

NOTICE TO ALL PERSONS APPLYING FOR A PROTECTIVE ORDER

PROTECTIVE ORDER COSTS

ALTHOUGH NO COURT COSTS ARE DUE AT THE TIME OF FILING, COURT COSTS ARE STILL INCURRED. PROTECTIVE ORDER COURT COSTS AVERAGE BETWEEN \$300.00 AND \$800.00. YOU MAY BE LIABLE FOR THESE COSTS. IF YOU DO NOT SHOW UP AND YOUR CASE IS DISMISSED AT THE TIME OF HEARING, YOU MAY BE CAST WITH COURT COSTS. IF THERE IS A CONTESTED HEARING HELD, THE COURT WILL DETERMINE WHO IS RESPONSIBLE FOR COSTS.

I HAVE READ THE ABOVE AND UNDERSTAND MY RESPONSIBILITY AS TO THE COURT COSTS OF THE PROTECTIVE ORDER.

SIGNATURE

DATE

=====

APPLICANT MUST READ AND INITIAL EACH ENUMERATED STATEMENT OF THIS FORM BEFORE APPLYING FOR A PROTECTIVE ORDER

- ____ 1) Has a protective order request been made involving any party listed in this protective order in any court? (circle one) YES NO
If yes, where _____, when _____ and status _____.
- ____ 2) By filing a petition for a protective order, you understand you are making a serious accusation to the court about the behavior and circumstances of another person.
- ____ 3) By signing the petition for a protective order, you are stating under oath to the court that the allegations contained in your petition are true and correct.
- ____ 4) The petition you are about to file is a legal document that may result in court action. As with all legal documents, you are advised to consult an attorney before filing.
- ____ 5) After filing this petition, the court may grant your request for a temporary restraining order. You will be required to come to court and prove the accusations made in your petition in order to obtain a protective order.
- ____ 6) It is your responsibility to present the evidence necessary to obtain the relief sought. You are strongly advised to have an attorney represent you when you come to court. If you do not have an attorney at the time, the judge WILL NOT act as your attorney.
- ____ 7) If you cannot prove the accusations you have made, the protective order will be dismissed.
- ____ 8) Any false statement under oath contained in the affidavit shall constitute perjury and shall be punishable by a fine of not more than one thousand dollars, or by imprisonment, with or without hard labor, for more than five years, or both. (La. R.S. 46:2134)

By signing this form, applicant certifies that she/he has read and understands the forgoing statements.

Signature of Applicant

PETITIONER

V.

DEFENDANT

Parent/Guardian name if defendant is a minor

COURT

PARISH/CITY OF

STATE OF LOUISIANA

DIVISION: NUMBER:

FILED: CLERK:

PETITION FOR PROTECTION FROM STALKING OR SEXUAL ASSAULT
Pursuant to La. R.S. 46:2171 et seq. or La. R.S. 46:2181 et seq.

This petition is: ☐ Initial Petition ☐ Supplemental and Amending Petition

The petition of _____, born _____
your name month/day/year
a resident of the State of Louisiana, respectfully represents:

Paragraph 1: Petitioner/Protected Person(s)

Petitioner files this petition on behalf of:

- a. _____ Petitioner, and/or

b. _____ Minor child(ren) as follows: (Name, Date of Birth, Relationship to Petitioner)

c. _____ Alleged incompetent as follows: (Name, Date of Birth, Relationship to Petitioner)

Paragraph 2: Protected Person(s) Address

- a. _____

Petitioner requests that his/her address, or that of the minor child(ren) or alleged incompetent, remain confidential to the court and files the address pursuant to La. R.S. 46:2134(B).
(Ask clerk of court for the Confidential Address Form.)

OR

- b. _____

Petitioner's current address:

No. & StreetApt. No.

CityStateZip Code
- c. _____

The minor child's or alleged incompetent's current address:

No. & StreetApt. No.

