

IN THE SUPREME COURT OF THE STATE OF NEVADA

FILED

DEC 28 1998

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Bloom*
CHIEF DEPUTY CLERK

In The Matter Of:)

ADOPTION OF STANDARDIZED FORMS)
FOR PROTECTION ORDERS IN CASES OF)
DOMESTIC VIOLENCE)

ADKT No. 269

Motion for Adoption of Standardized
Forms For Use In Domestic
Violence Protection Order Cases

The HONORABLE SCOTT T. JORDAN, Presiding Judge of the Second Judicial District Court, Family Division, and SUSAN MEUSCHKE, Executive Director of the Nevada Network Against Domestic Violence, petition this Honorable Court to adopt standardized forms for use in cases involving orders for protection against domestic violence in all courts of the State of Nevada. In support of the motion, it is set forth as follows:

1. On April 17, 1998, this Court entered its Order Appointing Members of Study Committee, directing that a committee be formed to study the need for adoption of standardized forms for protection orders in cases of domestic violence. This Order was entered in response to the Petition of the undersigned, filed on January 8, 1998, requesting the creation of such a committee.
2. The members of the Study Committee are set forth in Exhibit A attached to this Motion. The undersigned were appointed by this Court as Co-Chairs of the Committee.
3. The Study Committee has met on numerous occasions in the past year and has concluded unanimously that standardized forms for use in domestic violence protection order cases would serve the interests of victims of domestic violence, and would assist law enforcement officers, prosecutors, judges, court staff, domestic violence advocates, and others involved in cases involving

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98-00652

family violence. In addition, standardized forms would assist state agencies in fulfilling their statutory obligation of creating and maintaining repositories for domestic violence protection orders and child support orders.

4. With very able assistance from staff of the Administrative Office of the Courts, the Study Committee has developed the following standardized forms, which are attached to this Motion as Exhibits B - H:

Application for Order for Protection Against Domestic Violence (Ex. B);

Temporary Order For Protection Against Domestic Violence (Ex. C);

Domestic Violence Protection Order Information Sheet (Ex. D);

Protection Order Return of Service (Ex. E);

Order For Hearing to Extend, Modify, or Dissolve the Protection Order (Ex. F);

Notice For Hearing to Extend, Modify, or Dissolve the Protection Order (Ex. G);

Extended Order for Protection Against Domestic Violence (Ex. H).

5. The proposed forms developed by the Study Committee were submitted to every judge, prosecutor, law enforcement department head, tribal court, and domestic violence advocacy organization in the State of Nevada for review and input. The suggestions received were reviewed by the Study Committee, and many were incorporated into the final draft of the forms.

6. The Study Committee has unanimously adopted the forms as submitted with this Motion and has approved their submission to this Court.

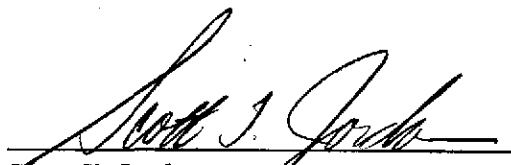
7. The Study Committee believes that if the proposed standardized forms are adopted by this Court, training should be offered to law enforcement personnel, prosecutors, judges, and court staff on the forms and their use. In furtherance of this goal, the Study Committee has been advised that the Administrative Office of the Courts has received a training grant from the Attorney

General's Office Violence Against Women Act (V.A.W.A.) program, which includes this purpose.

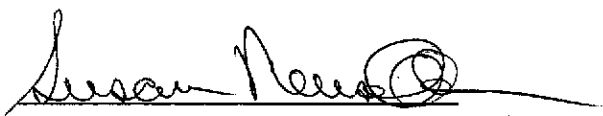
BASED ON THE FOREGOING, it is respectfully requested as follows:

1. That the Nevada Supreme Court approve the submitted forms for use on a voluntary basis by the District and Justice Courts of the State of Nevada effective immediately.
2. That a training program be developed to educate all affected professionals concerning the adoption and use of the standardized forms.
3. That the Study Committee be directed to meet on or about July 1, 1999 to review the forms in light of the experience of their use as well as any changes in applicable law approved by the 1999 Nevada Legislature, and to recommend any necessary changes to this Court.
4. That thereafter, this Court adopt the standardized forms for mandatory use by District and Justice Courts in the State of Nevada with jurisdiction over orders for protection against domestic violence.

Respectfully submitted on behalf of the Study Committee this 22 day of
December, 1998.



Scott T. Jordan
District Judge, Second Judicial District Court
Co-Chair



Susan Meuschke, Executive Director
Nevada Network Against Domestic Violence
Co-Chair



**STUDY COMMITTEE FOR THE ADOPTION OF STANDARDIZED
FORMS FOR PROTECTION ORDERS IN CASES OF DOMESTIC VIOLENCE**

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STUDY COMMITTEE FOR THE ADOPTION OF STANDARDIZED
FORMS FOR PROTECTION ORDERS IN CASES OF DOMESTIC VIOLENCE

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Fax: 687-5079

Washoe Tribal Court Clerk
919 Highway 395 South
Gardnerville, Nevada 89410
Telephone: 883-1446

