the removal of Protected Person's Respondent's items needed for employment and necessary personal effects (at peace officer's discretion) from the residence.

Peace officers are instructed to enforce this Court order by all necessary means, including arrest.

4. **Child custody.** Does Not Apply

Custody of the minor child/ren is awarded:

as provided in the existing child custody order/divorce decree (Case #, County, Judge, Date Entered):

as follows:

Name of Child (first, middle initial, last)	Birth Date	Sex	Custody Awarded To

Protected Person Respondent

shall NOT have the child/ren until further order of the Court

shall have the child/ren as follows (list days, times and conditions): _____

supervised by: _____

neutral drop off/pick up location: _____

child/ren to be transported by: _____

Neither party shall remove the child/ren from _____

Other: _____

5. **Conflicting Orders.**

If any term of another civil or criminal order conflicts with any term of this order you must follow the more restrictive term. Dismissal of any other order will not result in a dismissal of this order.

6. **Other:** _____

[07]
[08]

7. **Order to clerk.** It is further ordered that the clerk of the court shall forward a copy of this order to the appropriate law enforcement agency for immediate service upon Respondent; and the clerk shall deliver or mail a copy of this order to the Petitioner.

NOTICE OF HEARING

A hearing to decide whether a longer Protection Order will be issued will be held:

Date: _____ **Time:** _____ a.m.
 p.m.

Before Judge: _____ at the _____ County
Courthouse, (Address): _____, Idaho.

WARNING: IF THE RESPONDENT DOES NOT APPEAR AT THE HEARING, A LONGER PROTECTION ORDER MAY BE ISSUED AGAINST THE RESPONDENT. IF THE PETITIONER FAILS TO APPEAR, THE PETITION MAY BE DISMISSED.

Date: _____ Signed: _____
Judge

NOTICE:

It is a misdemeanor under Idaho Code § 39-6312 for the Respondent, after notice of this order, to violate the provisions of this order. Further, it is a crime under Idaho Code §18-204 for any person to aid and abet a crime, or, not being present, to advise and encourage a crime. In addition, under Idaho Code §18-304, any person who counsels, aids, solicits or incites another to commit a misdemeanor is guilty of a misdemeanor. Therefore, it may be a crime for any person to encourage or invite contact between the Respondent and the Petitioner, except such contact as is expressly permitted by the above order.

I have received a copy of this order and agree to receive copies of future notices by certified mail.

Signed: _____ Date: _____
Petitioner

I have received a copy of this order and agree to receive copies of future notices by certified mail.

Signed: _____ Date: _____
Respondent

ATTENTION: KEEP A COPY OF THIS ORDER IN YOUR POSSESSION AT ALL TIMES IN ORDER TO ASSIST PEACE OFFICERS. IMMEDIATELY REPORT ANY VIOLATION OF THIS ORDER TO LAW ENFORCEMENT.

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____
MAGISTRATE DIVISION

Petitioner (Protected Person)

vs.

Respondent (Restrained Person)

Case No. _____

ORDER SETTING OR RESETTING
HEARING ON PETITION
FOR PROTECTION ORDER

IT IS HEREBY ORDERED, that the Petitioner and Respondent are to appear for a hearing before the Court on:

NOTICE OF HEARING

Date: _____ **Time:** _____ a.m.
 p.m.
Before Judge: _____ **at the** _____ **County**
Courthouse, (Address): _____, Idaho.

If the Respondent does not appear at the hearing, a protection order may be issued against the Respondent. If the Petitioner does not appear, the petition may be dismissed.

IT IS FURTHER ORDERED that the Clerk of the Court shall forward a copy of this Order to the appropriate law enforcement agency for immediate service upon the Respondent and the Clerk shall deliver or mail a copy of this order to the Petitioner.

Date: _____
Judge

I have received a copy of this order and agree to receive copies of future notices by certified mail.

Date: _____
Petitioner

I have received a copy of this order and agree to receive copies of future notices by certified mail.

Date: _____
Respondent

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____
MAGISTRATE DIVISION

Petitioner,
vs.