CityStateZip Code

Paragraph 3: Special Requests

- a. _____

Petitioner requests interpreter service, for:

☐ self/protected person, in following language: _____

☐ witness(es), in following language: _____

- b. _____ Petitioner requests criminal history record from sheriff for:

☐ defendant

☐ witness(es) (see information on Addendum, page 8)

Paragraph 4: Defendant Address

_____, defendant, resides in _____ Parish at _____
Abuser's Name

No. & Street

Apt. No.

State

Zip Code

Paragraph 5: Venue

This Court is the proper venue for this action because:

_____ The defendant resides in _____ Parish.

_____ The stalking/sexual assault occurred in _____ Parish.

_____ The protected person(s) resides in _____ Parish.

(Do not fill this out if address is to remain confidential.)

Paragraph 6: Relationship

The defendant is an acquaintance of or stranger/unknown to the protected person(s).

Paragraph 7: Description of stalking/sexual assault

- a. **Stalking** (La. R.S. 46:2171 et seq.): Defendant intentionally and repeatedly engaged in the following behavior(s) which caused the protected person to feel alarmed or to suffer emotional distress:

Followed protected person(s)

Implied or threatened protected person(s) with bodily injury

Harassed protected person(s)

Implied or threatened protected person(s)' life

Uninvited presence at protected person(s)' home

Used tracking device to monitor protected person(s)

Uninvited presence at protected person(s)' workplace

____ Stalked, harmed/threatened to harm protected person(s) or member of protected person(s)' family or acquaintance of protected person(s)

Uninvited presence at protected person(s)' school

Implied or threatened protected person(s) with kidnapping

Uninvited presence at other places

____ Implied or threatened protected person(s) with sexual assault

____ Made/sent telephone calls, texts, emails or other electronic communications to protected person(s)

____ Possessed a dangerous weapon during any of the foregoing behaviors

____ Sent messages via a third party, letters, pictures, public posts to social media

Threatened protected person(s) with a dangerous weapon

Sent unwanted gifts to protected person(s)

____ Other: _____

- b. **Sexual assault** (La. R.S. 46:2181 et seq.): Defendant intentionally assaulted the protected person in the following manner:

____ Touched the protected person's genitals, anus, breasts or buttocks (either directly or through clothing) using defendant's body part(s) or other objects, without consent.

____ Forced the protected person to touch the defendant's genitals, anus, breasts or buttocks (either directly or through clothing) using protected person's body part(s) or other objects.

_____ Penetrated the protected person's vagina or anus using defendant's body part(s) or other objects, without consent.

____ Forced the protected person to penetrate the defendant's vagina or anus, using protected person's body part(s) or other objects.

Displayed genitals, anus, and/or female breast nipples to protected person without consent, in a public place or prison/jail.

____ Deceived the protected person into engaging in anal, oral or vaginal intercourse with the defendant by misrepresenting themselves as someone else known to the protected person.

____ Sent an electronic communication, letter, photograph, or drawing containing sexually explicit materials or content to the protected person without consent.

-

The most recent incident of stalking or sexual assault which caused petitioner to file this petition happened on or about _____ (date) at which time the defendant did:

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Past incidents: _____

[illegible]

Paragraph 8: Requests for relief

Because of the immediate and present danger of stalking, or sexual assault, petitioner requests that an *ex parte* Temporary Restraining Order be issued immediately without bond:

- _____ a. prohibiting defendant from abusing, harassing, assaulting, stalking, following, tracking, monitoring, or threatening the protected person(s) in any manner whatsoever. This prohibition includes the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury.
- _____ b. prohibiting the defendant from contacting the protected person(s) personally, through a third party, or via public posting, by any means, including written, telephone, or electronic (text, email, messaging, or social media) communication, or sending gifts to the protected person(s).
- _____ c. prohibiting defendant from going within one hundred (100) yards of the residence, apartment complex, or multiple family dwelling of the protected person(s) located at:
- _____ d. ordering the defendant to stay away from the protected person(s)' place of employment/school and not to interfere in any manner with such employment/school located at:

Employment/School	Address	City	State	Zip Code
Employment/School	Address	City	State	Zip Code

- _____ e. ordering the defendant not to damage any belongings of the protected person(s), not to shut off any utilities, telephone service, or mail delivery to the protected person(s), or in any way interfere with the living conditions of the protected person(s).
- _____ f. granting the petitioner or protected person(s) the use of the residence located at:

No. & Street	Apt. No.	City	State	Zip Code
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to the exclusion of defendant by **evicting** defendant and ordering the defendant to surrender any keys to that residence to the petitioner, and ordering _____ (Sheriff's office) to **evict** the defendant.

- Said residence is:
- _____ jointly owned by defendant and petitioner or protected person(s).
 - _____ jointly leased by defendant and petitioner or protected person(s).
 - _____ solely owned or leased by petitioner or protected person(s).

Presently occupied by _____.

- _____ g. granting petitioner or protected person(s) possession of the following property (including pets or other animals) **solely owned or leased by petitioner or protected person(s)** (state location of each by street address and who is presently in possession).

granting petitioner or protected person(s) the exclusive use and possession of the following property (including pets or other animals) **jointly owned or leased by petitioner or protected person(s)** (state location of each by street address and who is presently in possession).

for the following reasons: _____

_____ h. prohibiting either party from transferring, encumbering, or otherwise disposing of property jointly owned or leased, except in the normal course of business or necessary for the support of the petitioner and/or the minor child(ren) or alleged incompetent.

_____ i. allowing _____ to return to the residence at a date and time to be agreed upon by petitioner and law enforcement agency, to recover his/her personal clothing and necessities, only if s/he is accompanied by a law enforcement officer to ensure the protection and safety of the parties. NO FORCED ENTRY ALLOWED.

_____ j. ordering a representative of _____ (Sheriff's office) to accompany _____ to the family residence to recover her/his personal clothing and necessities.

_____ k. prohibiting the defendant from contacting protected person(s)' family members, or individuals with whom protected person(s) is acquainted.

Petitioner desires that a rule issue herein ordering defendant to show cause why the orders requested in Paragraph 8 should not be made into protective orders, and why defendant should not also be ordered:

- ## PRAYER

_____ orders appointing an interpreter be granted *ex parte*.
 _____ orders authorizing criminal history records be granted *ex parte*.
 _____ orders requested in Paragraph 8 be granted *ex parte*.
 _____ a rule issue to show cause why protective orders as requested in Paragraph 9 should not be granted.
 _____ defendant be cast with costs.
 _____ defendant be advised of penalties for violating Stalking or Sexual Assault Prevention Orders.
 _____ all other equitable relief as the court deems proper and necessary.

PETITIONER, IN PROPER PERSON

La. Bar Roll No.

Physical Address

PLEASE SERVE DEFENDANT: _____ personally at his/her home or
place of employment at the following address:

OR

AFFIRMATION

STATE OF LOUISIANA
PARISH OF _____

I am the petitioner in this Petition for Protection from Stalking or Sexual Abuse; I have read the allegations contained therein and declared them to be true and correct to the best of my knowledge, information, and belief. Further I believe that the defendant poses a threat to my safety and/or to the child(ren) or to others for whom I have requested relief.

I am aware that any false statement made under oath contained in the foregoing petition and this affirmation may constitute perjury pursuant to R.S. 14:123.

I have made this affirmation before the witness who signed below on _____ (Date).

PETITIONER SIGNATURE

PRINTED NAME OF WITNESS: _____

WITNESS SIGNATURE

ADDENDUM

Fill out the following ONLY if requesting an order for witness criminal history records in Paragraph 3 on page 1 of this petition:

Identifying information for witness criminal history record:

Full legal name	Date of birth	Address*	Race*	Sex*	Other identifiers*

*optional

LOUISIANA UNIFORM ABUSE PREVENTION ORDER

Order of Protection

Temporary Restraining Order

☐ Initial order

☐ Modified/Amended Order

Docket No.

