

ORDER OF PROTECTION

EX PARTE TEMPORARY DOMESTIC ABUSE PROTECTIVE ORDER

PETITIONER

First Middle Last

NAME & DOB OF PERSONS TO BE PROTECTED: (include petitioner, if applicable)

RESPONDENT

First Middle Last

Relationship of protected person(s) to Respondent:

(check all that apply)

- ☐ current or former spouse
- ☐ person currently living or who formerly lived as spouse
- ☐ current or former dating partner
- ☐ person(s) having child(ren) in common
- ☐ parent or child
- ☐ other blood or marriage relative currently residing or who formerly resided with Respondent

Respondent's Address: _____

CAUTION: ☐ WEAPONS INVOLVED

STATE OF MISSISSIPPI

COURT

COUNTY

CAUSE NO.

Petitioner's Identifiers:

DOB: _____

Sex: _____ Race: _____

**OTHER PERSONS TO BE PROTECTED
NAME AND DOB:**

RESPONDENT IDENTIFIERS:

SEX	RACE	DOB	HT	WT
EYES	HAIR	SOCIAL SECURITY #		
DRIVERS LICENSE #			STATE	EXP DATE
ALIASES				
DISTINGUISHING FEATURES				

THE COURT HEREBY FINDS:

- The Court has jurisdiction over the parties and subject matter under the laws of the State of Mississippi.
- Respondent will be provided with reasonable notice and an opportunity to be heard as prescribed by law.
- The allegations presented constitute good cause that the person(s) to be protected are in immediate and present danger of abuse from Respondent, such that an emergency *ex parte* domestic abuse protective order should be issued.
- Respondent shall be restrained from committing further acts of abuse or threats of abuse against the protected person(s).
- Pursuant to 18 U.S.C. § 2265, This Order shall be presumed to be valid and enforceable in all 50 states, the District of Columbia, Tribal Lands, U.S. Territories and Commonwealths.
- Additional terms of this Order are set forth on the following pages.

THIS ORDER SHALL BE EFFECTIVE UNTIL:

THE COURT ORDERS AS FOLLOWS: (check and initial all that apply)

- ____ ☐ Respondent is prohibited from abusing, harassing, stalking, following or threatening the protected person(s) in any manner whatsoever, including by electronic means. This also includes the use, attempted use of force or physical violence that would reasonably be expected to cause bodily injury.
- ____ ☐ Respondent is prohibited from contacting the protected person(s) either in person, by phone, electronic communication, or through a third party, except such contact as may be necessary for the purposes set forth below.
- ____ ☐ Respondent is prohibited from going within ____ yards of the protected person(s)(to include place of employment, school, etc.), except for the purposes set forth below.
- ____ ☐ Exceptions to the contact and/or distance prohibition(s):
____ ☐ To exchange the minor child(ren) for visitation.
____ ☐ During medical emergencies involving the minor children.
____ ☐ To attend special events involving the minor children (sporting events, school functions, etc.) as deemed appropriate by the Court.
____ ☐ Other (be specific): _____
____ ☐ No exceptions.
- ____ ☐ Respondent is prohibited from transferring or disposing of property mutually owned by the parties.
- ____ ☐ Petitioner is granted the use of the residence located at _____
_____ to the exclusion of the Respondent and Respondent shall surrender any keys to said residence to Law Enforcement or the Court.
- ____ ☐ The Court will allow _____ to return to the residence at a date and time to be agreed upon by petitioner and law enforcement to recover his/her personal clothing and necessities, provided that he/she is accompanied by a law enforcement officer to ensure the protection and safety of the parties. NO FORCED ENTRY ALLOWED.
- ____ ☐ The Court orders a representative of _____ (law enforcement agency) to accompany _____ to the residence located at _____
_____ to recover his/her personal clothing and necessities.
- ____ ☐ Other: _____

THE COURT FURTHER ORDERS:

- Respondent shall appear at a hearing on this matter to be held at _____ o'clock ____M. on the ____ day of _____, 20__, in the Courtroom of the _____ Courthouse, _____, Mississippi.
- All parties shall be provided with a certified copy of this Order.
- A copy of this Order along with the petition, notice of order and summons shall be provided to Law Enforcement/Constable for immediate service upon the Respondent.
- A copy of this Order shall be provided to the Attorney General's Office for entry into the Mississippi Protection Order Registry.
- Only the Court can amend, change or dismiss the provisions of this Order. Petitioner CANNOT waive the terms of this Order or give Respondent permission to violate the Order.

NOTICE TO RESPONDENT

PURSUANT TO M.C.A. § 99-3-7(3) and § 93-21-21 A PERSON WHO VIOLATES THIS ORDER MAY BE ARRESTED, JAILED, AND PROSECUTED. A PERSON WHO VIOLATES THIS ORDER MAY BE FOUND GUILTY OF A MISDEMEANOR AND PUNISHED BY A FINE OF NOT MORE THAN \$1000.00 OR BY CONFINEMENT IN JAIL FOR AS LONG AS 6 MONTHS, OR BOTH. THIS ORDER SHALL BE ENFORCED BY ALL LAW ENFORCEMENT OFFICERS AND COURTS OF THE STATE OF MISSISSIPPI.

SO ORDERED AND ADJUDGED, this the _____ day of _____, 20_____.

Judge/Family Master