

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____]	
Petitioner,]	Civil Action File
]	
v.]	No. _____
]	
_____]	
Respondent.]	

PETITION FOR TEMPORARY PROTECTIVE ORDER

The Petitioner, pursuant to the Family Violence Act at O.C.G.A. ' ' 19-13-1 et seq., files this Petition for a Family Violence Protective Order and in support shows the Court the following:

1. The Petitioner is a resident of _____ County, Georgia, and is 18 years of age or older or is an emancipated minor. Petitioner=s date of birth is _____, sex _____, race _____.

2. The Respondent is a resident of _____, County, Georgia and may be served at _____, Georgia. Jurisdiction and venue are proper with this Court.

OR

2a. Respondent is a resident of the State of _____. Under O.C.G.A. ' 19-13-2(b) jurisdiction and venue are proper with this Court because the abuse occurred in the State of Georgia in _____ County and/or the Petitioner lives in _____ County. Respondent is subject to the jurisdiction of this Court and may be served at _____.

3. Petitioner and Respondent are:
- _____ 1. Present or past spouses
 - _____ 2. Parents of the same child/ren
 - _____ 3. Parent and child/ren
 - _____ 4. Persons who used to live in the same household
 - _____ 5. Persons currently living in the same household
 - _____ 6. Foster parent and foster child
 - _____ 7. Stepparent and stepchild

4. On or about _____, _____, the Respondent committed the following acts of family violence against the Petitioner and/or minor child/ren _____

- ____ 8. The parties are not married and the Respondent _____ (has OR has not) legitimated the child/ren of the parties.
- ____ 9. Petitioner (does OR does not) have knowledge concerning custody or claims of custody concerning these child/ren including divorce, separation, juvenile and DFCS cases. Specify court and type of case(if applicable)

- ____ 10. Petitioner has the following minor child/ren living with Petitioner whom the Petitioner wishes protected from the Respondent and included in the Protective Order (names and ages): _____

- ____ 11. Petitioner believes Respondent has a criminal record and has committed the following crimes: (approximate dates and crimes) _____

- ____ 12. Petitioner fears that if Respondent learns of Petitioner=s current address that Respondent will hurt or injure Petitioner or Petitioner=s immediate family. Petitioner requests that Respondent not be informed of Petitioner=s current residence.
- ____ 13. Petitioner is dependent upon the family residence for shelter for the Petitioner and/or minor child/ren and asks that Petitioner be granted the temporary use and possession of said residence, located at _____ together with all personal property contained therein with the exception of Respondent=s personal clothing.
- ____ 14. Petitioner and minor child/ren are dependent upon the Respondent for support and requests that Petitioner be awarded temporary child support.
- ____ 15. Petitioner is dependent upon the Respondent for support and asks that Petitioner be awarded temporary support.
- ____ 16. The minor child/ren are currently in the custody and control of the Petitioner/Respondent and Petitioner asks legal and physical custody.
- ____ 17. Petitioner asks that the following assets/property of the Petitioner be returned by the

Respondent : _____

THEREFORE, Petitioner asks:

- (a) That the Court set a hearing no later than thirty (30) days from the filing of the Petition and direct Respondent to appear before this Court and show any reasons why the demands of the Petitioner should not be granted;
- (b) That the Respondent be served a copy of this Petition and Ex Parte Protective Order as required by law;
- (c) That this Court direct law enforcement to enforce this Order;
- (d) That this Court direct Respondent to stop abusing, harassing and intimidating Petitioner and/or Petitioner=s child/ren;
- (e) That this Court restrain and enjoin Respondent from having any direct or indirect contact with the Petitioner and/or Petitioner=s child/ren;
- (f) That this Court order that Respondent be enjoined from approaching within _____ yards of Petitioner;
- (g) That this Court make findings of fact and conclusions of law concerning the issues in this case;
- (h) That Petitioner have such other and further relief as the Court may deem just and proper;
- (i) That this Court issue Family Violence Ex Parte and Twelve Month Protective Orders to:

Check the following paragraphs that apply to your case. Fill in the information needed by each paragraph you check.

___ award Petitioner temporary sole legal and physical custody of the minor child/ren;

___ order Respondent to vacate the family residence at _____
_____ instanter;

___ grant Petitioner exclusive temporary use and possession of the family residence at _____

_____ and all personal property of the parties located at the family residence and Petitioner=s current residence with the exception of Respondent=s personal clothing; that law enforcement _____ (sheriff or police department) assist Petitioner in returning to the family residence and in ensuring that the Respondent vacates said residence and that all keys, garage door openers and other security devices to the family residence are secured and given to the Petitioner;

___ order Respondent to provide suitable alternate housing for Petitioner and/or Petitioner=s children;

___ order Respondent to stay away from Petitioner=s and /or Petitioner=s minor child/ren=s place of residence, place of employment, and/or school;

___ order Respondent=s visitation with the minor child/ren be limited to no visitation or _____;

___ order Respondent to pay to Petitioner child support for the minor child/ren;

___ order Respondent to pay spousal support for Petitioner;

___ award the Petitioner costs and attorney=s fees for having to bring this action;

___ order that Petitioner=s current address be kept confidential;

___ enjoin and restrain Respondent from selling, disposing or encumbering, trading, contracting to sell, or otherwise disposing or removing from the jurisdiction of this Court any of the property of Petitioner or of the parties except in the ordinary course of business;

