

THERE WILL BE NO REFUNDS OR EXCHANGES ON SUPERIOR COURT FORMS OR PACKETS



SUPERIOR COURT OF CALIFORNIA
County of Kings
1640 Kings County Drive, Hanford, CA 93230
(559) 582-1010

DOMESTIC VIOLENCE RESTRAINING ORDER WITHOUT MINOR CHILDREN PACKET



Online Assistance: www.courts.ca.gov/selfhelp.htm
The California Courts Self-Help Center

E-file California: <https://www.kings.courts.ca.gov/online-services/online-case-filing>

Kings County Superior Court: www.kings.courts.ca.gov

Hours of Operation (Except for Court Holidays): Monday – Friday 8:00a.m. to 4:00p.m.

FORMS INCLUDED IN THIS PACKET	
Can a Domestic Violence Restraining Order Help Me?	Judicial Council Form DV-500-INFO
How Do I Ask for a Temporary Restraining Order?	Judicial Council Form DV-505-INFO
Request for Domestic Violence Restraining Order	Judicial Council Form DV-100
Description of Abuse	Judicial Council Form DV-101
Notice of Court Hearing	Judicial Council Form DV-109
Temporary Restraining Order	Judicial Council Form DV-110
Confidential CLETS Information	Judicial Council Form CLETS-001
Filing Fee:	No Filing Fee Required

What is a “domestic violence restraining order”?

It is a court order that can help protect people who have been abused by someone they've had an intimate relationship with, are closely related to, or have lived with as more than just roommates.

How can a restraining order help me?

A judge can order the restrained person to:

- Not contact you, your children or relatives, or people you live with;
- Stay away from you, your children or relatives, or people you live with, your home, your job, etc.;
- Not have any firearms (guns, including “ghost guns”), firearm parts, ammunition, or body armor;
- Move out of a home that you live in;
- Obey child custody and visitation orders;
- Pay child support;
- Pay spousal support;
- Pay debt for property; and
- Give you control of property (examples: cell phone, car, home).

Does this request cost money to file?

No, filing this request with the court is free.

How long can a restraining order last?

If the judge makes a temporary order, it will last until your hearing date (court date). Your hearing is usually three weeks after you turn in your court papers. At your hearing, the judge will decide whether to grant you a long-term restraining order that can last up to five years.

How soon can I get the order?

If you decide to ask for a restraining order, you will need to complete court papers. Once you turn in your court papers, a judge will decide the same day or next business day on whether to grant you a temporary restraining order.

How old must I be to ask for one?

To ask for a restraining order on your own, you must be 12 years old or older. In some cases, the judge may ask that an adult (someone 18 years old or older), like a trusted relative, help you in your case.

What if I don't have a green card?

You can get a restraining order even if you are not a U.S. citizen. If you are worried about deportation, you may want to talk with an immigration lawyer.

Can a restraining order protect my children?

Yes, you can ask the judge to protect your children. If you are asking for a restraining order against someone you have children with, you can also ask the judge to make child custody and visitation orders. And if you think that the other parent might abduct (kidnap) your children, you can ask for orders to prevent kidnapping.

Can I use a restraining order to get divorced or terminate a registered domestic partnership?

No. These forms will not end your marriage or registered domestic partnership. You must file other forms to end your marriage or registered domestic partnership.



Am I eligible?

To qualify for a domestic violence restraining order, you must have a (1) required relationship and (2) show that the person you want a restraining order against has been abusive.

Required relationship

- Your spouse, ex-spouse, registered domestic partner, or ex-registered domestic partner;
- Someone you have a child with;
- Your parent, child, sibling, or grandparent (includes in-laws and step relationships);
- Someone you live with or used to live with (more than just roommates);

Abuse

Abuse can be spoken, written, or physical. It can be physical, sexual, or emotional. It includes threats to harm you or your family, stalking, harassment, destroying personal property, repeated contact, and disturbing the peace.

What does disturbing the peace mean?

It means to destroy someone's mental or emotional calm. Disturbing the peace includes coercive control. Coercive control means a number of acts that unreasonably limit the free will and individual rights of any person. Examples include:

- Isolating someone from their friends, relatives, or other support;
- Keeping them from food or basic needs;
- Controlling or keeping track of them, including their movements, contacts, actions, money, or access to services;
- Threats to immigration status;
- Making them do something that they don't want to do; and
- Controlling or interfering with someone's contraception (birth control, condoms); pregnancy or ability to become a parent; or access to health information.

What if I don't qualify for a domestic violence restraining order?

There are other kinds of restraining orders you can ask for. Here are some examples:

- Civil harassment order (can be used for neighbors, roommates, cousins, uncles, and aunts).
- Dependent adult or elder abuse restraining order (if you are at least 65 or a dependent adult).
- Gun violence restraining order (to prevent someone from hurting themselves or others with a firearm).

Note that all restraining orders include a firearms and ammunition restriction. A gun violence restraining order gives limited protection because it only restrains the person from having firearms and ammunition. To learn more about other kinds of restraining orders, go to <https://selfhelp.courts.ca.gov/restraining-orders>.

How do I ask for a domestic violence restraining order?

See form DV-505-INFO, How to Ask for a Domestic Violence Restraining Order. The forms are available online at www.courts.ca.gov/forms. If you want a paper copy, go to any California courthouse. You can also check with your county's law library.

Will I have a court hearing (court date)?

Yes. The court will give you a day and time to attend court. If you want to attend court remotely (by phone or videoconference), go to the court's website to find out how to attend remotely. To learn more about what to expect at your hearing, read form DV-520-INFO, Get Ready for Your Restraining Order Court Hearing, or go to <https://selfhelp.courts.ca.gov/DV-restraining-order/prepare-court-date>.

Do I need a lawyer to make this request?

No, but this type of request can be hard to get through on your own. Free help may be available at your local court's self-help center. (See below.)

Where can I find a self-help center?

Find your local court's self-help center at www.selfhelp.courts.ca.gov/find. Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case, and help you with the forms.

What if I need an interpreter?

 If you decide to ask for a restraining order, you will need to talk to a judge. If you need an interpreter, use form INT-300 to request an interpreter or ask the court clerk how you can request one.

I have a disability. How can I get help?

You may use form MC-410 to request assistance. Contact the disability or ADA coordinator at your local court for more information.

Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms.htm for *Disability Accommodation Request* (form MC-410). (Civil Code section 54.8.)

Confidential Address Program

If you are a victim of domestic violence or live with a victim of domestic violence, there is a special program called Safe At Home that you can apply for. It is a free program that would help you keep your address private. To learn more about the program, go to

<https://www.sos.ca.gov/registries/safe-home/>.

Note that it may take several weeks to be approved.

For more information on other steps of the process

- Form DV-505-INFO, How to Ask for a Domestic Violence Restraining Order
- Form DV-200-INFO, What Is "Proof of Personal Service"?
- Form DV-520-INFO, Get Ready For Your Restraining Order Court Hearing
- Form DV-530-INFO, How to Enforce Your Restraining Order

Information about the court process is also available online

<https://selfhelp.courts.ca.gov/DV-restraining-order/process>.

