

**FAMILY ABUSE PREVENTION ACT
INSTRUCTIONS TO RENEW (CONTINUE)
A RESTRAINING ORDER**

PACKET NO. 3

Office of the State Court Administrator
Salem, Oregon

April 2000

**FAMILY ABUSE PREVENTION ACT
INSTRUCTIONS TO RENEW (CONTINUE) A RESTRAINING ORDER**

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FAMILY ABUSE PREVENTION ACT
INSTRUCTIONS TO RENEW (CONTINUE) A RESTRAINING ORDER

PACKET NO. 3

I. INTRODUCTION

This packet contains forms and instructions for a petitioner to ask the court to renew (continue) a Restraining Order under the Family Abuse Prevention Act for another year. You must file your forms with the court clerk in the county where the court issued the original restraining order.

The instructions are designed to give you complete, line-by-line information about how to fill out the forms. You can use the Table of Contents to find quickly the page number in the instructions where the form you are filling out is described.

If you have questions about how the law works or what it means, you may need to see a lawyer. The court clerk cannot give you any legal advice.

You are not required to have a lawyer to use these procedures, but you have the right to have a lawyer represent or help you. If you do not know a lawyer who will help you, you may call the Oregon State Bar's Lawyer Referral Service at (503) 684-3763 or toll-free at 1-800-452-7636. If you believe that you cannot afford a lawyer, ask the court staff if your area has a legal services (legal aid) program that might help you.

If you intend to complete the forms by hand, you should use black pen (blue does not show up well on copies) and print.

II. OUTLINE OF PROCEDURES AND GENERAL INFORMATION

A. Who Files

Only the petitioner (the person who asked for the original Restraining Order) may ask the court to renew the Restraining Order. The petitioner may ask the court to renew even if there are no new facts and even if there has been no new abuse since the original Restraining Order was issued.

B. When to File

You will need to file the necessary forms with the court to request that the original Restraining Order be renewed sometime before the original order ends. Remember, the original Restraining Order is effective for one year (365 days) after the judge signed it. If you want to renew the Order, you should file your papers at least one or two weeks before the end of that year period. If you file too early, the court might tell you to wait to see if your situation changes. If you file too late and the original Order ends before the court can renew it, you may have to start over and petition for a new restraining order and prove that abuse has reoccurred within the last six months.

C. Forms

This packet contains six forms. The first five are those you will need to complete to renew (continue) the Restraining Order:

- **Petition to Renew Restraining Order (Form 3A)**
- **Order Renewing Restraining Order (Form 3B)**
- **Affidavit of Proof of Service for Petition and Order Renewing Restraining Order (Form 3C)**
- **Notice to Respondent/Request for Hearing (Form 3D)**
- **Petitioner's Certificate of Document Preparation (Form 3E) (if applicable)**

The sixth form is an optional form to ask the court to waive personal service if you are later charged with contempt of court for not following the child parenting time (visitation) or custody terms of the Restraining Order.

- **Petitioner's Waiver of Personal Service (Form 3F)**

III. FILLING OUT THE PETITION TO RENEW RESTRAINING ORDER (FORM 3A)

The Petition to Renew Restraining Order (Form 3A), called "Petition" in these instructions, contains your request to renew (continue) the Restraining Order based on reasons you give in your sworn Petition. The court may renew the Restraining Order if the court finds that a person in your situation would reasonably fear further acts of abuse by the respondent if the Restraining Order is not renewed. The Restraining Order may be renewed regardless of whether there has been a further act of abuse since the original Restraining Order was issued.

You may need a copy of your original Restraining Order. If you do not have a copy, ask the court clerk how to get a copy or how to look up the information you need from the original Order.

Page 1.

A. Caption (Heading at Top of Form)

Line 6. If the name of the county is blank, fill in the name of the county in which the case was originally filed. (That should be the same county where the court signed the original Restraining Order.)

Line 7. Fill in your name as petitioner just as it appeared in the original Restraining Order. (You are the "Petitioner.")

Line 8. Fill in the case number as it appeared in the original Restraining Order.

Line 10. Fill in the respondent's name as it appeared in the original Restraining Order.