___ enjoin and restrain Respondent from disconnecting the home utilities, changing and/or canceling auto, health or life insurance for Respondent, Petitioner, and/or the Petitioner=s minor child/ren, and/or interfering with Petitioner=s or the Petitioner=s minor child/ren=s mail;

___ grant Petitioner the use of the following automobile: Make _____, Model _____, Year____, and law enforcement _____(sheriff or police department) ensure that all keys to said vehicle be immediately returned to Petitioner;

___ permit Petitioner to remove the following property from the residence for the exclusive use by Petitioner and/or the minor child/ren _____

_____ and law enforcement _____(sheriff or police department) be ordered to assist the Petitioner during this removal;

___ order Respondent to undergo evaluation for drug/alcohol abuse and to follow the recommended treatment;

___ order Respondent to undergo a batterer=s intervention program and to follow the recommended treatment;

___ order Respondent to return _____
_____ to Petitioner immediately;

___ order Respondent to reimburse Petitioner for damages or expenses for the following:_____

___ order additional relief as follows: _____

Respectfully submitted,

Address _____

Petitioner

Phone _____

(Do not give current address if confidential,
give alternative address)

Respondent Identifying Fact Sheet

Complete as much as possible

Respondent=s social security number is _____, date of birth is _____, sex _____,
color of hair _____, color of eyes _____, height _____, weight _____.
Respondent=s race is _____. Ethnic background _____ Respondent drives a
_____, license tag number _____ and has a _____ (state) driver=s
license number _____. Respondent has distinguishing marks (tattoos, scars,
etc.) _____. Respondent=s home address _____.
and is employed by _____ at _____ and works from _____ to _____
on (days) _____.

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____]	
Petitioner,]	Civil Action File
]	
5.]	No. _____
]	
_____]	
Respondent.]	

VERIFICATION

Personally appeared _____, who being duly sworn states that she/he is the Petitioner in the above styled case and that the facts set forth in the foregoing Petition for Temporary Protective Order are true and correct.

Petitioner

Sworn and subscribed before
me this ____ day of _____, _____.

NOTARY PUBLIC

My commission expires:

*** REMOVE THIS PAGE FROM PETITION ***

Pursuant to O.C.G.A. ' 19-13-3

Petitioner assisted by

Name _____

Address _____

Phone _____

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____	:	
Petitioner,	:	Civil Action File
v.	:	
	:	
_____	:	No. _____
Respondent.	:	

FAMILY VIOLENCE EX PARTE PROTECTIVE ORDER

The Petitioner having prayed pursuant to O.C.G.A. §§ 19-13-1 et seq., that a Protective Order be issued; and alleged that Respondent has committed acts of Family Violence and that Petitioner is in reasonable fear of the Petitioner’s safety and the safety of Petitioner’s child/ren; and it appearing to the Court that probable cause exists that family violence has occurred in the past and may occur in the future, IT IS HEREBY ORDERED AND ADJUDGED:

1. That these proceedings be filed in the office of the Clerk of this Court.
2. That this Order applies in every county throughout the state and it shall be the duty of every court and every law enforcement official to enforce and carry out the provisions of this Order pursuant to O.C.G.A. § 19-13-4(d). Law Enforcement officers may use their arrest powers pursuant to O.C.G.A. §§ 19-13-6 and 17-4-20 to enforce the terms of this Order.
3. That a copy of this Order be given to law enforcement and the Respondent be served with a copy of this Order and Petition for Temporary Protective Order instanter.

4.

<p>That the Respondent appear before this Court, on the ____ day of _____, 20____ at _____ . m. in room _____ of the _____ County Courthouse at _____ to show cause why the requests of the Petitioner should not be granted.</p>
--

5. [pco01] That Respondent is hereby enjoined and restrained from doing, or attempting to do, or threatening to do, any act of injury, maltreating, molesting, following, harassing, harming or abusing the Petitioner and/or the minor child/ren in any manner. Respondent is not to interfere with Petitioner's travel, transportation, or communication. Respondent shall not follow, place under surveillance, or contact the Petitioner at any place of the Petitioner for the purpose of harassing and intimidating the Petitioner.
6. [pco02] That the Respondent is enjoined and restrained from doing or threatening to do any act of injury, maltreating, molesting, harassing, harming, or abusing the Petitioner's family or household.
7. That this Court determined that it had jurisdiction over the parties and the subject matter under the laws of the State of Georgia and the Court ordered that the Respondent be given reasonable notice and opportunity to be heard sufficient to protect the Respondent's due process rights. This Order shall be presumed valid and pursuant to 18 U.S.C. § 2265(a) shall be accorded **full faith and credit** by any other state or local jurisdiction and shall be enforced as if an Order of the enforcing state or jurisdiction.

ONLY THE FOLLOWING THAT ARE INITIALED BY THE JUDGE SHALL APPLY.

- _____ 8. [pco03] That until further Order by this Court, Petitioner is awarded sole and exclusive use of the family residence at _____.
- _____ 9. Respondent is ordered to leave the family residence immediately and law enforcement _____ (sheriff or police department) is ordered to assist Petitioner in returning to the family residence and the removal of the Respondent. Respondent is to immediately surrender to law enforcement _____ (sheriff or police department) all and any keys, garage door openers and other security devices to the family residence and law enforcement is to insure that these are given to the Petitioner.
- _____ 10. Respondent is ordered to provide suitable alternate housing for Petitioner and/or Petitioner's children by _____.
- _____ 11. Petitioner's address is ordered to be kept confidential.

