

# Final Order of Protection

Amended Order

Case No.

Circuit Court, Div.

County: , Arkansas

## Petitioner/Plaintiff

First

Middle

Last

Petitioner's Date of Birth (mm/dd/yyyy)

Race

Sex

## This Order is Effective Until:

**Pursuant to Federal law, this Order shall be enforced by law enforcement officers in all states, territories, districts and tribal lands regardless of whether this Order of Protection is registered locally.**

## Minor Children Protected under this Order

<input type="text"/>	d.o.b.
<input type="text"/>	d.o.b.
<input type="text"/>	d.o.b.
<input type="text"/>	d.o.b.

## Versus

## Respondent/Defendant

First

Middle

Last

Address: \_\_\_\_\_

Employer: \_\_\_\_\_

## CAUTION:

- Respondent possesses a firearm
- Respondent has history of extreme violence

## Respondent Identifiers

Sex	Race	DOB mm/dd/yyyy	Ht.	Wt.
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Eyes	Hair	SS#		
<input type="text"/>	<input type="text"/>	<input type="text"/>		
Phone #		DL # or other ID #		
<input type="text"/>		<input type="text"/>		

Distinguishing Characteristics: \_\_\_\_\_

**Relationship Identifiers:**  Current or former spouses  Parents of child(ren) in common

Live together  Current or past dating relationship  Other Relative (Explain) \_\_\_\_\_

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**THE COURT HEREBY FINDS AND ORDERS:**

- That there is jurisdiction over the parties and subject matter, and the Respondent has been provided with proper notice and the opportunity to be heard;
- That the victim(s) is (are) in immediate and present danger of domestic abuse;
- That Respondent presents a credible threat to the physical safety of a person named in the order of protection as a family member or household member, a child of the family or household member, or a child of the respondent or enjoined party; and therefore,
- An Order of Protection is hereby granted pursuant to the terms herein.

A hearing on this matter was held on the \_\_\_\_\_ day of \_\_\_\_\_, 2 \_\_\_\_\_

- The Petitioner appeared pro se. \_\_\_\_\_
- The Petitioner was represented by counsel. \_\_\_\_\_
- The Respondent appeared pro se.
- The Respondent was represented by counsel. \_\_\_\_\_
- The Respondent failed to appear despite proper notice. \_\_\_\_\_

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The Respondent is restrained from committing any criminal act against the victim(s) including, but not limited to: acts of violence or Domestic Abuse, A.C.A. §9-15-103(3); Harassment A.C.A. §5-71-208; Harassing Communications A.C.A. §5-71-209; Stalking A.C.A. §5-71-229; or Terroristic Threatening A.C.A. §5-13-301.

The Respondent is prohibited from initiating any contact with the victim(s) including, but not limited to, physical presence, telephonic, electronic, oral, written, visual, or video. Respondent also shall not use a third party to contact the victim(s) except by legal counsel or as authorized by law or court order.

The Respondent is excluded from the Petitioner's residence and the immediate vicinity thereof unless otherwise ordered herein.

**Petitioner's Address:** \_\_\_\_\_

(or) The Petitioner's address is excluded from notice to the Respondent.

The Respondent is also prohibited from the following places: \_\_\_\_\_  
\_\_\_\_\_

**Petitioner's Workplace:** \_\_\_\_\_

**Schools:** \_\_\_\_\_

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

**Other (Identify):** \_\_\_\_\_

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

\_\_\_\_\_ is awarded temporary custody of the minor child(ren) for the duration of order or until future orders shall be issued from a Court with jurisdiction over the parties:

(Children's Names) \_\_\_\_\_

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

Visitation with regard to the minor child(ren) is established as follows: \_\_\_\_\_

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

\_\_\_\_\_ is ordered to pay child support to \_\_\_\_\_ through the

- Circuit Clerk's Office
- Child Support Clearinghouse

in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_, plus any administrative fees as they come due with said payments to begin on \_\_\_\_\_. This amount is according to the Child Support Chart based upon the payor's income of \_\_\_\_\_ per \_\_\_\_\_.

This amount  does /  does not (check one) deviate from the Child Support Chart.  
(If the amount deviates from the Chart, the justification below in the "Other Orders" section.)

\_\_\_\_\_ is ordered to pay spousal support in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_, beginning on \_\_\_\_\_  
\_\_\_\_\_. The spousal support shall be paid until \_\_\_\_\_.