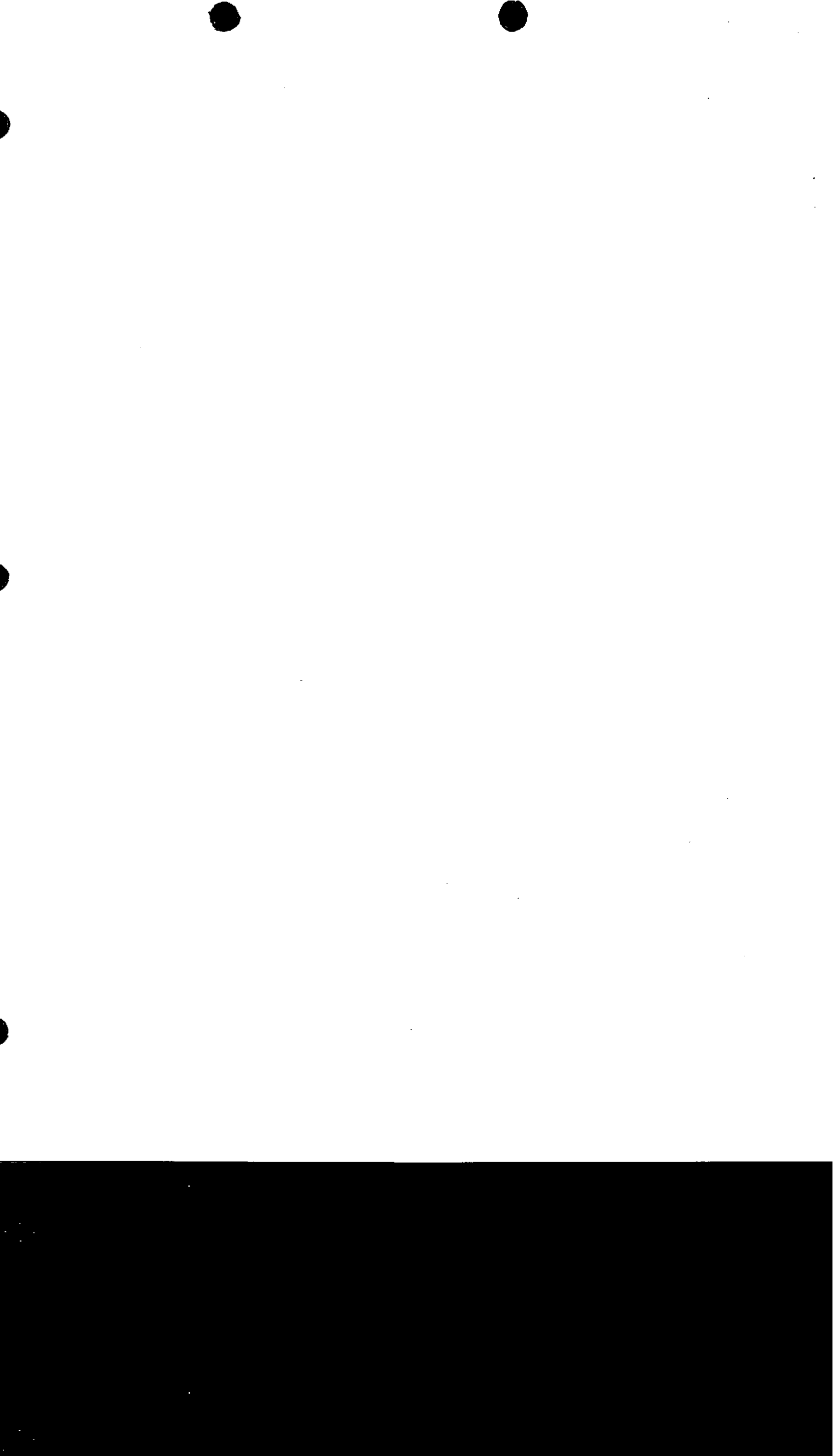
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Mary Rose Zingale
Family Master
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Elko, Nevada 89801
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Fax: 753-4613

STAFF

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Carson City, Nevada 89701-4702
Fax: 687-5079



Case No. _____
Dept. No. _____

IN THE JUSTICE COURT OF _____ TOWNSHIP
COUNTY OF _____, STATE OF NEVADA

_____,
Applicant,

vs.

APPLICATION FOR A TEMPORARY AND/OR
EXTENDED PROTECTION ORDER AGAINST
DOMESTIC VIOLENCE

_____,
Adverse Party.

Applicant states the following facts under penalty of perjury:

1. The following relationship exists between the Applicant (me) and the Adverse Party:

- We are related by:
 - Blood (father, mother, sister, brother, etc.). _____
 - Marriage (husband, wife, ex-husband, ex-wife, etc.). _____
- We are living together at this time Yes No.
We lived together in the past Yes No. If yes, tell when and where you lived together (beginning and ending dates, who moved out). _____
- We are in a dating relationship Yes No.
We dated in the past Yes No. If yes, When? (Beginning and ending dates, and who ended the relationship.) _____
- We have child(ren) **TOGETHER**: Yes No. If yes, where and with whom are these child(ren) living? _____

2. My address is: CONFIDENTIAL, or _____

City _____ State _____ Zip Code _____ Phone _____

DOB _____ I am buying renting this residence. Lease/title is held in the following name(s): _____

I have been living in this residence for _____ years.

3. My employment is: CONFIDENTIAL, or _____

Address: _____ Phone: _____

4. Adverse Party's address is: _____

City _____ State _____ Zip Code _____ Phone _____ DOB _____

Adverse Party has been living in this residence for _____ years.

1 5. Adverse Party's employment is: _____
 2 Address: _____ Phone: _____

3 6. The name(s) and age(s) of minor child(ren) who I am the parent of, or who live in my home,
 4 are as follows. I have placed a **YES** after the name and age of each child of the Adverse Party
 5 and **NO** after the name and age of each child who is not a child of the Adverse Party. Under
 6 the Child Custody Column I have placed a **YES** or **NO** to tell whether I have the **PRESENT**
 7 physical custody of the minor child(ren).

8	NAME (first and last)	AGE	DOB	ADVERSE PARTY'S (YES/NO)	CUSTODY (YES/NO)
9					
10	1.				
11					
12	2.				
13					
14	3.				
15					
16	4.				
17					
18	5.				