_____ 12. Respondent is ordered to stay away from Petitioner's and Petitioner's minor
[pco04] child/ren's residence at _____
and workplace at _____ or school and any subsequent
residence or workplace or school of Petitioner and/or Petitioner's minor child/ren.

_____ 13. That until further Order of this Court, Respondent is restrained and enjoined from
[pco01,04] approaching within _____ yards of Petitioner and/or Petitioner's minor child/ren.

_____ 14. Respondent is ordered not to have any contact, direct, indirect or through another
[pco05] person with Petitioner, by telephone, pager, fax, e-mail or any other means of
communication except as specified in this Order.

_____ 15. That Petitioner is awarded temporary custody of the minor child/ren, namely:
[pco09] _____ DOB _____ sex _____
_____ DOB _____ sex _____
_____ DOB _____ sex _____
_____ DOB _____ sex _____
Respondent is ordered not to interfere with the physical custody of the child/ren.

_____ [pco06] Check here **only if Respondent** is awarded temporary custody of child/ren.

_____ 16. That Respondent is ordered to pay temporary child support for the minor child/ren
to Petitioner in the amount of \$_____ every _____ beginning _____.
All payments shall be made by or to: _____ income deduction order
_____ child support receiver
_____ by mail directly to the Petitioner
or _____

_____ 17. That Respondent is ordered to pay temporary support for the Petitioner in the
amount of \$_____ every _____ beginning _____.
All payments shall be made by or to: _____ income deduction order
_____ child support receiver
_____ by mail directly to the Petitioner
or _____

_____ 18. That Respondent, **only when accompanied by local law enforcement**, shall be able to remove his/her clothing and personal items from the residence as follows:

On _____, 20____ at _____ m.

_____ 19. That (Respondent)(Petitioner)(both Respondent and Petitioner) [strike through appropriate] is/are ordered not to sell, encumber, trade, damage, contract to sell, or otherwise dispose of or remove from the jurisdiction of this Court any of the property or pets of the Petitioner or joint property or pets of the parties except in the ordinary course of business.

_____ 20. That (Respondent)(Petitioner)(both Respondent and Petitioner) [strike through appropriate] is/are ordered not to disconnect or have disconnected the home utilities, change or have changed and/or cancel or have canceled auto, health or life insurance for Respondent, Petitioner, and/or Petitioner's child/ren or interfere with Respondent, Petitioner's and/or Petitioner's child/ren's mail.

_____ 21. That Petitioner is awarded temporary sole possession of the vehicle:
Make _____ Model _____ Year _____ Color_____. Respondent shall immediately surrender all keys, proof of insurance, and registration to this vehicle to law enforcement and law enforcement shall immediately turn over said items to Petitioner.

_____ 22. That Petitioner shall be allowed to remove the following property from the family residence for Petitioner and/or Petitioner's child/ren's use _____
_____.
On _____, 20____ at _____ and law enforcement _____ (sheriff or police department) is hereby ordered to assist the Petitioner during this removal.

_____ 23. That Respondent shall be required to return the following property for Petitioner and/or Petitioner's children's use _____
_____. On _____, 20____ at _____ and law enforcement _____ (sheriff or police department) is hereby ordered to assist the Petitioner with this return.

CIVIL ACTION FILE NO. _____

_____ 24. It is further Ordered

[pco08]

SO ORDERED this _____ day of _____, 20____.

JUDGE, SUPERIOR COURT
_____ County

Print or stamp Judge's name

Violation of the above Order may be punishable by arrest.

NOTICE TO RESPONDENT

- 1. Violation of this Order may result in immediate arrest and criminal prosecution that may result in jail time and/or fines and/or may subject you to prosecution and penalties for contempt of court.**
- 2. This Order shall remain in effect unless specifically superceded by a subsequent signed and filed Order, by operation of law, or by Order of dismissal, whichever occurs first. Only this Court can void, modify or dismiss this Order. Either party may ask this Court to change or dismiss this Order.**
- 3. A person commits the offense of Aggravated Stalking when such person, in violation of a temporary or permanent protective Order prohibiting this behavior follows, places under surveillance, or contacts Petitioner on public or private property for the purpose of harassing and intimidating the other person. This activity can subject the Respondent to arrest and prosecution for felony Aggravated Stalking, which carries penalties of imprisonment for not less than 1 year nor more than 10 years and a fine of up to \$10,000.00.**

CIVIL ACTION FILE NO. _____

*** REMOVE THIS PAGE FROM ORDER ***

Pursuant to O.C.G.A. Section 19-13-3,
Petitioner assisted by

Name: _____

Address: _____

Telephone: _____

Note to Judges: This form is promulgated as a Uniform Superior Court Rule under the auspices of O.C.G.A. § 19-13-53. To order a specific provision, please initial in the space provided. The court should delete or otherwise make inoperative any provision in the standardized form which is not supported by the evidence in the case and in order to comply with the court's application of the law and facts to an individual case.

RESPONDENT'S IDENTIFYING FACT SHEET

(please complete as much as possible; one of these must be provided to have the order placed in the National Crime Information Center registry: Respondent's date of birth OR social security number)

Respondent's social security number is _____, date of birth is _____, sex _____, color of hair _____, color of eyes _____, height _____, weight _____. Respondent's race is _____, ethnic background _____. Respondent has distinguishing marks (tattoos, scars, etc.) _____. Respondent drives a _____, license tag number _____ and has a _____ (state) driver's license number _____. Respondent's home address _____ and is employed by _____ at _____ and works from _____ to _____ on (days) _____.