Where can I find other help?

The National Domestic Violence Hotline provides free and private safety tips. Help is available every day, 24 hours a day, and in over 100 languages. Visit online at www.thehotline.org or call 1-800-799-7233; 1-800-787-3224 (TTY).

Part 1: Complete court forms

You will need to complete at least three forms to ask for a domestic violence restraining order:

Required forms:

- Form DV-100;
- Form DV-109;
- Form DV-110; and
- Form CLETS-001.

Optional forms:

If you have a child or children with the other side, you can ask for additional protection, like child custody orders. To make these requests, you must complete two more forms:

- Form DV-105; and
- Form DV-140.

If you want to ask for child support or spousal support, make the request on form DV-100 (see item ②4 or ②5) and complete one more form:

- Form FL-150.

Most court forms are public documents. What does "public" mean?

When you file papers with the court, those papers become "public." This means that anyone may ask the court to see the information you put on your papers. Also, the person you are asking for protection from will see all the information on your court papers, because you will have to have these papers personally delivered to them. This is called "personal service," and more information is available on form DV-200-INFO, What Is "Proof of Personal Service"?

How old must I be to ask for my own restraining order against someone?

To ask for a restraining order, you must be 12 years old or older. In some cases, the judge may ask that an adult (someone 18 years old or older), like a trusted relative, help you in your case.

Tips for completing form DV-100

Required relationship

At item ③, you must have one of the listed relationships between you and the person you want protection from. If none apply, go to <https://selfhelp.courts.ca.gov/restraining-orders>. for information on other types of restraining orders you might qualify for.

Describe the abuse

At items ⑤–⑦, you must describe the abuse that happened. This part is important, because a judge will decide whether to give you a restraining order based on the information you give. For more information of what abuse means under the law, see form DV-500-INFO, Can A Domestic Violence Restraining Order Help Me?

I don't want people to see my address

You may not want someone to be able to see certain information, like your address. You do not have to give the address to where you live on form DV-100, item ①. You can use a different address, like a friend's address or P.O. box. Just be sure to get the person's permission to use their address first, because any papers the court or other side mails to you will go to the address you list in item ①. And make sure that person will tell you right away if you get mail from the court.

I don't want people to see information I provide about a child (minor)

You can ask the court to make some of the information you provide about a child private (confidential). If the court makes information about a child private, the public will not be able to see this information on your court papers. See form DV-160-INFO for help with asking the court to make a child's information private.



What if the other side has firearms (guns) or ammunition?

In item ⑨, list information you have about any firearms (guns), firearm parts, or ammunition that the other side might own or have access to. This information is important to the judge. The judge can notify law enforcement about any firearms, including illegal or untraceable firearms called "ghost guns." Once notified, law enforcement must do what they can to get the firearms if there is a restraining order in place.

What is a "Batterer Intervention Program" (item ⑯)?

In most cases, it is a year-long program that helps a person recognize abusive behavior so that they will stop the abuse. Unlike anger management programs, the goal of batterer intervention programs is to stop a person from using power and control in their relationships. If ordered to complete the program by a judge, the restrained person will have to pay program fees. The program will keep track of progress and attendance.

What does "Other orders" (item ⑯) mean?

This section allows you to make any special requests that you need to prevent more abuse by the other side.

What is the difference between "Pay Debts Owed for Property (item ⑯) and "Pay Expenses Caused by the Abuse (item ⑯)?

If you want the other side to pay a debt owed for property, like a car or mortgage, you can make this request at item ⑯. If you want the other person to pay you back for damage that happened because of their abuse, like breaking your cellphone or for medical bills, you can make this request at item ⑯.

What is "Spousal Support" (item ⑯)?

If you are married to the person you want protection from or in a registered domestic partnership, you can ask a judge to order them to pay you spousal support. The amount of spousal support depends on different factors, including how much you make versus how much the other side makes. It is important to know that in California, you cannot get spousal support for "common law" marriages, where parties have lived like a married couple but never legally married. California does not recognize "common law" marriage.

Part 2: File your court papers

Filing is when you turn in your completed court papers to the court. To file your court papers, you can call the court clerk to see find out which courthouse to go to. If you want to file online (e-file), check your local court's website for more information. To find your local court or their website, go to:

www.courts.ca.gov/find-my-court.htm

Part 3: Get your papers from court

After you turn in your court papers, you will need to get them back from the court. Your papers will be ready the same day or the next business day. Ask the court clerk when your court papers will be ready. You may have to return to the courthouse to pick up your papers if the court cannot return them to you electronically. Look at your papers to see if the judge granted you a temporary restraining order, on form DV-110.

- ▶ If the judge **granted** you temporary protection and you want it to last longer, make sure you attend your court hearing (listed on form DV-109).
- ▶ If the judge **did not** grant you a temporary restraining order, the judge can grant you a restraining order at your court hearing (listed on form DV-109).

Part 4: Have someone serve your papers

You must have an adult personally give a copy of all your court papers to the person you want a restraining order against. It cannot be you or anyone listed on the restraining order. Serving papers can be a dangerous situation. If you want the sheriff to serve your papers, they will do so for free. For more information on service, read form DV-200-INFO, What Is "Proof of Personal Service"?

Where can I find free help?

Free legal help is available at your court's self-help center. Find your local court's self-help center at www.selfhelp.courts.ca.gov/find. Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case, and help you with the forms. Staff may also refer you to other agencies who may be able to help you.

What if I am worried about my safety?

The National Domestic Violence Hotline provides free and private safety tips. Help is available every day, 24 hours a day, and in over 100 languages. Visit online at www.thehotline.org or call 1-800-799-7233; 1-800-787-3224 (TTY).

Part 5: Get ready for and go to your court hearing

At your court hearing, the judge will decide whether to grant you a long-term restraining order that can last up to five years. You have the option of attending your hearing in-person or remotely (by phone, or videoconference if available). For information on how to attend your hearing remotely, go to the court's website. Some courts may require advance notice. At the hearing, you and the other side will have the opportunity to tell your side of the story. For more information, read form DV-520-INFO, Get Ready for the Restraining Order Court Hearing. If you need more time to prepare your case, you may ask for a new court date. Read form DV-115-INFO, How to Ask For a New Hearing Date, for more information.

Information about the process is also available online

<https://selfhelp.courts.ca.gov/DV-restraining-order/process>.

Clerk stamps date here when form is filed.

Instructions

To ask for a domestic violence restraining order, you will need to complete this form and other forms (see page 13 for list of forms). If this case includes sensitive information about a minor child (under 18 years old), see form **DV-160-INFO, Privacy Protection for a Minor (Person Under 18 Years Old)**, for more information on how to protect the child's information.

1 Person Asking for Protectiona. **Your name:** _____b. **Your age:** _____c. **!** **Address where you can receive court papers**

(This address will be used by the court and by the person in ② to send you official court dates, orders, and papers. For privacy, you may use another address like a post office box, a Safe at Home address, or another person's address, if you have their permission and can get your mail regularly. If you have a lawyer, give their information.)

