

**LAW ENFORCEMENT  
INFORMATION**

**Do NOT serve or show this sheet to the restrained person!**  
**Do NOT FILE in the court file. Give this form to law enforcement.**

**Type or print clearly!** Law enforcement **needs this form** to serve the restrained person and enforce the order if it is violated. They also need it to make sure other courts and law enforcement agencies know about your order. Please fill in as much information as you can. If any information changes, please fill out another copy and give it to the court.

Court: <b>Wahkiakum</b>	Case Number:	
<input type="checkbox"/> Domestic Violence	<input type="checkbox"/> Sexual Assault	<input type="checkbox"/> Dissolution/Separation/Invalidity/Paternity/Parenting Plan
<input type="checkbox"/> Unlawful Harassment	<input type="checkbox"/> Stalking	<input type="checkbox"/> Vulnerable Adult

**Restrained Person's Information**  
(This is the person that you want the court to restrain.)

<b>Name:</b>	First	Middle	Last	Date of Birth (if DOB unknown give age range)			
Nickname/Alias/AKA ("Also known as")				Relationship to Protected Person			
Sex	Race	Height	Weight	Hair Color	Eye Color	Skin Tone	Build

Phone(s) w/Area Code (voice):	Need Interpreter? <input type="checkbox"/> No <input type="checkbox"/> Yes Language:
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<b>Where can the restrained person be served?</b> <i>List all known contact information.</i>	Last Known Address. Street:
	City: State: Zip:
	Cell number (text):
	Email:
	Social Media Account/s & User Name/s:
Other:	

Employer	Employer's Address	WORK Hours: Phone: ( )
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Vehicle Make and Model	Vehicle License Number	Vehicle Color	Vehicle Year	Drivers License or ID number	State
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**Does the restrained person have a disability, brain injury, or impairment requiring special assistance** when law enforcement serves the order?  No  Yes. If yes, describe (continue on back, if needed):

**Hazard Information** Restrained Person's History Includes:

<input type="checkbox"/> Involuntary/Voluntary Commitment	<input type="checkbox"/> Suicide Attempt or Threats (How recent? _____)	<input type="checkbox"/> Threats to "suicide by cop"	
<input type="checkbox"/> Assault	<input type="checkbox"/> Assault with Weapons	<input type="checkbox"/> Alcohol/Drug Abuse	<input type="checkbox"/> Other:

**Concealed Pistol License:**  Yes  No  
**Weapons:**  Handguns  Rifles  Knives  Explosives  Other:  
**Location of Weapons:**  Vehicle  On Person  Residence Describe in detail:

**Current Status** Is the restrained person a current or former cohabitant as an intimate partner?  Yes  No  
Are you and the restrained person living together now?  Yes  No  
Does the restrained person know they may be moved out of the home?  Yes  No  N/A  
Does the restrained person know you are trying to get this order?  Yes  No  
Is the restrained person likely to react violently when served?  Yes  No

**Protected Person's Information**  
(This is the person you want the court to protect.)

**Name:**                      First                                      Middle                                      Last

Date of Birth	Sex	Race	Height	Weight	Eye Color	Hair Color	Skin Tone	Build
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If your information ***is not confidential***, you must enter your address and phone number(s) below.

Current Address Street: City:	State:	Zip:	Phone(s) w/Area Code
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Email address:	Need interpreter? [ ] No [ ] Yes If yes, language:
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If your information ***is confidential***, you must provide the name, address, and phone number of someone willing to be your "contact."

Contact Name	Contact Address	Contact Phone
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If you filed for someone else, list your name, phone number, and address:

**Minor's Information**

*For relationship, use terms such as child, grandchild, stepchild, nephew, or none.*

<b>1</b>	<b>Name:</b> First                      Middle                      Last		
	Birth Date	Sex	Race
	Relationship to Protected Person:		Relationship to Restrained Person:

<b>2</b>	<b>Name:</b> First                      Middle                      Last		
	Birth Date	Sex	Race
	Relationship to Protected Person:		Relationship to Restrained Person:

<b>3</b>	<b>Name:</b> First                      Middle                      Last		
	Birth Date	Sex	Race
	Relationship to Protected Person:		Relationship to Restrained Person:

<b>4</b>	<b>Name:</b> First                      Middle                      Last		
	Birth Date	Sex	Race
	Relationship to Protected Person:		Relationship to Restrained Person:

**Victim's Household Members or Adult Children Protected**

Name:	birth date:
Name:	birth date:
Name:	birth date:
Name:	birth date:

## Instructions for Petition for Sexual Assault Protection Order

This document will be filed in the court file that is a public record. It must also be personally served on the respondent.

If you have police reports, medical records, witness statements, or other documentation, you can attach those to the petition. You may black out information you do not want anyone to see.

Note: If the petitioner qualifies for a Domestic Violence Protection Order, the petitioner cannot get a Sexual Assault Protection Order. If the petitioner has been sexually assaulted **and** the petitioner and respondent are:

- Intimate Partners because they are:
  - current or former spouses or domestic partners,  parents of a child-in-common,  age 16 or older and are/were in a dating relationship, and are currently residing together or resided together in the past
  - age 16 or older and are/were in a dating relationship, but have *never* resided together.
- Family or household members because they are:
  - current or former adult cohabitants as roommates  adult in-laws  adults related by blood  parent and child  stepparent and stepchild  grandparent and grandchild

then file for a Domestic Violence Protection Order instead.

In the Petition, you will state:

- Who the person is that needs to be protected.
- How that person is a victim of sexual assault and that the person is afraid.
- What type of protection you want the judge to grant. In this document, you can ask the judge to require the person who sexually assaulted you to stay away from you, your home, school, work or other places you request, and to have no further contact with you.