Respondent.

Case No. _____
REISSUANCE OF TEMPORARY
PROTECTION ORDER AND
NOTICE OF HEARING

The Court having found that the Temporary Protection Order entered in this case should be reissued, IT IS ORDERED the Temporary Protection Order, a copy of which is attached, is reissued and extended until 11:59 P.M. on _____, 20____. All portions of the attached Temporary Protection Order remain in effect, except: _____

NOTICE OF HEARING

A hearing to decide whether a longer Protection Order will be issued will be held:

Date: _____ **Time:** _____ a.m. p.m.

Before Judge: _____ at the _____ County
Courthouse, (Address): _____, Idaho.

IF THE RESPONDENT DOES NOT APPEAR AT THE HEARING, A LONGER PROTECTION ORDER MAY BE ISSUED AGAINST THE RESPONDENT. IF THE PETITIONER DOES NOT APPEAR THE PETITION MAY BE DISMISSED.

The Clerk of the Court shall forward a copy of this Reissuance of the Protection Order, together with copies of the Petition and the Temporary Protection Order to the parties for immediate service, as specified in that Order.

Date: _____
Judge

I have received a copy of this order and agree to receive copies of future notices by certified mail.

Signed: _____ Date: _____
Petitioner

I have received a copy of this order and agree to receive copies of future notices by certified mail.

Signed: _____ Date: _____
Respondent

Protection Order

- Amended Renewed
 Domestic Violence (I.C. § 39-6304)
 Malicious harassment, stalking, telephone harassment (I.C. § 18-7907)

Case No: _____
Court _____ Judicial District
County _____
State Idaho

PETITIONER

First Middle Last

PETITIONER IDENTIFIERS

Date of Birth (DOB) of Petitioner

PROTECTED PERSON(S):

- Petitioner
 Minor family member(s): (list name and DOB)

- Other Protected Person(s): (list name and DOB)

RESPONDENT

First Middle Last

RESPONDENT IDENTIFIERS

SEX	RACE	DOB	HT	WT
EYES	HAIR	DISTINGUISHING FEATURES		
DRIVERS LICENSE #		STATE		

Respondent's Address

Relationship to Protected Person(s):

- spouse; former spouse;
 living together; previously living together;
 child in common; intimate partner;
 parent; related by blood, adoption or marriage;
 are in, or have been in, a dating relationship;
 other:

CAUTION: Weapon Alleged to be Involved

The terms of this order shall be effective until _____ at 11:59 P.M. /unless terminated earlier by another court order.

WARNINGS: This order meets all "full faith and credit" requirements of the VAWA, 18 U.S.C. § 2265 (1994) upon notice of the Respondent. This court has jurisdiction over the parties and the subject matter; the Respondent has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

As a result of this order, it may be unlawful for you to purchase or possess a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to federal law under 18 U.S.C. § 922(g)(8). If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney.

Violation of any provision of this order by the Respondent or a person who is restrained by this order, which could include the Protected Person, after actual notice of its terms, is a misdemeanor and may result in arrest and sentencing for up to one year in jail and a \$5,000 fine, even if the Protected Person consents to the violation.

Only the Court can change this order.

Petitioner Appeared: Yes No Represented by: _____
Respondent Appeared: Yes No Represented by: _____

- The Respondent agreed to entry of a protection order.
- The Court found, after a hearing, that a protection order should be issued.
- The Court finds that the original Petitioner is the abuser and the original Respondent is the victim of domestic violence. The original Petitioner shall be the Respondent and the original Respondent shall be the Petitioner.

THE COURT ORDERS:

1. **Personal Conduct Order.**

Respondent shall not harass, stalk, annoy, disturb the peace of, telephone, contact, or otherwise communicate with (either directly or indirectly, in person or through any other person):

- [01] Petitioner
- [02] Minor family members
- Family or other household members
- Other Protected Person(s)

To further the protection of the Protected Person(s) no Protected Person(s) shall contact Respondent, either directly or indirectly.