Address: _____

City: _____ State: _____ Zip: _____

d. **!** **Your contact information (optional)**

(The court could use this information to contact you. If you don't want the person in ② to have this information, leave it blank or provide a safe phone number or email address. If you have a lawyer, give their information.)

Telephone: _____ Fax: _____

Email Address: _____

e. **Your lawyer's information (if you have one)**

Name: _____ State Bar No.: _____

Firm Name: _____

Fill in court name and street address:

Superior Court of California, County of _____

Court fills in case number when form is filed.

Case Number: _____

2 Person You Want Protection Froma. **Full name:** _____b. **Age (give estimate if you do not know exact age):** _____c. **Date of birth (if known):** _____d. **Gender:** M F Nonbinarye. **Race:** _____**This is not a Court Order.**

3 Your Relationship to the Person in ②

(If you do not have one of these relationships with the person in ②, do not complete the rest of this form. You may be eligible for another type of restraining order. Learn more at <https://selfhelp.courts.ca.gov/restraining-orders>.)

(Check all that apply)

a. We have a child or children together (*names of children*): _____

b. We are married or registered domestic partners.

c. We used to be married or registered domestic partners.

d. We are dating or used to date.

e. We are or used to be engaged to be married.

f. We are related. The person in ② is my (*check all that apply*):

<input type="checkbox"/> Parent, stepparent, or parent-in-law	<input type="checkbox"/> Brother, sister, sibling, stepsibling, or sibling in-law
<input type="checkbox"/> Child, stepchild, or legally adopted child	<input type="checkbox"/> Grandparent, step-grandparent, or grandparent-in-law
<input type="checkbox"/> Child's spouse	<input type="checkbox"/> Grandchild, step-grandchild, or grandchild-in-law

g. We live together or used to live together. (*If checked, answer question below*):
 Have you lived together with the person in ② as a family or household (more than just roommates)?
 Yes No (If no, you do not qualify for this kind of restraining order unless you checked one of the other relationships listed above.)

4 Other Restraining Orders and Court Cases

a. Are there any restraining orders currently in place or that have expired in the last six months (examples: Did the police give you a restraining order that lasts a few days? Do you have one from the criminal court?)

No

Yes- (*If yes, give information below and attach a copy if you have one.*)

(1) (*date of order*): _____ (*date it expires*): _____

(2) (*date of order*): _____ (*date it expires*): _____

b. Are you involved in any other court case with the person in ②?

No

Yes (*If you know, list where the case was filed (city, state, or tribe), the year it was filed, and case number.*)

Custody _____

Divorce _____

Juvenile (*child welfare or juvenile justice*): _____

Guardianship _____

Criminal _____

Other (*what kind of case?*): _____

This is not a Court Order.

Describe Abuse

In this section, explain how the person in ② has been abusive. The judge will use this information to decide your request. Listed below are some examples of what “abuse” means under the law. **It is not a complete list of all examples of abuse.** Give information on any incident that you believe was abusive.

- made repeated unwanted contact with you
- tracked, controlled, or blocked your movements
- kept you from getting food or basic needs
- isolated you from friends, family, or other support
- made threats based on actual or suspected immigration status
- made you do something by force, threat, or intimidation
- stopped you from accessing or earning money
- tried to control/interfere with your contraception, birth control, pregnancy, or access to health information
- harassed you
- hit, kicked, pushed, or bit you
- injured you or tried to
- threatened to hurt or kill you
- sexually abused you
- abused a pet or animal
- destroyed your property
- choked or strangled you
- abused your children

5 Most Recent Abuse

a. Date of abuse (give an estimate if you don't know the exact date): _____

b. Did anyone else hear or see what happened on this day?
 I don't know No Yes (If yes, give names): _____

c. Did the person in ② use or threaten to use a gun or other weapon?
 No Yes (If yes, describe gun or weapon): _____

d. Did the person in ② cause you any emotional or physical harm?
 No Yes (If yes, describe harm): _____

e. Did the police come? I don't know No Yes (If the police gave you a restraining order, list it in ④.)

f. Give more details about how the person in ② was abusive on this day. Details can include what was said, done, or sent to you (examples: text messages, emails, or pictures), how often something happened, etc.

g. How often has the person in ② abused you like this?

Just this once 2-5 times Weekly Other:

Give dates or estimates of when it happened, if known:

This is not a Court Order.



6 Has the person in ② abused you in a different way from the abuse you described in ⑤?
 If yes, describe below.

a. Date of abuse (give an estimate if you don't know the exact date): _____

b. Did anyone else hear or see what happened on this day?
 I don't know No Yes (If yes, give names): _____

c. Did the person in ② use or threaten to use a gun or other weapon?
 No Yes (If yes, describe gun or weapon): _____

d. Did the person in ② cause you any emotional or physical harm?
 No Yes (If yes, describe harm):

e. Did the police come? I don't know No Yes (If the police gave you a restraining order, list it in ④.)

f. Give more details about how the person in ② was abusive on this day. Details can include what was said, done, or sent to you (examples: text messages, emails, or pictures), how often something happened, etc.

g. How often has the person in ② abused you like this?

Just this once 2-5 times Weekly Other: _____

Give dates or estimates of when it happened, if known:

This is not a Court Order.

7. Is there other abuse by the person in ② that you want the judge to know about?
If yes, describe below.

a. Date of abuse (give an estimate if you don't know the exact date): _____

b. Did anyone else hear or see what happened on this day?
 I don't know No Yes (If yes, give names): _____

c. Did the person in ② use or threaten to use a gun or other weapon?
 No Yes (If yes, describe gun or weapon): _____

d. Did the person in ② cause you any emotional or physical harm?
 No Yes (If yes, describe harm):

e. Did the police come? I don't know No Yes (If the police gave you a restraining order, list it in ④.)

f. Give more details about how the person in ② was abusive on this day. Details can include what was said, done, or sent to you (examples: text-messages, emails, or pictures), how often something happened, etc.

g. How often has the person in ② abused you like this?

Just this once 2-5 times Weekly Other: _____

Give dates or estimates of when it happened, if known:

Check this box if you need more space to describe the abuse. You can use form DV-101, *Description of Abuse*, and turn it in with this form. You can also use a separate sheet of paper, write "Describe Abuse" abuse at the top, and turn it in with this form.

This is not a Court Order.

8 Other Protected People

Do you want the restraining order to protect your children, family, or someone you live with?

- a. No
- b. Yes (*If yes, complete the section below:*)

(1) <u>Full name</u>	<u>Age</u>	<u>Relationship to you</u>	<u>Lives with you?</u>
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No

Check this box if you need to list more people. Use a separate piece of paper and write "DV-100, Other Protected People" at the top. Turn it in with this form.

(2) Why do these people need protection?

9 Does person in ② have firearms (guns), firearm parts, or ammunition?

(A firearm includes a handgun, rifle, shotgun, and assault weapon. A firearm part means a receiver or frame or any item that may be used as or easily turned into a receiver or frame. Ammunition includes bullets, shells, cartridges, and clips.)