Method of payment shall be: \_\_\_\_\_  
\_\_\_\_\_

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**Note: As there is an expiration date on all Orders of Protection, future matters regarding Child Support, Alimony and Visitation should be handled through another Domestic Relations case (i.e. divorce, paternity, or through the Office of Child Support Enforcement).**

- A law enforcement officer with jurisdiction is ordered to assist the Petitioner in gaining possession of the dwelling, and/or to otherwise assist in execution of the Order of Protection.
- A law enforcement officer with jurisdiction is ordered to serve the Order of Protection on the Respondent.
- A law enforcement officer with jurisdiction is ordered to assist the Petitioner in obtaining his or her personal effects from the dwelling upon proper and timely request of the Petitioner.
- A law enforcement officer with jurisdiction is ordered to assist the Respondent in obtaining his or her personal effects from the dwelling upon proper and timely request of the Respondent.

Other Orders:

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Respondent is hereby assessed an additional cost of twenty-five dollars (\$25.00) to be paid through the Circuit Clerk's office. The Circuit Clerk shall remit said fee to the Administration of Justice Funds Section within the Department of Finance and Administration for deposit as special revenues into the Domestic Violence Shelter Fund.

Petitioner and/or the minor children in Petitioner's care are the primary users, but not the account holder, of the following wireless telephone numbers: \_\_\_\_\_.  
Respondent is prohibited from terminating these accounts. An order transferring the billing responsibility for and rights to the wireless telephone number(s) will be filed separately herein.

***If the parties (or other persons named herein) are subject to the jurisdiction of another court (i.e. through a divorce or paternity action), upon proper notice and the opportunity to be heard, said court may amend the terms of this Order as appropriate.***

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, IT IS SO ORDERED.

\_\_\_\_\_  
**CIRCUIT JUDGE/DISTRICT JUDGE**

## **WARNINGS TO RESPONDENT**

(1) A violation of the order of protection is a Class A misdemeanor carrying a maximum penalty of one (1) year's imprisonment in the county jail or a fine of up to two thousand five hundred dollars (\$2500), or both;

(2) A conviction of violation of an order of protection under this section within five (5) years of a previous conviction for violation of an order of protection is a Class D felony carrying a maximum penalty of (6) six years imprisonment or a fine of up to ten thousand dollars (\$10000), or both;

(3) It is unlawful for an intimate partner who is subject to an order of protection or an individual convicted of a misdemeanor of domestic violence to ship, transport, or possess a firearm or ammunition under 18 U.S.C. §922(g)(8) and (9) as it existed on January 1, 2019;

(4) A person who is a respondent or an enjoined party is restrained from harassing, stalking, or threatening a person named in an order of protection as a family or household member, a child of the family or household member, or a child of the respondent or enjoined party;

(5) A person who is a respondent or an enjoined party is restrained from engaging in other conduct that would place a person named in an order of protection as a family or household member, a child of the family or household member, or a child of the respondent or enjoined party in reasonable fear of bodily injury;

(6) A person who is a respondent is prohibited from using, attempting to use, or threatening the use of physical force against the person named in the order of protection as a family or household member, a child of the family or household member, or a child of the respondent or enjoined party which would reasonably be expected to cause bodily injury; and

(7) Crossing state, territorial, or tribal boundaries to violate this Order may result in federal imprisonment pursuant to 18 U.S.C. §2262.

## **NOTICE TO LAW ENFORCEMENT**

-In the event that any law enforcement officer has probable cause to believe that the Respondent named in the above Order has violated this Order and has verification of this Order the officer, may, without a warrant arrest the violator whether the violation was in or outside the officer's presence. See A.C.A. §9-15-207(f).

-A law enforcement officer SHALL NOT arrest a Petitioner for the violation of an Order of Protection issued against a Respondent. See A.C.A. §9-15-207(e).

-This Order of Protection is enforceable in every county of this state by any court or law enforcement officer. See A.C.A. §9-15-207(g).

-This Order is entitled to full faith and credit in any jurisdiction of the United States. See 18 U.S.C. §2265.

**PROOF OF SERVICE**

Case # \_\_\_\_\_ Court Date \_\_\_\_\_

SERVED: Date \_\_\_\_\_ Time \_\_\_\_\_ Place \_\_\_\_\_

Attempts Made: List only date and time

1) \_\_\_\_\_ 2) \_\_\_\_\_ 3) \_\_\_\_\_

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Served On (Print Name)

Manner of Service

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Served By (Print Name)

Title

Badge #

**DECLARATION OF SERVER**

I declare, under penalty of perjury under the laws of the State of Arkansas, that the foregoing information contained in the proof of service is true and correct.

Executed on \_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Server

\_\_\_\_\_  
Address of Server