To qualify for this order, you do **not** have to:

- report the incident to law enforcement.
- go to a hospital or have any injuries related to the sexual assault.
- have been sexually assaulted more than once.

This form can be used to request both immediate temporary protection **and** a full protection order. If you need immediate protection, and the court finds an emergency exists, the court may immediately issue a temporary order that will last until a hearing is held, usually within 14 days. At that hearing, the court will determine if a full Sexual Assault Protection Order should be issued. The full Sexual Assault Protection Order can last up to two years. ***The respondent has a right to attend that hearing.***

**Print Clearly! Use Black or Blue Ink only.**

**Caption** (Page 1)

Fill in the name of the person to be protected as the "Petitioner."

- If you need protection, write in your name.

- If you are filing for protection on behalf of a minor, vulnerable adult, or other adult who, because of age, disability, health or inaccessibility cannot file the petition (other adult), write in that person's name as the petitioner.

The person you want protection from is the "Respondent." Fill in the respondent's name.

### **Who Needs Protection (Question 1)**

The court must know who needs protection. Check the appropriate box for yourself, a minor, a vulnerable or other adult.

- If you are filing on behalf of a minor or a vulnerable or other adult, you must write in your name and your relationship to that person. The judge will determine if it is appropriate for you to file the petition on behalf of the other person.
- If you are filing on behalf of a minor, you must also write in the minor's age.

### **Residency (Question 2)**

The court needs to know where you live in order to determine if the court can issue a protection order. Check **one** of the boxes to tell the court about where you currently live.

### **Information About the Respondent (Question 3)**

The court needs to know the age of the respondent. Check **one** of the boxes for the respondent's age.

If the respondent is under age 18, the court needs to know the name(s) of the respondent's parent(s) or legal guardian(s). List their name(s) if you know them.

### **Service Member or Dependent of a Service Member (Question 4)**

The court needs to know whether the respondent is a service member or a dependent of a service member. A service member is a member of the U.S. armed forces, the Washington State National Guard or Reserves. If you do not know, check the "unknown" box.

### **Petitioner's Relationship to Respondent (Question 5)**

State the petitioner's relationship to respondent, such as neighbor, classmate, co-worker, or none.

### **Service Address (Question 4)**

Write an address where you agree to accept legal documents. If disclosure of the petitioner's address would risk abuse or harassment of the petitioner or any member of the petitioner's family or household, list an alternative address.

## Court Cases (Question 5)

If there are other cases or other restraining, protection or no-contact orders involving the petitioner and the respondent, list the case name (the parties' names, such as State v. Jones, Adams v. Smith), the case number (if you know it), and the court (district, municipal, or superior), the county, and the state in the columns provided.

## Request for Sexual Assault Protection Order (Page 2)

This section lists the different kinds of protection you may need. To ask the court for the protection, check the box at the beginning of each protection you may need and check the boxes within each paragraph as they apply.

1. The first item asks the court to order the respondent not to contact the petitioner.
2. The second item asks the court to exclude the respondent from petitioner's home, workplace, school, or day care. If there is someplace else you want to include, add it to the box called "other." The petitioner has a right to keep his or her residential address confidential (secret). There is space for you to write in a residential address on this petition and on the order, but you do not have to if disclosure of the address would put the petitioner or the petitioner's family at risk of abuse or harassment from the respondent. However, enforcement of the order may be easier if an address is included. If you decide to include an address, please list the complete address, including the city.
3. The third item asks the court to prohibit the respondent from knowingly coming within or knowingly remaining within a specified distance (e.g., 100 feet, 2 blocks) of petitioner's home, workplace, school, or day care. If there is someplace else you want to include, add it to the box called "other."
4. The fourth item applies if the petitioner and respondent are minors under age 18 and are attending the same school. This item asks the court to restrain the respondent from attending the same school as the petitioner and to order the respondent to transfer to another school.
5. The fifth item, "Other," is where you may list something not mentioned in the above items.

## Protection from Firearms and Other Dangerous Weapons

6. The sixth provision asks the court to require the respondent to **immediately surrender** all firearms, other dangerous weapons, and any concealed pistol licenses, and to prohibit the respondent from accessing, obtaining, or possessing a firearm, other dangerous weapon, or concealed pistol licenses.

## Emergency Temporary Protection (up to 14 days) Until the Court Hearing.

Check the box if an emergency exists and you want to ask the court to issue a temporary order immediately.

In the space below the checkbox, describe the harm the temporary order is intended to prevent that would be likely to occur if respondent were given prior notice.

Check the box if you want to ask the court to order the respondent to surrender firearms, other dangerous weapons, and concealed pistol licenses immediately.

In the space below the checkbox, explain what irreparable injury could result if the court does not issue temporary protection.

### Statement about Sexual Assault (Page 3)

<p><b>Statement about sexual assault:</b> Describe any nonconsensual sexual conduct or nonconsensual sexual penetration, and the approximate date(s):</p> <hr/> <hr/> <hr/> <hr/>
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The statement is to describe to the court why the petitioner needs a protection order.

First read the definition of “nonconsensual,” “sexual contact” and “sexual penetration” in the box above the statement. Then, read through the statement before you start writing. There are prompts to help you organize your thoughts.

- The court has no information unless you provide it.
- The more details you can provide, the more helpful it is to the judge.
- Try to explain exactly what the respondent did.
- Try to use the respondent’s exact words.

#### Examples:

It is better to say, “On Saturday, May 5 at 10:00 p.m., Joe held me down with his body weight and forced me to have sex in my living room” rather than “Joe assaulted me.”

It is better to say, “Joe forced me to touch his penis by grabbing my hand and forcing me to touch him there” rather than “Joe made me touch him.”

It is better to say, “Joe told me if I didn’t agree to have sex with him, he would hurt me. He said, ‘If you don’t want to get hurt, you better keep quiet’ ” rather than “Joe threatened me.”