- a. I don't know
- b. No
- c. Yes (*If you have information, complete the section below.*)

Describe Firearms (Guns), Firearm Parts, or Ammunition Number or Amount Location, if known

(1) _____	_____
(2) _____	_____
(3) _____	_____
(4) _____	_____
(5) _____	_____
(6) _____	_____

This is not a Court Order.

Choose the Orders That You Want a Judge to Make

In this section, you will choose the orders you want a judge to make now. Every situation is different.
Choose the orders that fit your situation.

Check all the orders that you want a judge to make (order).

10. Order to Not Abuse

I ask the judge to order the person in (2) to not do the following things to me or anyone listed in (8):

Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), block movements, annoy by phone or other electronic means (including repeatedly contact), or disturb the peace. (For more information on what “disturbing the peace” means, read form DV-500-INFO, *Can A Domestic Violence Restraining Order Help Me?*)

11. No-Contact Order

I ask the judge to order the person in (2) to not contact me or anyone listed in (8).

12. Stay-Away Order

a. I ask the judge to order the person in (2) to stay away from (*check all that apply*):

<input type="checkbox"/> Me.	<input type="checkbox"/> My school.
<input type="checkbox"/> My home.	<input type="checkbox"/> Each person in (8)
<input type="checkbox"/> My job or workplace.	<input type="checkbox"/> My children’s school or childcare.
<input type="checkbox"/> My vehicle.	<input type="checkbox"/> Other (<i>please explain</i>): _____

b. How far do you want the person to stay away from all the places you checked above?

100 yards (300 feet) Other (*give distance in yards*): _____

c. Do you and the person in (2) live together or live close to each other?

No Yes (*If yes, check one*):

- Live together (*If you live together, you can ask that the person in (2) move out in (13)*.)
- Live in the same building, but not in the same home
- Live in the same neighborhood
- Other (*please explain*): _____

d. Do you and the person in (2) have the same workplace or go to the same school?

No Yes (*If yes, check all that apply*):

- Work together at (*name of company*): _____
- Go to the same school (*name of school*): _____
- Other (*please explain*): _____

This is not a Court Order.

13 **Order to Move Out**

a. I ask the judge to order the person in (2) to move out of the home, located at:
(Give address): _____

b. I have a right to live at this address because:

(Check all that apply)

<input type="checkbox"/> I own the home.	<input type="checkbox"/> I have lived at this address for _____ years, _____ months.
<input type="checkbox"/> My name is on the lease.	<input type="checkbox"/> I pay for some or all the rent or mortgage.
<input type="checkbox"/> I live at this address with my child(ren).	<input type="checkbox"/> Other <i>(please explain):</i> _____

14 **Other Orders**

(Describe any additional orders you want the judge to make to keep you, your children, or the people in (8) safe):

15 **Child Custody and Visitation**

(Check this box if you have a child with the person in (2) and want the judge to make or change a child custody or visitation order. You must fill out form DV-105, Request for Child Custody and Visitation Orders, and attach it to this form.)

Orders that you can request on form DV-105 include:

- Child custody
- No visits with your children
- Stop person in (2) from accessing your child's school or medical information
- Virtual visits with your children
- Supervised (monitored) visits with your children
- Unsupervised (unmonitored) visits with your children

This is not a Court Order.

16 **Protect Animals**

a. (You may ask the court to protect your animals, your children's animals, or the person in ②'s animals.)

Name (or other way to ID animal)	Type of animal	Breed (if known)	Color
(1) _____	_____	_____	_____
(2) _____	_____	_____	_____
(3) _____	_____	_____	_____
(4) _____	_____	_____	_____

b. I ask the judge to protect the animals listed above by ordering the person in ② to:

(Check all that apply)

(1) Stay away from the animals by at least: 100 yards (300 feet) Other (number of yards): _____

(2) Not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals.

(3) Give me sole possession, care, and control of the animals because *(check all that apply)*:
 Person in ② abuses the animals. I take care of these animals.
 I purchased these animals. Other *(please explain)*: _____

17 **Control of Property**

a. I ask the judge to give **only me** temporary use, possession, and control of the property listed here *(describe)*:

b. Explain why you want control of the property you listed:

18 **Health and Other Insurance**

I ask the judge to order the person in ② to **not** make any changes to any insurance or other coverage for me, the person in ②, or our children, including not being allowed to cancel, cash, borrow against, transfer, dispose of, or change the beneficiaries for the insurance.

19 **Record Communications**

I ask the judge to allow me to record calls or communications the person in ② makes to me, when those calls or communications violate this restraining order.

This is not a Court Order.

20 Property Restraint (only if you are married or a registered domestic partner with the person in ②)

I ask the judge to order the person in ② not to borrow against, sell, hide, or get rid of or destroy any possessions or property, except in the usual course of business or for necessities of life. I also ask the judge to order the person in ② to notify me of any new or big expenses and to explain them to the court.

21 Extend my deadline to give notice to person in ②

(Usually, the judge will give you about two weeks to give notice, or to "serve" the person in ② of your request. If you need more time to serve, the judge may be able to give you a few extra days.)

I ask the judge to give me more time to serve the person in ② because (explain why you need more time):

22 Pay Debts (Bills) Owed for Property

(If you want the person in ② to pay any debts owed for property, list them and explain why. The amount can be for the entire bill or only a portion. Some examples include rent, mortgage, car payment, etc.)

a. I ask the judge to order the person in ② to make these payments while the restraining order is in effect:

(1) Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

(2) Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

(3) Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Explain why you want the person in ② to pay the debts listed above:

b. Special decision (finding) by the judge if you did not agree to the debt (optional)

(If you did not agree to the debt or debts listed above, you can ask the judge to decide (find) that one or more debts was made without your permission and resulted from the person in ②'s abuse. This may help you defend against the debt if you are sued in another case.)

Do you want the judge to make this special decision (finding)?

No Yes (If yes, answer the questions below.)

(1) Which of the debts listed above resulted from the abuse? (check all that apply):

a(1) a(2) a(3)

(2) Do you know how the person in ② made the debt or debts?

No Yes

(If yes, explain how the person in ② made the debt or debts):

This is not a Court Order.

Orders That You Want a Judge to Make at Your Court Date

Below is a list of orders that a judge cannot make right away but can make at your court date in a few weeks. The person in (2) must be notified of your court date before the judge can consider making any of the orders listed below.

Check all the orders that you want the judge to make at your court date.

(23) Pay Expenses Caused by the Abuse

I ask the judge to order the person in (2) to pay for things **caused directly** by the person in (2) (damaged property, medical care, counseling, temporary housing, etc.). Bring proof of these amounts to your court date.

Pay to: _____ For: _____ Amount: \$ _____

(24) Child Support (this applies only if you have a minor child with the person in (2))

(Check all that apply)

- I do not have a child support order and I want one.
- I have a child support order and I want it changed (attach a copy if you have one).
- I now receive or have applied for TANF, Welfare, or CalWORKS.

