

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

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.

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			

Petitioner's Name _____

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

Telephone (may be omitted) _____

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

Petitioner, _____

vs. _____

Respondent _____

**VERIFIED PETITION FOR
EX PARTE CHILD
PROTECTIVE ORDER**

Case No. _____

Judge _____

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 made available 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>

Commented [KT1]: Upon review of this form to finalize it for the full committee, I recalled that Stylistics moved this warning here and removed it from below, where it read, "The addresses provided by the petitioner will not be made available to the respondent." Is it sufficient to list this here, or do we need to include this warning below with the highlighted language on this page, as well as under the "Notice to Respondent" on page one of the ex parte and full Child PO?

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.]

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 provided to the respondent.

☐ I want the following address of the children's residence to be listed on the order and made available to the respondent and law enforcement:

(Street, City, State, ZIP)

☐ Children's school:

Child's name	School name and address (Street, City, State, ZIP)

☐ 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	Address of place of worship (Street, City, State, ZIP)

☐ 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 address (Street, City, State, ZIP)

☐ 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)

☐ 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

Petitioner's Name

The petitioner's address will not be made available 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,</p> <p>vs.</p> <p>_____ Respondent</p>	<p>EX PARTE CHILD PROTECTIVE ORDER</p> <p>Case No. _____</p> <p>Judge _____</p>
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NOTICE TO RESPONDENT:

YOU CAN BE ARRESTED FOR VIOLATING THIS ORDER EVEN IF ANY PERSON PROTECTED BY THE ORDER INVITES OR ALLOWS YOU TO VIOLATE THE ORDER'S PROHIBITIONS. ONLY THE COURT CAN CHANGE THE ORDER. YOU MAY BE HELD IN CONTEMPT FOR IGNORING OR ALTERING THE TERMS OF THE ORDER.

The court having found that Petitioner is a person interested in the minor children on whose behalf the Petition was brought, that Petitioner first made a referral to the Division of Child and Family Services, and that the Court has jurisdiction over this matter, has reviewed Petitioner's Verified Petition for Child Protective Order, from which it appears that the children named below

[] 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.

Pending further hearing in this matter,

PURSUANT TO UTAH CODE SECTION 78B-7-202, THE PETITIONER IS GRANTED AN
EX PARTE CHILD PROTECTIVE ORDER:

(The Judge shall initial each section that is included in this Order.)

☐ 1. The Respondent is restrained from attempting, committing, or threatening to commit abuse against the following child/ren and shall not stalk, harass, or threaten to use or attempt to use physical force that would reasonably be expected to cause physical injury to the child/ren:

Child's Name	Relationship to Respondent

☐ 2. Except as provided in the parent time section below, the Respondent is prohibited from harassing, telephoning, contacting, or otherwise communicating with the minor child/ren, in paragraph 1 directly or indirectly.

☐ 3. The Respondent is ordered to stay away from:

☐ the children's residence and any subsequent residence of the minor children. The respondent must vacate and stay away from this residence. The respondent is prohibited from terminating or interfering with the utility services to the residence.

☐ At the petitioner's request, the address of the children's residence is not listed.

☐ At the petitioner's request, the address of the children's residence is listed:
(Street, City, State, ZIP)

☐ Child's school:

Child's name	School name and address (Street, City, State, ZIP)

☐ Respondent attends the same school as the children. Respondent is not ordered to stay away from this location, but the following restrictions apply when the respondent and the children are both there:

[] Child's place of worship:

Child's name	Address of place of worship (Street, City, State, ZIP)

[] Respondent attends the same place of worship as the children. Respondent is not ordered to stay away from this location, but the following restrictions apply when the respondent and the children are both there:

[] Child's work:

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

[] Respondent works at the same place as the children. Respondent is not ordered to stay away from this location, but the following restrictions apply when the respondent and the children are both there:

[] These places, which the child goes to often:

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

[] 4. The Court having found that Respondent's use or possession of a weapon may pose a serious threat of harm to minor child/ren, the Respondent is prohibited from purchasing, using, or possessing a firearm or any of the following weapons:

☐ 5. The minor child/ren are awarded possession of the following essential personal effects:

This award is subject to subsequent orders concerning the listed property in future proceedings.

RESPONDENT'S VIOLATION OF "1" THROUGH "5" PROVISIONS OF THIS ORDER, IS A CLASS A MISDEMEANOR UNDER UTAH CODE SECTION 76-5-108. IF RESPONDENT'S VIOLATION OF PROVISIONS "1" THROUGH "5" OF THIS ORDER IS A SECOND OR SUBSEQUENT DOMESTIC VIOLENCE OFFENSE, ENHANCED PENALTIES MAY BE IMPOSED UNDER UTAH CODE SECTIONS 77-36-1.1 AND 77-36-2.4.