#### Complete any other statements that apply.

If a minor petitioner wants the court to restrain a minor respondent from attending the same school, describe any continuing physical danger or emotional distress to the petitioner caused by the respondent’s attendance at the same school.

If any of the information requested does not apply, write “Does not apply” in that section.

#### Sign the Form

When you are done with your statement, put today's date in the date line and fill in the city where you are completing this form.

- Sign the form above the line for “Signature of Petitioner” if you are filing on your own behalf.
- Sign the form above the line for “Signature of Person Filing on Behalf of Petitioner” if you are filing on behalf of a minor or a vulnerable or other adult.

### **Complete the Temporary Orders**

If you ask the court for immediate protection, complete the *Temporary Order for Protection and Notice of Hearing*, form DV 2.015. Follow the instructions for that form.

If you ask the court to order the respondent to surrender firearms and other dangerous weapons, bring the *Order to Surrender Weapons (and Prohibit Weapons, if applicable) Issued Without Notice*, form All Cases 02-030, for the judge to complete.

### **Go to Court**

Bring your completed petition and temporary order and the blank order to surrender and prohibit weapons to the clerk’s office of the local court. They will direct you further.

### **Service of Court Documents**

Unless the respondent or the respondent’s lawyer was present at the hearing, the petition, any temporary order, and any order to surrender and prohibit weapons must be served on the respondent. The respondent must know what restraint provisions are in place, when and where the hearing will occur, and when the order expires.

If you filed on behalf of a vulnerable adult, unless the vulnerable adult or the vulnerable adult’s lawyer was present at the hearing, the petition and any temporary order and order to surrender and prohibit weapons must be served on the vulnerable adult. The vulnerable adult must know what restraint provisions are in place, when and where the hearing will occur, and when the temporary order expires. The vulnerable adult’s guardian, if any, must also be served.

If the court orders respondent to surrender and prohibit weapons, the local law enforcement agency must serve the order.

If the court does not order respondent to surrender and prohibit weapons, you may choose service by:

- A law enforcement agency, which will serve your papers free of charge.
- A hired professional process server.
- Another person 18 or over, who is not a party to this action.
- Mail or publication, if the judge previously entered an order allowing service by mail or publication.

You will need to provide the address for each person to be served. If you want law enforcement to serve the documents, complete the Law Enforcement Information Sheet.

### **Law Enforcement Information Sheet (LEIS)**

You must complete a Law Enforcement Information Sheet (LEIS), form WPF All Cases 01.0400. This form is confidential and it does not go in the public court file and is not served on the respondent.

- The LEIS form is used by Law Enforcement to locate and identify the respondent when serving documents.
- This form is also used by Law Enforcement when entering the order in the state-wide database.

Complete as much information as possible, especially, first name, middle initial, last name, and date of birth.

If the respondent has a disability, brain injury, or other impairment, you may know of special assistance that law enforcement could provide when serving the documents. For example:

“Respondent has a brain injury. If respondent is rushed, respondent may freeze up and may not respond quickly, or may become verbally aggressive. Remind respondent to contact a friend.”

“Respondent has epilepsy and diabetes and may have seizures when stressed. Respondent doesn’t respond well to being rushed and will need time to get meds and supplies.”

If you know the respondent has firearms or other dangerous weapons, make sure you specify exactly what types and numbers.

### **Register for Automatic Notices about your Protection Order:**

After the court issues a temporary or full order for protection, you can register for automatic notices.

As authorized by RCW 36.28A.410, WA VINE Protective Order is an automated service that allows you, the petitioner, to track the status of a protective order over the phone or internet. You can also register to be notified by phone and email about changes in the status of a protective order. If you register for notification, you will receive important notifications regarding the service status of your protective order, a 90-day expiration warning, and notification if the respondent in your order attempts to purchase/transfer a firearm while they are prohibited and are denied.

To access protective order information, call [1-877-242-4055](tel:1-877-242-4055) or visit [www.registervpo.com](http://www.registervpo.com).  
**Do not rely solely on WA VPO for your safety. If you feel you are in danger, call 9-1-1.**



**Superior Court of Washington  
For County of Wahkiakum**

\_\_\_\_\_  
Petitioner (Person to be protected)  
vs.

\_\_\_\_\_  
Respondent (Person to be restrained)

No.

**Petition for Sexual Assault  
Protection Order  
(PTORSXP)**

1. Petitioner is a victim of nonconsensual sexual conduct or nonconsensual sexual penetration committed by the respondent as described in the statement below.

I am filing on behalf of myself and I am 16 years or older.

I am filing on behalf of a minor, age \_\_\_\_\_.  
My relationship to the minor is \_\_\_\_\_.  
My name is \_\_\_\_\_.

I am filing on behalf of a vulnerable adult as defined in RCW 74.34.020 or 74.34.021; or other adult who, because of age, disability, health or inaccessibility, cannot file the petition. My relationship to the vulnerable adult or other adult is \_\_\_\_\_.

My name is \_\_\_\_\_.

2. Petitioner lives in  this city  this county.

3. Respondent's age is:

Under 16  16 or 17  18 or over  
(Complete this if known.) If the respondent is under age 18, the name(s) of the minor's parent(s) or legal guardian(s) is/are:  
\_\_\_\_\_  
\_\_\_\_\_

4. Is respondent a service member or a dependent of a service member?

yes  no  unknown

5. Petitioner's relationship to respondent is:  
\_\_\_\_\_  
\_\_\_\_\_

6. Petitioner may be served with legal documents at: \_\_\_\_\_  
\_\_\_\_\_. (If disclosure of petitioner's address would risk abuse or harassment of the petitioner or the petitioner's family or household members, petitioner must list an alternate address.)