(25) Spousal Support

(You must be married or a registered domestic partner with person in (2))

I ask the judge to order the person in (2) to give me financial assistance.

(26) Lawyer's Fees and Costs

I ask that the person in (2) pay for some or all of my lawyer's fees and costs. (If you ask for fees and costs and the court grants your restraining order, the court must award you fees and costs if the respondent can afford to pay.)

This is not a Court Order.

27 Batterer Intervention Program

I ask the judge to order the person listed in (2) to go to a 52-week batterer intervention program. (The goal of this program is to stop abuse. There are weekly classes on accountability, abuse effects, and gender roles. If ordered, the person in (2) has to show the judge that they enrolled and completed the program.)

28 Transfer of Wireless Phone Account

(If the person in (2) holds the rights to your cell phone account, you can ask the judge to transfer your number or your child's number to you. This means you will be financially responsible for these accounts. If you want to have control over a mobile device, like a cell phone, make this request at (17).)

I ask the judge to order the wireless service provider to transfer the billing responsibility and rights to the wireless phone numbers listed below to me because the account currently belongs to the person in (2):

- a. My number Number of child in my care (including area code): _____
- b. My number Number of child in my care (including area code): _____
- c. My number Number of child in my care (including area code): _____
- d. My number Number of child in my care (including area code): _____

Automatic Orders if the Judge Grants Restraining Order

In this section are orders that the person in (2) would have to follow if the judge grants a restraining order.

29 No Firearms (Guns), Firearm Parts, or Ammunition

- Cannot own, possess, or buy firearms (guns), firearm parts, and ammunition.
- Must turn in, sell, or store any firearms (guns), firearm parts, or ammunition that they have or control.

30 No Body Armor

- Cannot own, possess, or buy body armor.
- Must relinquish any body armor in their possession.

31 Cannot Look for Protected People

Cannot look for the address or location of any person protected by the restraining order, unless the court finds good cause not to make this order.

This is not a Court Order.

32 Additional Pages

If you used additional paper or forms, enter the number of extra pages attached to this form: _____

33 Your Signature

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

Type or print your name

Sign your name

34 Your Lawyer's Signature (if you have one)

Date: _____

Lawyer's name

Lawyer's signature

Your Next Steps**1 You must complete at least three additional forms:**

- Form DV-110, Temporary Restraining Order (only items 1, 2 and 3)
- Form DV-109, Notice of Court Hearing (only items 1 and 2)
- Form CLETS-001, Confidential Information for Law Enforcement
- **If you are asking for child custody and visitation orders, you must complete form DV-105, Request for Child Custody and Visitation Orders, and form DV-140, Child Custody and Visitation Order.**

2 Turn in your completed forms to the court. Find out when your forms will be ready for you.**3 Once you get your forms back from the court, have someone "serve" a copy of all forms on the person in (2). The sheriff or marshal can do this for free. See form SER-001, Request for Sheriff to Serve Court Papers. Learn more about service at <https://selfhelp.courts.ca.gov/sheriff-serves-your-request-restraining-order>****4 If you are asking for child support or spousal support you must also complete form FL-150, Income and Expense Declaration. If you are only asking for child support, you may be eligible to fill out a simpler form, FL-155. Read form DV-570 to see if you are eligible. Turn in your completed form to the court before your court date. You must also have someone mail or personally deliver a copy to the person in (2).**

This is not a Court Order.

This form is attached to DV-100, *Request for Domestic Violence Restraining Order*.

- 1** Name of person asking for protection: _____
- 2** Name of person you want protection from: _____
- 3** Describe abuse to you or your children.
 - a. Date of abuse: _____
 - b. Who was there? _____

Describe how the person in ② abused you or your children:

d. Describe any use or threatened use of guns or other weapons:

e. Describe any injuries:

f. Did the police or other law enforcement come? No Yes
If yes, did they give you or the person in ② an Emergency Protective Order? Yes No I don't know
The Emergency Protective Order protects You The person in ②

Attach a copy of the Emergency Protective Order if you have one.



4 Describe abuse to you or your children.

Has the person in ② abused you (or your children) other times?

a. Date of abuse:

b. Who was there?

c. Describe how the person in ② abused you or your children:

d. Describe any use or threatened use of guns or other weapons:

e. Describe any injuries:

f. Did the police or other law enforcement come? No Yes

If yes, did they give you or the person in ② an Emergency Protective Order? Yes No I don't know

The Emergency Protective Order protects You The person in ②

Attach a copy of the Emergency Protective Order if you have one.

5 Describe abuse to you or your children.

Check here if you need more space. Attach a sheet of paper and write "DV-101—Description of Abuse" for a title.

Clerk stamps date here when form is filed.

Instruction: The person asking for a restraining order must complete items ① and ②. The court will complete the rest of this form.

① Person Asking for Protection

Name: _____

Fill in court name and street address:

Superior Court of California, County of _____

② Person to Be Restrained

Name: _____

Court fills in case number when form is filed.

Case Number: _____

③ Notice of Hearing

A court hearing is scheduled on the request for restraining orders against the person in ②:



Date: _____ Time: _____
Dept.: _____ Room: _____

Name and address of court if different from above:

You may attend your court date remotely, such as by phone or videoconference. For more information, go to the court's website for the county listed above. To find the court's website, go to: www.courts.ca.gov/find-my-court.htm

At the hearing, the court must consider whether failure to make any of the orders requested by the person in ① might risk the safety of the person in ① or any children listed on form DV-105. If child or spousal support was requested, the court must consider whether failure to make support orders would risk the safety of the person in ① or any children listed on form DV-105.

To the person in ②:

- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
- If you do not attend the hearing, the judge may still grant the restraining order that could last up to five years. After you receive a copy of the order, you could be arrested if you violate the order.

4 Temporary Restraining Orders (Any orders granted are attached on form DV-110.)

a. Temporary Restraining Orders (*any order requested under Family Code section 6320*): (check one)

- (1) All **granted** until the court hearing.
- (2) All **denied** until the court hearing. (*Reasons for denial are given below in b.*)
- (3) Partly **granted** and partly **denied** until the court hearing. (*Reasons for denial are given in b.*)

b. Reasons for denial of some or all of the orders requested on form DV-100.