Court: _____ Div.: _____

City/Parish

State

Louisiana

Filed: _____

Clerk: _____

PETITIONER

FirstMiddleLast

Protected person is: ☐ Petitioner ☐ Other(s) *List other(s) name & date of birth:*

PETITIONER IDENTIFIERS

Date of birth

Race

Sex: Fe

Sex: M

V.

DEFENDANT NAME AND ADDRESS

FirstMiddleLast

Name of minor defendant's parent or guardian

Defendant's Alias: _____

No. & Street

Apt. No.

City

State

Zip Code

DEFENDANT IDENTIFIERS

SEX	RACE	DOB	HT	WT
EYES	HAIR	SOCIAL SECURITY #		
DRIVER'S LICENSE #		STATE	EXP DATE	

THE COURT HEREBY FINDS:
That it has jurisdiction over the parties and subject matter, and the defendant has been or will be provided with reasonable notice and opportunity to be heard. Additional findings of this court are as set forth on the following pages.

THE COURT HEREBY ORDERS:
That the above-named defendant be restrained from committing further acts of abuse or threats of abuse, stalking or sexual assault. Additional terms of this order are as set forth on the following pages.

EXPIRATION:
This order shall be effective through 11:59 PM on

(month/day/year)

ENFORCEMENT:
This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265).

WARNINGS TO DEFENDANT:

Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262).

Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922[g][8]). See further notice on page 6 of this Order.

ONLY THE COURT CAN CHANGE THIS ORDER.

LOUISIANA UNIFORM ABUSE PREVENTION ORDER		
TEMPORARY RESTRAINING ORDER		
Pursuant to:		
☐ La. R.S. 46:2131 et seq. (Domestic Abuse)	☐ La. R.S. 46:2171 et seq. (Non-intimate stalking)	46:2171 and 46:2181 valid for relationships in Box C below ONLY
☐ La. R.S. 46:2151 (Dating Violence)	☐ La. R.S. 46:2181 et seq. (Non-intimate sexual assault)	
☐ La. Ch. C. Article 1564 et seq. (Children’s Code Domestic Abuse)		

PETITIONER _____	Protected person is: ☐ Petitioner ☐ other(s)
V.	
DEFENDANT _____	

The protected person(s) is related to the defendant as: <i>(check all that apply)</i>		
A	☐ 1. current or former spouse ☐ 2. current or former intimate cohabitant ☐ 3. child, stepchild, or foster child ☐ 4. child of defendant’s current or former intimate partner ☐ 5. protected person and defendant have a child(ren) in common	B
		☐ 1. current or former dating partner ☐ 2. parent, stepparent, or foster parent ☐ 3. grandparent or other ascendant ☐ 4. grandchild or other descendant ☐ 5. child currently or formerly living with defendant
		C
		Select ONLY if R.S. 46:2171 or 46:2181 is marked above ☐ 1. stranger/no relationship ☐ 2. acquaintance

D	☐ FINDING: Domestic Abuse or Dating Violence THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE AN IMMEDIATE AND PRESENT DANGER TO THE PHYSICAL SAFETY OF THE PROTECTED PERSON(S).
	☐ FINDING: Stalking THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE AN IMMEDIATE AND PRESENT DANGER OF STALKING.
	☐ FINDING: Sexual Assault THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE A SEXUAL ASSAULT.
	THUS, THE COURT ISSUES THE FOLLOWING ORDERS, WITHOUT A HEARING:

E	☐ The court orders interpreter services	☐ The court orders the sheriff to provide criminal history records of defendant and/or witnesses

IT IS ORDERED THAT THE DEFENDANT BE SERVED WITH A COPY OF THIS ORDER.