7. Other court cases or other restraining, protection, or no-contact orders involving the petitioner and the respondent:

<b>Case Name</b>			
<b>Case Number</b>			
<b>Court/County/State</b>			

<p><b>Petitioner Requests a Sexual Assault Protection Order</b>, following a hearing, that will grant the relief requested below:</p>
<p><input type="checkbox"/> 1. <b>Restrain</b> respondent from having any contact with petitioner, including but not limited to telephone calls, mail, written notes, email, texting, and social media (such as Facebook, and Twitter), directly, indirectly, or through third parties regardless of whether those third parties know of the order.</p>
<p><input type="checkbox"/> 2. <b>Exclude</b> respondent from the following places:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Petitioner’s residence</li> <li><input type="checkbox"/> Petitioner’s workplace</li> <li><input type="checkbox"/> Petitioner’s school</li> <li><input type="checkbox"/> Petitioner’s day care</li> <li><input type="checkbox"/> Other:</li> </ul>
<p><input type="checkbox"/> 3. <b>Prohibit</b> respondent from knowingly coming within, or knowingly remaining within _____ (distance) of:</p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Petitioner’s residence</li> <li><input type="checkbox"/> Petitioner’s workplace</li> <li><input type="checkbox"/> Petitioner’s school</li> <li><input type="checkbox"/> Petitioner’s day care</li> <li><input type="checkbox"/> Other:</li> </ul>
<p><input type="checkbox"/> 4. <b>Other:</b></p>
<p><input type="checkbox"/> 5. <b>Restrain</b> respondent from attending _____ school at _____ (address) attended by the petitioner and <b>order</b> respondent to transfer to a different school. (If this relief is granted, respondent or respondent’s parents or legal guardians will be responsible for transportation and all other costs associated with change of school.)</p>
<p><input type="checkbox"/> 6. <b>Require</b> respondent to immediately surrender all firearms, other dangerous weapon, and any concealed pistol licenses, and prohibit respondent from accessing, obtaining or possessing firearms, other dangerous weapons, and concealed pistol licenses.</p>

**Emergency temporary protection (up to 14 days) until the court hearing:**

- [ ] An emergency exists as described below. I request that a **Temporary Sexual Assault Protection Order** granting the relief requested above in 1 through 4 be issued immediately, without prior notice to respondent, to be effective until the hearing.

Describe the harm the temporary order is intended to prevent that would be likely to occur if respondent were given prior notice.

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- [ ] I also request temporary surrender and prohibition of all firearms, other dangerous weapons, and any concealed pistol licenses without notice to the other party because irreparable injury could result if an order is not issued until the hearing.

What irreparable injury (harm beyond repair) could result if an order is not issued immediately without prior notice to respondent?

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A Sexual Assault Protection Order is available to protect a victim of nonconsensual sexual conduct or nonconsensual sexual penetration, including a single incident of nonconsensual sexual conduct or nonconsensual sexual penetration, from future interactions with the assailant. **Nonconsensual** means a lack of freely given agreement. **Sexual conduct** means any of the following: (a) any intentional or knowing touching or fondling of the genitals, anus, or breasts, directly or indirectly, including through clothing; (b) any intentional or knowing display of the genitals, anus, or breasts for the purposes of arousal or sexual gratification of the respondent; (c) any intentional or knowing touching or fondling of the genitals, anus, or breasts, directly or indirectly, including through clothing, that the petitioner is forced to perform by another person or the respondent; (d) any forced display of the petitioner's genitals, anus, or breasts for the purposes of arousal or sexual gratification of the respondent or others; (e) any intentional or knowing touching of the clothed or unclothed body of a child under the age of 13, if done for the purpose of sexual gratification or arousal of the respondent or others; and (f) any coerced or forced touching or fondling by a child under the age of thirteen, directly or indirectly, including through clothing, of the genitals, anus, or breasts of the respondent or others. **Sexual Penetration** means any contact, however slight, between the sex organ or anus of one person by an object, the sex organ, mouth or anus of another person, or any intrusion, however slight, of any part of the body of one person or of any animal or object into the sex organ or anus of another person, including but not limited to cunnilingus, fellatio, or anal penetration. Evidence of emission of semen is not required to prove sexual penetration.



Has the respondent used, displayed, or threatened to use a firearm or other dangerous weapon in a felony? Please describe:

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Is the respondent ineligible to possess a firearm under the provisions of RCW 9.41.040? Please describe:

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Does possession of a firearm or other dangerous weapon by the respondent present a serious and imminent threat to public health or safety, or to the health or safety of the petitioner? Please describe:

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Other: \_\_\_\_\_

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(Continue on separate page if necessary.)

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated: \_\_\_\_\_ at \_\_\_\_\_ Washington.

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

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature of Person Filing on Behalf of Petitioner

\_\_\_\_\_  
Print Name

## Instructions for Temporary Sexual Assault Protection Order and Notice of Hearing

This is the **Temporary** Sexual Assault Protection Order. If signed by the judge, this order will:

- Tell the respondent which restraints are currently in effect; and
- Set the date for the next hearing (full hearing).

**The clerk will file the original order in the public court record and distribute copies for:**

- You (free certified copies).
- Law enforcement, to enter into the statewide database.
- Service on the respondent.

**Check with the court clerk before filling out the order.**

*In some courts, the judge will fill out this order. In other courts, you will be expected to fill out the order. Please check with the court clerk.*

- If you are expected to fill out this form, follow the instructions below.
- It may be helpful to ask the court clerk for advocate services to help you fill out this form.

**Print Clearly! Use Black or Blue Ink only.**

Fill in the name of the petitioner.

- If you are the protected person, fill in your name.
- If the protected person is a minor, vulnerable adult, or other adult who, because of age, disability, health, or inaccessibility, cannot file the petition (other adult), fill in that person's name.
- Put the petitioner's date of birth where it says "**DOB.**"

Fill in the respondent's name and date of birth. If you do not know the date of birth, put in the respondent's age.