- (1) The facts given in the request (form DV-100) do not show reasonable proof of a past act or acts of abuse. (Family Code sections 6300, 6320, and 6320.5.)
- (2) The facts given in the request do not give enough detail about the most recent incidents of abuse, including what happened, the dates, who did what to whom, or any injuries or history of abuse.
- (3) Other reasons for denial:

5 Confidential Information Regarding Minor

a. A request to keep minor's information confidential was made (see form DV-160) and **granted**. (*See form DV-165, Order on Request to Keep Minor's Information Confidential, served with this form.*)

b. **If the request was granted, the information described on the order (form DV-165, item (7)) must be kept CONFIDENTIAL. The disclosure or misuse of the information is punishable as a sanction, with a fine of up to \$1,000 or other court penalties.**

6 Service of Documents by the Person in (1)

At least five _____ days before the hearing, someone age 18 or older—not you or anyone to be protected—must personally give (serve) a court file-stamped copy of this form (DV-109, *Notice of Court Hearing*) to the person in (2) along with a copy of all the forms indicated below:

- a. DV-100, *Request for Domestic Violence Restraining Order* (file-stamped)
- b. DV-110, *Temporary Restraining Order* (file-stamped), if **granted**
- c. DV-120, *Response to Request for Domestic Violence Restraining Order* (blank form)
- d. DV-120-INFO, *How Can I Respond to a Request for Domestic Violence Restraining Order?*
- e. DV-170, *Notice of Order Protecting Information of Minor*, and DV-165, *Order on Request to Keep Minor's Information Confidential* (file-stamped), if **granted**
- f. Other (specify): _____

Judge's Signature

Date: _____

Judicial Officer

To the Person in ①:

- **At the hearing:** The judge will decide if a restraining order is needed to keep you or your children safe. If the judge grants you a restraining order at the hearing, it can last up to five years. You must attend the hearing if you want the judge to make any of the orders you requested on form DV-100. Bring any evidence or witnesses you have. For more information, read form [DV-520-INFO, Get Ready for Your Restraining Order Court Hearing](#).
- **Option to cancel hearing:** If item ④a(2) or ④a(3) is checked, you have the option of canceling the hearing. If you cancel the hearing, your request for restraining order will not move forward. Any temporary orders made will expire on the day of the hearing. If you want to cancel the hearing, use form [DV-112, Waiver of Hearing on Denied Request for Temporary Restraining Order](#).
- **Before the hearing:** You must have someone personally serve (give) the person in ② a copy of all the papers listed in ⑥ by the deadline listed in ⑥. For more information, read form DV-200-INFO, *What Is "Proof of Personal Service"?* You may ask to reschedule the hearing if you are unable to serve the person in ② and need more time to serve the documents, or for other good reasons. Read form [DV-115-INFO, How to Ask for a New Hearing Date](#).

To the Person in ②:

- **Respond in writing** (optional): You can respond in writing by completing form DV-120, *Response to Request for Domestic Violence Restraining Order*. For more information, read form [DV-120-INFO, How Can I Respond to a Request for Domestic Violence Restraining Order?](#)
- **At the hearing:** Whether or not you respond in writing, attend the hearing if you want the judge to hear from you before making an order. At the hearing, tell the judge why you agree or disagree with the orders requested. Bring any evidence or witnesses you have. Read form [DV-520-INFO, Get Ready for Your Restraining Order Court Hearing](#).
- If you are unable to attend your court hearing or need more time to prepare your case, you may ask the judge to reschedule your court date. Read form [DV-115-INFO, How to Ask for a New Hearing Date](#).

**Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms for *Disability Accommodation Request* (form MC-410). (Civil Code section 54.8.)

(Clerk will fill out this part.)

Clerk's Certificate

[seal]

—Clerk's Certificate—

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

Clerk stamps date here when form is filed.

Original Order Amended Order

Instruction: The person asking for a restraining order must complete ①, ②, and ③ only. The court will complete the rest of this form.

① **Protected Person (name):** _____

② **Restrained Person**

*Full Name: _____

*Gender: M F Nonbinary *Race: _____

*Age: _____ (estimate, if age unknown) Date of Birth: _____

Height: _____ Weight: _____

Hair Color: _____ Eye Color: _____

Relationship to person in ①: _____

Address of restrained person: _____

City: _____ State: _____ Zip: _____

Firearms, firearm parts, or ammunition that restrained person may have:
(Include information from form DV-100, item 9)

Fill in court name and street address:

Superior Court of California, County of _____

Court fills in case number when form is filed.

Case Number: _____

(Information that has a star (*) next to it is required to add this order into a California police database. Give all the information you know.)

③ Other Protected People

In addition to the person named in ①, the people listed below are protected by the orders listed in ⑨ through ⑫.

Full name

Relationship to person in ①

Age

Check here if you need to list more people. List them on a separate piece of paper, write "DV-110, Other Protected People" at the top, and attach it to this form.

(The court will complete the rest of this form)

④ Your Hearing Date (Court Date)



This order expires at the end of the hearing listed below:

Hearing Date: _____ Time: _____ a.m. p.m.

This order must be enforced throughout the United States. See page 7.

This is a Court Order.

To the Person in (2): The judge has granted temporary orders. See (5) through (21). If you do not obey these orders, you can be charged with a crime, go to jail or prison, and/or pay a fine. It is a felony to take or hide a child in violation of this order.

(5) No Firearms (Guns), Firearm Parts, or Ammunition

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. **Prohibited items are:**
 - (1) Firearms (guns);
 - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
 - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use form DV-800/JV-270, Receipt for Firearms, Firearm Parts, and Ammunition.) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

(6) Restrained person has prohibited items

The court finds that you have the following prohibited items:

a. Firearms and/or firearm parts

Description (include serial number, if known)	Location, if known	Proof of compliance received by the court
(1) _____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	<input type="checkbox"/> (date): _____

b. Ammunition

Description	Amount, if known	Location, if known	Proof of compliance received by the court
(1) _____	_____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	_____	<input type="checkbox"/> (date): _____

This is a Court Order.

7 Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance

In addition to the hearing listed on form DV-109, item ③, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in ⑤b) you still have or own, including any items listed in ⑥. If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.

Name and address of court, if different than court address listed on page 1



Date: _____ Dept.: _____
Time: _____ Room: _____

8 No Body Armor

You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.

9 Cannot Look for Protected People

You must not take any action to look for any person protected by this order, including their addresses or locations.

If checked, this order was **not granted** because the judge found good cause not to make the order.

10 Order to Not Abuse Not requested Denied until the hearing Granted as follows:

You must not do the following things to the person in ① and any person listed in ③:

- Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), block movements, annoy by phone or other electronic means (including repeatedly contact), or disturb the peace.
- “Disturb the peace” means to destroy someone’s mental or emotional calm. This can be done directly or indirectly, such as through someone else. This can also be done in any way, such as by phone, over text, or online. Disturbing the peace includes coercive control.
- “Coercive control” means a number of acts that unreasonably limit the free will and individual rights of any person protected by this restraining order. Examples include isolating them from friends, relatives, or other support; keeping them from food or basic needs; controlling or keeping track of them, including their movements, contacts, actions, money, or access to services; and making them do something by force, threat, or intimidation, including threats based on actual or suspected immigration status. Coercive control includes reproductive coercion meaning controlling someone’s reproductive choices, such as using force, threat, or intimidation to pressure someone to be or not be pregnant, and to control or interfere with someone’s contraception, birth control, pregnancy, or access to health information.

This is a Court Order.