17 7. Please check the appropriate box, IF YOU or the ADVERSE PARTY has ever filed a case in any
 18 Court for a Divorce, Custody, Paternity, Child Support, Guardianship, Protection
 19 Order, Stalking/Harassment Order. Please indicate when and where the case was filed, and
 20 list the case numbers. _____
 21 _____

- 22 8. I have been or reasonably believe I will become a victim of domestic violence committed
 23 by the Adverse Party.
 24 My child(ren) have been or are in danger of being a victim of domestic violence committed
 25 by the Adverse Party.

1 In the following space, state the facts which support your belief. Be as specific as you can. Include
2 the approximate dates of domestic violence, how long it has gone on, and whether law enforcement
3 or medical personnel have been involved.

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28 *Please do not write on the backs of any pages, ask for additional pages.*

1 9. Has CHILD PROTECTIVE SERVICES (CPS) ever been contacted regarding any member of the
2 household in the past year? Yes No. Is CPS currently involved with this family? Yes No.
3 If yes to the question, give details, including the caseworker's name: _____
4 _____
5 _____

6 10. Have YOU ever been arrested for domestic battery, or any other crime committed against your
7 spouse, partner, or child(ren)? Yes No. If yes, WHEN and where? _____
8 _____

9 11. To your knowledge, has the **ADVERSE PARTY** ever been arrested for domestic battery, or any
10 other crime committed against his/her spouse, partner, or child(ren)? Yes No. If yes,
11 WHEN and where? _____
12 _____

13 12. An emergency exists, and I need an Order for Protection from Domestic Violence issued
14 immediately without notice to the Adverse Party to avoid irreparable injury or harm.

15 13. I request an immediate Temporary Order for Protection Against Domestic Violence (which
16 could be in effect for up to 30 days), and that it include the following relief (please check
17 all the choice(s) that apply to you):

18 (a) Prohibit the Adverse Party, either directly or through an agent, from threatening,
19 physically injuring or harassing me and/or my minor child(ren).

20 (b) Prohibit the Adverse Party from any contact with me whatsoever.

21 (c) Exclude the Adverse Party from my residence and order the Adverse Party to stay
22 at least 100 yards away from my residence.

23 (d) Obtain law enforcement assistance to accompany me to the following residence,
24 _____, or to accompany the Adverse
25 Party, to the following residence, _____
26 to obtain personal property.

27 (e) Grant temporary custody of the minor child(ren) to me.

28 (f) Order that custody, visitation, and support of the minor child(ren) remain as ordered
in the Decree of Divorce/Order entered in Case Number _____ in the
_____ Judicial District Court of the State of Nevada.

(g) Order the Adverse Party to stay at least 100 yards away from the minor

1 child(ren)'s school, or day care, located at CONFIDENTIAL, or _____
2 _____
3 _____

4 (h) Order the Adverse Party to stay at least 100 yards away from my place of
5 employment.

6 (l) Order the Adverse Party to stay at least 100 yards away from places which I or my
7 minor child(ren) frequent regularly: CONFIDENTIAL, or _____
8 _____
9 _____

10 (j) I further request the following other conditions: _____
11 _____
12 _____

13 14. I request the Court hold a hearing for an EXTENDED ORDER AGAINST DOMESTIC
14 VIOLENCE (which could be in effect for up to one year), and at that hearing the Court issue
15 an Extended Protection Order Against Domestic Violence and that it include the following
16 relief (please check all the choice(s) that apply to you):

17 (a) Prohibit the Adverse Party, either directly or through an agent, from threatening,
18 physically injuring or harassing me and/or my minor child(ren).

19 (b) Prohibit the Adverse Party from any contact with me whatsoever.

20 (c) Exclude the Adverse Party from my residence and order the Adverse Party to stay
21 at least 100 yards away from my residence.

22 (d) Grant temporary custody of the minor child(ren) to me.

23 (e) Grant the Adverse Party visitation with the minor child(ren).

24 (f) Order the Adverse Party to pay support and maintenance of the minor child(ren).
25 (You may be required to file an affidavit of financial condition prior to the hearing.)

26 (g) Order the Adverse Party to pay the rent or make payments on a mortgage or pay
27 towards my support and maintenance.

28 (h) Order that custody, visitation, and support of the minor child(ren) remain as
ordered in the Decree of Divorce/Order entered in Case Number _____
in the _____ Judicial District Court of the State of Nevada.

1 (i) Order the Adverse Party to stay at least 100 yards away from the minor child(ren)'s
2 school, or day care, located at: CONFIDENTIAL, or _____
3 _____
4 _____

5 (j) Order the Adverse Party to stay at least 100 yards away from my place of
6 employment.

7 (k) Order the Adverse Party to stay at least 100 yards away from places which I or my
8 minor child(ren) frequent regularly: CONFIDENTIAL, or _____
9 _____
10 _____

11 (l) I further request the following other conditions: _____
12 _____
13 _____
14 _____

15 **I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE**
16 **STATE OF NEVADA THAT I HAVE READ THE STATEMENTS CONTAINED IN**
17 **THIS APPLICATION, KNOW THE CONTENTS THEREOF, AND BELIEVE THEM**
18 **TO BE TRUE AND CORRECT**

19 **DATED** this _____ day of _____, _____.

20 _____
21 **Signature of Applicant**

22
23 **SUBSCRIBED and SWORN before me**

24 **this** _____ **day of** _____, _____.

25
26 _____
27 **NOTARY PUBLIC/DEPUTY COURT CLERK**
28



1 Case No. _____
2 Dept. No. _____

3 IN THE JUSTICE COURT OF _____ TOWNSHIP
4 COUNTY OF _____, STATE OF NEVADA

5 _____,
6 Applicant,

7 vs.

8 _____,
9 Adverse Party.