### Next Hearing

The judge or court clerk will write in the next hearing date, time, and place on the first page of the order.

- You must attend this hearing to continue the protection of this order.
- If you do not come to this hearing, the court will dismiss the petition and you will not be protected by an order.
- If the respondent does not come to the hearing and has been served, the court may still grant a protection order.

## **Court findings about the petitioner and respondent**

Paragraph 1, **check only one box** that describes the petitioner in your case:

Is the petitioner 16 years of age or older, a minor under 16 years of age, or a vulnerable or other adult?

Paragraph 2, if the respondent is under 16 years of age, check the box at the beginning of this paragraph. The court will need to appoint a guardian ad litem for the respondent before a full order can be issued.

## **Restraint Provisions**

For the restraint provisions, check the same boxes you checked in the petition.

Note: For the second and third items, you may list the petitioner's residential address. The petitioner has a right to keep his or her residential address confidential (secret). You are not required to write in the petitioner's residential address if disclosure of the address would put the petitioner or the petitioner's family at risk of abuse or harassment from the respondent. However, enforcement of the order may be easier if an address is included. If you decide to include an address, please list the complete address, including the city.

## **Surrender of Weapons Order filed separately**

Check this box if you asked the court for a temporary order to require the respondent to surrender all firearms, other dangerous weapons, and any concealed pistol licenses.

Check the "and prohibit" box if you asked the court to also require the respondent to be prohibited from accessing, acquiring, or possessing firearms.

If you check this box, also bring the *Order to Surrender Weapons (and Prohibit Weapons, if applicable) Issued Without Notice*, form All Cases 02.030, for the court to complete.

## **Washington Crime Information Center (WACIC) Data Entry**

The order will be entered into a statewide database used by law enforcement so any officer in the state knows of it. Print the name of the agency which has jurisdiction where you reside.

- If your address is outside city limits, name the county sheriff.
- If your address is within city limits, name the city police.

## **Service**

This order, any order to surrender weapons, and the petition must be personally served on the respondent so the respondent knows what restraint provisions are in place, and when and where the hearing will be held.

If the court orders respondent to surrender weapons, or to surrender weapons and be prohibited from possessing weapons, local law enforcement must serve the respondent.

If the court does not order respondent to surrender weapons, you may choose service by:

- A law enforcement agency.
- A hired professional process server.
- Another person 18 or over, who is not a party to this action.

If you want law enforcement to serve the order, you must identify the local law enforcement agency who will serve **the respondent**. Law enforcement will help you identify the correct agency.

If the respondent is under age 18, check the correct box and fill in the local law enforcement agency to serve **the respondent's parent(s) or legal guardian(s)**. Law enforcement will help you identify the correct agency.

If the court did not order respondent to surrender weapons and you are making private arrangements for service of the petition and this order, check that box. Private arrangements include:

- A hired professional process server.
- Another person 18 or over, who is not a party to this action.

You will need to provide an address where the respondent can be located for service.

If the respondent appears at the ex parte hearing and the court serves a copy of the petition, this order, and any order to surrender weapons on the respondent, check the last "Service" box. No further service is required.

## Sign the Form

The judge will fill in the date and time when the order is granted and sign his or her name.

Sign the bottom of the form.

- If you are filing on your own behalf, sign above the line for "Signature of Petitioner."
- If you are filing on behalf of a minor, a vulnerable or other adult, sign above the line for "Signature of Person Filing on Behalf of Petitioner."

See above for service information.

## Law Enforcement Information Sheet (LEIS)

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“Respondent has a brain injury. If respondent is rushed, respondent may freeze up and may not respond quickly, or may become verbally aggressive. Remind respondent to contact a friend.”

“Respondent has epilepsy and diabetes and may have seizures when stressed. Respondent doesn’t respond well to being rushed and will need time to get meds and supplies.”

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### **Register for Automatic Notices about your Protection Order:**

After the court issues a temporary or full order for protection, you can register for automatic notices.

As authorized by RCW 36.28A.410, WA VINE Protective Order is an automated service that allows you, the petitioner, to track the status of a protective order over the phone or internet. You can also register to be notified by phone and email about changes in the status of a protective order. If you register for notification, you will receive important notifications regarding the service status of your protective order, a 90-day expiration warning, and notification if the respondent in your order attempts to purchase/transfer a firearm while they are prohibited and are denied.

To access protective order information, call [1-877-242-4055](tel:1-877-242-4055), or visit [www.registervpo.com](http://www.registervpo.com).  
**Do not rely solely on WA VPO for your safety. If you feel you are in danger, call 9-1-1.**

<b>Superior Court of Washington For County of Wahkiakum</b>		<b>No.</b>
_____	<b>DOB</b>	<b>Temporary Sexual Assault Protection Order and Notice of Hearing (TMORSXP) (JIS Order Code: TSX)</b> <b>[ ] Clerk's Action Required</b> <b>Next Hearing Date/Time: _____</b> <b>At: Wahkiakum Superior Court</b> <b>64 Main St., Cathlamet, WA 98612</b>
Petitioner (Protected Person) vs.		
_____	<b>DOB</b>	
Respondent (Restrained Person)		

1. **The court finds** by a preponderance of the evidence that Petitioner is a victim of nonconsensual sexual conduct or nonconsensual sexual penetration as defined in RCW 7.90.010 by the Respondent; chapter 26.50 RCW does not apply; and:
  - Petitioner is 16 years of age or older.
  - Petitioner is a minor child, age \_\_\_\_\_, on whose behalf the petition is brought. Petitioner's parent(s) or legal guardian(s) are bringing this action and are appointed as the Petitioner's guardian ad litem for this proceeding.
  - Petitioner is a vulnerable adult as defined in RCW 74.34.020 or 74.34.021; or other adult who, because of age, disability, health, or inaccessibility, cannot file the petition.
2.  Respondent is under 16 years of age. The court will determine at the next hearing whether Respondent's parent or guardian or an attorney should be appointed as guardian ad litem to represent the Respondent in this proceeding.