This Order is subject to the following exceptions:

- [05] no exceptions
- to participate in legal proceedings involving the Protected Person(s) or to communicate through attorneys about legal issues involving the Protected Person(s)
- contact by telephone/electronic means to arrange visitation of the child/ren
- contact by telephone between _____ .m. and _____ .m. on _____ for the following purposes: _____
- to participate in court ordered mediation
- to respond to an emergency involving your natural or adopted child/ren
- other: _____

2. **Stay-Away Order.**

Respondent shall not, **EVEN IF INVITED BY THE PROTECTED PERSON(S):**

- knowingly remain within _____ feet of the Protected Person(s)
- go within _____ feet of:
 - Protected Person's residence at _____
 - Protected Person's school campus or work place at _____
 - Protected Person's child/ren's school campus or work place at _____
 - Other: _____

3. **Move-out Order and Law enforcement assistance.** Does Not Apply

[03] Respondent is ordered to move from the residence at _____
 _____ immediately upon service of this order and take from the residence
 only items needed for employment and necessary personal effects (at peace officer's discretion).

Law enforcement officers are ordered to:

- Remove the Respondent from the residence listed above upon service of this order.
- Place the Protected Person in possession of the residence at _____

Supervise the removal of Protected Person's Respondent's items needed for employment and necessary personal effects (at peace officer's discretion) from the residence.

Peace officers are instructed to enforce this Court order by all necessary means, including arrest.

4. **Child custody.** Does Not Apply

Custody of the minor child/ren is awarded:

[06] as provided in the existing child custody order/divorce decree (Case #, County, Judge, Date Entered): _____

as follows:

Name of Child (first, middle initial, last)	Birth Date	Sex	Custody Awarded To

Protected Person Respondent

- shall NOT have the child/ren until further order of the Court
- shall have the child/ren as follows (list days, times and conditions): _____

[06] _____

supervised by: _____

neutral drop off/pick up location: _____

child/ren to be transported by: _____

Neither party shall remove the child/ren from _____

Other: _____

5. **Conflicting Orders.**

If any term of another civil or criminal order conflicts with any term of this order you must follow the more restrictive term. Dismissal of any other order will not result in a dismissal of this order.

6. **Change in address.**

The parties shall, at all times, keep the Court informed of their current mailing addresses.

7. **Treatment/Counseling.**

Within _____ days of this order, Respondent shall report to _____ and participate and complete all scheduled treatment or counseling. A written report shall be submitted to the Court within _____ days of this order.

8. **Future notices.**

Petitioner has waived the right to personal service and agreed that all future notices of hearing may be served by certified mail.

Respondent has waived the right to personal service and agreed that all future notices of hearing may be served by certified mail.

9. **Other:** _____

[07]

[08]

10. **Order to clerk.**

It is further ordered that the clerk of the court shall forward a copy of this order to the appropriate law enforcement agency for immediate entry into record systems and service upon Respondent, if not previously served; and the clerk shall deliver or mail a copy of this order to the Petitioner.

Date: _____

Signed: _____
Judge

NOTICE:

It is a misdemeanor under Idaho Code § 39-6312 for the Respondent, after notice of this order, to violate the provisions of this order. Further, it is a crime under Idaho Code §18-204 for any person to aid and abet a crime, or, not being present, to advise and encourage a crime. In addition, under Idaho Code §18-304, any person who counsels, aids, solicits or incites another to commit a misdemeanor is guilty of a misdemeanor. Therefore, it may be a crime for any person to encourage or invite contact between the Respondent and the Petitioner, except such contact as is expressly permitted by the above order.

I have received a copy of this order, advisory notice, and warning.

Signed: _____
Petitioner

Date: _____

Signed: _____
Respondent

Date: _____

ATTENTION: KEEP A COPY OF THIS ORDER IN YOUR POSSESSION AT ALL TIMES IN ORDER TO ASSIST PEACE OFFICERS. IMMEDIATELY REPORT ANY VIOLATION OF THIS ORDER TO LAW ENFORCEMENT.

