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IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF \_\_\_\_\_

\_\_\_\_\_) PETITION FOR RESTRAINING  
Petitioner (your name), ) ORDER TO PREVENT ABUSE  
vs. ) OF ELDERLY OR DISABLED  
\_\_\_\_\_) PERSON  
Respondent (person to be restrained. ) NO. \_\_\_\_\_  
)

**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**

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.

ATTACH ADDITIONAL PAGES IF NECESSARY

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

I am a resident of \_\_\_\_\_ County, state of \_\_\_\_\_.

Respondent is a resident of \_\_\_\_\_ County, state of \_\_\_\_\_.

**Check and fill out the section that applies to you:**

\_\_\_\_ I am 65 years of age or older. I am \_\_\_\_\_ years of age.

\_\_\_\_ I am a disabled person. I have a mental or physical disability in that (explain the nature of your disability)

1. CHECK AND FILL OUT OR CIRCLE THE SECTION(S) that apply to you and respondent:

\_\_\_\_ A. Respondent and I have been living together since \_\_\_\_\_  
(Date)

\_\_\_\_ B. Respondent and I lived together from \_\_\_\_\_ to \_\_\_\_\_  
(Date) (Date)

1 \_\_\_\_\_ C. I have been under the care of respondent since \_\_\_\_\_.  
2 (Date)

3 \_\_\_\_\_ D. I was under the care of respondent from \_\_\_\_\_.  
4 (Date)

5 \_\_\_\_\_ E. My relationship with respondent is \_\_\_\_\_  
6 \_\_\_\_\_

7 \_\_\_\_\_ F. Respondent has sent me sweepstakes promotions.

8 2. To qualify for a restraining order, respondent must have done one or more of the following:

9 3.

10 Within the last 180 days, respondent has:

11 \_\_\_\_\_ A. Caused me physical injury by other than accidental means.

12 \_\_\_\_\_ B. Caused me physical harm by withholding services necessary to maintain my health and well-being.

13 \_\_\_\_\_ C. Abandoned or deserted me by withdrawing or neglecting to perform duties and obligations.

14 \_\_\_\_\_ D. Willfully inflicted me with physical pain or injury.

15 \_\_\_\_\_ E. Used derogatory or inappropriate names, phrases or profanity, ridicule, harassment, coercion, threats,  
16 cursing, intimidation or inappropriate sexual comments of such a nature as to place me in fear of  
17 significant physical or emotional harm.

18 \_\_\_\_\_ F. Sent me sweepstakes promotions, and I feel the need for the court's assistance to protect me from  
19 further expense. I am an elderly, disabled, or incapacitated person. In the past year, I spent more than  
20 \$500 on sweepstakes promotions that I received in the United States mail.

21 NOTICE TO PETITIONER: Sweepstakes companies are allowed up to 150 days to stop sending you sweepstakes  
22 entry materials. For a time after the court issues a restraining order, you may receive additional solicitations from  
23 respondent. However, beginning on the date the restraining order is issued, the respondent must immediately reject any  
24 further orders from you and must return any money you send to the company after the date the restraining order is issued.

25 3. Any period of time after the abuse occurred during which respondent was incarcerated (in jail or prison) or lived  
26 more than 100 miles from your home is not counted as part of the 180 day period, and you may still be eligible  
for a restraining order.

Respondent was incarcerated from \_\_\_\_\_ to \_\_\_\_\_.  
(date) (date)

Respondent lived more than 100 miles from my home from \_\_\_\_\_ to \_\_\_\_\_  
(date) (date)

\_\_\_\_\_  
(date)

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4. Did the abuse happen within the last 180 days not including the times respondent was incarcerated (in jail or prison) or lived more than 100 miles from your home? YES NO

Date and location of abuse \_\_\_\_\_  
\_\_\_\_\_

How did respondent injure or threaten to injure you? \_\_\_\_\_  
\_\_\_\_\_

5. Are there incidents other than those described in question 4 above in which respondent injured or threatened to injure you? If yes, explain: \_\_\_\_\_  
\_\_\_\_\_

6. The abuse I am complaining about was witnessed by \_\_\_\_\_  
\_\_\_\_\_ (affidavit attached). Other persons with knowledge of the abuse are:  
\_\_\_\_\_ (affidavit attached).

7. I am in immediate and present danger of further abuse by respondent because: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

8. In any of the above incidents:  
Were drugs, alcohol, or weapons involved? YES NO  
Did you need medical help? YES NO  
Were the police or the courts involved? YES NO  
If you have circled yes to any of the above questions, explain: \_\_\_\_\_  
\_\_\_\_\_

9. A. There (is) (is not) another Elderly and Disabled Person Abuse Prevention Act or Family Abuse Prevention Act proceeding pending between respondent and me. It is filed in \_\_\_\_\_ (County), \_\_\_\_\_ (State), and I am (Petitioner) (Respondent) in that case.  
The case number of the case is: \_\_\_\_\_.

B. There (is) (is not) another lawsuit pending between respondent and me for divorce, annulment, or legal separation. If yes, type of lawsuit: \_\_\_\_\_.  
It is filed in \_\_\_\_\_ (County), \_\_\_\_\_ (State).

1 10. Respondent may be required to move from your residence if it is in your sole name, or if it is jointly owned or  
2 rented by you and respondent, or if you and respondent are married.

3 I (do) (do not) want respondent to move from my residence.

4 My residence is: Owned Leased Rented By: \_\_\_\_\_

5 PETITIONER ASKS THE COURT TO GRANT THE RELIEF INDICATED IN THE "PETITIONER'S REQUEST"  
6 COLUMN OF THE PROPOSED RESTRAINING ORDER, WHICH IS ATTACHED.

7 PETITIONER MUST NOTIFY THE COURT OF ANY CHANGE OF ADDRESS.

8 ALL NOTICES OF HEARING WILL BE SENT TO THIS ADDRESS AND DISMISSALS MAY

9 BE ENTERED IF YOU DO NOT APPEAR AT A SCHEDULED HEARING.

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

12 \_\_\_\_\_  
Signature of Petitioner

13 \_\_\_\_\_  
Print or Type Name of Petitioner

14 STATE OF OREGON )  
15 ) ss.  
16 County of \_\_\_\_\_ )

17 SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
18 by \_\_\_\_\_.  
(Print Name of Petitioner)

19 \_\_\_\_\_  
NOTARY PUBLIC FOR OREGON / COURT CLERK

20 My commission expires: \_\_\_\_\_

21 Submitted by: \_\_\_\_\_  
22 Print Name Address or Contact Address  
\_\_\_\_ Petitioner  
23 \_\_\_\_\_ Attorney for Petitioner City State Zip  
OSB No. \_\_\_\_\_ Telephone or Contact Telephone Number(s)

**RELEVANT DATA**

**RESPONDENT** \_\_\_\_\_ Sex \_\_\_\_\_ Telephone No. \_\_\_\_\_

Residence Address \_\_\_\_\_

City/State/Zip \_\_\_\_\_ County \_\_\_\_\_

Birth Date: \_\_\_\_\_ Age \_\_\_\_\_ Race \_\_\_\_\_

Height \_\_\_\_\_ Weight \_\_\_\_\_ Hair Color \_\_\_\_\_ Eye Color \_\_\_\_\_

**PETITIONER (you)** \_\_\_\_\_ Sex \_\_\_\_\_ Telephone No. \* \_\_\_\_\_

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 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: \_\_\_\_\_