**The court further finds** that there is good cause to grant each remedy, regardless of the lack of prior service of process or of notice upon the Respondent, because the harm which each remedy is intended to prevent or the irreparable injury which the surrender of all firearms, other dangerous weapons, and concealed pistol licenses is intended to prevent would be likely to occur if the Respondent were given any prior notice, or greater notice than was actually given, of the Petitioner's efforts to obtain judicial relief.

**It is therefore ordered:**

1. **No Contact:** Respondent is **restrained** from having any contact with the Petitioner, including but not limited to telephone calls, mail, written notes, e-mail, texting, and social media (such as Facebook and Twitter), directly, indirectly, or through third parties regardless of whether those third parties know of the order.

2. **Exclude from place:** Respondent is **excluded** from the following places:

- Petitioner's residence
- Petitioner's workplace
- Petitioner's school
- Petitioner's day care
- Other:

3. **Stay Away:** Respondent is **prohibited** from knowingly coming within, or knowingly remaining within \_\_\_\_\_ (distance) of:

- Petitioner's residence
- Petitioner's workplace
- Petitioner's school
- Petitioner's day care
- Other:

4. **Other:**

**Surrender and Prohibition of Weapons Order**

The court finds that:

- irreparable injury could result if the order to surrender weapons is not issued.
- Respondent's possession of a firearm or other dangerous weapon presents a serious and imminent threat to public health or safety or the health or safety of any individual.
- irreparable injury could result if the Respondent is allowed to access, obtain, or possess any firearms or other dangerous weapons, or obtaining or possessing a concealed pistol license.

The Respondent must comply with the **Order to Surrender Weapons (and Prohibit Weapons if checked below) Issued Without Notice** filed separately which states:

Respondent shall immediately surrender all firearms, other dangerous weapons, and any concealed pistol licenses.

- Respondent is prohibited from accessing, obtaining, or possessing any firearms or other dangerous weapons, or obtaining or possessing a concealed pistol license.

*(Note: Also use form number All Cases 02-030.)*

The Respondent may file a *Respondent's Petition to Reopen Temporary Sexual Assault Protection Order*, form SA 6.050, if the Respondent did not receive actual prior notice of the hearing and if the Respondent alleges that he or she had a meritorious defense to the order or that the order or its remedy is not authorized by chapter 7.90 RCW.

**Washington Crime Information Center (WACIC) Date Entry**

It is further ordered that the clerk of the court shall forward a copy of this order on or before the next judicial day to \_\_\_\_\_  County Sheriff's Office  Police Department **where Petitioner lives** which shall enter it into WACIC.

**Service**

- The clerk of the court shall also electronically forward a copy of the summons, if applicable, petition, and temporary order on or before the next judicial day to \_\_\_\_\_  County Sheriff's Office  Police Department **where Respondent lives** which shall serve the Respondent and shall promptly complete and return to this court proof of service. The service packet shall include a copy of the summons, if applicable, petition, temporary order, notice of hearing, any supporting declarations or other materials, and any temporary order to surrender and prohibit weapons.
- The clerk of the court shall also electronically forward a copy of the summons, if applicable, petition and temporary order on or before the next judicial day to \_\_\_\_\_  County Sheriff's Office  Police Department for service of the summons, if applicable, petition and temporary order upon \_\_\_\_\_ (Respondent's Parent(s) or Legal Guardian(s)) at: \_\_\_\_\_ and shall promptly complete and return to this court a Return of Service.
- (Only if surrender of weapons not ordered) Petitioner has made private arrangements for service of the summons, if applicable, petition, and temporary order. (A Return of Service shall be filed with the court at or before the next hearing.)
- Respondent appeared in person before the court and was served a copy of the summons, if applicable, petition, and temporary order by the court; further service is not required under RCW 7.90.140(6).
- Service by mail is permitted by separate order. The clerk of the court shall prepare a service packet for Petitioner.

**The Respondent is directed to appear and show cause why this temporary sexual assault protection order should not be made effective for up to two years and why the court should not order the relief requested by the Petitioner. If Respondent is under 16 years of age then his or her parent(s) or legal guardian(s) shall also appear.**

**Failure to appear at the hearing may result in the court granting all of the relief requested in the petition.**

**Warnings to the Respondent:** A knowing violation of this sexual assault protection order is a criminal offense under chapter 26.50 RCW and *will subject a violator to arrest*. You can be arrested even if any person protected by the order invites or allows you to violate the order's prohibitions. You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order.

**Important!** Protected Person, if you ask for it, you have the right to be notified if the restrained person gets their surrendered firearms back. You **must** contact the law enforcement agency

that has the firearms to ask for this notice. The Proof of Surrender in the court file should say which law enforcement agency has the firearms. RCW 9.41.340.

***This temporary sexual assault protection order is effective until the next hearing date shown on page one.***

Dated: \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m. \_\_\_\_\_  
Judge/Pro Tem/Commissioner

Presented by:

\_\_\_\_\_  
Signature of Petitioner/Lawyer    WSBA No.    Print Name

\_\_\_\_\_  
Signature of Person Filing on Behalf of Petitioner    Print Name

**The Petitioner or the Petitioner’s lawyer must complete a Law Enforcement Information Sheet (LEIS).**

## Instructions for Sexual Assault Protection Order

This is the Sexual Assault Protection Order. If signed by the judge, this order will:

- Tell the respondent which restraints are in effect.
- Set the expiration date.