PETITIONER'S IDENTIFYING INFORMATION

Protected parties _____ DOB _____ sex _____ race _____
_____ DOB _____ sex _____ race _____
_____ DOB _____ sex _____ race _____
_____ DOB _____ sex _____ race _____

Transmitted to Georgia Protective Order Registry Date _____ Clerk _____

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____,
 Petitioner, : Civil Action File
 vs. :
 _____, : No. _____
 Respondent. :

FAMILY VIOLENCE TWELVE MONTH PROTECTIVE ORDER

A hearing was held on this matter on _____, 20____ for which the Respondent had notice as required by law and at which the Respondent appeared and/or had the opportunity to be heard and the Petitioner requested that the Protective Order entered in this case be continued. Having heard the evidence presented, reviewed the petition and the entire record concerning this case and for good cause shown, IT IS HEREBY ORDERED AND ADJUDGED:

1. That these proceedings be filed in the office of the Clerk of this Court.
2. That this Order applies in every county throughout the state and it shall be the duty of every court and every law enforcement official to enforce and carry out the provisions of this Order pursuant to O.C.G.A. § 19-13-4(d). Law Enforcement officers may use their arrest powers pursuant to O.C.G.A. §§ 19-13-6 and 17-4-20 to enforce the terms of this Order.
3. This Order shall be in effect for up to twelve (12) months from _____, 20____ until _____, 20____.
4. [pco01] That the Respondent has violated the Family Violence Act, at O.C.G.A. § 19-13-1 et seq., by committing family violence, has placed the Petitioner in reasonable fear for Petitioner’s safety, and represents a credible threat to the physical safety of Petitioner and/or Petitioner’s child/ren. Respondent is hereby enjoined and restrained from doing, or attempting to do, or threatening to do, any act of injury, maltreating, molesting, following, harassing, harming, or abusing the Petitioner and/or the minor child/ren in any manner. Respondent is not to interfere with Petitioner’s travel, transportation, or communication. Respondent shall not follow, place under surveillance, or contact the Petitioner at any place of the Petitioner for the purpose of harassing and intimidating the Petitioner.
5. [pco02] That the Respondent is enjoined and restrained from doing or attempting to do, or threatening to do, any act of injury, maltreating, molesting, harassing, harming, or abusing the Petitioner’s family or household.

6. That this Court determined that it had jurisdiction over the parties and the subject matter under the laws of the State of Georgia and Respondent received reasonable notice and had the opportunity to be heard before this Order was issued sufficient to protect the Respondent's due process rights and this Order shall be presumed valid and pursuant to 18 U.S.C. § 2265(a) shall be accorded **full faith and credit** by any other state or local jurisdiction and shall be enforced as if an Order of the enforcing state or jurisdiction.

ONLY THE FOLLOWING THAT ARE INITIALED BY THE JUDGE SHALL APPLY

_____ 7. Petitioner is awarded sole and exclusive possession of the residence at _____
[pco03] _____

_____ 8. Respondent is ordered to leave the family residence immediately and law enforcement at _____ (sheriff or police department) is ordered to assist Petitioner in returning to the family residence and the removal of the Respondent. Respondent shall immediately surrender to law enforcement _____ (sheriff or police department) all and any keys, garage door openers and other security devices to the family residence and law enforcement shall insure that these are given to the Petitioner.

_____ 9. Respondent is ordered to stay away from Petitioner's and Petitioner's child/ren's residence and workplace and/or school and any subsequent residence or workplace or school of Petitioner and/or Petitioner's minor child/ren.
[pco04]

_____ 10. Respondent is ordered to provide suitable alternate housing for Petitioner and/or Petitioner's children by _____.

_____ 11. That Respondent is restrained and enjoined from approaching within _____ yards of Petitioner and/or Petitioner's minor children.
[pco01,04]

_____ 12. Respondent is ordered not to have any contact, direct, indirect or through another person with Petitioner, by telephone, pager, fax, e-mail or any other means of communication except as specified in this Order.
[pco05]

_____ 13. That Petitioner is awarded temporary custody of the minor child/ren, namely:
[pco09] _____ DOB _____ sex _____
_____ DOB _____ sex _____
_____ DOB _____ sex _____
_____ DOB _____ sex _____

Respondent is ordered not to interfere with the physical custody of the minor child/ren.

_____ [pco06] Initial here ***only if Respondent*** is awarded temporary custody of the child/ren.

_____ 14. The _____ shall pay to the _____, for the support of the minor child/ren, the sum of _____ Dollars (\$ _____) per _____, beginning _____, 20_____.

All payments are to be made by or to: _____ income deduction order
_____ child support receiver
_____ by mail directly to the Petitioner
or _____

_____ 15. Respondent is ordered to pay temporary support for the Petitioner in the amount of \$ _____ every _____ beginning _____.

All payments are to be made by or to: _____ income deduction order
_____ child support receiver
_____ by mail directly to the Petitioner
or _____

_____ 16. Respondent shall have visitation with the minor child/ren according to the following schedule, beginning _____:

- _____ no visitation
- _____ no visitation until _____
- _____ supervised visitation, supervised by a third party as follows:

- _____ visitation every other weekend from Friday at 6 p.m. until Sunday at 6 p.m beginning _____, _____
- _____ other visitation _____

_____ circumstances concerning how Respondent shall pick up and return the minor child/ren shall be _____

Strict compliance with this visitation provision shall not be a violation of the restraining provisions of this Order.