DOMESTIC ABUSE, DATING VIOLENCE, STALKING OR SEXUAL ASSAULT
ONLY ORDERS INITIALED BY A JUDGE, HEARING OFFICER, OR COMMISSIONER SHALL APPLY

___ ☐ 1. THE DEFENDANT IS ORDERED NOT TO abuse, harass, assault, stalk, follow, track, monitor, or threaten the protected person(s) in any manner whatsoever. This prohibition includes the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury.

___ ☐ 2. THE DEFENDANT IS ORDERED NOT TO contact the protected person(s) personally, through a third party, or via public posting, by any means, including written, telephone, or electronic (text, email, messaging, or social media) communication without the express written permission of this court.
Exceptions (if any): _____

___ ☐ 3. THE DEFENDANT IS ORDERED NOT TO go within _____ (distance) of the protected person(s), without the express written permission of this court.
Exceptions (if any): _____

___ ☐ 4. THE DEFENDANT IS ORDERED NOT TO go within one hundred (100) yards of the residence, apartment complex, or multiple family dwelling of the protected person(s).

No. & Street	Apt. No.	City	State	Zip Code
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___ ☐ 5. THE DEFENDANT IS ORDERED TO STAY AWAY from protected person(s)' place of employment/school and not to interfere in any manner with such employment/school.

Employment/School	Address	City	State	Zip Code
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Employment/School	Address	City	State	Zip Code
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___ ☐ 6. THE DEFENDANT IS ORDERED NOT TO damage any belongings or property of the protected person(s) and not to shut off any utilities, telephone service, or mail delivery to the protected person(s) or in any way interfere with the living conditions of the protected person(s).

___ ☐ 7. THE COURT GRANTS THE PETITIONER or protected person(s) the use of the residence located at:

No. & Street	Apt. No.	City	State	Zip Code
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to the exclusion of defendant by **evicting** defendant. The Court orders the defendant to surrender any keys to that residence to the petitioner.

_____ (Sheriff's office) is ordered to **evict** the defendant.

___ ☐ 8. THE COURT GRANTS THE PETITIONER or protected person(s) the use and possession of the following property (including pets or other animals) and/or the return of protected person(s) property including but not limited to telephones/other communication equipment, computers, medications, clothing, toiletries, social security cards, birth certificates/other forms of identification, tools of the trade, checkbooks, keys, automobiles, photographs, jewelry, or any other items or personal effects of protected person:

___ ☐ 9. THE COURT ORDERS a representative of _____ (Sheriff's office) to accompany petitioner to obtain property listed in Order No. 8 above.

- ___

☐

10.

THE COURT PROHIBITS EITHER PARTY from transferring, encumbering, or otherwise disposing of property jointly owned or leased, except in the normal course of business or that which is necessary for the support of the petitioner and/or the minor child(ren).
- ___

☐

11.

THE COURT WILL ALLOW _____ to return to the residence at a date and time to be agreed upon by petitioner and law enforcement agency to recover his/her personal clothing and necessities, provided that s/he is accompanied by a law enforcement officer to ensure the protection and safety of the parties. NO FORCED ENTRY ALLOWED.
- ___

☐

12.

THE COURT ORDERS a representative of _____ (Sheriff's office) to accompany _____ to the residence located at _____ to recover her/his personal clothing and necessities.

DOMESTIC ABUSE, DATING VIOLENCE ONLY

ONLY ORDERS INITIALED BY A JUDGE, HEARING OFFICER, OR COMMISSIONER SHALL APPLY

- ___

☐

13.

THE COURT GRANTS TEMPORARY CUSTODY of the following child(ren) or alleged incompetent to the petitioner: *(name, date of birth, and relationship to petitioner)*

- ___

☐

14.

THE COURT ORDERS a representative of _____ (Sheriff's office) to accompany petitioner to where the minor child(ren) or alleged incompetent mentioned in paragraph above is/are currently, and to effect petitioner obtaining physical custody of said child(ren) or alleged incompetent.
- ___

☐

15.