THE COURT ORDERS THE FOLLOWING RELIEF IN THE CIVIL PORTION OF THIS EX PARTE PROTECTIVE ORDER:

(The civil portion is effective from the date and time served on the Respondent, until, after further hearing, the Respondent is served with a protective order, the protective order is denied, or this matter is dismissed).

VIOLATIONS OR FAILURE TO COMPLY WITH THE CIVIL PORTION, LISTED BELOW, MAY SUBJECT A PERSON TO CONTEMPT PROCEEDINGS.

☐ 6. Temporary custody of the minor children shall be as follows:

☐ 7. The Respondent shall have parent-time as follows:

☐ 8. The Respondent is restrained from using drugs and/or alcohol prior to or during parent-time.

☐ 9. The Respondent is restrained from removing the minor child/ren from the state of Utah.

☐ 10. Support is ordered in accordance with Title 78B, Chapter 12, Utah Child Support Act.

☐ 11. The Division of Child and Family Services shall provide information to the Court as to the status of Petitioner's referral.

☐ 12. A guardian ad litem is appointed to represent the best interests of the minor child/ren.

☐ 13. Law enforcement agencies with jurisdiction over the protected locations are hereby directed and authorized to render any necessary assistance to the above-named petitioner in retrieving the child/ren named in this Ex-Parte Protective Order and give physical custody of said child/ren _____

_____ to the petitioner. Such action includes, but is not limited to, obtaining access to the child/ren through locked doors and gates and restraining any persons who may attempt to prevent the removal of said child/ren.

☐ 14. Law enforcement agencies with jurisdiction over the protected locations shall accompany the minor child/ren to ensure that they safely regain possession of the awarded property.

☐ 15. Law enforcement agencies with jurisdiction over the protected locations shall facilitate Respondent's removal of Respondent's essential personal belongings from the parties' residence. The law enforcement officer shall contact Petitioner to make these arrangements. Respondent may not contact the Petitioner or enter the residence to obtain any item.

☐ 16. Law enforcement agencies with jurisdiction over the protected locations shall have authority to compel Respondent's compliance with this Order, including the authority to forcibly evict and restrain Respondent from the protected areas. Information to assist with identification of the Respondent is attached to this Order.

☐ 17. The Respondent is ordered to bring proof of current income to the hearing. The proof should include year-to-date pay stubs or employer statements, and complete tax returns for the most recent year.

☐ 18. Other: _____

[] 19. (IN FOSTER CARE CASES ONLY) Remaining in the home would be contrary to the welfare of the child and it is in the best interest of the child to be removed from the home and placed in foster care. The Court makes this determination based on the evidence presented in the petition for an ex parte protective order, specifically:

20. Unless otherwise modified by the court, this Order is effective from the date and time served on Respondent, until, after further hearing in this matter, the Respondent is served with a Child Protective Order or a Child Protective Order is denied.

21. The Respondent is ordered to appear at a hearing which will be held on:

Date:

Time:

Room:

Address:

Expiration date: _____

DATED: _____ TIME: _____

BY THE COURT:

JUVENILE COURT JUDGE

Ex Parte Child Protective Order–Notice to Petitioner

Petitioner may provide a copy of this order to the children's school principal. (Utah Code 78B-7-105(2)(b)(ii))

Petitioner may enforce a court order if respondent violates or fails to comply with provision(s) of this order.

If the respondent fails to return custody of a minor child to the petitioner as ordered, the petitioner can get a writ of assistance from the court (Utah Code 78B-7-105(2)(b)(iii))

Each party is entitled to have an attorney present at the hearing(s).

YOU CANNOT WAIVE, ALTER, IGNORE, OR DISMISS THIS ORDER WITHOUT FURTHER COURT ACTION. YOU MAY BE HELD IN CONTEMPT FOR IGNORING OR ALTERING THE TERMS OF THIS ORDER.

Petitioner's Name

The petitioner's address will not be made available 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,</p> <p>vs.</p> <p>_____ Respondent</p>	<p>CHILD PROTECTIVE ORDER</p> <p>Case No. _____</p> <p>Judge _____</p>
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NOTICE TO RESPONDENT:

YOU CAN BE ARRESTED FOR VIOLATING THIS ORDER EVEN IF ANY PERSON PROTECTED BY THE ORDER INVITES OR ALLOWS YOU TO VIOLATE THE ORDER'S PROHIBITIONS. ONLY THE COURT CAN CHANGE THE ORDER. YOU MAY BE HELD IN CONTEMPT FOR IGNORING OR ALTERING THE TERMS OF THE ORDER.

This matter came for hearing on _____. The following parties were in attendance:

☐ Petitioner ☐ Petitioner's attorney _____
☐ Respondent ☐ Respondent's attorney _____
☐ Guardian ad Litem

The Court has reviewed Petitioner's Verified Petition for Child Protective Order and:

☐ has received argument and evidence

☐ has accepted the stipulation of the parties
☐ has entered the default of the Respondent for failure to appear
☐ the Court finds the minor children listed below are being abused or are in imminent danger of being abused.
☐ the Court finds the minor children listed below have been abused by someone who is not the child's parent, stepparent, guardian, or custodian.

therefore **THE PETITIONER IS GRANTED A CHILD PROTECTIVE ORDER PURSUANT TO UTAH CODE SECTION 78B-7-202:**

(The Judge or Commissioner shall initial each section that is included in this Order.)