_____ 17. Respondent, **only when accompanied by local law enforcement**, shall be able to remove his/her clothing and personal items from the residence as follows:

On _____, 20_____ at _____ m.

_____ 18. (Respondent)(Petitioner)(both Respondent and Petitioner) [strike through appropriate] is/are ordered not to sell, encumber, trade, damage, contract to sell, or otherwise dispose of or remove from the jurisdiction of this Court any of the property or pets of the Petitioner or joint property or pets of the parties except in the ordinary course of business.

____ 19. (Respondent)(Petitioner)(both Respondent and Petitioner) [strike through appropriate] is/are ordered not to disconnect or have disconnected home utilities, change or have changed and/or cancel or have canceled auto, health or life insurance for Respondent, Petitioner, and/or Petitioner's child/ren or interfere with Respondent, Petitioner's and/or Petitioner's child/ren's mail.

____ 20. Petitioner shall have sole, exclusive temporary possession of the vehicle: Make _____ Model _____ Year _____ Color _____. Respondent shall immediately surrender all keys, proof of insurance, and registration to this vehicle to law enforcement and law enforcement shall immediately turn over said items to Petitioner.

____ 21. Petitioner shall be allowed to remove the following property from the family residence for Petitioner and/or Petitioner's child/ren's use _____

_____.
On _____, 20____ at _____ and law enforcement _____ (sheriff or police department) is hereby ordered to assist the Petitioner during this removal.

____ 22. Respondent is ordered to undergo alcohol/drug abuse evaluation and follow the recommended treatment.

____ 23. That Respondent shall be required to return the following property for Petitioner and/or Petitioner's child/ren's use _____

_____.
On _____, 20____ at _____ and law enforcement _____ (sheriff or police department) is hereby ordered to assist the Petitioner during this return.

____ 24. Petitioner is awarded costs and attorney fees in the amount of _____.

____ 25. **FAMILY VIOLENCE INTERVENTION PROGRAM**

It is further Ordered that the Respondent shall make arrangements to begin a certified family violence intervention program (FVIP) within fourteen (14) days of the signing of this Order, or if appropriate within fourteen (14) days upon release from incarceration. A list of local certified agencies will be given to the Respondent with this Order. Furthermore, Respondent shall appear before this court _____, 20____ at _____m. for a hearing on the status of his/her application, attendance and/or completion of the FVIP. At that hearing, Respondent is ordered to present to this court a written status report from the agency providing the certified FVIP. The status report shall detail Respondent's application, attendance and/or completion of or failure to apply, attend and/or complete the FVIP and shall be signed by an officer of the agency.

OR

_____ Respondent is ordered to undergo a certified family violence intervention program and comply with the attached compliance form.

OR

_____ Respondent is ordered to undergo a certified family violence intervention program.

OR

_____ Respondent is not ordered to undergo a certified family violence intervention program and the following reasons exist:

_____ 26. Petitioner/protected party is either a spouse, former spouse, parent of a common child, Petitioner's child, child of Respondent, cohabitates or has cohabited with Respondent and qualifies for 18 U.S.C. 922(g). It is further ordered that the Respondent shall not possess or purchase a firearm or ammunition as restricted by federal law under 18 U.S.C. 922(g)(8).
[pco07]

_____ 27. It is further Ordered:
[pco08] _____

SO ORDERED this _____ day of _____, 20_____.

JUDGE, SUPERIOR COURT
_____ County

Print or stamp Judge's name

Violation of the above Order may be punishable by arrest.

NOTICE TO RESPONDENT

- 1. Violation of this Order may result in immediate arrest and criminal prosecution that may result in jail time and/or fines and/or may subject you to prosecution and penalties for contempt of court.**
- 2. This Order shall remain in effect unless specifically superceded by a subsequent Order signed and filed, by operation of law, or by Order of dismissal, whichever occurs first. Only this Court can void, modify or dismiss this Order. Either party may ask this Court to change or dismiss this Order.**
- 3. If after a hearing, of which the Respondent received notice and opportunity to participate, a protective order is issued which restrains Respondent from harassing, stalking or threatening an intimate partner, Respondent is prohibited from possessing, receiving, or transporting a firearm or ammunition which has been shipped or transported in interstate or foreign commerce for the duration of the Order. 18 U.S.C. § 922(g).**
- 4. A person commits the offense of Aggravated Stalking when such person, in violation of a temporary or permanent protective Order prohibiting this behavior follows, places under surveillance, or contacts another person on public or private property for the purpose of harassing and intimidating the other person. This activity can subject the Respondent to arrest and prosecution for felony aggravated stalking, which carries penalties of imprisonment for not less than 1 year nor more than 10 years and a fine of up to \$10,000.00.**

RESPONDENT'S IDENTIFYING FACT SHEET

(please complete as much as possible; one of these must be provided to have the order placed in the National Crime Information Center registry: Respondent's date of birth OR social security number)

Respondent's social security number is _____, date of birth is _____, sex _____, color of hair _____, color of eyes _____, height _____, weight _____. Respondent's race is _____, ethnic background _____. Respondent has distinguishing marks (tattoos, scars, etc.) _____. Respondent drives a _____, license tag no: _____ (Expires: _____) and has a _____ (state) driver's license no: _____ (Expires: _____). Respondent's home address _____ and is employed by _____ at _____ and works from _____ to _____ on (days) _____. Respondent has the following known aliases: _____.

