

Request for Dating Violence Protective Order

(Utah Code 78B-7-404)

Case Number: _____ District: _____
 County: _____ State: Utah
 Judge: _____
 Commissioner: _____

1 Petitioner (person asking for protection):

First Middle Last
 Address and phone #: (to keep private, leave blank)

 Street _____

 City State Zip
 Phone #s: _____

Name and phone number of Petitioner's attorney (if any): _____

Are you 18 years of age or older? Yes No

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

Married? Yes No

This is a private record.

Other people to be protected by this order
 (relatives or people who live with you):

Name	Age	Relationship to Petitioner
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

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

- You and the Respondent are or were married.
- You and the Respondent lived together or used to live together as a couple.
- You and the Respondent have a minor child or children together.

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

2 Respondent (person you need to be protected from):

First Middle Last
 Other Names Used _____

 Address (street): _____

 City --- State --- Zip

Describe Respondent				
* Required. If you do not know, write unknown.				
Sex*	Race*	Date of Birth*	Ht.	Wt.
_____	_____	_____	_____	_____
Eyes	Hair	Full Social Security # (if known)		
_____	_____	_____		
Distinguishing features (like tattoos, scars, limp, etc.)				

Driver's license issued by (State): _____ Expires: _____				

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

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

Respondent's Employer (Name and address):

Other places to find Respondent (work, relatives, friend, hangouts, etc. – include city/state/zip on each address, if possible)	Location Type (work, relatives, friend, hangouts, etc)	Best times to find at this address	Phone number

Describe Respondent's vehicle(s):

Make	Model	Color	License Plate

Does the Respondent have a history of violence during which the Respondent used a weapon? Yes No

If yes, describe here:

Is the Respondent on probation or parole? Yes No If yes, list the name of the probation/parole agency, the officer, and the telephone number here: _____

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

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

Using those factors, explain why you believe you and the Respondent have or had a dating relationship.

4 Describe the most recent abuse or dating violence:

a. When did it happen? (Date): _____

b. Where did it happen? _____

Street

City

State

c. Did the police come? Yes No

d. If the police came, answer these questions:

What police department came? _____ Was anyone arrested? Yes No

What is the case number? _____ Did anyone get a ticket? Yes No

e. Describe the abuse or dating violence: _____

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

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

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

h. Who else was there? _____

i. Was anyone hurt? _____

j. Other facts: _____

5 Describe past abuse (If none, skip to 6)

a. When did it happen? (Date): _____

b. Where did it happen? _____

Street

City

State

c. Did the police come? Yes No

d. If the police came, answer these questions:

What police department came? _____ Was anyone arrested? Yes No

What is the case number? _____ Did anyone get a ticket? Yes No

e. Describe the past abuse or dating violence: _____

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

6 Other Court Cases

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

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

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

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

I am asking the Court to:

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

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

9 **Stay Away**

Order the respondent to stay at least _____ feet from me.

Order the respondent to stay away from:

My home: _____
(Street, City, State, ZIP)

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

My work: _____
(Street, City, State, ZIP)

Respondent does not work at the same place as me.

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

My school: _____
(Street, City, State, ZIP)

Respondent does not attend the same school as me.

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

These places, which I go to often:

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

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

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

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

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

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

Other (specify):

10 **No Guns or Weapons** Order the Respondent not to use, possess, have, or buy a gun or firearm or any of these weapons: _____

11 **Other Relief (specify):**

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

13 Final Orders Make the temporary orders final after the hearing.

The Petitioner must read and sign below:

I swear that:

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

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

Signed at _____ (city, and state or country).

Date

Signature ► _____

Printed Name _____