☐ 1. The Respondent is restrained from attempting, committing, or threatening to commit abuse against the following children, and shall not stalk, harass, or threaten to use or attempt to use physical force that would reasonably be expected to cause physical injury to the child/ren:

Child's Name	Relationship to Respondent

☐ 2. Except as provided in paragraph 9(b), the Respondent is prohibited from harassing, telephoning, contacting, or otherwise communicating with the minor child/ren in paragraph 1, directly or indirectly.

☐ 3. The Respondent is ordered to stay away from:

☐ the children's residence and any subsequent residence of the minor children. The respondent must vacate and stay away from this residence. The respondent is prohibited from terminating or interfering with the utility services to the residence.

☐ At the petitioner's request, the address of the children's residence is not listed.

☐ At the petitioner's request, the address of the children's residence is listed:
(Street, City, State, ZIP)

☐ Child's school:

Child's name	School name and address (Street, City, State, ZIP)

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- [] Respondent attends the same school as the children. Respondent is not ordered to stay away from this location, but the following restrictions apply when the respondent and the children are both there:

- [] Child's place of worship:

Child's name	Address of place of worship (Street, City, State, ZIP)

- [] Respondent attends the same place of worship as the children. Respondent is not ordered to stay away from this location, but the following restrictions apply when the respondent and the children are both there:

- [] Child's work:

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

- [] Respondent works at the same place as the children. Respondent is not ordered to stay away from this location, but the following restrictions apply when the respondent and the children are both there::

- [] These places, which the child goes to often:

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

☐ 4. The Court finds that Respondent's use or possession of a weapon may pose a serious threat of harm to minor child/ren, the Respondent is prohibited from purchasing, using, or possessing a firearm or any of the following weapons:

☐ 5. The minor child/ren are awarded possession of the following essential personal effects:

This award is subject to subsequent orders concerning the listed property in future proceedings.

6. Law enforcement agencies with jurisdiction over the protected locations are hereby directed and authorized to render any necessary assistance to the above-named petitioner in retrieving the child/ren named in this Protective Order and give physical custody of said child/ren _____ to the petitioner.

Such action includes, but is not limited to, obtaining access to the child/ren through locked doors and gates and restraining any persons who may attempt to prevent the removal of said child/ren.

7. Law enforcement agencies with jurisdiction over the protected locations shall accompany the minor child/ren to ensure that they safely regain possession of the awarded property.

8. Law enforcement agencies with jurisdiction over the protected locations shall facilitate Respondent's removal of Respondent's essential personal belongings from the parties' residence. The law enforcement officer shall contact Petitioner to make these arrangements. Respondent may not contact the Petitioner or enter the residence to obtain any items.

RESPONDENT'S VIOLATION OF PROVISIONS "1" THROUGH "8" OF THIS ORDER, IS A CLASS A MISDEMEANOR UNDER UTAH CODE SECTION 76-5-108.

Commented [JW1]: Is this still true? And is it enforceable under the act?

IF RESPONDENT'S VIOLATION OF PROVISIONS "1" THROUGH "8" OF THIS ORDER IS A SECOND OR SUBSEQUENT DOMESTIC VIOLENCE OFFENSE, ENHANCED PENALTIES MAY BE IMPOSED UNDER UTAH CODE SECTIONS 77-36-1.1 AND 77-36-2.4.

VIOLATION OF PROVISIONS "9(a)" THROUGH "9(i)" BELOW MAY SUBJECT RESPONDENT TO CONTEMPT PROCEEDINGS.

☐ 9(a). The Petitioner is granted custody of the following minor child/ren:

☐ 9(b). The Respondent shall have parent-time as follows:

The Respondent is restrained from using drugs and/or alcohol prior to or during parent-time.

☐ 9©. The Respondent is restrained from removing the minor child/ren from the state of Utah.

☐ 9(d). The Respondent is ordered to pay child support in the amount of \$ _____ pursuant to the Utah Uniform Child Support Guidelines.

☐ 9€. The Respondent is ordered to participate in mandatory income withholding pursuant to Utah Code Annotated § 62A-11, Parts 4 and 5.

☐ 9(f). The Respondent is ordered to pay one-half of the minor child/ren's day care expenses.

☐ 9(g). The Respondent is ordered to pay one-half of the minor child/ren's medical expenses including premiums, deductibles and co-payments.

☐ 9h. The Respondent is ordered to pay the minor child/ren's medical expenses, suffered as a result of the abuse in the amount of \$_____.

☐ 9i. Other:

☐ 9. The Division of Child and Family Services shall provide information to the Court as to the status of Petitioner's referral.