THE DEFENDANT IS ORDERED NOT TO interfere with the physical custody of the minor child(ren) or alleged incompetent.
- ___

☐

16.

THE DEFENDANT IS ORDERED TO show cause on the below hearing date why s/he should not be evicted from the solely owned residence or household and the petitioner granted possession.
- ___

☐

17.

THE DEFENDANT IS ORDERED TO show cause on the below hearing date why s/he should not be ordered to pay child support and/or spousal support (alimony) pursuant to Louisiana Law. **The court further orders the defendant to produce at the hearing: most recent income tax returns AND pay stubs or an employer statement documenting gross income to date for the CURRENT year. If the defendant is self-employed, income and expense statements shall be produced.**

STALKING, SEXUAL ASSAULT ONLY

ONLY ORDERS INITIALED BY A JUDGE, HEARING OFFICER, OR COMMISSIONER SHALL APPLY

- ___

☐

18.

THE DEFENDANT IS ORDERED NOT TO contact family members or acquaintances of the protected person(s).

DOMESTIC ABUSE, DATING VIOLENCE, STALKING OR SEXUAL ASSAULT

ONLY ORDERS INITIALED BY A JUDGE, HEARING OFFICER, OR COMMISSIONER SHALL APPLY

- ___

☐

19.

THE DEFENDANT IS ORDERED TO show cause on the below hearing date why s/he should not be ordered to pay the following:

☐ all court costs

☐ attorney fees

☐ evaluation fees

☐ expert witness fees

☐ cost of medical and/or psychological care for the petitioner, the minor child(ren), alleged incompetent, and/or other protected person(s) necessitated by the domestic abuse, dating violence, stalking or sexual assault.
- ___

☐

20.

THE DEFENDANT IS ORDERED TO show cause on the below hearing date why s/he should not be ordered to seek professional counseling, complete a court-monitored domestic abuse intervention program, submit to a medical evaluation and/or submit to a mental health evaluation.

____ ☐ 21. Other:

IT IS FURTHER ORDERED THAT DEFENDANT show cause on _____ (month/day/year)
at ____ o'clock ____ M. in Courtroom No. ____ of the _____ Court, located
at _____ in _____, La., why the
above Temporary Restraining Order and other relief requested should not be made Protective Orders.

FULL FAITH AND CREDIT pursuant to 18 U.S.C. § 2265

This Order meets all requirements of the Violence Against Women Act (VAWA)18 U.S.C. Section 2265. This court has jurisdiction over the parties and the subject matter under the laws of the State of Louisiana; the defendant was given reasonable notice and an opportunity to be heard sufficient to protect the defendant’s right to due process before this order was issued; or if the order was issued ex parte, the court ordered that the defendant be given reasonable notice and an opportunity to be heard within the time required by the laws of the State of Louisiana, and in any event, within a reasonable time after the order was issued, sufficient to protect the defendant’s due process rights.

THIS ORDER SHALL BE PRESUMED VALID AND ENFORCEABLE IN ALL 50 STATES, THE DISTRICT OF COLUMBIA, TRIBAL LANDS, U.S. TERRITORIES, AND COMMONWEALTHS.

Date of Order	Time of Order	Order effective through 11:59 PM on	JUDGE / HEARING OFFICER / COMMISSIONER:
			SIGNATURE
			☐ Order issued ex parte
			☐ Order issued after notice and opportunity for hearing given to defendant
month/day/year	☐ AM ☐ PM	month/day/year	PRINT OR STAMP NAME

NOTICE: C.C.P. Article 3603.1 - Any person against whom such an order is issued shall be entitled to a court-appointed attorney if the applicant has likewise been afforded a court-appointed attorney.