**The clerk will file the original order in the public court record and distribute copies for:**

- You (free certified copies).
- Law enforcement, to enter into the statewide database.
- Service on the respondent (if the respondent does not appear at the full hearing).

**Check with the court clerk before filling out the order.**

*In some courts, the judge will fill out this order. In other courts, you will be expected to fill out all or part of the order. Please check with the court clerk.*

- If you are expected to fill out the order, follow the instructions below.
- It may be helpful to ask the court clerk for advocate services to help you fill out this order.

**Print Clearly! Use Black or Blue Ink only.**

Fill in the name of the petitioner.

- If you are the protected person, fill in your name.
- If the protected person is a minor, vulnerable adult, or other adult who, because of age, disability, health, or inaccessibility, cannot file the petition (other adult), fill in that person's name.
- Put the petitioner's date of birth where it says "DOB."

Fill in the respondent's name and date of birth. If you do not know the respondent's date of birth, put in the respondent's age.

Fill out as much as you can of the respondent's identifiers and/or distinguishing features, such as tattoos or scars. Indicate if the respondent has access to weapons. This information will help law enforcement identify the respondent and enforce the order.

On page 1, below the heading "The court finds," check the box to show whether the respondent was served by personal service, mail, or publication.

On page 1, below the heading "The Court Orders," **leave the expiration date box blank.** The judge will fill in the expiration date.

On page 2, below the heading "The Court Finds," check the first box and complete this paragraph if the petitioner or respondent are under 16 years of age. A guardian ad litem must be appointed to represent minors under 16 years of age. Write in the name of the parent or

legal guardian who appeared at the hearing and the party (petitioner or respondent) the parent or legal guardian was appointed to represent.

Check the second box and complete this paragraph if the court appointed an attorney to represent a party. Write in the name of the attorney and the name of the party represented by the attorney.

## **Restraint Provisions**

For the restraint provisions, check the same boxes you checked in the petition.

For the second and third items, you may list the petitioner's residential address. The petitioner has a right to keep his or her residential address confidential (secret). You are not required to write in the petitioner's residential address if disclosure of the address would put the petitioner or the petitioner's family at risk of abuse or harassment from the respondent. However, enforcement of the order may be easier if an address is included. If you decide to include an address, please list the complete address, including the city.

If you check the fourth item, make sure you write in the name and address of the petitioner's school. Note: you will also need to complete form WPF SA 3.070, Appendix A: School Transfer. (See the instructions SAi 3.070.)

## **Prohibit Weapons and Order Surrender**

The judge will check this box if the court orders the respondent:

- not to access, possess, or obtain any firearms, other dangerous weapons, or concealed pistol licenses; and
- comply with the *Order to Surrender and Prohibit Weapons* filed separately.

Bring the *Order to Surrender and Prohibit Weapons*, form All Cases 02-050, for the judge to complete.

**The judge can grant, deny, or change any provision you write in this order.**

## **Washington Crime Information Center (WACIC) Data Entry**

This order will be entered into a statewide database used by law enforcement, so any officer in the state knows of it. Print the name of the agency which has jurisdiction where you reside.

- If your address is outside of city limits, name the county sheriff.
- If your address is within city limits, name the city police.

## Service

Unless the respondent or the respondent's lawyer was present at the hearing, this order must be served on the respondent so the respondent knows what restraint provisions are in place, and when and where the hearing will be held.

If the court orders respondent to surrender weapons, local law enforcement must serve the respondent.

If the court does not order respondent to surrender weapons, you may choose service by:

- A law enforcement agency;
- A hired professional process server;
- Another person 18 or over, who is not a party to this action; or
- Mail or publication, if the judge previously entered an order allowing service by mail or publication.

If you want law enforcement to serve the order:

Check the correct box and fill in the local law enforcement agency to serve **respondent**. Law enforcement will help you identify the correct agency.

If respondent is under age 18, check the correct box and fill in the local law enforcement agency to serve **respondent's parent(s) or legal guardian(s)**. Law enforcement will help you identify the correct agency.

If the court did not order respondent to surrender weapons and you are making private arrangements for service of this order, check that box. Private arrangements include:

- A hired professional process server.
- Another person, 18 or over, who is not a party to this action.

You will need to provide an address where the respondent can be located for service.

If the respondent appears at the hearing and the court serves a copy of the petition and this order on the respondent, check the last "Service" box. No further service is required.

## Sign the Form

The judge will fill in the date and time when the order is granted and sign his or her name.

Sign the bottom of the form.

- If you are filing on your own behalf sign above the line for "Signature of Petitioner."
- If you are filing on behalf of a minor, a vulnerable or other adult, sign above the line for "Signature of Person Filing on Behalf of Petitioner."



## Law Enforcement Information Sheet (LEIS)

You must complete a *Law Enforcement Information Sheet* (LEIS), form WPF All Cases 01.0400, if the local law enforcement agency will serve the respondent. This form is confidential and it does not go in the public court file and is not served on the respondent.

- The LEIS form is used by Law Enforcement to locate and identify the respondent when serving documents.
- It is also used by Law Enforcement when entering the order in the statewide database.

Complete as much information as possible, especially first name, middle initial, last name, and date of birth.

If the respondent has a disability, brain injury, or other impairment, you may know of special assistance that law enforcement could provide when serving the documents. For example:

“Respondent has a brain injury. If respondent is rushed, respondent may freeze up and may not respond quickly, or may become verbally aggressive. Remind respondent to contact a friend.”

“Respondent has epilepsy and diabetes and may have seizures when stressed. Respondent doesn’t respond well to being rushed and will need time to get meds and supplies.”

If you know the respondent has firearms or other dangerous weapons, make sure you specify exactly what types and numbers.

***If you have any questions about this order, ask the court clerk, the courthouse facilitator, or the sexual assault advocate.***

### **Register for Automatic Notices about your Protection Order:**

After the court issues a temporary or full order for protection, you can register for automatic notices.