☐ 10. A guardian ad litem is appointed to represent the best interests of the minor child/ren.

☐ 11. Law enforcement agencies with jurisdiction over the protected locations shall have authority to compel Respondent's compliance with this Order, including the authority to forcibly evict and restrain Respondent from the protected areas. Information to assist with identification of the Respondent is attached to this Order.

☐ 12. Under federal law, the Respondent may be prohibited from purchasing, owning, transporting, using or possessing a firearm and ammunition. There is an exemption for police and military personnel while on actual duty and those persons need to contact their immediate supervisors for further instructions regarding compliance with federal law.

13. Respondent was afforded both notice and opportunity to be heard in the hearing that gave rise to this order. Pursuant to the Violence Against Women Act of 1994, P.L. 103-322, 108 Stat. 1976, 18 U.S.C.A. 2265, this order is valid in all the United States, the District of Columbia, tribal lands, and United States Territories. This order complies with the Uniform Interstate Enforcement of Domestic Violence Protection Orders Act.

14. Expiration of Order

Child's name	
Date order expires	

Relationship to respondent	
Reason	<p><input type="checkbox"/> This order expires 150 days because the respondent is the parent, stepparent, guardian or custodian of the child.</p> <p><input type="checkbox"/> This order expires in less than 150 days because:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p><input type="checkbox"/> This order expires in more than 150 days for the following good cause:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p><input type="checkbox"/> This order expires when the child turns 18 because the respondent is not a parent, stepparent, guardian or custodian of the child.</p>

Child's name	
Date order expires	
Relationship to respondent	
Reason	<p><input type="checkbox"/> This order expires 150 days because the respondent is the parent, stepparent, guardian or custodian of the child.</p> <p><input type="checkbox"/> This order expires in less than 150 days because:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p><input type="checkbox"/> This order expires in more than 150 days for the following good cause:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p><input type="checkbox"/> This order expires when the child turns 18 because the respondent is not a parent, stepparent, guardian or custodian of the child.</p>

Child's name	
Date order expires	
Relationship to respondent	
Reason	<p><input type="checkbox"/> This order expires 150 days because the respondent is the parent, stepparent, guardian or custodian of the child.</p> <p><input type="checkbox"/> This order expires in less than 150 days because:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p><input type="checkbox"/> This order expires in more than 150 days for the following good cause:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p><input type="checkbox"/> This order expires when the child turns 18 because the respondent is not a parent, stepparent, guardian or custodian of the child.</p>

Child's name	
Date order expires	
Relationship to respondent	
Reason	<p><input type="checkbox"/> This order expires 150 days because the respondent is the parent, stepparent, guardian or custodian of the child.</p> <p><input type="checkbox"/> This order expires in less than 150 days because:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p><input type="checkbox"/> This order expires in more than 150 days for the following good cause:</p> <p>_____</p> <p>_____</p> <p>_____</p>

	<input type="checkbox"/> This order expires when the child turns 18 because the respondent is not a parent, stepparent, guardian or custodian of the child.
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DATED: _____.
BY THE COURT:

JUVENILE COURT JUDGE

Notice to Petitioner

Petitioner may provide a copy of this order to the children's school principal. (Utah Code 78B-7-105(2)(b)(ii))

Petitioner may enforce a court order if respondent violates or fails to comply with provision(s) of this order.

If at any time, you receive services through the Office of Recovery Services, and you want to keep your location information confidential, you must provide a copy of your current protective order to ORS.

YOU CANNOT WAIVE, ALTER, IGNORE, OR DISMISS THIS ORDER WITHOUT FURTHER COURT ACTION. YOU MAY BE HELD IN CONTEMPT FOR IGNORING OR ALTERING THE TERMS OF THIS ORDER.

Court
Office
Address
City, UT, Zip
Phone number
Date

Victim Name
Address
City, State, Zip

~~We are contacting you because~~ The Juvenile Court has received a report indicating that you may have been the victim of the following offense(s):

Offense(s) Inc # Charge	Date(s) ##/##/##	Case # #####	Juvenile's Name Name
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It is the goal of the Juvenile Court to hold the responsible juvenile(s) accountable for the harm caused to you through this offense and, to the extent possible, repair the harm. ~~To do this, it is important that your thoughts and feelings be taken into account.~~ Your safety and that of the community are also of the highest priority.

In an effort to document your thoughts, feelings, and experience a victim packet is enclosed. Please return the packet within 10 days of receiving it. ~~We have enclosed a Victim Packet is enclosed. In order for the court to be able to use your statement, please return the packet within 10 days of receiving it.~~ Some cases may still be pending and others may be resolved within this amount of time. If your case is already resolved, you may still have time to submit information to the Juvenile Court for consideration. **If you are unable to meet the 10 day timeline, and wish to be heard, please notify the probation department immediately.**

Your **completed** responses on the ~~v~~Victim ~~p~~Packet will become a formal part of the court record and may be viewed by the probation department, court personnel, prosecuting attorney and defense attorney. **The Victim Impact Statement provides the court with information about the effects the offense has had on you and your family.** However, the information listed on the Victim Contact Sheet will be kept confidential from the responsible juvenile.