Protection Order

- Amended Renewed
 Domestic Violence (I.C. § 39-6304)
 Malicious harassment, stalking, telephone harassment (I.C. § 18-7907)

Case No: _____
Court _____ Judicial District
County _____
State Idaho

PETITIONER

First Middle Last

PETITIONER IDENTIFIERS

Date of Birth (DOB) of Petitioner

PROTECTED PERSON(S):

- Petitioner
 Minor family member(s): (list name and DOB)

Other Protected Person(s): (list name and DOB)

RESPONDENT

First Middle Last

RESPONDENT IDENTIFIERS

SEX	RACE	DOB	HT	WT
EYES	HAIR	DISTINGUISHING FEATURES		
DRIVERS LICENSE #		STATE		

Respondent's Address

Relationship to Protected Person(s):

- spouse; former spouse;
 living together; previously living together;
 child in common; intimate partner;
 parent; related by blood, adoption or marriage;
 are in, or have been in, a dating relationship;
 other: _____

CAUTION: Weapon Alleged to be Involved

The terms of this order shall be effective until 20 at 11:59 P.M. / unless terminated earlier by another court order.

WARNINGS: This order meets all "full faith and credit" requirements of the VAWA, 18 U.S.C. § 2265 (1994) upon notice of the Respondent. This court has jurisdiction over the parties and the subject matter; the Respondent has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

As a result of this order, it may be unlawful for you to purchase or possess a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to federal law under 18 U.S.C. § 922(g)(8). If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney.

Violation of any provision of this order by the Respondent or a person who is restrained by this order, which could include the Protected Person, after actual notice of its terms, is a misdemeanor and may result in arrest and sentencing for up to one year in jail and a \$5,000 fine, even if the Protected Person consents to the violation.

Only the Court can change this order.

Petitioner Appeared: Yes No Represented by: _____

Respondent Appeared: Yes No Represented by: _____

- The Respondent agreed to entry of a protection order.
- The Court found, after a hearing, that a protection order should be issued.
- The Court finds that the original Petitioner is the abuser and the original Respondent is the victim of domestic violence. The original Petitioner shall be the Respondent and the original Respondent shall be the Petitioner.
- Petitioner has waived the right to personal service and agreed that all future notices of hearing may be served by certified mail.
- Respondent has waived the right to personal service and agreed that all future notices of hearing may be served by certified mail.

THE COURT ORDERS:

The Court extends the terms of the Temporary Protection Order, a copy of which is attached, with the following modifications: _____

Date: _____ Signed: _____
Judge

NOTICE:

It is a misdemeanor under Idaho Code § 39-6312 for the Respondent, after notice of this order, to violate the provisions of this order. Further, it is a crime under Idaho Code § 18-204 for any person to aid and abet a crime, or, not being present, to advise and encourage a crime. In addition, under Idaho Code §18-304, any person who counsels, aids, solicits or incites another to commit a misdemeanor is guilty of a misdemeanor. Therefore, it may be a crime for any person to encourage or invite contact between the Respondent and the Petitioner, except such contact as is expressly permitted by the above order.

I have received a copy of this order, advisory notice, and warning.

Signed: _____ Date: _____
Petitioner

Signed: _____ Date: _____
Respondent

ATTENTION: KEEP A COPY OF THIS ORDER IN YOUR POSSESSION AT ALL TIMES IN ORDER TO ASSIST PEACE OFFICERS. IMMEDIATELY REPORT ANY VIOLATION OF THIS ORDER TO LAW ENFORCEMENT.

No address, email and telephone are given because I do not want my information on this petition.

Full Name of Party Filing Document

Mailing Address (Street or Post Office Box)

City, State and Zip Code

Telephone

Email Address (if any)

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____
MAGISTRATE DIVISION

Petitioner (Protected Person),

vs.

Respondent (Restrained Person).