B. The Rest of the Form

Line 17. If you want the court to continue the Restraining Order based on the conditions of abuse described in your original Petition or previous Motion or Petition to Renew, check the blank at line 17.

Line 20. If you have additional reasons to renew the restraining order, check the blank on line 20 and then describe those reasons on lines 23 through 27. Describe what happened or what facts you learned since the judge signed the original or modified Restraining Order or previous Order Renewing the Restraining Order.

Page 2.

Line 2. Fill in the date that the original Restraining Order was signed by the judge, even if a new order continuing or changing terms was issued after a hearing during the last year.

Line 7. DO **NOT** SIGN THE PETITION TO RENEW YET. Because it is a sworn statement, you must sign your name in the blank at line 7 **ONLY** in front of a notary public or the court clerk. Clearly print or type your name in the blank below your signature.

Line 11. Fill in the county where you are when you sign the Petition.

Lines 12 through 16. The notary public or court clerk will fill in these blanks after you sign your name.

Lines 18 through 23. If you sign and complete this form yourself, print or type your name, address, and telephone number, and check the blank next to "Petitioner." **If you wish to have your residential address or telephone number withheld from respondent, use a contact address and contact telephone number so the court and sheriff can reach you if necessary.** You are responsible for making sure that all papers delivered to your contact address or agent are actually delivered to you. YOU MUST NOTIFY THE COURT OF ANY CHANGE OF ADDRESS. Please note that for the purposes of the forms in this packet, "address" means a residence, mailing, or contact address in the same state as your home (the place where you live).

(If your attorney completes this form, your attorney will mark the "Attorney" blank and will fill in his or her Oregon State Bar number, along with his or her name, address, and telephone number.)

IV. FILLING OUT THE ORDER RENEWING RESTRAINING ORDER (FORM 3B)

The Order Renewing Restraining Order (Form 3B), called "Order" in these instructions, is the official court document that the judge signs either to grant or to deny your request to renew the Restraining Order. If the judge grants your request, the Restraining Order will be effective for an additional year unless it is ended earlier by the court at your request or unless the Order is vacated or modified, whichever occurs first.

Page 1.

A. Caption (Heading at Top of Form)

Lines 6 through 10. Fill in the caption as directed on pages 2 and 3 of these instructions. Be sure to include the case number on the right.

B. The Rest of the Form

Lines 11 through 27. Do not fill in these lines; the court will complete this section.

Page 2.

Lines 1 through 15. Do not fill in these lines; the court will complete this section.

Lines 18 through 20. If you sign and complete this form yourself, print or type your name, address, and telephone number, and check the blank next to "Petitioner." You may use a contact address and contact telephone number if you need to keep your residence address and telephone number confidential. (If your attorney completes this form, your attorney will mark the "Attorney" blank and will fill in his or her Oregon State Bar number, along with his or her name, address, and telephone number.)

Page 3.

Under the heading "RELEVANT DATA" fill in the requested information on page 3 of the Order form (Form 3B).

This information helps the sheriff (or other person) identify the respondent when the person serves the Order and helps police officers identify both you and the respondent when they enforce the order. You can also attach a photograph of the respondent to help the sheriff (or other person) identify the respondent.

If you wish to have your residential address or telephone number withheld from respondent, use a contact address and telephone number so the court and sheriff can reach you if necessary. You are responsible for making sure that all papers delivered to your contact address or agent are actually delivered to you. **YOU MUST NOTIFY THE COURT OF ANY CHANGE OF ADDRESS.**

V. FILLING OUT THE AFFIDAVIT OF PROOF OF SERVICE (FORM 3C)

The purpose of the "Affidavit of Proof of Service" form (Form 3C) is to show the court that the Petition to Renew and the Order were personally delivered to the respondent; that way, the court knows that the respondent is aware of what the court has ordered.

The "Affidavit of Proof of Service" form is designed to be filled out by the person who delivers the papers to the respondent. However, you may fill in the caption information now if you wish.

For a description of "service," i.e., having legal papers "served" on the respondent, see Section XI. "Serving the Respondent" at page 8.

A. Caption (Heading at Top of Form)

Lines 6 through 10. Fill in the caption as directed on pages 2 and 3 of these instructions. Be sure to include the case number on the right.