~~The Victim Impact Statement provides the court with information about the effects the offense has had on you and your family. Please fill this out if you want the court to consider the information during the decision making process.~~

The Restitution Statement provides the Court with a listing of your damages and losses. Please fill this out if you suffered a financial loss and you want the court to consider these losses when ordering restitution. **Under Utah law, court hearings are held for certain cases while others must be handled by the probation department without a judge. This is called a nonjudicial adjustment. In these cases, restitution will be determined based upon the ability of a minor's family to pay as determined by a standardized statewide sliding scale. In all adjudicated court cases, restitution will be determined by considering the victim's material loss, the minor's ability to pay or acquire the means to pay, and the presumptive term of court involvement.** Utah law does not always allow for full restitution, but every effort is made to compensate victims for their losses. You may also pursue the matter in civil court if you are not satisfied with the restitution you received through the Juvenile Court process. **You can find helpful information regarding the Court process on the court website, <https://www.utcourts.gov/en/about/courts/juv/victim.html>**

~~Individuals who meet certain requirements may have their juvenile court records expunged if they are 18 years or older and one year has passed from the date of termination of juvenile court jurisdiction, or from the date of the person's unconditional release from the custody of Juvenile Justice Services. Nonjudicial adjustments may be expunged if an individual is 18 years or older and has completed the conditions of each nonjudicial adjustment, including restitution to victims. More information regarding the expungement process and other conditions of expungement can be found at www.utcourts.gov/howto/expunge/juvenile.html.~~

Juvenile(s) Name(s) & Case #(s):
Victim Name and Inc #(s):

~~The information listed on the Victim Contact Sheet provides the court with contact information for court use only. You can find helpful information regarding the Court process on the court website, www.utcourts.gov/courts/juv/victim. <https://www.utcourts.gov/en/about/courts/juv/victim.html>~~

If you have any questions or need further assistance, please contact ##NAME## at (###) ###-####, or call the Court telephone number listed at the top of this letter.

~~If you are a victim as a result of a violent offense, the Utah Office for Victims of Crime may be of assistance. They can be reached at 1-800-621-7444, www.crimevictim.utah.gov, or through the contact information below.~~

~~Address~~

~~City, UT Zip~~

~~www.justice.utah.gov/crime~~

~~crimevictims@utah.gov~~

When contacting the Court, please refer to the case number(s) shown above. As with any communication from the Court, please keep a copy of this letter for your records.

Sincerely,

Name

Title

If you are a victim as a result of a violent offense, the Utah Office for Victims of Crime may be of additional assistance for reparations for crime related expenses. They can be reached at 1-800-621-7444, www.crimevictim.utah.gov

Juvenile(s) Name(s) & Case #(s):

Victim Name and Inc #(s):

Court
Office
Address
City, UT, Zip
Phone number
Date

VICTIM IMPACT STATEMENT

The Victim Impact Statement is your opportunity as a victim of a crime to share with the Court how you have been impacted by the crime. Respond to the questions below that apply to you. ~~If the question does not apply, mark "N/A".~~ Please return this form to the Court as soon as possible, but not later than 10 days after receiving it so your input can be considered by the Court before any decisions regarding this case are made.

The Victim Impact Statement reflects how you and members of your family have been affected by the crime. Once returned to the Court, your statement may ~~will~~ be forwarded to the prosecuting attorney and may ~~will~~ become part of the report reviewed by the judge before the juvenile offender is sentenced. When completed and returned, this statement will give the Court valuable information that can be used to hold the offender accountable and to promote safety for you and for our community.

In preparing your statement, you may wish to think about issues such as:

Has the crime affected your ability to relate to other people? If so, how?

Has the crime affected your feelings about yourself? If so, how?

Has the crime affected your ability to earn a living? If so, how?

Has the crime affected your lifestyle and/or that of your family? If so, how?

Do you have any concerns about your safety or security? If so, what are they?

If necessary, you may use additional pages to fully explain your answers.

If the questions do not apply or you are not comfortable answering, mark "N/A".