Case No. _____

APPLICATION FOR:

- MODIFICATION OF
- TERMINATION OF
- RENEWAL OF
- EARLIER HEARING ON
- LATER HEARING ON

THE PROTECTION ORDER

Petitioner Respondent asks that the Court

Modify the Protection Order as follows: _____

Terminate the Protection Order because: _____

Renew and extend the Protection Order until _____, 20____, because: _____

Renew the Protection Order and make it permanent, because: _____

Hold an earlier hearing on the Petition for Protection Order because: _____

Hold a later hearing on the Petition for Protection Order because: _____

Date: _____

Petitioner

or

Date: _____

Respondent

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

MAGISTRATE DIVISION

_____ Petitioner (Protected Person) vs.	Case No. _____
_____ Respondent (Restrained Person)	NOTICE OF HEARING FOR: <input type="checkbox"/> MODIFICATION OF PROTECTION ORDER <input type="checkbox"/> TERMINATION OF PROTECTION ORDER <input type="checkbox"/> RENEWAL OF PROTECTION ORDER

- Petitioner Respondent has/have requested a hearing to:
- Modify the Protection Order
 - Terminate the Protection Order
 - Renew the Protection Order until _____, 20__
 - Make the Protection Order permanent

NOTICE OF HEARING	
A hearing will be held:	
Date: _____	Time: _____ <input type="checkbox"/> a.m. <input type="checkbox"/> p.m.
Before Judge: _____ at the _____ County	
Courthouse, (Address): _____, Idaho.	

Copy served on Petitioner by hand-delivery certified mail to address shown in court files.

Copy served on Respondent by hand-delivery certified mail to address shown in court files.

Date: _____

CLERK OF THE DISTRICT COURT

Typed/printed name

By: _____
Deputy Clerk

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____
MAGISTRATE DIVISION

Petitioner
(Protected Person)

vs.

Respondent
(Restrained Person)

Case No. _____

- ORDER FOR:
 MODIFICATION
 TERMINATION OF PROTECTION ORDER
 DENIAL OF MOTION

The Court having considered the motion to: modify terminate the Protection Order, which motion is granted denied.

IT IS ORDERED that the Protection Order dated _____ is modified as follows: _____

and this modification shall become part of the Order which is reaffirmed in all other respects.
 terminated as of the date of this order.

IT IS FURTHER ORDERED, that the Clerk of the Court shall forward a copy of the Order to the parties and forward a copy to the appropriate law enforcement agency, if there is a Protection Order outstanding.

Date: _____ Judge _____

Copy served on Petitioner by hand-delivery certified mail to address shown in court files.

Copy served on Respondent by hand-delivery certified mail to address shown in court files.

Date: _____

CLERK OF THE DISTRICT COURT

Typed/printed name

By: _____
Deputy Clerk

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____
MAGISTRATE DIVISION

Petitioner,

vs.

Respondent.

Case No. _____

ORDER DISMISSING
PROTECTION ORDER ACTION

IT IS ORDERED that this action is dismissed for the following reasons:

- The Petition does not allege facts which, if true, would entitle the Petitioner to a Protection Order.
- The Petitioner failed to appear at the hearing.
- The Petitioner requested that this action be dismissed.
- The Court determined, after considering the evidence admitted during the hearing, that there is insufficient evidence for the issuance of a Protection Order.

Other: _____

IT IS FURTHER ORDERED, that the Clerk of the Court shall forward a copy of this Order to the parties and forward a copy to the appropriate law enforcement agency, if there is a Protection Order outstanding.

Date: _____

Judge

Full Name of Party Filing Document

Mailing Address (Street or Post Office Box)

City, State and Zip Code

Telephone

Email Address (if any)

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____
MAGISTRATE DIVISION

Petitioner
(Person Seeking Protection Order),

vs.

Respondent
(Person You Want Restrained).

Case No. _____

AFFIDAVIT AND REQUEST FOR
REGISTRATION OF FOREIGN
PROTECTION ORDER

Petitioner requests registration of the attached foreign Protection Order pursuant to I.C. § 39-6306A and 6311.

To the best of my knowledge and belief the attached Protection Order, consisting of (number of pages) _____ pages, is the most current protection order in effect. The Protection Order was issued in the State of (state of issuance) _____, Case Number: _____.

CERTIFICATION UNDER PENALTY OF PERJURY

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Date: _____

Typed/printed name

Signature