NOTICE TO DEFENDANT - VIOLATION OF ORDER:

PURSUANT TO LA. R.S. 14:79, A PERSON WHO VIOLATES THIS ORDER MAY BE ARRESTED, JAILED, AND PROSECUTED.

PURSUANT TO LA. R.S. 13:4611 AND LA. CH. C. ARTICLE 1571, A PERSON WHO VIOLATES THIS ORDER MAY BE PUNISHED FOR CONTEMPT OF COURT BY A FINE OF NOT MORE THAN \$1,000 OR BY CONFINEMENT IN JAIL FOR AS LONG AS 6 MONTHS, OR BOTH, AND MAY BE FURTHER PUNISHED UNDER CRIMINAL LAWS OF THE STATE OF LOUISIANA. THIS ORDER SHALL BE ENFORCED BY ALL LAW ENFORCEMENT OFFICERS AND COURTS OF THE STATE OF LOUISIANA.

NOTICE TO DEFENDANT – FIREARM POSSESSION (*Domestic abuse or dating violence ONLY*):

IF A PROTECTIVE ORDER IS ISSUED AGAINST YOU, IT MAY BE UNLAWFUL FOR YOU TO POSSESS, RECEIVE, SHIP, TRANSPORT OR PURCHASE A FIREARM, INCLUDING A RIFLE, PISTOL, OR REVOLVER, OR AMMUNITION, FOR THE DURATION OF THE PROTECTIVE ORDER PURSUANT TO STATE AND/OR FEDERAL LAWS. See below.

If you have any questions whether these laws make it illegal for you to possess or purchase a firearm or ammunition, consult an attorney.

Federal law: 18 U.S.C. 922 (g)(8) prohibits a defendant from purchasing, possessing, shipping, transporting, or receiving firearms or ammunition* for the duration of a protective order if the following conditions apply:

- Protected person(s) relationship to defendant is checked in Box A on page 2 of this order
AND
- Notice and opportunity for a hearing provided
AND
- **EITHER** Judicial finding of credible threat, **OR**
Certain behaviors are prohibited (item 1 on page 3 of this order is initialed)

Under 18 U.S.C. 921 the term “firearm**” means (A) any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; (B) the frame or receiver of any such weapon; (C) any firearm muffler or firearm silencer; or (D) any destructive device. Such term does not include an antique firearm. The term “**ammunition**” means ammunition or cartridge cases, primers, bullets, or propellant powder designed for use in any firearm.*

NOTICE TO DEFENDANT – FIREARM TRANSFER AND SUSPENSION OF CONCEALED HANDGUN PERMIT (*Domestic abuse or dating violence ONLY*)

IF A PROTECTIVE ORDER IS ISSUED AGAINST YOU, YOU MAY BE REQUIRED TO TRANSFER ANY AND ALL FIREARMS OWNED OR POSSESSED BY YOU AND SURRENDER YOUR CONCEALED HANDGUN PERMIT. AS YOU MAY ALSO BE REQUIRED TO STATE UNDER OATH THE NUMBER OF FIREARMS YOU POSSESS, THE TYPE AND LOCATION OF EACH AND COMPLETE A FIREARMS INFORMATION FORM VERIFYING SUCH, BRING THIS INFORMATION TO THE HEARING. THE INFORMATION MAY BE REQUIRED EVEN IF YOU TRANSFERRED THE FIREARMS PRIOR TO THE TRANSFER ORDER.

Louisiana law: C.Cr.P. Art. 1001 et seq. requires the transfer of all firearms owned or possessed and the suspension of a concealed handgun permit:

- When a person is subject to a permanent injunction or a protective order pursuant to a court-approved consent agreement or pursuant to the provisions of R.S. 9:361 et seq., R.S. 9:372, R.S. 46:2136, 2151, or 2173, Children’s Code Article 1570, Code of Civil Procedure Article 3607.1, or C.Cr.P. Articles 30, 320, or 871.1.
OR
- When a person is subject to a Uniform Abuse Prevention Order that includes terms prohibiting possession of a firearm or carrying a concealed weapon.