PROTECTED PARTIES' IDENTIFYING INFORMATION

Petitioner: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____

Transmitted to Georgia Protective Order Registry Date _____ Clerk _____

CIVIL ACTION FILE NO. _____

Pursuant to O.C.G.A. § 19-13-3,
Petitioner assisted by

Name: _____

Address: _____

Phone: _____

Note to Judges: This form is promulgated as a Uniform Superior Court Rule under the auspices of O.C.G.A. § 19-13-53. To order a specific provision, please initial in the space provided. The court should delete or otherwise make inoperative any provision in the standardized form which is not supported by the evidence in the case and in order to comply with the court's application of the law and facts to an individual case.

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____,
 Petitioner, : Civil Action File
 vs. :
 _____, : No. _____
 Respondent. :

FAMILY VIOLENCE THREE YEAR/PERMANENT PROTECTIVE ORDER

A hearing was held on this matter on _____, 20____ for which the Respondent had notice as required by law and at which the Respondent appeared and/or had the opportunity to be heard and the Petitioner requested that the Protective Order entered in this case be converted to a Permanent Family Violence Protective Order. This Court has determined that it had jurisdiction over the subject matter and the parties. Having heard the evidence presented, reviewed the Motion and the entire record concerning this case and for good cause shown, IT IS HEREBY ORDERED AND ADJUDGED:

1. That these proceedings be filed in the office of the Clerk of this Court.
2. That this Order applies in every county throughout the state and it shall be the duty of every court and every law enforcement official to enforce and carry out the provisions of this Order pursuant to O.C.G.A. § 19-13-4(d). Law Enforcement officers may use their arrest powers pursuant to O.C.G.A. §§ 19-13-6 and 17-4-20 to enforce the terms of this Order.
3. This Order and the Order issued _____, 20____ shall be permanent pursuant to O.C.G.A. § 19-13-4(c) and have NO expiration date.

OR

- 3.1 This Order shall be in effect for three (3) years and shall expire on _____, 20____.
4. That the Respondent has violated the Family Violence Act, at O.C.G.A. § 19-13-1 et seq., by committing family violence, has placed the Petitioner in reasonable fear for Petitioner’s safety, and represents a credible threat to the physical safety of Petitioner and/or Petitioner’s child/ren. Respondent is hereby enjoined and restrained from doing, or attempting to do, or threatening to do, any act of injury, maltreating, molesting, following, harassing, harming, or abusing the Petitioner and/or the minor child/ren in any manner. Respondent is not to interfere with Petitioner’s travel,

[pco01]

transportation, or communication. Respondent shall not follow, place under surveillance, or contact the Petitioner at any place of the Petitioner for the purpose of harassing and intimidating the Petitioner.

5. That the Respondent is enjoined and restrained from doing or attempting to do, or threatening to do, any act of injury, maltreating, molesting, harassing, harming, or abusing the Petitioner's family or household.

6. That this Court determined that it had jurisdiction over the parties and the subject matter under the laws of the State of Georgia and Respondent received reasonable notice and had the opportunity to be heard before this Order was issued sufficient to protect the Respondent's due process rights and this Order shall be presumed valid and pursuant to 18 U.S.C. § 2265(a) shall be accorded **full faith and credit** by any other state or local jurisdiction and shall be enforced as if an Order of the enforcing state or jurisdiction.

ONLY THE FOLLOWING THAT ARE INITIALED BY THE JUDGE SHALL APPLY

7. Respondent is ordered to stay away from Petitioner's and Petitioner's child/ren's residence and workplace and/or school and any subsequent residence or workplace or school of Petitioner and/or Petitioner's minor child/ren.

8. That Respondent is restrained and enjoined from approaching within _____ yards of Petitioner and/or Petitioner's minor children.

9. Respondent is ordered not to have any contact, direct, indirect or through another person with Petitioner, by telephone, pager, fax, e-mail or any other means of communication except as specified in this Order.

10. That Petitioner is awarded custody of the minor child/ren, namely:

DOB _____ sex _____

DOB _____ sex _____

DOB _____ sex _____

DOB _____ sex _____

Respondent is ordered not to interfere with the physical custody of the minor child/ren.

Initial here **only if Respondent** is awarded temporary custody of the child/ren.

11. The _____ shall pay to the _____, for the support of the minor child/ren, the sum of _____ Dollars (\$_____) per _____, beginning _____, 20_____.

CIVIL ACTION FILE NO. _____

All payments are to be made by or to: _____ income deduction order
_____ child support receiver
_____ by mail directly to the Petitioner
or _____

In determining child support the Court finds as follows:

The Father's gross monthly income (before taxes) is \$_____;

The Mother's gross monthly income (before taxes) is \$_____.

Number of children – The number of children for whom support is being provided under this order is _____.

Deviations:

() It has been determined that none of the Deviations allowed under OCGA §19-6-15 applies in this case. **OR**

() It has been determined that one or more of the Deviations allowed under OCGA §19-6-15 applies in this case, as shown by the attached *Schedule E*. The Presumptive Amount of Child Support that would have been required under OCGA §19-6-15 if the deviations had not been applied is \$_____ per month, as shown on the attached *Child Support Worksheet*. The attached *Schedule E* explains the reasons for the deviation, how the application of the guidelines would be unjust or inappropriate considering the relative ability of each parent to provide support, and how the best interest of the child/ren who is/are subject to this child support determination is served by deviation from the presumptive amount of child support.