11 No-Contact Order Not requested Denied until the hearing Granted as follows:

a. You must **not contact** the person in ① the persons in ③ directly or indirectly, by any means, including by telephone, mail, email, or other electronic means.

b. Exception to 11a:

- (1) You may have brief and peaceful contact with the person in ① only to communicate about your children for court-ordered visits.
- (2) You may have contact with your children only during court-ordered contact or visits.
- (3) Other (*explain*): _____

c. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

12 Stay-Away Order Not requested Denied until the hearing Granted as follows:

a. You must stay at least (*specify*): _____ yards away from (*check all that apply*):

<input type="checkbox"/> Person in ①.	<input type="checkbox"/> School of person in ①.
<input type="checkbox"/> Home of person in ①.	<input type="checkbox"/> Persons in ③.
<input type="checkbox"/> Job or workplace of person in ①.	<input type="checkbox"/> Children's school or child care.
<input type="checkbox"/> Vehicle of person in ①.	<input type="checkbox"/> Other (<i>explain</i>): _____

b. Exception to 12a:
The stay-away orders do not apply:

- (1) For you to exchange your children for court-ordered visits. You must do so briefly and peacefully.
- (2) For you to visit with your children for court-ordered contact or visits.
- (3) Other (*explain*): _____

13 Order to Move Out Not requested Denied until the hearing Granted as follows:

You must take only personal clothing and belongings needed until the hearing and move out immediately from (*address*): _____

14 Other Orders Not requested Denied until the hearing Granted as follows:

This is a Court Order.

15 Child Custody and Visitation Not requested Denied until the hearing Granted as follows:Granted on the attached form DV-140, Child Custody and Visitation Order, and (list other form): _____**16 Protect Animals** Not requested Denied until the hearing Granted as follows:

- You must stay at least _____ yards away from the animals listed below.
- You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals.
- The person in ① is given the sole possession, care, and control of the animals listed below.

Name (or other way to ID animal)	Type of animal	Breed (if known)	Color
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

17 Control of Property Not requested Denied until the hearing Granted as follows:

Until the hearing, only the person in ① can use, control, and possess the following property:

18 Health and Other Insurance Not requested Denied until the hearing Granted as follows:

The person in ① in ② is ordered not to cash, borrow against, cancel, transfer, dispose of, or change the beneficiaries of any insurance or coverage held for the benefit of the parties—or their children, if any—for whom support may be ordered, or both.

19 Record Communications Not requested Denied until the hearing Granted as follows:

The person in ① may record communications made by the person in ② that violate this order.

This is a Court Order.

20 Property Restraint Not requested Denied until the hearing Granted as follows:

The person in ① in ② must not transfer, borrow against, sell, hide, or get rid of or destroy any property, including animals, except in the usual course of business or for necessities of life. In addition, each person must notify the other of any new or big expenses and explain them to the court. (If the court granted ⑪, the person in ② must not contact the person in ①. To notify the person in ① of new or big expenses, have a server mail or personally give the information to the person in ① or contact their lawyer, if they have one.)

21 Pay Debts Owed for Property Not requested Denied until the hearing Granted as follows:

The person in ② must make these payments until this order ends:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

22 Orders That May Be Made at the Hearing Date (Court Date)

If the person in ① checked any of these orders on form DV-100, a judge could grant them at your court date.

- Child Support
- Lawyer's Fees and Costs
- Batterer Intervention Program
- Spousal Support
- Pay Expenses Caused by Abuse
- Transfer of Wireless Phone Account

23 No Fee to Serve (Notify) Restrained Person

The sheriff or marshal will serve this order for free. If you want the sheriff to serve your papers, complete form SER-001, Request for Sheriff to Serve Court Papers. Give form SER-001 and a copy of this order to the sheriff.

24 Attached Pages (All of the attached pages are part of this order.)

a. Number of pages attached to this nine-page form: _____

b. Attachments include forms (check all that apply):

DV-140 DV-145 DV-820 Other: _____

Judge's Signature

Date: _____

Judge or Judicial Officer

This is a Court Order.

Certificate of Compliance With VAWA

This temporary protective order meets all “full faith and credit” requirements of the Violence Against Women Act, 18 U.S.C. section 2265 (1994) (VAWA), upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**

Warnings and Notices to the Restrained Person in ②**Your Address to Receive Court Orders**

If the judge makes a restraining order at the hearing (court date), which has the same orders as in this Temporary Restraining Order, you will get a copy of that order by mail at your last known address, which is written in ② on page 1. If your address was not listed on this form or is incorrect, contact the court. If you did not attend your hearing and want to know if the judge granted a restraining order against you, contact the court.

Child Custody, Visitation, and Support

- **Child custody and visitation:** If you do not attend your hearing (court date), the judge can make custody and visitation orders for your children without hearing from you.
- **Child support:** The judge can order child support based on the income of both parents. The judge can also have that support taken directly from a parent's paycheck. Child support can be a lot of money, and usually you have to pay until the child is age 18. File and serve **form FL-150, Income and Expense Declaration**, or **form FL-155, Financial Statement (Simplified)**, if you want the judge to have information about your finances. Otherwise, the court may make support orders without hearing from you.
- **Spousal support:** File and serve **form FL-150, Income and Expense Declaration**, so the judge will have information about your finances. Otherwise, the court may make support orders without hearing from you.

Firearms (Guns), Firearm Parts, and Ammunition

Under California law, you cannot have any firearms (guns), certain firearm parts, or ammunition. (Family Code sections 6216 and 6389(a)). Ask the court for information on how to properly turn in, sell, or store these items in your city or county. You can also contact your local police department for instructions.

This is a Court Order.

Instructions for Law Enforcement

This order is effective when made. It is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency shall advise the restrained person of the terms of the order and then shall enforce it. Violations of this order are subject to criminal penalties.

Duties of Officer Serving This Order

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in ⑥, or has custody or control of any that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form DV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code sections 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Penal Code section 13710(b).)

Child Custody and Visitation

Child custody and visitation orders are listed on form DV-140 or another attached form. If the judge made these orders, look at ⑪ and ⑫ of this order to see if the judge granted an exception for brief and peaceful contact with the person in ① as needed to follow court-ordered visits. Contact by the person in ② that is **not** brief and peaceful is a violation of this order. **Forms DV-100 and DV-105 are not orders. Do not enforce them.**

This is a Court Order.

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Penal Code section 136.2 and Family Code sections 6383(h)(2), 6405(b)):

1. **Emergency Protective Order (EPO):** If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
2. **No-Contact Order:** If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item ⑪ is an example of a no-contact order.
3. **Criminal Protective Order (CPO):** If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Family Code sections 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Penal Code section 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
4. **Civil Restraining Orders:** If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

(The clerk will fill out this part.)

Instructions to Clerk: You must give up to three free (certified, stamped, and endorsed) copies of this order to the protected party.

—Clerk's Certificate—

*Clerk's Certificate
[seal]*

I certify that this *Temporary Restraining Order* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

DV-105**Request for Child Custody and
Visitation Orders**

Case Number: _____

Instructions: Use this form to request orders for children you have with the person in (2). For more information on the orders you can request, read form **DV-105-INFO, Asking for Child Custody and Visitation Orders**.

This form is attached to form DV-100.