1. Please describe the nature of the crime against you. _____

2. How have you and your family been affected by this crime? _____

Juvenile(s) Name(s) & Case #(s):
Victim Name and Inc #(s):

3. Were you physically injured? If yes, explain _____

4. Did you receive medical treatment? If yes, where? _____

Will you need additional or ongoing medical treatment? _____

5. Were you emotionally injured? If yes, explain. _____

6. Did you receive therapy or counseling? If yes, where? _____

Will you need additional or ongoing therapy or counseling? Yes () No ()

If yes, please explain: _____

7. Would you like the probation department to consider a no contact condition? Yes () No ()

8. Would you like information about Victim Offender Mediation? Yes () No ()

Victim Offender Mediation, is a face-to-face meeting, in the presence of a trained ~~mediation~~ **mediator**, between the victim of a crime and the youth who committed that crime. The victim and the youth may be joined by family and community members or others. In the mediation, the youth and the victim can talk to each other about what happened, the effects of the crime on their lives, and their feelings about it. They may choose to create a mutually agreeable plan to repair any damages that occurred as a result of the crime. For more information see

<https://www.utcourts.gov/en/about/miscellaneous/mediation/rd/victim-offender.html>

<https://www.utcourts.gov/mediation/>

9. Is there anything else you would like the probation department/ Court to consider? _____

10. ~~Are there any recommendations you would like to make to the probation department/ Court regarding the handling of this case?~~

Juvenile(s) Name(s) & Case #(s):

Victim Name and Inc #(s):

VICTIM RESTITUTION STATEMENT

This Victim Restitution Statement helps the Court understand the financial impact the crime has had on your life and that of your family. It reflects the out-of-pocket damages and losses to you and members of your family as a result of this crime. Once returned to the Court, your statement will become part of the Court record ~~and reviewed by the judge before the defendant is sentenced.~~

NO FINANCIAL LOSS HAS BEEN SUFFERED () Skip questions 1 - 4, and proceed to the last page.

1. FINANCIAL LOSS: Please provide documentation to support your claim. For example: receipts, invoices, cost comparison of items from a web site like Amazon.com and medical bills. You may need to get estimates of costs to repair the damage.

List unreturned stolen items, and damaged or destroyed items (can't be resold)

Please use additional pages as necessary

Value of item, cost to repair

a. _____ \$ _____
b. _____ \$ _____
c. _____ \$ _____
d. _____ \$ _____

List medical expenses (out of pocket/ co-pays)- include counseling or therapy

e. Current Expenses: _____ \$ _____
f. Future/ anticipated expenses (please explain): _____ \$ _____
Other damages/ losses being claimed
g. _____ \$ _____

TOTAL FINANCIAL LOSS \$ _____

2. ARE POLICE HOLDING YOUR PROPERTY AS EVIDENCE?

Yes () No ()

If yes, please identify the property being held: _____

Which Police Department? _____

3. REIMBURSEMENT RECEIVED Only fill this section out if insurance covered the loss or damage.

(Attach documentation)

h. Property/ Auto Insurance \$ _____
i. Medical Insurance \$ _____
j. Crime Victim Reparations Compensation \$ _____
k. Other (List source and amount) \$ _____

TOTAL REIMBURSEMENTS \$ _____

TOTAL LOSS (Total financial loss - Total Reimbursements) \$ _____

I. TOTAL AMOUNT OF RESTITUTION you are asking for:

\$ _____

Please explain if amount is different: _____

4. YOUR INSURANCE COMPANY INFORMATION

Please provide the below information, even if you are not filing a claim.

Company Name: _____ Company Address: _____
Phone Number: _____ Policy Number: _____

Juvenile(s) Name(s) & Case #(s):

Victim Name and Inc #(s):

Claim Number: _____ Amount of Deductible: _____
Amount Insurance Paid (if any): _____

Victim Contact - Safeguarded Information

This information will be kept confidential from the offender. This is used for court purposes only.

1. Do you wish to be notified of future hearings in this case? Yes () No ()
2. Do you wish to be notified of the resolution of this case? Yes () No ()
3. Has someone other than the victim completed this form? Yes () No ()
If yes, who? (Please provide name, and phone) _____

Victim Contact information

Victim Printed Name Printed: _____

If applicable, Name of payee for restitution if other than the victim: _____

Mailing Address, City, State & Zip Code: _____

Contact Numbers (include cell phone:) _____

Email Address: _____

I declare under penalty of law that the completed information in this packet is true and correct.

Signature: _____ Date: _____

Information regarding Expungement of Juvenile Court Records and

Victim's Right to be notified of Expungement Hearing

Individuals who successfully complete their nonjudicial adjustment may be automatically expunged (to seal or otherwise restrict access to a record that is part of an individual's juvenile record and in the custody of the juvenile court or an agency).

Adjudicated individuals may petition to have their juvenile court records expunged.

~~Minors who meet certain requirements may request to have their juvenile court records expunged (sealing or purging a minor's juvenile record so it appears that the offense(s) never occurred). The petition for expungement cannot be filed until the minor has reached 18 years of age and has met the other requirements listed in Utah Statute 80-6-1004.~~

As a victim, **or representative**, you can request the opportunity to receive notice of a petition for expungement **on adjudicated cases**. When such a request is made, you will receive notice that a petition for expungement has been made at least 30 days prior to the hearing on the petition. This notice to you will only happen if you have submitted a written and signed request of notification to the juvenile court. **The notice to the victim will be sent to their last known address on file. Therefore, if you would like to receive the notice, you must keep the court informed of any address change. Please keep in mind that it may be several months or years before an expungement hearing may be held.**