TEMPORARY ORDER
FOR PROTECTION AGAINST
DOMESTIC VIOLENCE

Date Issued: _____

Date Expires: _____

10 **YOU ARE HEREBY NOTIFIED** that any **VIOLATION OF THIS ORDER IS A CRIMINAL VIOLATION** and will
11 result in a misdemeanor offense, unless a more severe penalty is prescribed by law. If the violation is
12 accompanied by a violent physical act, sentence will include incarceration of not less than five days nor more
13 than six months in the county/city jail; \$1,000.00 fine or a minimum of 200 hours community service;
14 reimbursement of all costs, fees and medical expenses incurred; and participation in professional counseling.

15 **YOU ARE FURTHER NOTIFIED** that you **CAN BE ARRESTED** even if the person who obtained the order
16 invites or allows you to contact them. You have the sole responsibility to avoid or refrain from violating the
17 terms of this order. Only the court can change the order upon written application.

18 **This order meets all Full Faith and Credit provisions of the Violence Against Women Act. All other**
19 **courts and law enforcement with jurisdiction within the United States and all Indian Nations shall give full faith**
20 **and credit to this Order pursuant to 18 U.S.C. Sec. 2265.**

21 An application and affidavit having been filed in this Court by the above-named
22 Applicant requesting that a Temporary Protection Order against Domestic Violence be issued
23 by this Court against YOU, _____, the above-named Adverse
24 Party, or the Court having received specific facts by telephone pursuant to NRS 33.020(5),
25 and the Court having jurisdiction over the parties and the matter pursuant to NRS 33.010,
26 et seq., and it appearing to the satisfaction of the Court from specific facts shown by a
27 verified application that an act of domestic violence has occurred or there exists a threat of
28 domestic violence and good cause appearing for issuing such Order without hearing, **YOU**
ARE HEREBY ORDERED as follows:

1. **YOU ARE PROHIBITED**, either directly or through an agent, from threatening, physically injuring
or harassing the above-named Applicant and/or minor child(ren), and from selling, damaging, destroying, giving
away, or otherwise disposing of, or tampering with, any property owned by the Applicant, or in which Applicant
has an interest;

1 2. **YOU ARE PROHIBITED** from any contact whatsoever with the Applicant, including but not
2 limited to, in person, by telephone, through the mail, through electronic mail (e-mail), or through another
3 person;

3 3. _____ **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from Applicant's
4 residence located at CONFIDENTIAL, or _____
5 _____, Nevada, or any other place that Applicant may reside. YOU
6 (City) (County)

7 shall not interfere with Applicant's possession and use of residence, including utilities, phones, leases and other
8 related residential services;

8 4. _____ A law enforcement officer, within whose jurisdiction Applicant/Adverse Party's residence
9 is located, shall on **ONE OCCASION ONLY** accompany Applicant/Adverse Party to Applicant/Adverse Party's
10 residence located at _____,
11 (City) (County)

12 and shall stand by while Applicant/Adverse Party obtains clothing, toiletries and the following additional items:

13 _____

14 _____ **ANY PROPERTY NOT LISTED ABOVE IN DISPUTE SHALL**
15 **REMAIN IN THE RESIDENCE;**

16 5. _____ The Court, having jurisdiction under Chapter 125A of the Nevada Revised Statutes,
17 grants to Applicant temporary custody of the following minor child(ren) of the parties: _____

18 _____

19 _____; **YOU ARE PROHIBITED** from interfering with Applicant's custody
20 of the minor child(ren) named in this paragraph. Child stealing is a felony offense, punishable by possible
21 incarceration. It is in the best interest of the child(ren) that no negative, insulting, or disparaging comments be
22 made by one party against the other party in the presence of the minor child(ren);

23 6. _____ Custody, visitation, and support of the minor child(ren) of the parties shall remain as
24 ordered in the Decree of Divorce/Order entered between the parties in case number _____ in the
25 _____ Judicial District Court of the State of Nevada;

26 7. _____ **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the minor

1 child(ren)'s school, or day care, located at CONFIDENTIAL, or _____
2 _____, Nevada, or any other
3 (City) (County)

4 school or day care that the child(ren) may be attending;

5 8. _____ **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from Applicant's
6 place of employment located at CONFIDENTIAL, OR _____
7 _____, Nevada, or any other
8 (City) (County)

9 place that Applicant may be employed. **YOU ARE PROHIBITED** from any contact whatsoever with Applicant's
10 place of employment, in person, by telephone, by mail, or any other means of communication;

11 9. _____ **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the following
12 places, which Applicant and/or minor child(ren) frequents regularly: _____
13 _____, Nevada;
14 (City) (County)

15 10. _____ Notwithstanding other provisions of this order, the following provisions and exceptions
16 are made a part of this order: _____
17 _____
18 _____
19 _____
20 _____
21 _____
22 _____
23 _____
24 _____

25 11. The Clerk of the Court shall forthwith transmit a copy of this Order, together with the verified
26 application and supporting affidavit, to the _____ Sheriff's Office, or the _____
27 _____
28 _____

1 Constable, who will promptly attempt to serve the same upon the Adverse Party and upon service file return
2 of service to the Court by the end of the next business day after service is made.

3 12. If you wish to dispute the order or have it changed, you may request a hearing by filing a
4 written request with the court. Court staff will give you information about how to file your request. The court
5 will set a hearing on your request as quickly as possible.

6 13. **THIS ORDER WILL REMAIN IN EFFECT UNTIL 11:59 P.M. ON THE _____ DAY**
7 **OF _____, _____, UNLESS THE JUDGE ORDERS OTHERWISE.** If an application for an
8 extended order is filed within the effective period of this temporary order, this temporary order will remain in
9 effect until the hearing on an extended order is held.

10 **ORDER TO THE _____ COUNTY**
SHERIFF'S DEPARTMENT/LAW ENFORCEMENT OFFICERS/CONSTABLE

11 (A) Any law enforcement officer who has probable cause to believe a violation of any provision of this
12 Order has occurred is ordered to arrest the Adverse Party. Such party is to be charged with a misdemeanor
13 violation of this Order in addition to any other criminal charges which may be justified.