B. The Rest of the Form

The rest of the Affidavit of Proof of Service should be filled in only after the respondent has been served (see Section XI. at page 8 of these instructions). If you have the sheriff's office or a private process server serve the papers on the respondent, the person who serves the papers will fill in the rest of the blanks.

VI. FILLING OUT THE NOTICE TO RESPONDENT/REQUEST FOR HEARING (FORM 3D)

The purpose of the "Notice To Respondent/Request For Hearing" form (Form 3D) is to give the respondent important information about the renewal of the Restraining Order. This form must be attached to the copy of the Order served on the respondent.

PAGE 1.

A. Caption (Heading at Top of Form)

Line 6. Write in the name of the county in which you are asking for the Restraining Order renewal. (That should be the same county where the court signed the original Restraining Order.)

Lines 7 through 9. Write in your name and your date of birth. At the right on line 8, fill in the case number as it appeared in the original Restraining Order.

Lines 11 through 13. Write in respondent's name and date of birth.

B. The Rest of the Form

Do not fill in the rest of the form. The respondent can use this form to request a hearing. If the respondent requests a hearing, the court will notify you of the date and time of the hearing and will send you a copy of the respondent's hearing request. At the hearing, the court will determine whether the Restraining Order will be renewed. If the respondent asks in the "Notice To Respondent/Request For Hearing" form that other issues involving the Restraining Order be heard, the court will address those other issues only if you agree with the respondent's request to hear other issues.

VII. FILLING OUT THE CERTIFICATE OF DOCUMENT PREPARATION FORM (FORM 3E)

If one or more of the completed forms in this packet do not bear the name and bar number of an attorney, you must complete and give to the court the "Certificate of Document Preparation" form (Form 3E), along with the rest of the papers you file.

A. Caption (Heading at Top of Form)

Lines 6 through 10. Fill in the caption the same way as directed on pages 2 and 3 of these instructions. Be sure to include the case number on the right.

B. The Rest of the Form

Line 14. If you selected and completed the forms yourself without assistance from an attorney and without paid assistance from a person who is not an attorney, check the blank at line 14.

Lines 15 and 16. If you paid or will pay money to a person who is not an attorney for assistance in preparing all the attached forms, check the blank at line 15 and write in that person's name.

Lines 17 through 19. If you paid or will pay money to a person who is not an attorney for assistance in preparing some but not all of the attached forms, check the blank at line 17, write in the name of that person, and then list the documents that person helped you with. If you paid more than one person to assist you in preparing the forms, please indicate who helped you with which forms.

Lines 21 through 25. Sign your name, write in the date, then type or print your name below. Fill in your address or contact address and telephone or contact telephone number.

VIII. FILLING OUT THE PETITIONER'S WAIVER OF PERSONAL SERVICE FORM (FORM 3F)

The "Petitioner's Waiver of Personal Service" form (Form 3F) is an optional form that allows you to make choices for proceedings that might occur after the Family Abuse Prevention Act Restraining Order is renewed. For example, if you do not follow the child parenting time (visitation) or custody terms of the Restraining Order, you could be charged with contempt of court.

If you are later charged with contempt of court for violating (not following) the parenting time (visitation) or custody terms of the Restraining Order, you have a right to have notice of the charge personally "served" on you (actually delivered to you). If, however, you need to keep your residential address confidential and you are willing to waive personal service, you may choose a different method of service (service to a contact address, business address, or agent) by filling out the "Petitioner's Waiver of Personal Service" form (Form 3F).

This is an optional form. Fill out this form only if you are willing to waive your right to personal service if you are subsequently charged with contempt AND you would like to maintain the confidentiality of your residential address. You do NOT need to fill out this form to RENEW (continue) a Restraining Order.

A. Caption (Heading at Top of Form)

Lines 6 through 10. Fill in the caption as directed on pages 2 and 3 of these instructions. Be sure to include the case number on the right.

B. The Rest of the Form

Lines 15 through 19. Mark the appropriate blank (mark one blank only) and fill in your contact mailing address, business address, or agent's address. You are responsible for making sure that all papers delivered to your contact address, business address, or agent's address are actually delivered to you.

Lines 21 and 22. Sign your name at line 21, write in the date, then clearly type or print your name on the line below your signature.

Lines 23 through 28. If you sign and complete this form yourself, print or type your name, address, and telephone number, and check the blank next to "Petitioner." You may use a contact address and telephone number if you want to keep your residence address confidential. (If your attorney completes this form, your attorney will mark the "Attorney for Petitioner" blank and will fill in his or her Oregon State Bar number, along with his or her name, address, and telephone number.)

IX. FILING YOUR PAPERS WITH THE COURT

A. Signing

After you have completed the Petition to Renew (Form 3A), portions of the Order (Form 3B), portions of the Affidavit of Proof of Service (Form 3C), portions of the Notice to Respondent/Request for Hearing (Form 3D), and, if applicable, the Petitioner's Certificate of Document Preparation (Form 3E) and, if applicable, the Petitioner's Waiver of Personal Service (Form 3F), as described above, take or mail these forms to the court clerk of the county that issued the original Restraining Order. If you have not yet signed the Petition to Renew in front of a notary public, ask the court clerk to watch you sign and to acknowledge your signature. If you mail your papers or have someone else file them for you, be sure that you signed the Petition to Renew before a notary public and that the notary public notarized it.

B. Copies

The clerk will make the necessary number of certified true copies of the papers at no charge; one copy is for you to keep for your records. If you plan to travel to or move to another state and would like to take a copy of the Oregon Order with you, the court clerk will provide, on request and free of charge, two exemplified copies of the Order.

X. HEARING

The court might hold a hearing, although it does not have to, before signing the Order. The court will hold a hearing later if the respondent requests one, as described in the Notice to Respondent/Request for Hearing form (Form 3D). If the respondent requests a hearing, the court clerk will send you a copy of the respondent's hearing request and notify you of the date and time of the hearing. If the respondent does not appear, the Restraining Order will most likely remain in effect. **If you (the petitioner) do not appear at the hearing, the Restraining Order may be canceled.** The only issue that will be considered at the hearing is the basis of the renewal, unless you agree with the respondent's written request to hear other issues involving the Restraining Order.

If you have a disability and need special help at a hearing or you are unable to speak English and need a foreign language interpreter at a hearing, you must notify the clerk as soon as possible, but no later than two judicial days before the hearing. You will need to tell the clerk specifically what type of disability you have or which language you speak and what type of assistance you need or prefer.

XI. SERVING THE RESPONDENT

If the court grants your Petition and renews the Restraining Order, a "true" (certified) copy of the Petition to Renew and the Order must be "served on" the respondent to inform the respondent that the court has renewed the Restraining Order. The sheriff's office will serve the

papers on the respondent unless you elect to have the respondent served personally by a private process server. You, the petitioner, cannot serve the respondent.

There is no service fee when the sheriff's office serves the order. If you arrange to have a private process server serve the papers, you will need to pay any fees to that person.

If the respondent appeared in person before the court and already received a copy of the papers at that time, the court might decide that no further service is necessary. If that occurred, look at line 21 on page 1 of the Order Renewing Restraining Order (Form 3B) to see if the judge initialed that paragraph. If so, the respondent does not need another copy of the papers, and you can skip to the next section of these instructions, Section XII. "Enforcement of the Renewed Restraining Order."

A. Service by Sheriff

The clerk will deliver to the sheriff a set of "true" copies of the papers unless you want to deliver them to the sheriff yourself. Let the clerk know if you want to deliver the papers to the sheriff.

If the sheriff's office serves the papers, that office will finish completing the Affidavit of Proof of Service (Form 3C) and file it with the court. The sheriff's office will follow the same procedure it used to serve the original Restraining Order.

If the sheriff cannot serve the respondent within ten (10) days, the sheriff will notify you by mail. You then have ten (10) days to give the sheriff's office additional information to help the sheriff find and serve the respondent. If you do not respond within ten days of the sheriff's notice to you, the sheriff will hold your papers for future service and file a return with the court clerk showing that service was not completed.