As authorized by RCW 36.28A.410, WA VINE Protective Order is an automated service that allows you, the petitioner, to track the status of a protective order over the phone or internet. You can also register to be notified by phone and email about changes in the status of a protective order. If you register for notification, you will receive important notifications regarding the service status of your protective order, a 90-day expiration warning, and notification if the respondent in your order attempts to purchase/transfer a firearm while they are prohibited and are denied.

To access protective order information, call [1-877-242-4055](tel:1-877-242-4055), or visit [www.registervpo.com](http://www.registervpo.com).  
**Do not rely solely on WA VPO for your safety. If you feel you are in danger, call 9-1-1.**

**Superior Court of Washington  
For Wahkiakum County**

\_\_\_\_\_  
Petitioner (Protected Person)      **DOB**  
vs.

\_\_\_\_\_  
Respondent (Restrained Person)      **DOB**

**Sexual Assault Protection Order  
No.**

**Court Address: 64 Main St.  
Cathlamet, WA 98612**

**Telephone Number: (360) 795-3558**

(ORSXP) (JIS Order Code: SXP)

Clerk's Action Required

Court Administrator's Action Required

**Respondent Identifiers**

**Respondent's Distinguishing Features:**

\_\_\_\_\_  
\_\_\_\_\_

Sex	Race	Hair
Height	Weight	Eyes

**Caution:**

**Access to weapons:**  yes  no  unknown

***The court finds:***

The court has jurisdiction over the parties and the subject matter, and Chapter 26.50 RCW does not apply. Respondent has been provided reasonable notice and an opportunity to be heard. Notice of this hearing was served on the Respondent by  personal service  service by mail per court order  service by publication per court order. Additional findings of this order are set forth below.

***The court orders:***

**This order is effective immediately and for one year from today's date, unless stated otherwise here (date):** \_\_\_\_\_

***Warnings to the Respondent:*** A knowing violation of this sexual assault protection order is a criminal offense under chapter 26.50 RCW and *will subject a violator to arrest*. You can be arrested even if any person protected by the order invites or allows you to violate the order's prohibitions. You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order.

**The court finds:**

- The  Respondent  Petitioner is under the age of 16 years of age and his or her parent(s) or guardian(s) had notice of this proceeding. \_\_\_\_\_  
\_\_\_\_\_ appeared at this hearing and is a responsible and proper person and is appointed guardian ad litem for \_\_\_\_\_ solely for purposes of this proceeding.
- \_\_\_\_\_ is appointed attorney for \_\_\_\_\_ solely for purposes of this proceeding.

The court further finds by a preponderance of the evidence that the Petitioner has been a victim of nonconsensual sexual conduct or nonconsensual sexual penetration by the Respondent.

**It is ordered:**

<input type="checkbox"/> 1. <b>No Contact:</b> Respondent is <b>restrained</b> from having any contact with Petitioner, including but not limited to telephone calls, mail, written notes, e-mail, texting, and social media (such as Facebook and Twitter), directly, indirectly, or through third parties regardless of whether those third parties know of the order.
<input type="checkbox"/> 2. <b>Exclude from places:</b> Respondent is <b>excluded</b> from the following places: <input type="checkbox"/> Petitioner's residence <input type="checkbox"/> Petitioner's workplace <input type="checkbox"/> Petitioner's school <input type="checkbox"/> Petitioner's day care <input type="checkbox"/> Other:
<input type="checkbox"/> 3. <b>Stay Away:</b> Respondent is <b>prohibited</b> from knowingly coming within, or knowingly remaining within _____ (distance) of: <input type="checkbox"/> Petitioner's residence <input type="checkbox"/> Petitioner's workplace <input type="checkbox"/> Petitioner's school <input type="checkbox"/> Petitioner's day care <input type="checkbox"/> Other:
<input type="checkbox"/> 4. <b>Other:</b>

**5. School Transfer:** Respondent is **restrained** from attending \_\_\_\_\_ school at \_\_\_\_\_ (address) attended by Petitioner and the respondent is **Ordered** to transfer to a different school. Respondent or Respondent's parents or legal guardians are responsible for transportation and all other costs associated with change of school. See Appendix A which is attached and incorporated by reference.

**Prohibit Weapons and Order Surrender**

The Respondent must:

- not access, possess or obtain firearms, other dangerous weapons, or concealed pistol licenses; and
- comply with the **Order to Surrender and Prohibit Weapons** filed separately.

(Note: Also use form All Cases 02.050.)

**Findings** – The court (check all that apply):

- must** issue the orders referred to above because the court finds by clear and convincing evidence that the Respondent:
- has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony; or
  - is ineligible to possess a firearm under RCW 9.41.040.
- may** issue the orders referred to above because the court finds by a preponderance of evidence, the Respondent:
- presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon; or
  - has used, displayed or threatened to use a firearm or other dangerous weapon in a felony; or
  - is ineligible to possess a firearm under RCW 9.41.040.

**Washington Crime Information Center (WACIC) Data Entry**

It is further ordered that the clerk of the court shall forward a copy of this order on or before the next judicial day to \_\_\_\_\_  County Sheriff's Office  Police Department **where Petitioner lives** which shall enter it into WACIC.

**Service**

- The clerk of the court shall also forward a copy of this order on or before the next judicial day to \_\_\_\_\_  County Sheriff's Office  Police Department **where Respondent lives** which shall serve the Respondent and shall promptly complete and return to this court proof of service. The service packet shall include a copy of this order and any temporary order to surrender and prohibit weapons.
- The clerk of the court shall also forward a copy of this order on or before the next judicial day to \_\_\_\_\_  County Sheriff's Office  Police Department for service upon \_\_\_\_\_ (Respondent's Parent(s) or Legal Guardian(s)) at:



