

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA
AT _____

_____))
 _____))
 PETITIONER (protected person), M F)
 Birthdate: _____)
 Petitioner is a child. Who is signing for the child?)
 Name: _____ Birthdate: _____)
 Relationship to child: _____)

v. _____)

Case No. _____ CI

_____))
 _____))
 RESPONDENT (restrained person), M F)
 Birthdate: _____)
 Respondent is a child. Who is signing for the child?)
 Name: _____ Birthdate: _____)
 Relationship to child: _____)

**20-DAY EX PARTE
DOMESTIC VIOLENCE
PROTECTIVE ORDER
(ONE PETITIONER)**

The petitioner filed a petition requesting a 20-day *ex parte* domestic violence protective order under AS 18.66.110(a). This court makes the following findings and order based on:

- Allegations in the petition
- Testimony on record at ctrm/media # _____ log # _____ date _____
- Other _____

A. INFORMATION ABOUT RESPONDENT

Respondent's full legal name: _____

Other information about respondent:

Respondent's mailing/physical address: _____

Sex	Race	*Date of Birth*	HT	WT
Hair	Eyes	State ID / Driver's Lic. #	ST	
Other Identifiers				

Respondent's Phone 1: _____

Respondent's Phone 2: _____

Access to firearms reported

B. EFFECTIVE DATES OF THIS ORDER

This order is effective immediately and will remain in effect for 20 days unless modified or dissolved earlier by court order. This order shall expire on _____ at 11:59 p.m. unless modified or dissolved earlier by court order.

C. LONG-TERM PROTECTIVE ORDER HEARING

- A hearing on the petitioner's request for a long-term protective order will be held at:
Date and Time: _____
Judicial Officer: _____ Courtroom: _____
Court Location: _____

Respondent: The court may issue a long-term order against you at the long-term protective order hearing even if you do not participate in the hearing.

Petitioner: If you do not participate in the long-term protective order hearing, there will be no long-term order issued, and the 20-day *ex parte* order will expire after 20 days unless modified or dissolved earlier by the court.

Both Parties: You have the right to appear at the long-term hearing and present your side of the case. You may represent yourself or have an attorney represent you. Telephone the court right away if you cannot appear at the scheduled time. If you or any witness needs to appear by telephone, call the court to make arrangements. If the petitioner asked for child support, both parties must bring a completed [DR-305](#) form and proof of income such as paystubs, tax returns, W2 forms, and 1099 forms.

D. FINDINGS

1. The court finds probable cause to believe that the petitioner and respondent are related in the following way(s):
 - a. Married to each other now or in the past
 - b. Child together
 - c. Living together now or in the past (but not also dating or sexual relationship)
 - d. Dating or sexual relationship now or in the past (but not also living together)
 - e. Living together and dating or sexual relationship now or in the past
 - f. Related by marriage now or in the past (such as in-laws)
 - g. Other family relationship, respondent is petitioner's:

<input type="checkbox"/> child or step-child	<input type="checkbox"/> parent	<input type="checkbox"/> step-parent
<input type="checkbox"/> grandchild	<input type="checkbox"/> grandparent	<input type="checkbox"/> first cousin
<input type="checkbox"/> uncle or aunt	<input type="checkbox"/> niece or nephew	<input type="checkbox"/> brother or sister
<input type="checkbox"/> other relative (describe) _____		
 - h. Petitioner is a child of a person in a relationship described in (a) - (g) above.

2. The court finds probable cause to believe that the respondent committed, or attempted to commit, the following crime(s) involving domestic violence against the petitioner:

<input type="checkbox"/> assault or reckless endangerment	<input type="checkbox"/> harassment (telephonic or electronic)
<input type="checkbox"/> stalking	<input type="checkbox"/> terroristic threatening
<input type="checkbox"/> violating a protective order	<input type="checkbox"/> criminal mischief
<input type="checkbox"/> sexual offense	<input type="checkbox"/> arson or criminally negligent burning
<input type="checkbox"/> kidnapping or custodial interference	<input type="checkbox"/> criminal trespass
<input type="checkbox"/> robbery, extortion or coercion	<input type="checkbox"/> burglary
<input type="checkbox"/> other AS 11.41 crime _____	

3. A 20-day *ex parte* order is necessary to protect the petitioner from domestic violence.
4. Petitioner certified in writing the efforts made to notify respondent of the petition. [AS 18.66.110(a)] Respondent was notified was not notified.
5. Other findings:

E. PROTECTIVE ORDER

1. Petitioner's request for a 20-day *ex parte* protective order is **GRANTED**, and **IT IS ORDERED THAT:**

- a. Respondent not threaten to commit or commit acts of domestic violence, stalking, or harassment. [AS 18.66.100(c)(1)]
- b. Respondent not telephone, contact, or communicate in any way, directly or indirectly, with petitioner except as provided in paragraph (E)(1)(c) below and as follows:
 - by email to _____ by text message to _____
 - through an attorney by telephone to _____
 - through a third person named _____
 - other _____