B. Private Service

You may have someone other than the sheriff serve the papers. Any person (except you, your attorney, or your employee) who is mentally competent, 18 years of age or older, and a resident of Oregon or of the state of service may serve the papers. If you have someone other than the sheriff serve the paper, be sure that:

- (1) the person who served the respondent completes the Affidavit of Proof of Service (Form 3C) and signs it **only** in front of a notary public or the court clerk;
- (2) the notary public notarizes or court clerk "acknowledges" the signature of the person signing the Affidavit of Proof of Service; and
- (3) the Affidavit of Proof of Service is filed with the court clerk.

If you have the papers served by someone other than the sheriff's office, you must make sure that the Affidavit of Proof of Service (Form 3C) is filed with the court clerk. The court clerk will then forward the papers to the sheriff's office so that the information can be entered into the law enforcement computer. If you don't want to wait for the court clerk to

forward the papers to the sheriff, you can deliver a true copy of the Affidavit of Proof of Service and a true copy of the Petition to Renew and the Order yourself to the sheriff's office or you can arrange to have these papers delivered to the sheriff's office by a private person. Let the clerk know if you plan to deliver the papers to the sheriff yourself or by arrangement with a private person.

If the sheriff determines that the papers are incomplete, the sheriff will return the papers to the court clerk. The court clerk will then notify you by mail concerning the error or problem.

If you have a friend or other person serve the Petition to Renew and the Order, that person should follow these instructions to fill in the rest of the Affidavit of Proof of Service (Form 3C) after that person serves it on the respondent:

Lines 6 through 10. If not filled in already, fill in the caption information as directed on pages 2 and 3 of these instructions. Be sure to include the case number.

Line 14. Fill in the county where the process server signed the Affidavit.

Line 16. Fill in the name of the process server.

Line 18. Fill in the date the respondent was served.

Line 19. Fill in the county and state where the respondent was served.

Line 21. THE PERSON WHO SERVED THE MOTION TO RENEW AND ORDER SHOULD SIGN THIS AFFIDAVIT ONLY IN FRONT OF A NOTARY PUBLIC OR THE COURT CLERK. That person should print or type his or her name in the blank under the signature line and then fill in his or her address and telephone number.

The notary public or court clerk will complete the rest of the form.

XII. ENFORCEMENT OF THE RENEWED RESTRAINING ORDER

Once renewed, the Restraining Order is effective for an additional year unless it is ended earlier by the court at your request, or unless the order is vacated or modified (changed), whichever occurs first. Additionally, if and when a final decree or judgment in a dissolution, separation, annulment, or unmarried parents' custody case is entered, any conflicting provisions in a preexisting Restraining Order are superseded (have no effect). Provisions in a final decree which might conflict with the Restraining Order terms most likely involve custody or parenting time (visitation) terms or the access to certain property or premises. A renewed Restraining Order cannot later be changed by a temporary custody or parenting time (visitation) order in any of these other cases unless you first receive notice and an opportunity for a hearing.

The police must enforce the renewed Order in the same way they enforced the original Order. You also can ask the District Attorney to prosecute (bring legal charges against) the respondent for violating the renewed Order.

XIII. TERMINATING OR MODIFYING THE RENEWED RESTRAINING ORDER

You can ask the court to end the renewed Restraining Order before the second (renewal) year is over. Use the form called "Petitioner's Motion and Order of Dismissal" (Form G) that is included in the packet of forms and instructions for the original Restraining Order (Packet No. 1). The instructions are also in that packet. If you do not have that form from the packet you used for the original Order, ask the court clerk for another packet with that form.

You or the respondent can ask the court to change the parts in the renewed Restraining Order that deal with custody and parenting time (visitation) of minor children at any time. The forms and instructions (Packet No. 2) are available from the court clerk.

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IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF _____

_____)	
Petitioner (your name),)	Case No. _____
vs.)	PETITION TO RENEW
_____)	RESTRAINING ORDER
Respondent (person to be restrained).)	(Family Abuse Prevention Act)

YOU MUST PROVIDE COMPLETE AND TRUTHFUL INFORMATION. IF YOU DO NOT, THE COURT MAY DISMISS ANY RESTRAINING ORDER AND MAY ALSO HOLD YOU IN CONTEMPT OF COURT.

I am the Petitioner and I state the following information is true:

___ based on the conditions of abuse described in the original Petition or previous renewal request, I reasonably fear further acts of abuse by the respondent if the Restraining Order is not renewed.

___ based on the following events that have happened, or additional facts I have learned since the court signed the original or modified Restraining Order or previous Order Renewing the Restraining Order in this matter, I reasonably fear further acts of abuse by the respondent if the Restraining Order is not renewed:

1 On the basis of ORS 107.725 and the above related facts, I hereby petition the court to issue an Order renewing
2 for a period of one year the Restraining Order in this matter signed on _____, 200__, and
3 (date) (year)
4 continuing the security amount set forth in the original restraining order or in such other amount as the court deems
5 appropriate.
6

7 _____
8 Signature of Petitioner
9 _____
10 Print or Type Name of Petitioner

10 STATE OF OREGON)
11) ss.
12 County of _____)

12 SUBSCRIBED AND SWORN to me this _____ day of _____, 200__, by
13 (month) (year)
14 _____
15 (Print Name of Petitioner)

16 _____
17 NOTARY PUBLIC FOR OREGON/COURT CLERK
18 My commission expires: _____

18 Submitted by: _____
19 Print Name
20 _____ Petitioner
21 _____ Attorney for Petitioner
22 OSB No. _____
23 _____
24 Address or Contact Address
25 _____
26 City State Zip
27 _____
Telephone or Contact Telephone Number(s)

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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____

Petitioner (your name),
vs.

Respondent (person to be restrained).

)
)
) Case No. _____
)
) ORDER RENEWING
) RESTRAINING ORDER
) (Family Abuse Prevention Act)

TO THE RESPONDENT:

THIS ORDER CONTINUES THE ORIGINAL OR MODIFIED RESTRAINING ORDER AND BECOMES EFFECTIVE IMMEDIATELY. VIOLATION OF THE CONTINUED RESTRAINING ORDER MAY RESULT IN YOUR ARREST OR IN CIVIL AND/OR CRIMINAL PENALTIES. THIS ORDER IS ENFORCEABLE IN EVERY STATE, THE DISTRICT OF COLUMBIA, AND ALL TRIBAL LANDS AND TERRITORIES OF THE UNITED STATES. IF YOU WISH TO CONTEST THE CONTINUATION OF THIS ORDER, SEE YOUR RIGHTS TO A HEARING IN THE "NOTICE TO RESPONDENT/REQUEST FOR HEARING" FORM (FORM 3D) ATTACHED TO THIS ORDER.

The court, having reviewed the Petition to Renew, makes the following findings:

JUDGE'S INITIALS

_____ A person in the petitioner's situation reasonably would fear further acts of abuse by the respondent if the Restraining Order in this matter is not renewed.

_____ No further service is necessary because the respondent appeared in person before the court.

This matter coming before the court on the petition of the petitioner, IT IS HEREBY ORDERED that:

_____ The Restraining Order in this matter is renewed for a period of one year.

_____ Other: _____

1 _____ THE SECURITY AMOUNT FOR VIOLATION OF ANY PROVISION OF THIS ORDER OR THE ORIGINAL
RESTRAINING ORDER IS \$5,000 UNLESS OTHERWISE SPECIFIED;
2 _____ OTHER AMOUNT \$ _____

3 _____ The Petition to Renew Restraining Order is dismissed. _____
4 _____

6 CERTIFICATE OF COMPLIANCE
7 WITH THE VIOLENCE AGAINST WOMEN ACT

8 This protective Order meets all full faith and credit requirements of the Violence Against
Women Act, 18 U.S.C. 2265 (1994). This court has jurisdiction over the parties and the
9 subject matter. The respondent was afforded notice and timely opportunity to be heard as
10 provided by the law of the jurisdiction. This Order is valid and entitled to enforcement in this
and all other jurisdictions.

