

Law Enforcement: Do not provide this document to respondent, it contains confidential information.

Instructions to the court: Do not place in court file. Provide to law enforcement only.

Service Assistance Form

| | | | |
|---------------|--|-----------------------|--|
| Case Number | | Document to be Served | Verified Petition for ExParte Child Protective Order |
| Court Address | | | |

| Information About You | | Information About the Party to be Served | |
|--|--|---|-----------|
| <input type="checkbox"/> Petitioner | | <input type="checkbox"/> Respondent | |
| | | <input type="checkbox"/> Parent/Guardian (if different than Respondent) | |
| Name | | Name | |
| Alias/Nickname | | Alias/Nickname | |
| Home address | | Home address | |
| Home phone | | Home phone | |
| Best times to reach | | Best times to reach | |
| Work name & address | | Work name & address | |
| Work phone | | Work phone | |
| Email Address: | | Email Address: | |
| Best times to reach | | Best times to reach | |
| Cell phone | | Cell phone | |
| DOB | | SSN | DOB |
| | | Race | Sex |
| | | Weight | Height |
| | | Hair Color | Eye Color |
| Special characteristics (tattoos, scars, etc.) | | | |
| Driver's license number | | | |
| Vehicle license number | | | |
| Make | | Model | |
| Year | | Color | |
| If this person is on probation or parole, list the name of the agency, officer, and telephone number. | | | |
| Has this person used weapons in a threatening manner or been violent in the past? <input type="checkbox"/> Yes <input type="checkbox"/> No | | | |

INSTRUCTIONS:

1. Complete as many of the questions as possible. If you do not know the answer, you may leave the question blank.
2. If the Parent or Guardian of the child(ren) is different than the Respondent, complete one copy of this form with information about the Respondent and a second copy with information about the Parent or Guardian.

Petitioner's Name

The petitioner's address will not be disclosed to the respondent. Utah Code §78B-7-105(6)(d)(ii).

Telephone (may be omitted)

IN THE _____ DISTRICT JUVENILE COURT
_____ COUNTY, STATE OF UTAH

| | |
|---|--|
| <p>_____ Petitioner, vs. _____ Respondent</p> | <p style="text-align: center;">VERIFIED PETITION FOR EX PARTE CHILD PROTECTIVE ORDER</p> <p>Case No. _____ Judge _____</p> |
|---|--|

PETITIONER IS ADVISED THAT KNOWING FALSIFICATION OF ANY STATEMENT OR INFORMATION PROVIDED FOR THE PURPOSE OF OBTAINING A PROTECTIVE ORDER MAY SUBJECT THE PETITIONER TO FELONY PROSECUTION. (Utah Code 78B-7-202)

Any addresses you provide in the sections below will be disclosed to the respondent and law enforcement. You do not have to list an address.

[] Petitioner made a referral of abuse to the Division of Child and Family Service based upon the incidents alleged in the petition.

The Petitioner alleges:

1. Petitioner is seeking a protective order on behalf of the following children:

| <u>NAME</u> | <u>BIRTH DATE</u> |
|-------------|-------------------|
| | |
| | |
| | |
| | |

2a. The children currently live with:

2b. During the last six months the children has lived with the following individuals at the following addresses (if different than above):

| <u>CHILD'S NAME</u> | <u>Lived With</u> (include name and dates) |
|---------------------|---|
| | |
| | |
| | |
| | |

3a. Petitioner is a person interested in the minor child/ren for the following reasons:

3b. Petitioner's relationship with the children (check one):

- The Petitioner is the parent, stepparent, guardian, or custodian of the children.
 Other (please describe):

3c. Petitioner's relationship with the Respondent.

Petitioner (choose all that apply):

- is married to the respondent.
 is divorced from the respondent.
 lives with the respondent as a couple.
 used to live with the respondent as a couple.
 has or had a child or children with the respondent.
 is in a consensual sexual relationship with the respondent.
 used to be in a consensual sexual relationship with the respondent.
 lives in the same home as the respondent.
 used to live in the same home as the respondent.
 is related by blood, marriage or adoption as a child, parent, aunt, uncle, niece, nephew, grandparent, grandchild, or sibling of the respondent. (Specify the relationship):

is expecting a child with the respondent. (Due date mm/dd/yyyy):

 other (specify the relationship with the respondent):

 does not or did not have a relationship with the respondent.

3d. Respondent's relationship with the children (check one):

- The Respondent is the parent, stepparent, guardian, or custodian of the child/ren
 Other (please describe):

4. Either Petitioner or Respondent resided in this county, temporarily resides in this county, or the accts occurred in this county.

5. On or about _____ (date), at _____ (city), Utah, the following events occurred that lead the petitioner to believe the children

are being abused or are in imminent danger of being abused.

have been abused by someone who is not the child's parent, stepparent, guardian, or custodian.

Abuse is:

- physical abuse
- sexual abuse
- a sexual offense under Utah Code 76-5b-201 or 204
- human trafficking of a child under Utah Code 76-5-308.5

[Describe in detail what happened, when the events occurred, where, who was involved (including the child/ren and family and household members), if weapons were involved, and if injuries resulted. State the name and address of any other person who may have witnessed the physical or sexual abuse. Attach more sheets if necessary but only write on one side.]

6. Check **one**:

No cases of any type (divorce, custody, other protective orders, etc.) involving Petitioner, Respondent and/or the others named in this petition have been filed in any court.

The following cases which involve Petitioner, Respondent and/or the others named in this petition have been filed, including the children on behalf of whom Petitioner is seeking a protective order. (List all cases that have been filed in any court, at any time):

| Party Who Filed the Case | Filing Date or Judgment Date | Court or County where Case Filed | Case Number and Case Type |
|--------------------------|------------------------------|----------------------------------|---------------------------|
| | | | |
| | | | |
| | | | |
| | | | |

7. Check **one**:

Petitioner has not filed for a protective order in any other court of the State.

Petitioner has filed for the following protective orders in another court of the State: (List all protective order filings in any court, at any time):

| Respondent; relationship to Petitioner | Date of filing or judgment | Court or County where case filed | Has a judge signed an order? |
|--|----------------------------|----------------------------------|------------------------------|
| | | | |
| | | | |

WHEREFORE: I respectfully request that this Court:

Order the Respondent to appear at a hearing.

Order the Division of Child and Family Services to provide to the Court information regarding the status of Petitioner’s referral.

Immediately issue Ex Parte relief on the Child Protective Order and, after a hearing within 21 days, issue a Child Protective Order containing the following relief (Check boxes of relief that you are requesting):

Restrain the Respondent from attempting, threatening or committing abuse against the minor children and from stalking, harassing, or threatening or using or attempting to use physical force that would reasonably be expected to cause physical injury to the minor.

Prohibit the Respondent from directly or indirectly contacting, harassing, telephoning, e-mailing, or otherwise communicating with the minor children.

Order the respondent to stay away from:

(If the children and respondent go to the same school, place of worship or place of employment, 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.)

the children’s residence and any subsequent residence of the minor children. The respondent must vacate and stay away from this residence. Also prohibit the respondent from terminating or interfering with the utility services to the residence.
(choose one)

I do not want the address of the children’s residence on the order. I understand it will not be disclosed to the respondent.

OR

I want the following address of the children’s residence to be listed on the order and disclosed to the respondent and law enforcement:

_____ (street address)
_____ (City, State, ZIP)

Children’s school:

| Child’s name | School name and address (Street, City, State, ZIP) |
|--------------|--|
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| | |
| | |

Respondent does not attend the same school as the children.

Respondent attends the same school as the children and I ask for the following restrictions at that location:

Children's place of worship:

| Child's name | Place of worship name and address (Street, City, State, ZIP) |
|--------------|--|
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Respondent does not attend the same place of worship as the children.

Respondent attends the same place of worship as the children and I ask for the following restrictions at that location:

Children's work:

| Child's name | Work name and address (Street, City, State, ZIP) |
|--------------|--|
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| | |

Respondent does not work at the same place as the children.

Respondent works at the same place as the children and I ask for the following restrictions at that location:

These places, which the child goes to often:

| Child's name | Name of place and address (Street, City, State, ZIP) |
|--------------|--|
| | |
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| | |
| | |

Prohibit the Respondent from purchasing, using, or possessing a firearm or other weapon as designated by the court, including:

Award possession of the following personal property:

Order a law enforcement officer to accompany Petitioner and the children to the residence to ensure that the children are safely restored to possession of the listed items.

Order a law enforcement officer to supervise Respondent's removal of essential personal belongings from the residence.

Appoint a Guardian ad Litem to represent the best interests of the children.

Grant appropriate custody of the minor children.

Order the following parent-time arrangement (if requesting parent-time arranged through or supervised by another person, identify that person):

Restrain Respondent from using drugs and/or alcohol prior to or during parent-time.

Restrain Respondent from removing the minor children from the state.

Order Respondent to pay child support in the amount of \$_____ pursuant to the Utah Uniform Child Support Guidelines.

Order Respondent to participate in mandatory income withholding pursuant to Utah Code Annotated § 62A-11, Parts 4 and 5.

Order Respondent to pay one-half of the minor children's day care expenses.

Order Respondent to pay one-half of the minor children's medical expenses including premiums, deductibles and co-payments.

Order Respondent to pay the minor children's medical expenses suffered as a result of abuse in the amount of \$_____.

[___] Order any other relief that the court considers necessary for the safety and welfare of the children, including the following:

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).

Signature ►

_____ Date

_____ Printed Name