~~At the expungement hearing the county attorney or district attorney, victims and other persons who may have relevant information about the minor may testify.~~

~~If a victim or representative requests a notice of hearing for a petition for expungement, the notice will include a copy of the petition and statutes and rules applicable to the petition. The notice to the victim will be sent to their last known address on file. Therefore, if you would like to receive the notice, you must keep the court informed of any address change. Please keep in mind that it may be several months or years before an expungement hearing may be held.~~

By checking the box marked "yes", signing on the line provided below and returning this paper to the Juvenile Court, you are requesting to receive the notice of an expungement hearing. ~~On all communication with the Juvenile Court, please provide the name of the minor and the case number, found under your name and address on this page.~~

() Yes, I would like to be notified

() No, I do not want to be notified

Signature: _____ Date: _____

Victim Name and Inc #: Name ##, ##

Victim Address: #####

City, State, Zip

Case #	Juvenile's Name	Offense(s)	Date(s)
--------	-----------------	------------	---------

Juvenile(s) Name(s) & Case #(s):

Victim Name and Inc #(s):

**Please return this entire packet and
keep a copy for your records**

Juvenile(s) Name(s) & Case #(s):
Victim Name and Inc #(s):

Utah Juvenile Court Cover Sheet

Interpretation. If you do not speak or understand English, the court will provide an interpreter. Contact court staff immediately to ask for an interpreter.

Interpretación. Si usted no habla ni entiende el inglés el tribunal le proveerá un intérprete. Contacte a un empleado del tribunal inmediatamente para pedir un intérprete.

Petitioner

Name

Address

City, State, Zip

Phone

Email

Petitioner's Attorney*

Name

Bar Number

Respondent (if applicable)

Name

Address

City, State, Zip

Phone

Email

Respondent's Attorney*

Name

Bar Number

*Attorney addresses provided by Utah State Bar.

Schedule of Fees: §78A-2-301 (Choose all that apply.)

State Petition (no filing fees)

Case Type

- ☐ Adoption
- ☐ Child Welfare Petition
- ☐ Termination of Parental Rights
- ☐ Voluntary Relinquishment

Private Petition

Fee Case Type

- \$375 ☐ Administrative Appeals
- \$375 ☐ Adoptions (per petition)
- \$8 ☐ Vital Statistics Fee (per child)
- \$375 ☐ Child Welfare Petitions (abuse, neglect, custody, termination of parental rights, voluntary relinquishment, petition to restore parental rights)
- \$240 ☐ Notice of Appeal
- \$50 ☐ Petition for Emancipation
- \$150 ☐ Petition for Expungement (adjudication, nonjudicial, petition not found to be true, vacatur of an adjudication, protective order)
- \$0 ☐ Petition for Protective Order on Behalf of Children
- \$375 ☐ Petition for Special Findings for At-Risk Noncitizen Child
- \$375 ☐ Petition for Substantiation
- \$5 ☐ Petition to Marry
- \$375 ☐ Any other petition invoking the jurisdiction of the juvenile court

Utah Juvenile Court Cover Sheet

If there are more than two children, print extra copies of this page..

Child 1 (Include information for each child named in the petition)

Name of child: _____

Address: _____

Date of birth: _____

Name of Parent 1 and Address: _____

Name of Parent 2 and Address: _____

Name of current Guardian or Conservator and Address if there is one: _____

Child's Race

(Choose all that apply)

- ☐ American Indian/
Alaska Native
- ☐ Asian
- ☐ Black/African
American
- ☐ Native Hawaiian/
Pacific Islander
- ☐ White
- ☐ Unknown

Child's Ethnicity

(Choose only one)

- ☐ Latino/Hispanic
- ☐ Not Latino/Hispanic
- ☐ Unknown

Child's Gender

(Choose only one)

- ☐ Male
- ☐ Female
- ☐ Other

Child 2 (Include information for each child named in the petition)

Name of child: _____

Address: _____

Date of birth: _____

☐ check this box if parent and guardian or conservator information is the same as
Child 1 above

Name of Parent 1 and Address (if petition relates to a child): _____

Name of Parent 2 and Address (if petition relates to a child): _____

Name of current Guardian or Conservator and Address if there is one: _____

Child's Race

(Choose all that apply)

- ☐ American Indian/
Alaska Native
- ☐ Asian
- ☐ Black/African
American
- ☐ Native Hawaiian/
Pacific Islander
- ☐ White
- ☐ Unknown

Child's Ethnicity

(Choose only one)

- ☐ Latino/Hispanic
- ☐ Not Latino/Hispanic
- ☐ Unknown

Child's Gender

(Choose only one)

- ☐ Male
- ☐ Female
- ☐ Other

Name

Address

City, State, Zip

Phone

Email

Check your email. You will receive information and documents at this email address.

I am ☐ Petitioner ☐ Petitioner's Attorney (Utah Bar #: _____)

In the District Court of Utah

_____ Judicial District _____ County

Court Address _____

In the Matter of the Adoption of:

(name of person being adopted)

Request for Adoption Hearing

Case Number

Judge

I request an adoption hearing.