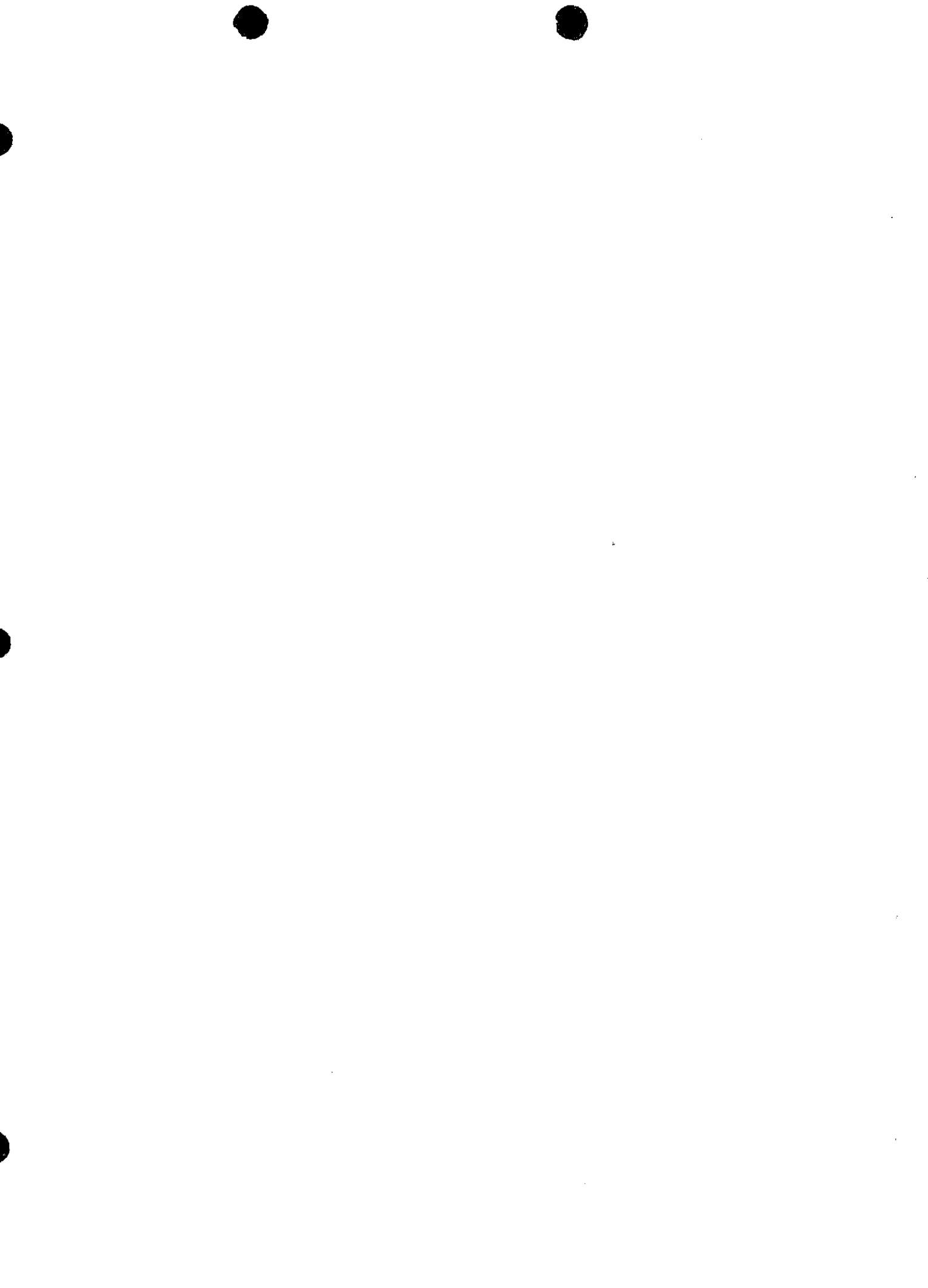
14 (B) If such law enforcement officer cannot verify that the Adverse Party was served with a copy of
15 the Application and Order, the officer shall inform the Adverse Party of the specific terms of the Order, inform
16 the Adverse Party that he/she now has notice of the provisions of the Order and that a violation of the Order
17 will result in his/her arrest, and inform the Adverse Party of the location of the court that issued the original
18 order and the hours during which he/she can obtain a copy of the Order. The law enforcement officer shall
19 then provide written proof of notice to his agency and to the Court.

20 Dated this _____ day of _____, _____

21 _____
22 Judge/Hearing Master

23
24 Transmitted to the state repository this _____ day of _____, _____

25 _____
26 Clerk of the Court



DOMESTIC VIOLENCE PROTECTION ORDER INFORMATION SHEET

Instructions to the Applicant: Please provide all information known to you in printed format.
Shaded areas () are mandatory.

APPLICANT DATA

List person(s) requesting protection order:

Name	Date Of Birth	Race	Sex
_____ (Last) (First) (Middle)	____/____/____ (M) (D) (Y)	_____	_____
_____	____/____/____	_____	_____
_____	____/____/____	_____	_____

ADVERSE PARTY DATA

Full Name: _____
(Last) (First) (Middle)

Relationship To You: _____

Other Name Used: _____
(Last) (First) (Middle)

Home Address: _____ Building # _____ Apartment # _____

Occupation: _____ Employer: _____

Work Address: _____

Work Days: _____ Work Hours: _____

Date of Birth: ____/____/____ And/Or Social Security No.: _____
(M) (D) (Y)

Hair Color: _____ Eye Color: _____ Height: _____ Weight: _____ Sex: _____ Race: _____

Scars/Marks/Tattoos Description and Location: _____

Vehicle Make: _____ Model: _____ Year: _____ License Plate Number/State: _____

Are you and the Adverse Party living together now? (Yes or No) _____
Are you and the Adverse Party employed by the same employer? _____
Is the Adverse Party likely to react violently when served? _____
Is the Adverse Party likely to avoid service? _____
Does the Adverse Party have access to weapons? _____
Does the Adverse Party have a Carrying Concealed Weapon (CCW) Permit? _____
If yes, please describe type and location: _____

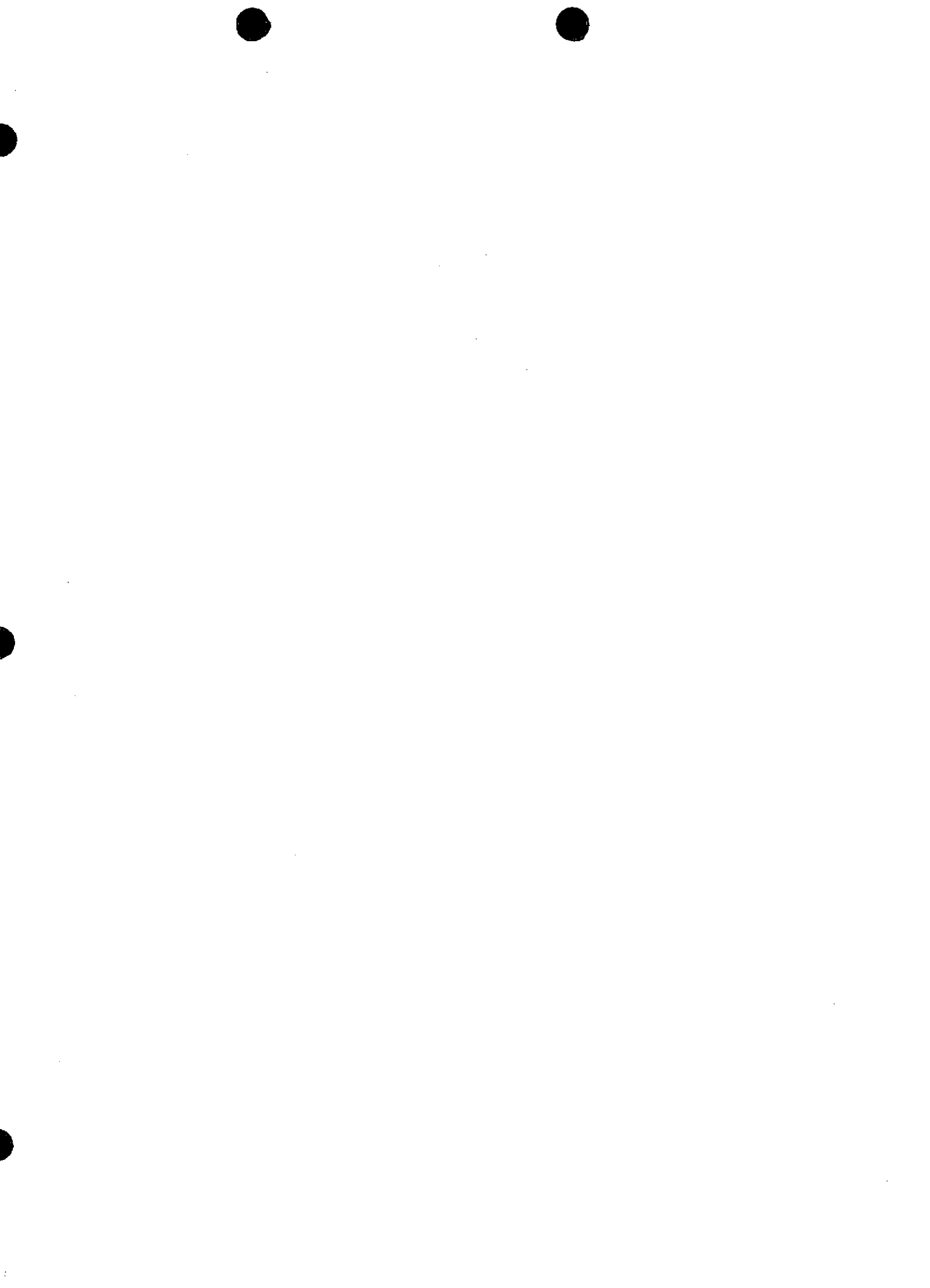
Does the Adverse Party's history include (please circle): assaults, assaults w/weapon, batteries, mental health problems, drug/alcohol abuse, outstanding/prior arrest warrants, other? _____

Do not write in this space. For court purposes only.

Issuing Court ORI: NV _____ Court Case Number: _____ Brady Y/N _____

(1 copy attached to Service document.)

(1 copy with Order forwarded to Repository.)



PROTECTION ORDER RETURN OF SERVICE

Case No. _____

Dept. No. _____

_____,
(Name) Applicant,

vs.

_____,
(Name) Adverse Party.

IN THE JUSTICE COURT OF _____ TOWNSHIP
COUNTY OF _____, STATE OF NEVADA

OR

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

TYPE OF ORDER SERVED

I HEREBY CERTIFY THAT ON _____ I RECEIVED:

(Date)

- Emergency Temporary Protection Order Temporary Stalking/Harassment Order
 Temporary Protection Order Extended Stalking/Harassment Order
 Extended Protection Order
 Notice for Hearing to Extend, Modify or Dissolve the Protection Order
 Order for Hearing to Extend, Modify or Dissolve the Protection Order
 Foreign Order (describe in terms of State/County/City & Court Issued from) _____

Other (describe): _____

I FURTHER CERTIFY THAT I:

PERSONALLY SERVED the same upon the Adverse Party, _____,
(Name)
on _____, who identified him/herself by or with, _____,
(Date) (Type of Identification)
at (location): _____, City of _____,
County of _____, State of Nevada.