[AS 18.66.100(c)(2),(16)]

- c. Service of legal papers about this domestic violence case is permitted through the court clerk's office only. Service of legal papers by the respondent about any other case involving the parties is permitted through a licensed process server while this domestic violence order is in effect. If the respondent cannot afford a process server or there are no process servers in the area, the respondent may ask the court to modify this domestic violence order (form DV-135) to permit service of legal papers using a different method.
- d. Respondent leave and stay away from petitioner's residence except per writ of assistance in section H. [AS 18.66.100(c)(3)-(4)]
 - Respondent not to be within _____ feet miles of petitioner's residence. (Residence address is: _____)
- e. Respondent stay away from, and not telephone or contact the following additional locations:

<i>Place</i>	<i>Street Address and Distance to Stay Away</i>
<input type="checkbox"/> Petitioner's school	_____
<input type="checkbox"/> Children's school	_____
<input type="checkbox"/> Petitioner's job	_____
<input type="checkbox"/> _____	_____
<input type="checkbox"/> _____	_____
<input type="checkbox"/> _____	_____

[AS 18.66.100(c)(4),(16)] Exceptions (if any): _____

- f. Respondent not enter, follow, or interfere with the operation of any vehicle occupied by petitioner or in petitioner's possession. [AS 18.66.100(c)(5),(16)]
- g. Respondent not possess or use controlled substances except if prescribed and then only as prescribed. [AS 18.66.100(c)(11),(16)]
- h. Petitioner shall have possession and use of the following, regardless of ownership:
 - (1) Residence located at _____
 and everything in it.
 - (2) Vehicle and all keys to it. License plate number _____
 Vehicle Description _____
 - (3) Essential personal items:
 - house keys garage door opener children's belongings
 - mailbox keys clothes medicine children's medicine
 - toiletries Medicare/Medicaid coupons food stamps
 - pet(s) named _____
 - birth certificates belonging to _____
 - passports belonging to _____
 - immigration documents belonging to _____
 - ANCSA ID Tribal enrollment card Certificate of Indian blood
 - other _____
- i. Respondent pay \$_____ per month for the support of the petitioner while this order is in effect, beginning on _____ [AS18.66.100(c)(12)]
- j. Respondent not sell or dispose of any personal property of the petitioner, any property jointly held, or any disputed property. [AS 18.66.100(c)(16)]
- k. Other orders:

2. Child Custody / Visitation / Support. [AS 18.66.100(c)(9),(12)]

It is further ordered that:

- a. *Temporary Custody.* _____ shall have temporary custody of the following child(ren):

<i>Child's Full Name</i>	<i>Date of Birth</i>	<i>Petitioner's Relationship to Child</i>	<i>Respondent's Relationship to Child</i>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

- _____ shall not remove the child(ren) from Alaska, except:

b. *Visitation.* The court finds that the safety of the child(ren) and petitioner:

- Cannot be protected. Therefore, visitation shall not be allowed.
- Can be protected. Therefore, visitation shall be allowed per AS 25.20.061 as
 - Specified in *Supplemental Visitation Order* (DV-106) dated _____
 - Outlined below:

c. *Child Support.*

- The court finds that the obligor named below is legally obligated to support the children listed in paragraph (2)(a) of this order. Therefore, beginning on (date) _____ and continuing while this order is in effect, obligor _____ shall pay to obligee _____ the amount of \$ _____ per week month. Support checks must be sent to _____
- A child support order accompanies this order and is incorporated here by reference.

F. NOTICE TO RESPONDENT

1. **If you are ordered to have no contact with the petitioner or to stay away from the petitioner's residence, vehicle, or other place designated by the court, an invitation by the petitioner to have the prohibited contact or to be present at or enter the residence, vehicle, or other place does not in any way invalidate or nullify the order. [AS 18.66.130(d)(2)]**
2. **Violation of this order may be a misdemeanor, punishable by up to one year of incarceration and up to a \$10,000 fine. [AS 18.66.130(d)(1); AS 11.56.740]**
3. You can be arrested without a warrant for violating this order after you are served. [AS 18.65.530; AS 11.56.740(a); AS 12.25.030(b)]
4. If you are not a U.S. citizen and you violate this order, you may be deported from the United States. [8 USC § 1227(a)(2)(E)]
5. Only the court can change this order.

G. NOTICE TO BOTH PARTIES

1. While this protective order is in effect, both petitioner and respondent must tell the court in writing about:
 - a. Any changes in address or telephone numbers. The petitioner may require that the petitioner's address and telephone numbers be kept confidential. Failure to notify the court of your current address may result in this order being modified or dissolved without your input.
 - b. Pending civil court actions and domestic violence criminal actions involving either the respondent or the petitioner. [AS 18.66.150(b)]
2. While this protective order is in effect, either party may ask the court to change or end this order. A form for making this request (form DV-135) is available online or from the court clerk's office.

