

Protection Order

(Protection from Abuse Act)
§30-5-1, et seq., Ala. Code 1975

Case No.

In the Circuit or District Court of _____ County, ALABAMA

Amended Order

PLAINTIFF

First Middle Last

and any minor(s) or minor child(ren) on whose behalf the Petition for Protection from Abuse was filed [List Name(s) and DOB(s)]

V.

DEFENDANT

First Middle Last

Relationship to Plaintiff : Spouse Ex-Spouse Child

Parent Relation within 6th Degree Consanguinity or Affinity

Common Law Marriage Child in Common

Present or Former Household Member

Defendant's Home Address & Telephone #: _____

PLAINTIFF

Date of Birth (DOB) of Plaintiff

Other Protected Persons(s) [List Name(s) and DOB(s)]:

DEFENDANT IDENTIFIERS

SEX	RACE	DOB	HT	WT
EYES	HAIR	DISTINGUISHING FEATURES		
DRIVERS LICENSE #		STATE	EXP DATE	
VEHICLE		TAG#		

CAUTION: WEAPONS INVOLVED: Firearm Knife Hands, Feet, Fist Other: _____

Weapon Present on the Property

THE COURT HEREBY FINDS :

That it has jurisdiction over the parties and subject matter, and the Defendant has been provided with reasonable notice and opportunity to be heard. Additional findings of this Court follow on succeeding pages.

THE COURT HEREBY ORDERS (Check all that apply):

That the above-named Defendant be restrained from committing further acts of abuse or threats of abuse as defined in the Protection from Abuse Act.

That the above-named Defendant be restrained from any contact with the Plaintiff, and/or Minor(s): and/or Minor Child(ren): and/or

Any designated household or family member, to wit : _____.

Additional terms of this order follow on succeeding pages.

The terms of this order shall be effective until _____, _____; or further order of the Court.

NOTICE TO LAW ENFORCEMENT

This Order shall be enforced, even without registration, by courts and any law enforcement officer of any state, the District of Columbia, any U.S. territory, and may be enforced by Tribal lands (18 U.S.C.A. Section 2265).

WARNINGS TO DEFENDANT :

This Order shall be enforced, even without registration, by courts and any law enforcement officer of any State, the District of Columbia, any U.S. territory, and may be enforced by Tribal lands (18 U.S.C.A. Section 2265). Crossing state, territorial, or tribal boundaries to violate this Order may result in penalties, including federal imprisonment (18 U.S.C.A. Section 2262). Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition while subject to a qualified protection order or after being convicted of a misdemeanor crime of domestic violence [18 U.S.C.A. Sections 922(g)(8) and 922(g)(9)]. This Order is also enforceable on U.S. Department of Defense installations (10 U.S.C.A. Section 1561a). A willful violation of this Order is a Class A misdemeanor, which is punishable by a fine not to exceed six thousand dollars (\$6,000) or imprisonment for up to a year in jail, or both, and is also punishable for civil contempt (Section 30-5-8, Ala. Code 1975). In addition, Sections 30-5-9 and 30-5A-3(c)(2), Ala. Code 1975, further outline penalties for violations of protection, restraining, or injunctive orders.

ONLY THE COURT CAN CHANGE THIS ORDER

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FINDINGS OF THE COURT (Continued from Page One) (Check all that apply):

After a hearing was held in which the Defendant: appeared { pro se or with counsel } or did not appear, the Court finds that the Plaintiff proved the allegations of abuse by a preponderance of evidence and further finds that:

- Service was perfected on the Defendant on _____ (date).
- The Defendant represents a credible threat to the physical safety of the: Plaintiff; and/or Minor(s); and/or Minor child(ren); and/or Any designated family or household member, to-wit: _____.