ATTEMPTED TO SERVE same on: _____ occasions. The Adverse Party was not found and service was NOT effected.

INFORMED THE ADVERSE PARTY of the specific terms and conditions of the order and that a violation of the order will result in his/her arrest and the location of the court that issued the order and the hours during which he/she may obtain a copy of the order.

SIGNATURE (Officer/Person Serving Order)

SIGNATURE (Witness, if applicable)

Print Name and Address

Print Name and Address



Case No. _____
Dept. No. _____

IN THE _____ JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF _____

Applicant,

vs.

**ORDER FOR HEARING
TO EXTEND, MODIFY OR DISSOLVE THE
PROTECTION ORDER**

Adverse Party.

Upon Motion of Applicant Adverse party, to:

EXTEND the Protection Order

MODIFY the Protection Order

DISSOLVE the Protection Order

OTHER _____

YOU ARE HEREBY NOTIFIED that a hearing will be held in _____ Court
located at _____

on _____, at _____ A.M. P.M., to determine
whether or not to EXTEND, MODIFY or DISSOLVE the PROTECTION ORDER against the above
named Party.

**ANY PROTECTION ORDER WILL CONTINUE IN EFFECT UNTIL SUCH HEARING
AND FURTHER ORDER OF THIS COURT.**

A copy of the Motion for Hearing, Affidavit and a copy of this Order shall be served on the other
party by MAIL PERSONAL SERVICE.

Dated this _____ day of _____, _____

Judge/Hearing Master

Transmitted to the state repository this _____ day of _____, _____

Clerk of the Court



Case No. _____
Dept. No. _____

IN THE _____ JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF _____

Applicant,

vs.

Adverse Party.

**NOTICE FOR HEARING
TO EXTEND, MODIFY OR DISSOLVE THE
PROTECTION ORDER**

Upon Motion of Applicant Adverse party, to:

EXTEND the Protection Order MODIFY the Protection Order

DISSOLVE the Protection Order OTHER _____

YOU ARE HEREBY NOTIFIED that a hearing will be held in _____ Court
located at _____

on _____, at _____ A.M. P.M., to determine
whether or not to EXTEND, MODIFY or DISSOLVE the PROTECTION ORDER against the above
named Party.

**ANY PROTECTION ORDER WILL CONTINUE IN EFFECT UNTIL SUCH HEARING
AND FURTHER ORDER OF THIS COURT.**

A copy of the Motion for Hearing, Affidavit and a copy of this Notice shall be served on the other
party by MAIL PERSONAL SERVICE.

Dated this _____ day of _____, _____

Clerk of the Court

Transmitted to the state repository this _____ day of _____, _____

Clerk of the Court

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1 Case No. _____
2 Dept. No. _____

3 IN THE JUSTICE COURT OF _____ TOWNSHIP
4 COUNTY OF _____, STATE OF NEVADA

5 _____,
6 Applicant,

**EXTENDED PROTECTION
ORDER AGAINST
DOMESTIC VIOLENCE**

7 vs.

Date Issued: _____

8 _____,
Adverse Party.

Date Expires: _____

9 **YOU ARE HEREBY NOTIFIED** that any **VIOLATION OF THIS ORDER IS A CRIMINAL VIOLATION** and will
10 result in a misdemeanor offense, unless a more severe penalty is prescribed by law. If the violation is
11 accompanied by a violent physical act, sentence will include incarceration of not less than five days nor more
12 than six months in the county/city jail; \$1,000.00 fine or a minimum of 200 hours community service;
reimbursement of all costs, fees and medical expenses incurred; and participation in professional counseling.

13 **YOU ARE FURTHER NOTIFIED** that you **CAN BE ARRESTED** even if the person who obtained the order
14 invites or allows you to contact them. You have the sole responsibility to avoid or refrain from violating the
15 terms of this order. Only the court can change the order upon written application.

16 **WARNING:** Possession of a firearm or ammunition while this order is in effect may constitute a felony under
17 federal law punishable by a fine of up to \$250,000 and/or a prison sentence of up to ten (10)
18 years.

19 This order meets all Full Faith and Credit provisions of the Violence Against Women Act. All other
20 courts and law enforcement with jurisdiction within the United States and all Indian Nations shall give full faith
21 and credit to this Order pursuant to 18 U.S.C. Sec. 2265.

22 The court having considered the filings, testimony and evidence presented at hearing,
23 and the court having found that the Adverse Party received actual notice of hearing at which
24 such person had an opportunity to participate, and the Adverse Party was present was
25 not present, was represented by counsel, _____, and the
26 Applicant was present was represented by counsel, _____, and
27 having jurisdiction over the parties and this matter pursuant to NRS 33.010, et seq., the court
28 enters an extended order and as a result:

1. **YOU ARE PROHIBITED**, either directly or through an agent, from threatening, physically injuring
or harassing the above-named Applicant and/or minor child(ren), and from selling, damaging, destroying, giving

1 away, or otherwise disposing of, or tampering with, any property owned by the Applicant, or in which Applicant
2 has an interest;

3 2. _____ **YOU ARE PROHIBITED** from any contact whatsoever with the Applicant, including but
4 not limited to, in person, by telephone, through the mail, through electronic mail (e-mail), or through another
5 person;

6 3. _____ **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from Applicant's
7 residence located at CONFIDENTIAL, or _____
8 _____, _____, Nevada, or any other place that Applicant may reside. YOU
9 (City) (County)

10 shall not interfere with Applicant's possession and use of residence, including utilities, phones, leases and other
11 related residential services;

12 4. _____ The Court, having jurisdiction under Chapter 125A of the Nevada Revised Statutes,
13 grants to Applicant temporary custody of the following minor child(ren) of the parties: _____