Date

Signature ►

Printed Name

Certificate of Service

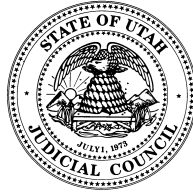
I certify that I filed with the court and am serving a copy of this Request for Hearing on Petition to Adopt an Adult on the following people.

Person's Name	Service Method	Service Address	Service Date
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		
	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email <input type="checkbox"/> Left at business (With person in charge or in receptacle for deliveries.) <input type="checkbox"/> Left at home (With person of suitable age and discretion residing there.)		

Date

Signature ► _____

Printed Name _____



Administrative Office of the Courts

Chief Justice Matthew B. Durrant
Utah Supreme Court
Chair, Utah Judicial Council

December 30, 2023

Ronald B. Gordon, Jr.
State Court Administrator
Neira Siaperas
Deputy State Court Administrator

MEMORANDUM

TO: Forms Committee

FROM: Kaden Taylor, on behalf of Stylistics Subcommittee

RE: Formatting of headers on Juvenile Court Forms

The Stylistics Subcommittee has noticed an inconsistency in the court's Juvenile Court Forms. The template provided used to create new forms for Juvenile Court does not provide a section below the email line for the user of the form to check which party they are (plaintiff, defendant, attorney, etc). The district court template provides for this feature (see examples on page 2 for both templates).

While most Juvenile forms use the template shown below, there are a few forms that use do include a section in the header similar to district court forms. See for examples the Petition for Special Findings for At-Risk Noncitizen Child, https://legacy.utcourts.gov/courts/juv/docs/Petition_for_Special_Findings_for_At-Risk_Noncitizen_Child.pdf and the Consent to Email Service and Notification, https://legacy.utcourts.gov/howto/service/docs/1024GE_Consent_to_Email_Service_Juvenile.pdf.

The Stylistics Subcommittee asks the full committee for guidance on the following questions concerning how to proceed when updating future Juvenile Court forms.

1. Should the Juvenile Header template be updated to include the checklist for parties as seen on district court forms, or is this not required for Juvenile court?
2. If these options are required, what should be included as options?

The mission of the Utah judiciary is to provide the people an open, fair, efficient, and independent system for the advancement of justice under the law.

Juvenile Court Header:

Name
Address
City, State, Zip
Phone
Email

In the Juvenile Court of Utah

_____ Judicial District _____ County

Court Address _____

State of Utah, in the interest of	[Document Title] (Authority)
_____	_____
Last name, first name	Case Number
_____	_____
Date of birth	Incident(s)
_____	_____
A minor	Judge
<input type="checkbox"/> under <input type="checkbox"/> over 18 years of age, and	_____
<input type="checkbox"/> represented <input type="checkbox"/> not represented.	_____

District Court Header:

Name
Address
City, State, Zip
Phone
Email

Check your email. You will receive information and documents at this email address.

I am ☐ Plaintiff/Petitioner ☐ Defendant/Respondent
☐ Plaintiff/Petitioner's Attorney ☐ Defendant/Respondent's Attorney (Utah Bar #: _____)
☐ Plaintiff/Petitioner's Licensed Paralegal Practitioner
☐ Defendant/Respondent's Licensed Paralegal Practitioner (Utah Bar #: _____)

In the ☐ District ☐ Justice Court of Utah

_____ Judicial District _____ County

Court Address _____

Name

Address

City, State, Zip

Phone

Email

Check your email. You will receive information and documents at this email address.

In the Juvenile Court of Utah

_____ Judicial District _____ County

Court Address _____

State of Utah, in the interest of

Last name, first name

Date of birth

A minor

☐ under ☐ over 18 years of age, and
☐ represented ☐ not represented.

Notice of Pronouns

☐ **She / her / Ms.**

☐ **She / her / Mrs.**

☐ **He / him / Mr.**

☐ **They / them / Mx.**

☐ _____

Case Number

Judge

Commissioner (domestic cases)

Bring a copy of this to each court hearing.

I ask the court to use the following pronouns for me during court hearings:

☐ She / her / Ms. ☐ She / her / Mrs. ☐ He / him / Mr.

☐ They / them / Mx. (pronounced "mix") ☐ _____
additional pronoun

This is not binding. This has no legal effect and does not change my sex or gender marker on government documents.

Date

Signature ► _____

Printed Name _____

Certificate of Service

I certify that I filed with the court and am serving a copy of this Notice of Pronouns on the following people.

Person's Name	Service Method	Service Address	Service Date
(Prosecutor)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email		
(Intake/Probation Officer)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email		
(Attorney General)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email		
(Guardian ad Litem)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email		
(Other)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email		
(Other)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email		
(Other)	<input type="checkbox"/> Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-filed <input type="checkbox"/> Email		

Date

Signature ► _____

Printed Name _____