THE COURT FURTHER ORDERS THAT (Check all that apply):

- (1) The Defendant is enjoined from threatening to commit, or committing, any further acts of abuse, as defined in the Protection from Abuse Act, against the: Plaintiff; and/or Minor(s); and/or Minor child(ren); and/or Any designated family or household member, to wit : _____.
- (2) The Defendant is further restrained and enjoined from harassing, stalking, or threatening, or engaging in conduct that would place in reasonable fear of bodily injury, the Plaintiff; and/or Minor(s); and/or Minor child(ren); and/or Any designated family or household member, to-wit : _____.
- (3) The Defendant is further restrained and enjoined from using, attempting to use, or threatening to use, physical force that would reasonably be expected to cause bodily injury to the: Plaintiff; and/or Minor(s); and/or Minor child(ren); and/or Any designated family or household member, to-wit : _____.
- (4) The Defendant is further restrained and enjoined from annoying, telephoning, contacting, or otherwise communicating, directly or indirectly, with the: Plaintiff; and/or Minor(s); and/or Minor child(ren); and/or Any designated family or household member, to-wit: _____.
- (5) The Defendant is ordered to stay away from: the Plaintiff's residence; place of employment; school; and/or the Minor's or Minor child(ren)'s: residence; place of employment; school; and/or Any specified place, as designated below which the Defendant has no legitimate reason to frequent, frequented by: the Plaintiff; the minor's; and/or Minor child(ren); and/or any designated family/household member. Name(s) and location(s) of the other specified place(s): _____.
- (6) Temporary custody of the minor child(ren) of the parties is hereby granted to: _____.
- (7) The Defendant is restrained and enjoined from interfering with the Plaintiff's efforts to remove the Plaintiff's minor child(ren) from the : home; or school.
- (8) The Defendant is restrained and enjoined from removing the minor child(ren) from the individual, to wit: _____, having legal custody of the minor child(ren), except as otherwise authorized by a custody or visitation order issued by a court of competent jurisdiction.
- (9) The Defendant is removed and excluded from the residence of the Plaintiff, regardless of ownership of the residence.
- (10) The Defendant is restrained and enjoined from: transferring; concealing; encumbering; or otherwise disposing of specified property mutually owned or leased by the parties, as follows: _____.
- (11) The Defendant is restrained and enjoined from interfering with the Plaintiff's employment.
- (12) The Defendant is ordered to obey the following grant of relief deemed necessary to provide for the safety and welfare of the: Plaintiff; and/or Minor(s); and/or Minor child(ren); and/or Any designated family or household member, as follows: _____.

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- (13) The Defendant is ordered to comply with the following visitation arrangements of any minor child(ren) [These arrangements should be given on a basis that gives primary consideration to the safety of the Plaintiff and/or the minor child(ren), or both, and require supervision by a third party or denies visitation if necessary to protect the safety of the Plaintiff and/or minor child(ren)]:
_____.
- (14) The Defendant is ordered to pay attorney's fees in the amount of \$_____ and court costs.
- (15) The Defendant is ordered to support the Plaintiff and/or minor child(ren) living in the residence or household when the Defendant is the sole owner or lessee. The Plaintiff is granted possession of the residence or household to the exclusion of the Defendant by evicting the Defendant; restoring possession to the Plaintiff; or both; or by consent agreement allowing the Defendant to provide suitable alternate housing.
- (16) The Defendant is ordered to pay temporary reasonable support in the amount of \$_____ to the Plaintiff and/or any child(ren) in the Plaintiff's custody, or both, when the Defendant has a legal obligation to support these persons. The amount of temporary support awarded shall be in accordance with the Child Support Guidelines, Rule 32, Alabama Rules of Judicial Administration, as calculated on Form CS-42, unless a different amount is set by this Court.
- (17) The Defendant is ordered to provide temporary possession of the vehicle (description) _____ to the Plaintiff, since the Plaintiff has no other means of transportation of his or her own and the Defendant either has control of more than one vehicle or has alternate means of transportation.
- (18) The following previous court orders are incorporated (all or in-part) into this Order.
 Custody Order _____(case#) Visitation Order _____(case#) Support Order _____(case #).
- (19) The Defendant is ordered to surrender all firearms to _____ (law enforcement agency). Any law enforcement officer is hereby authorized to remove any weapons known to be possessed by the Defendant if not timely surrendered.
- (20) Granting Plaintiff's request, this Court orders that the Plaintiff's address, the address of any member of the Plaintiff's family or household, or an address that would reveal the confidential location of a shelter for victims of domestic violence, be omitted or deleted from all documents filed with the Court, documents made available to the public, and documents made available to the Defendant.
- (21) Any law enforcement officer is hereby directed to accompany the Plaintiff to the: residence of the parties; and /or another location, _____, as necessary to enforce any of the terms of this Order. (description of location)
- (22)
- _____
- _____

Date

Judge

Original-Court Record

Copy-Law Enforcement

Copy-Plaintiff

Copy-Defendant