The Child Support Order Addendum is attached and made a part of this Order.

_____ 12. Respondent is ordered to pay temporary support for the Petitioner in the amount of \$_____ every _____ beginning _____.

All payments are to be made by or to: _____ income deduction order
_____ child support receiver
_____ by mail directly to the Petitioner
or _____

_____ 13. Respondent shall have visitation with the minor child/ren according to the following schedule, beginning_____:

- _____ no visitation
- _____ no visitation until _____
- _____ supervised visitation, supervised by a third party as follows:

CIVIL ACTION FILE NO. _____

_____ visitation every other weekend from Friday at 6 p.m. until Sunday at 6 p.m
beginning _____, _____
_____ other visitation _____
_____ circumstances concerning how Respondent shall pick up and return the
minor child/ren shall be _____

Strict compliance with this visitation provision shall not be a violation of the restraining provisions of this Order.

_____ 14. (Respondent)(Petitioner)(both Respondent and Petitioner) [strike through appropriate] is/are ordered not to sell, encumber, trade, damage, contract to sell, or otherwise dispose of or remove from the jurisdiction of this Court any of the property or pets of the Petitioner or joint property or pets of the parties except in the ordinary course of business.

_____ 15. (Respondent)(Petitioner)(both Respondent and Petitioner) [strike through appropriate] is/are ordered not to disconnect or have disconnected home utilities, change or have changed and/or cancel or have canceled auto, health or life insurance for Respondent, Petitioner, and/or Petitioner's child/ren or interfere with Respondent, Petitioner's and/or Petitioner's child/ren's mail.

_____ 16. Petitioner is awarded costs and attorney fees in the amount of _____.

_____ 17. [pco07] Petitioner/protected party is either a spouse, former spouse, parent of a common child, Petitioner's child, child of Respondent, cohabitates or has cohabited with Respondent and qualifies for 18 U.S.C. 922(g). It is further ordered that the Respondent shall not possess or purchase a firearm or ammunition as restricted by federal law under 18 U.S.C. 922(g)(8).

_____ 18. It is further Ordered:
[pco08] _____

SO ORDERED this _____ day of _____, 20____.

JUDGE, SUPERIOR COURT
_____ County

Print or stamp Judge's name

Violation of the above Order may be punishable by arrest.

NOTICE TO RESPONDENT

- 1. Violation of this Order may result in immediate arrest and criminal prosecution that may result in jail time and/or fines and/or may subject you to prosecution and penalties for contempt of court.**
- 2. This Order shall remain in effect unless specifically superceded by a subsequent Order signed and filed, by operation of law, or by Order of dismissal, whichever occurs first. Only this Court can void, modify or dismiss this Order. Either party may ask this Court to change or dismiss this Order.**
- 3. If after a hearing, of which the Respondent received notice and opportunity to participate, a protective order is issued which restrains Respondent from harassing, stalking or threatening an intimate partner, Respondent is prohibited from possessing, receiving, or transporting a firearm or ammunition which has been shipped or transported in interstate or foreign commerce for the duration of the Order. 18 U.S.C. § 922(g).**
- 4. A person commits the offense of Aggravated Stalking when such person, in violation of a temporary or permanent protective Order prohibiting this behavior follows, places under surveillance, or contacts another person on public or private property for the purpose of harassing and intimidating the other person. This activity can subject the Respondent to arrest and prosecution for felony aggravated stalking, which carries penalties of imprisonment for not less than 1 year nor more than 10 years and a fine of up to \$10,000.00.**

RESPONDENT'S IDENTIFYING FACT SHEET

(please complete as much as possible; one of these must be provided to have the order placed in the National Crime Information Center registry: Respondent's date of birth OR social security number)

Respondent's social security number is _____, date of birth is _____, sex _____, color of hair _____, color of eyes _____, height _____, weight _____. Respondent's race is _____, ethnic background _____. Respondent has distinguishing marks (tattoos, scars, etc.) _____. Respondent drives a _____, license tag no: _____ (Expires: _____) and has a _____ (state) driver's license no: _____ (Expires: _____). Respondent's home address _____ and is employed by _____ at _____ and works from _____ to _____ on (days) _____. Respondent has the following known aliases: _____.

PROTECTED PARTIES' IDENTIFYING INFORMATION

Petitioner: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____

Transmitted to Georgia Protective Order Registry Date _____ Clerk _____

CIVIL ACTION FILE NO. _____

Pursuant to O.C.G.A. § 19-13-3,

Petitioner assisted by

Name: _____

Address: _____

Phone: _____

Note to Judges: This form is promulgated as a Uniform Superior Court Rule under the auspices of O.C.G.A. § 19-13-53. To order a specific provision, please initial in the space provided. The court should delete or otherwise make inoperative any provision in the standardized form which is not supported by the evidence in the case and in order to comply with the court's application of the law and facts to an individual case.

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____,
 Petitioner, :
 vs. : Civil Action File
 _____, :
 Respondent. : No. _____

CHILD SUPPORT ADDENDUM TO
FAMILY VIOLENCE PROTECTIVE ORDER

This Addendum is entered in conjunction with the Family Violence Protective Order dated _____, 20____ and supersedes any contradictory language in that order. This Addendum is intended to fulfill the requirements of O.C.G.A. §19-6-15.