12 DATED this _____ day of _____, 200__.
13 (month) (year)

14 _____
15 JUDGE (Signature)
16 _____
17 Print, Type or Stamp Name of Judge

18 Submitted by: _____
19 Print Name
____ Petitioner
____ Attorney for Petitioner
20 OSB No. _____

Address or Contact Address

City State Zip

Telephone or Contact Telephone Number(s)

RELEVANT DATA

RESPONDENT _____ Sex _____ Telephone # _____
Residence Address _____
City/State/Zip _____ County _____
Birth Date _____ Age _____ Race _____
Height _____ Weight _____ Hair Color _____ Eye Color _____

PETITIONER (you) _____ Sex _____ *Telephone # _____
*Residence Address _____
City/State/Zip _____ County _____
Birth Date _____ Age _____ Race _____
Height _____ Weight _____ Hair Color _____ Eye Color _____

*If you wish to have your residential address or telephone number withheld from respondent, use a contact address and telephone number so the court and the sheriff can reach you if necessary.

PLEASE FILL OUT THIS INFORMATION

TO AID IN SERVICE OF THE ORDER RENEWING RESTRAINING ORDER

Where is respondent most likely to be located?

- Residence Hours _____
- Employment Hours _____ Address: _____
- Other Hours _____ Address: _____

Description of vehicle _____

Does respondent have any weapons or access to weapons? EXPLAIN: _____

Has respondent ever been arrested for or convicted of a violent crime? EXPLAIN: _____

Is there anything about respondent's character, past behavior, or the present situation that indicates that respondent may be a danger to self or others? EXPLAIN: _____

1 KEEP IN MIND THAT THE ORDER YOU HAVE RECEIVED IS IN EFFECT AND REMAINS IN EFFECT UNTIL THE COURT THAT
2 ISSUED THE ORDER MODIFIES IT OR DISMISSES IT OR UNTIL IT EXPIRES. THE ORDER MAY ALSO BE RENEWED UPON A
3 FINDING THAT A PERSON IN THE PETITIONER'S SITUATION WOULD REASONABLY FEAR FURTHER ACTS OF ABUSE BY YOU IF
4 THE ORDER IS NOT RENEWED. IF YOU ARE ARRESTED FOR VIOLATING THIS ORDER, THE SECURITY AMOUNT (BAIL) IS
5 \$5,000, UNLESS A DIFFERENT AMOUNT IS ORDERED BY THE COURT.
6

7
8 This Order, or any Order continuing or changing this Order, is enforceable in every county in Oregon. It is also
9 enforceable in all 50 states, the District of Columbia, tribal lands, and territories of the United States.
10

11 Violation of this Order, or any Order changing this Order, constitutes contempt of court, punishable by a fine of up to
12 \$500 or one percent of your annual gross income, whichever is greater, or a jail term of up to six months, or both. Other
13 sanctions may also be imposed for contempt.
14

15 While this Order, or any Order changing this Order, is in effect, federal law may prohibit you from:

- 16 • Traveling across state lines or tribal land lines with the intent to violate this Order and then violating this
17 Order.
- 18 • Causing the petitioner to cross state lines or tribal land lines for your purpose of violating the Order.
- 19 • Possessing, receiving, shipping, or transporting any firearm or firearm ammunition.
20

21
22 Whether or not a Restraining Order is in effect, federal law may prohibit you from:

- 23 • Traveling across state lines or tribal land lines with the intent to injure the petitioner and then intentionally
24 committing a crime of violence causing bodily injury to the petitioner.
- 25 • Causing the petitioner to travel across state lines or tribal land lines if your intent is to cause bodily injury to
26 the petitioner or if the travel results in your causing bodily injury to the petitioner.
27

1 REQUEST FOR HEARING

2 I am the Respondent in the above-referenced action and I request a hearing to contest
3 all or part of the Order Renewing Restraining Order as follows (mark one or more):

- 4 The basis for the renewal.
- 5 Other term(s) of the Order (please be specific): _____
- 6 _____
- 7 _____

8
9 I (will) (will not) be represented by an attorney at the hearing.

10
11 Notice of the time and place of the hearing can be mailed to me at the address below my signature.

12
13 (If you completed this document without the assistance of an attorney, you are required to complete truthfully the certificate below.)

14 I certify that: (check the blank that applies)

- 15 I selected this document for myself, and I completed it without paid assistance and without assistance
- 16 I paid, or will pay, money to _____ for assistance in preparing this document.

17
18
19
20 Date: _____

Signature of Respondent

Print or Type Name of Respondent

Address or Contact Address

City State Zip

Telephone or Contact Telephone Number(s)

