

# Request for Dating Violence Protective Order (Utah Code 78B-7-404)

Case Number: \_\_\_\_\_ District: \_\_\_\_\_  
County: \_\_\_\_\_ State: Utah  
Judge: \_\_\_\_\_  
Commissioner: \_\_\_\_\_

**This is a private record.**

**Note: The court cannot issue a dating violence protective order if any of the following apply:**

- You and the person you need protection from are or were married.
- You and the person you need protection from lived together or used to live together as a couple.
- You and the person you need protection from have a minor child or children together.

If any of those apply do not proceed further with this action. You may want to find out whether you qualify for a Cohabitant Abuse Protective Order.

## 1. Who is the petitioner (person asking for the protective order)?

First name:	
Middle name or initial (if any):	
Last name:	

What is your date of birth? (mm/dd/yyyy)(required)

What is your address, phone number, and email address? (to keep private, leave blank and attach a Request to Safeguard Contact Information from Other Parties)

_____ Street	_____ City, State, ZIP Code
_____ Phone (xxx-xxx-xxxx)	_____ Email address

If you have an attorney, what is their name, phone number, and email address?

Name: \_\_\_\_\_

_____ Phone (xxx-xxx-xxxx)	_____ Email address
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Are you 18 years of age or older? ☐ Yes ☐ No

If you are under 18 years of age, have you ever been: emancipated by a juvenile court order?  
[ ] Yes [ ] No Married? [ ] Yes [ ] No

**2. Who is the respondent (person you need to be protected from)?**

First name:	
Middle name or initial (if any):	
Last name:	

What is their date of birth? (Choose one)(required)

[ ] Their date of birth is (mm/dd/yyyy): \_\_\_\_\_

[ ] I don't know. My best guess is (mm/dd/yyyy): \_\_\_\_\_

What is their social security number? (xxx-xx-xxxx) (if you don't know, leave blank)::

\_\_\_\_\_

Is the Respondent 18 years of age or older? [ ] Yes [ ] No

If the Respondent is under 18 years of age has the Respondent ever been: emancipated by a juvenile court order? [ ] Yes [ ] No Married? [ ] Yes [ ] No

What is their ethnicity? (Choose one.)(required)

[ ] Of Hispanic, Latino/a/x, or Spanish origin [ ] Not of Hispanic, Latino/a/x, or Spanish origin [ ] Prefer not to answer

What is their race? (Choose one.)(required)

[ ] American Indian or Alaska Native [ ] Asian (Central/East/South/Southeast) [ ] Black or African American  
[ ] Native Hawaiian or Other Pacific Islander [ ] White [ ] Another race, ethnicity, or origin  
[ ] Prefer not to answer [ ] Write in: \_\_\_\_\_

What is their gender? (Choose one.)(required):

☐ Female

☐ Male

☐ Gender non-binary

☐ Transgender female

☐ Transgender male

☐ Prefer not to answer

☐ Write in: \_\_\_\_\_

What is their address, phone number, and email address?

\_\_\_\_\_  
Street

\_\_\_\_\_  
City, State, ZIP Code

\_\_\_\_\_  
Phone (xxx-xxx-xxxx)

\_\_\_\_\_  
Email address

**3. Do you or the respondent need an interpreter or a disability accommodation? (Choose all that apply)**

☐ Yes. I need an interpreter. An interpreter will be provided for free by the court.

What language do you or the respondent speak?

\_\_\_\_\_  
☐ Yes. I have a disability, or the respondent has a disability.

What accommodation do you or the respondent need?

\_\_\_\_\_  
☐ No.

**4 Under Utah Code § 78B-7-404, the court cannot issue a protective order unless the court determines that you and the Respondent have or had a dating relationship. In making this determination, the court will consider the following factors:**

- a. whether you and the Respondent developed interpersonal bonding above a mere casual fraternization;
- b. the length of your relationship with the Respondent;
- c. the nature and the frequency of the interactions between you and the Respondent, including communications indicating that you and the Respondent intended to begin a dating relationship;
- d. the ongoing expectations you and/or the Respondent had with respect to the relationship;
- e. whether the statements or conduct by you and the Respondent demonstrated an affirmation of your relationship to others; and
- f. whether other reasons exist that support or detract from a finding that a dating relationship exists.

This image shows a single 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.

**5 Who else should be protected by this protective order?**

[illegible]

**6 Describe the most recent abuse or dating violence:**

a. When did it happen? (Date): \_\_\_\_\_

b. Where did it happen? \_\_\_\_\_  
Street City State

c. Did the police come? ☐ Yes ☐ No

d. If the police came, answer these questions:

What police department came? \_\_\_\_\_ Was anyone arrested? ☐ Yes ☐ No

What is the case number? \_\_\_\_\_ Did anyone get a ticket? ☐ Yes ☐ No

e. Describe the abuse or dating violence: \_\_\_\_\_

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☐ Check here if you need more space and attach a separate sheet of paper to this form.

f. What did the other person do or say to make you afraid? \_\_\_\_\_

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g. Did the other person use or threaten to use a gun or other weapon? ☐ Yes ☐ No (If yes, describe any weapons the Respondent owns and how they were used against you): \_\_\_\_\_

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h. Who else was there? \_\_\_\_\_

i. Was anyone hurt? \_\_\_\_\_

j. Other facts: \_\_\_\_\_

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**7 Describe past abuse** (If none, skip to 6)

a. When did it happen? (Date): \_\_\_\_\_

b. Where did it happen? \_\_\_\_\_  
Street City State

c. Did the police come? ☐ Yes ☐ No

d. If the police came, answer these questions:

What police department came? \_\_\_\_\_ Was anyone arrested? ☐ Yes ☐ No

What is the case number? \_\_\_\_\_ Did anyone get a ticket? ☐ Yes ☐ No

e. Describe the past abuse or dating violence: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

☐ Check here if you need more space and attach a separate sheet of paper to this form.

## 8 Other Court Cases

a. Have you or the Respondent ever been involved in any other court case?

☐ Yes ☐ No (If yes, list ALL court cases below):

Type of Case	County and State	Court Case # (Not police report #)	Person involved	Did the judge make an order?
			<input type="checkbox"/> You <input type="checkbox"/> Respondent	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> You <input type="checkbox"/> Respondent	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> You <input type="checkbox"/> Respondent	<input type="checkbox"/> Yes <input type="checkbox"/> No

## I am asking the Court to:

9 ☐ **Personal Conduct** Order the Respondent not to commit, try to commit or threaten to commit any form of abuse or violence against me or any person listed on page 1 of this form. This includes stalking, harassing, threatening, physically hurting, or causing any other form of abuse or violence.

10 ☐ **No Contact** Order the Respondent not to directly or indirectly contact, phone, text, mail, email, or communicate in any way with me or any person listed in item 1.

11 ☐ **Stay Away**

☐ Order the respondent to stay at least \_\_\_\_\_ feet from me.

☐ Order the respondent to stay away from my home:

☐ I am not a Safe at Home Program participant. (Not sure what this is? Visit this website: [www.utcourts.gov/abuse](http://www.utcourts.gov/abuse)) (choose one)

☐ I want to safeguard my address. I understand that law enforcement may find it hard to enforce this order, but they can still be required to keep the respondent away from my home.

☐ I want to include my address in this protective order to help law enforcement enforce the orders more easily. The respondent and other parties will be able to see this address. My home address is:

\_\_\_\_\_ (address)

☐ I am a Safe at Home Program participant under Utah Code 77-38-6. (choose one)

☐ I do not want my actual address included in the protective order or shared with law enforcement or other criminal justice agencies. Law enforcement can still be required to keep the Respondent away from my home. I am

giving the court a copy of my program authorization card with this request (required).

- ☐ I want my actual address included in the protective order and to only be shared with law enforcement and other criminal justice agencies for enforcement purposes. Law enforcement can use the address shown in the Utah Criminal Justice Information System. My actual address will not be public or shared with the Respondent. I am giving these required documents to the court with this request:

- a copy of my program authorization card,
- a signed Request to Give Address to Criminal Justice Agencies form (available at [www.utcourts.gov/abuse](http://www.utcourts.gov/abuse)), and
- a signed Safe at Home Program Notice of Actual Address form (available at [www.utcourts.gov/abuse](http://www.utcourts.gov/abuse)).

- ☐ Order the respondent to stay away from:

(If you and respondent go to the same place of work or school the court cannot order respondent to stay away from those places. However, you can ask for restrictions at those locations, such as distance to stay away, areas, or periods of time not to be present.)

- ☐ My work: \_\_\_\_\_  
(Street, City, State, ZIP)

- ☐ Respondent does not work at the same place as me.

- ☐ Respondent works at the same place as me and I ask for the following restrictions at that location because:

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- ☐ My school: \_\_\_\_\_  
(Street, City, State, ZIP)

- ☐ Respondent does not attend the same school as me.

- ☐ Respondent attends the same school as me and I ask for the following restrictions at that location because:

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- ☐ These places, which I go to often:

\_\_\_\_\_  
(Name of place, Street, City, State, ZIP)

\_\_\_\_\_  
(Name of place, Street, City, State, ZIP)

- ☐ These places, which the people listed below (listed on page 1) go to often:

Name of person	
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Description of place and address (Street, City, State, ZIP)	
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Name of person	
Description of place and address (Street, City, State, ZIP)	

Name of person	
Description of place and address (Street, City, State, ZIP)	

☐ Other (specify):

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**12** ☐ **No Guns or Weapons** Order the Respondent not to use, possess, have, or buy a gun or firearm or any of these weapons: \_\_\_\_\_

**13** ☐ **No Harming Pets** Order the Respondent to not physically injure or threaten to injure a pet that is:  
☐ Owned or kept by me. Also order the Respondent to not take possession of my pet.  
☐ Owned or kept by the Respondent.

**14** ☐ **Other Relief (specify):**

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**15 Temporary Orders** Make immediate, temporary orders without prior notice to the Respondent, pending a hearing in this case.

**16 Final Orders** Make the temporary orders final after the hearing.

### The Petitioner must read and sign below:

I swear that:

- I am the Petitioner and I have read this Request for Dating Violence Protective Order.
- **I understand it is a serious crime to lie to get a Protective Order.** If I lie, I can be charged with a felony, punishable by up to 5 years in prison.
- I believe I have the right to the protective orders I have asked for in this Request.
- I am not using this Request to harass the Respondent or to abuse the judicial process.



I declare under criminal penalty under the law of Utah that everything stated in this document is true.

Signed at \_\_\_\_\_ (city, and state or country).

\_\_\_\_\_  
Date

Signature ► \_\_\_\_\_

Printed Name \_\_\_\_\_