NOTICE TO LAW ENFORCEMENT

Pursuant to La. R.S. 14:79 - the crime of violation of protective orders – you shall use every reasonable means to enforce this order. La. Code of Criminal Procedure Article 211 provides that when you have reasonable grounds to believe a person committed the offense of domestic abuse battery, battery of a dating partner, violation of protective orders, stalking, or any other offense involving the use or threatened use of force or a deadly weapon upon the defendant’s family member, household member, or dating partner, the officer shall make a CUSTODIAL arrest.

If the expiration date of this order falls on or within five (5) days of the conclusion of a declared state of emergency, this order/injunction shall be enforced throughout that time period.

DEFENDANT WAS SERVED AT CLOSE OF HEARING.
Date _____ Clerk _____

FAXED or ELECTRONICALLY TRANSMITTED TO LOUISIANA PROTECTIVE ORDER REGISTRY
Date _____ Clerk _____

COMPLETED ORDERS FAXED to 888-568-4558 or EMAILED to lpororders@lasc.org

Copies to: 1) Court file 2) Petitioner/protected person(s) 3) Defendant 4) Chief Law Enforcement Official of the parish where the protected person(s) resides 5) Louisiana Protective Order Registry.

INFORMATION FOR SERVICE OF PROCESS
PROVIDED BY PETITIONER/PETITIONER-IN-RECONVENTION

PLEASE PROVIDE AS MUCH INFORMATION AS POSSIBLE. THIS INFORMATION WILL HELP LAW ENFORCEMENT LOCATE DEFENDANT (or DEFENDANT-IN-RECONVENTION) TO SERVE A COPY OF THE PETITION AND TEMPORARY RESTRAINING ORDER (IF ISSUED). THE FOLLOWING INFORMATION IS NEEDED ON THE DEFENDANT (or DEFENDANT-IN-RECONVENTION).

NAME _____

Name of minor defendant's (or defendant-in-reconvension's) parent or guardian: _____

OTHER NAMES USED _____

DATE OF BIRTH _____ (month/day/year) SOCIAL SECURITY # _____

DRIVERS LICENSE # _____ STATE _____ EXP. DATE _____

HOME ADDRESS

No. & Street Apt. No.

City State Zip Code TEL. NO. _____

WORK ADDRESS

Name of employer

No. & Street Apt. No.

City State Zip Code DEPARTMENT _____
TEL NO. _____ WORK DAYS/HOURS _____

PHYSICAL DESCRIPTION: ☐ MALE ☐ FEMALE RACE _____
EYE COLOR _____ HAIR COLOR _____ HEIGHT _____ WEIGHT _____
DISTINGUISHING FEATURES (scars, tattoos, facial hair, etc.) _____

MOTOR VEHICLE:
LICENSE PLATE # _____ YEAR _____ MAKE _____ COLOR _____

DOES THE DEFENDANT (or DEFENDANT-IN-RECONVENTION):
HAVE A HISTORY OF VIOLENCE TOWARDS OTHERS (OTHER THAN VICTIM)? ☐ YES ☐ NO
HAVE A HISTORY OF USING/ABUSING DRUGS OR ALCOHOL? ☐ YES ☐ NO
CARRY A WEAPON? ☐ YES ☐ NO
IF YES, WHAT KIND OF WEAPON? _____

OTHER PLACES AND TIMES S/HE MAY BE FOUND: (Friends, relatives, bars, hangouts)

☐ DEFENDANT/DEFENDANT-IN-RECONVENTION CURRENTLY INCARCERATED
Where: _____
☐ DEFENDANT/DEFENDANT-IN-RECONVENTION CURRENTLY ON PROBATION/PAROLE
Probation or parole officer/department: _____

ANY OTHER INFORMATION WHICH MAY BE HELPFUL: _____

Date Petitioner's / Petitioner-in-Reconvension's Signature