14 _____;
15 _____; **YOU ARE PROHIBITED** from interfering with Applicant's custody
16 of the minor child(ren) named in this paragraph. Child stealing is a felony offense, punishable by possible
17 incarceration. It is in the best interest of the child(ren) that no negative, insulting, or disparaging comments
18 be made by one party against the other party in the presence of the minor child(ren);

19 5. _____ **YOU ARE GRANTED** visitation with the minor child(ren) : _____
20 _____, under the following terms and conditions: _____

21 _____
22 _____
23 _____
24 _____

25 6. _____ **YOU ARE ORDERED** to pay the amount of \$ _____ for the support and maintenance
26 of the minor child(ren): _____

27 Payments shall commence on _____ and be paid on the _____ day of each
28

1 month while this order remains in effect. Payment shall be made directly to the Applicant by mail, at the
2 following address: _____, unless a court order
3 states otherwise. Arrears have not been addressed in this order. If the applicant wishes to have the payment
4 made through the district attorneys's office, the applicant may seek relief from the local district attorney's
5 office. **NOTICE: PAYMENT OF SUPPORT IS TO BE AS PROVIDED HEREIN, AND THE GIVING OF GIFTS, OF**
6 **MAKING PURCHASES OF FOOD, CLOTHING, AND THE LIKE WILL NOT FULFILL THE OBLIGATION.**
7

8 In the event child support is ordered, then the following information must be provided:

9 (A) Name of Applicant _____, NON-DISCLOSED, or DOB _____,

10 Social Security Number _____, Driver's License Number/State _____

11 Name of Adverse Party _____, DOB _____, Social Security

12 Number _____, Driver's License Number/State _____

13 Name(s) of minor child(ren):

14 Name _____ NON-DISCLOSED, or Social Security Number _____

15 Name _____ NON-DISCLOSED, or Social Security Number _____

16 Name _____ NON-DISCLOSED, or Social Security Number _____

17 Name _____ NON-DISCLOSED, or Social Security Number _____

18 (B) Adverse Party's (Obligor's) gross monthly income \$ _____: formula amount: _____%

19 equals \$ _____ per month, other _____. The basis for

20 deviation from the State formula is as follows: _____

21 _____

22 (C) Withholding of income for the payment of the support must be carried out immediately, or

23 The Court finding good cause: _____

24 withholding of income shall be postponed until such time as the Adverse Party (obligor) becomes

25 30 days delinquent under this order.
26
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1 (D) The Adverse Party (obligor) shall provide health insurance coverage for the minor child(ren);

2 If available, through an employer at a reasonable cost, and shall provide all necessary
3 assistance to enable Applicant to obtain the medical benefits for the minor child(ren).

4 The Adverse Party (obligor) shall pay \$ _____ per month for medical insurance
5 premium, payable to _____

6 The Adverse Party shall provide proof of medical insurance coverage including a medical
7 identification card and FIVE claim forms, if necessary, to the Applicant by mail, at the following
8 address: _____, within _____ days of
9 today's date, _____.

10 Both the Applicant and the Adverse Party shall split equally all medical expenses not covered
11 by medical insurance.

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14 7. _____ YOU ARE ORDERED to pay the rent or make payments on a mortgage on the Applicant's
15 place of residence or pay towards the support and maintenance of the Applicant, as follows: _____
16 _____
17 _____

18
19 8. _____ Custody, visitation, and support of the minor child(ren) of the parties shall remain as
20 ordered in the Decree of Divorce/Order entered between the parties in Case Number _____ in the
21 _____ Judicial District Court of the State of Nevada;

22 9. _____ YOU ARE EXCLUDED AND ORDERED to stay at least 100 yards away from the minor
23 child(ren)'s school, or day care, located at CONFIDENTIAL, or _____
24 _____, Nevada, or any other
25 _____ (City) _____ (County)
26 school or day care that the child(ren) may be attending;

27 10. _____ YOU ARE EXCLUDED AND ORDERED to stay at least 100 yards away from Applicant's
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place of employment located at CONFIDENTIAL, OR _____

_____, Nevada, or any other
(City) (County)

place that Applicant may be employed. **YOU ARE PROHIBITED** from any contact whatsoever with Applicant's
place of employment, in person, by telephone, by mail, or any other means of communication;

11. _____ **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the following
places, which Applicant and/or minor child(ren) frequent regularly: _____

_____, Nevada;
(City) (County)

12. _____ Notwithstanding other provisions of this order, the following provisions and exceptions
are made a part of this order: _____

13. **THIS ORDER WILL REMAIN IN EFFECT UNTIL 11:59 P.M. ON THE _____ DAY**
OF _____, _____, UNLESS THE JUDGE ORDERS OTHERWISE.

1 ORDER TO THE COUNTY
2 SHERIFF'S DEPARTMENT/LAW ENFORCEMENT OFFICERS/CONSTABLE

3 (A) Any law enforcement officer who has probable cause to believe a violation of any provision of this
4 Order has occurred is ordered to arrest the Adverse Party. Such party is to be charged with a misdemeanor
5 violation of this Order in addition to any other criminal charges which may be justified.

6 (B) If such law enforcement officer cannot verify that the Adverse Party was served with a copy of
7 the Application and Order, the officer shall inform the Adverse Party of the specific terms of the Order, inform
8 the Adverse Party that he/she now has notice of the provisions of the Order and that a violation of the Order
9 will result in his/her arrest, and inform the Adverse Party of the location of the court that issued the original
10 order and the hours during which he/she can obtain a copy of the Order. The law enforcement officer shall
11 then provide written proof of notice to his agency and to the Court.
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14 The Adverse Party is assessed: _____ Court Fees: _____ Other Fees: _____ Fees waived .
15

16 Dated this _____ day of _____,
17

18 _____
19 _____
20 Judge/Hearing Master

21
22
23 Transmitted to the state repository this _____ day of _____,
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25 _____
26 _____
27 Clerk of the Court
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