____ 1. The Respondent is ordered to pay to the Petitioner support for the minor child/ren in the amount of \$_____ every _____ beginning the _____ of _____, 20_____.

All payments are to be made by or to: _____ income deduction order
 _____ child support receiver
 _____ by mail directly to the Petitioner
 or _____

In determining child support the Court finds as follows:

The gross income of the father is \$_____ yearly or \$_____ monthly.

The gross income of the mother is \$_____ yearly or \$_____ monthly.

Child support is being determined for _____ child/ren.

____ 2. Social Security benefits of \$_____ per month received by the child/ren on behalf of the Respondent have reduced the Respondent's presumptive child support obligation from \$_____ to \$_____ per month.

____ 3. Health insurance is available at a reasonable cost to Petitioner/Respondent (circle one). Petitioner/Respondent (circle one) shall provide health insurance for the parties' minor child/ren. The parent who maintains the insurance shall provide the other parent with an insurance identification card or other acceptable proof of insurance coverage and shall cooperate with the other parent in submitting claims under the policy.

_____ 4. The Respondent shall be responsible for _____% and Petitioner shall be responsible for _____% of the uninsured health care expenses for the minor child/ren.

_____ 5. The following deviation(s) to the child support calculations as outlined in O.C.G.A. §19-6-15 applies in this case: _____

_____ The reason for such deviation(s) is/are: _____

_____ The presumptive amount of child support required under O.C.G.A. §19-6-15 if the deviation had not been applied is \$_____ per month; however, the guidelines would be unjust or inappropriate considering the relative ability of each parent to provide support and it is in the best interest of these child/ren to deviate from the Presumptive Amount of Child Support because _____

_____ Deviation from the presumptive amount of child support would not seriously impair the ability of the custodial parent to maintain minimally adequate housing, food, clothing, and other basic necessities for the child/ren being supported by this order.

_____ 6. The Respondent's parenting time as set forth in the visitation paragraph of the main order is _____ days per year.

_____ 7. It is further Ordered:

SO ORDERED this _____ day of _____, 20_____.

JUDGE, SUPERIOR COURT

_____ County

Print or stamp Judge's name

ORI _____

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____]	
]	
Petitioner,]	Civil Action File
v.]	
]	
_____]	No. _____
]	
Respondent.]	

**ORDER FOR CONTINUANCE OF HEARING
AND EX PARTE PROTECTIVE ORDER**

IT IS ORDERED that the hearing for a Protective Order in the above styled case be continued and rescheduled to _____, 20 ____.

IT IS FURTHER ORDERED that the Ex Parte Protective Order issued on _____, 20____ in the above styled case is continued until the hearing date of _____, 20____ and all provisions of the Ex Parte Protective Order shall remain in full effect with the following modifications _____

This _____ day of _____, 20____.

JUDGE, SUPERIOR COURT
_____ County

Print or stamp Judge's name

TRANSMITTED TO GEORGIA PROTECTIVE ORDER REGISTRY DATE _____ CLERK _____

*** REMOVE THIS PAGE FROM ORDER ***

Pursuant to O.C.G.A. Section 19-13-3,
Petitioner assisted by:

Name: _____

Address: _____

Telephone: _____

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____	:	
Petitioner,	:	Civil Action File
v.	:	
	:	
_____	:	No. _____
Respondent.	:	

DISMISSAL OF TEMPORARY PROTECTIVE ORDER

IT IS HEREBY ORDERED, ADJUDGED, and DECREED that the (Petition)(Counter-Petition)(Both Petition and Counter-Petition) [strike through appropriate] for Temporary Protective Order filed on the ____ day of _____, 20____ is hereby dismissed without prejudice:

- on (Petitioner's)(Respondent's)(Both Petitioner's and Respondent's) motion to dismiss.
- on (Petitioner's)(Respondent's)(Both Petitioner's and Respondent's) failure to appear and proceed.
- on (Petitioner's)(Respondent's)(Both Petitioner's and Respondent's) failure to prove by a preponderance of the evidence the allegations contained in the (Petition)(Counter-Petition)(Both Petition and Counter-Petition) for Temporary Protective Order.
- due to lack of service on (Petitioner)(Respondent)(Both Petitioner and Respondent).
- OTHER: _____

This ____ day of _____, 20_____.

JUDGE, SUPERIOR COURT
_____ County

Print or stamp Judge's name

Transmitted to Georgia Protective Order Registry Date _____ Clerk _____

ORI _____

THE SUPERIOR COURT FOR THE COUNTY OF _____

STATE OF GEORGIA

_____]	
]	
Petitioner,]	Civil Action File
v.]	
]	
_____]	No. _____
]	
Respondent.]	

ORDER TO MODIFY PRIOR PROTECTIVE ORDER

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the prior Family Violence Protective Order issued _____, 20__ is modified as follows:

the remaining parts of the Protective Order issued _____, 20__ remains unmodified and in full effect.

This _____ day of _____, 20__.

JUDGE, SUPERIOR COURT
_____ County

Print or stamp Judge's name

TRANSMITTED TO GEORGIA PROTECTIVE ORDER REGISTRY DATE _____ CLERK _____

*** REMOVE THIS PAGE FROM ORDER ***

Pursuant to O.C.G.A. Section 19-13-3,
Petitioner assisted by:

Name: _____

Address: _____

Telephone: _____