1 Your Information

Name: _____

Relationship to children: Parent Legal Guardian Other (describe): _____**2 Person You Want Protection From**

Name: _____

Relationship to children: Parent Legal Guardian Other (describe): _____**3 Children Under 18 Years Old** (for children you have with the person in (2), list from oldest to youngest)

a. Name: _____ Date of birth: _____
 b. Name: _____ Date of birth: _____
 c. Name: _____ Date of birth: _____
 d. Name: _____ Date of birth: _____

(Check here if you need more space. Write "DV-105, Children" at the top and attach it to this form.)

4 City and State Where Children Lived (If you do not complete this section, the judge may not be able to make custody and visitation orders.)

a. Have all the children listed in (3) lived together for the last five years?

No (If no, complete form DV-105(A). Do not complete the section below.)

Yes (If yes, complete the section below.)

b. List where the children have lived for the last five years. Start with their current location.

Dates (month/year)		City and State (include tribal land, if applies)	Me	Person in (2)	Other (relationship to child)
From: _____	To present	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
		<input type="checkbox"/> Check here if this address is private (confidential). List the state only.			
From: _____	Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
From: _____	Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
From: _____	Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
From: _____	Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
From: _____	Until: _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

This is not a Court Order.

5 History of Court Cases Involving Your Children

a. Do you know about any other case involving any child listed in ③?

 No Yes (If yes, complete the section below):

(Check all that apply. List where the case was filed (city, state, or tribe), year it was filed, and case number, if known.)

 Custody _____ Divorce _____ Juvenile Court (*child welfare, juvenile justice*) _____ Guardianship _____ Criminal _____ Other (*example: child support case*) _____

b. Is there a current order for custody or visitation in effect?

 No Yes (If yes, complete the section below):What did the judge order? (*Examples: who has custody of the children and what the visitation schedule is*)

(Attach a copy of the order, if you have one.)

Why do you want to change the order?

c. If there is another parent or legal guardian besides you and the person in ②, list their information below.

Name: _____ Parent Legal Guardian**This is not a Court Order.**

Orders a Judge Can Make to Protect Your Children

To ask for orders to protect your children, answer the questions below.

6 Do you want to limit where the person in (2) can travel with your children?

No
 Yes (If yes, complete the section below):

I ask the judge to order that the person in (2) must have written permission from me, or a court order, to take the children outside:

The county of (list): _____
 California
 Other places (list): _____

7 Do you want the person in (2) to have access to the children's records or information?

Yes
 No (If no, complete the section below):

a. I ask the judge to order that the person in (2) **not** access or have access to the records or information for:

All the children listed in (3).
 Only the children listed here (names): _____

b. For the following records or information (check all that apply):

Medical, dental, and mental health
 School and daycare
 Extracurricular activity, including summer camps and sports teams
 Child's employment (including volunteer and unpaid positions)
 Other (describe): _____

(If the judge makes this order, providers will not be able to release the protected information to the person in (2).)

8 Do you believe the person in (2) might abduct (kidnap) your children?

No
 Yes (To ask for orders to help prevent abduction, you must complete form DV-108, Request for Orders to Prevent Child Abduction, and attach it to this form.)

This is not a Court Order.

Child Custody

You can ask a judge to make custody orders for your children. There are two types of custody in California: legal and physical custody. For both types of custody, parents can share custody (joint) or one parent can have full custody (sole).

- **Legal custody** means the person who makes decisions about the child's health, education, and welfare.
- **Physical custody** means the person who the child regularly lives with.

Any orders made by the judge now will last until your court date (about three weeks away). On your court date, the judge can change or extend the orders.

9 Do you want the judge to make child custody orders?

No
 Yes (*If yes, complete the section below:*)

Legal Custody (*check one*):

Sole to me
 Sole to person in ②
 Jointly (shared) by me and person in ②
 Other (*describe*): _____

Physical Custody (*check one*):

Sole to me
 Sole to person in ②
 Jointly (shared) by me and person in ②
 Other (*describe*): _____

Visitation (Parenting Time) with Children

Visitation (parenting time) is the time each parent spends with the child. If a parent does not get custody, that parent can have visits, if a judge believes it is safe and in the child's best interest. Visitation orders a judge can make include:

- No visits
- Virtual or in-person visits
- Visits supervised (monitored) by a third party
- Visits not supervised

Any orders made by the judge now will last until your court date (about three weeks away). On your court date, the judge can change or extend the orders. Answer the questions below to tell the judge what parenting time you want the person in ② to have until your court date.

10 Do you want the person in ② to have visits (parenting time) with the children?

No, I ask the judge to order no visits for the person in ② (*Stop here. You have finished completing this form.*)
 Yes (*Go to 11.*)
 Yes, but only virtual visits (*Go to 11.*)

11 Do you want visits with the children to be supervised (monitored) by a third party?

(To learn about supervised visitations, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)

Yes (*Go to 12.*)
 No (*Go to 13.*)

This is not a Court Order.

⑫ Details of Supervised (Monitored) Visits

a. Who do you want to supervise the visits? (check one):

(1) Professional (list name, if known): _____

Professional fees paid by: Me _____ % Person in ② _____ % Other: _____ %

(2) Nonprofessional, like a trusted relative or friend

(Name): _____ Check here if the person has agreed to supervise visits.

b. Location of visits (check one): In person at a safe location Virtual visit (not in person)

Other (describe): _____

c. How often and how long should the visits be? (check one):

Once a week, for (number of hours): _____

Twice a week, for (number of hours): _____ each visit.

Other (describe): _____

Check here if you want to use the chart listed below for a schedule. 

Plan for Supervised Visits		Virtual visit with person in ②	Person to bring children to and from visit (or make available for virtual visit)	Location of drop-off/pick-up
Time				
Monday	Start: _____ End, if applies: _____	<input type="checkbox"/>		
Tuesday	Start: _____ End, if applies: _____	<input type="checkbox"/>		
Wednesday	Start: _____ End, if applies: _____	<input type="checkbox"/>		
Thursday	Start: _____ End, if applies: _____	<input type="checkbox"/>		
Friday	Start: _____ End, if applies: _____	<input type="checkbox"/>		
Saturday	Start: _____ End, if applies: _____	<input type="checkbox"/>		
Sunday	Start: _____ End, if applies: _____	<input type="checkbox"/>		
Follow the plan listed above (check one):				
<input type="checkbox"/> Every week <input type="checkbox"/> Every other week <input type="checkbox"/> Other _____				
Start date for visits (month, day, year): _____				

!(If you completed ⑫, you are done completing this form. Do not complete ⑬.)

This is not a Court Order.

13 Details of Unsupervised Visits

a. If the judge allows the person in ② to have unsupervised visits with your children, you will have to tell the judge how you want to handle drop-off and pick-up of the children, also called exchanges.

Do you want exchanges to be supervised by a third party?

No Yes (If yes, do you want a professional or nonprofessional to supervise? Check 1 or 2)

(1) Professional (list name, if known): _____

Professional fees paid by: Me _____ % Person in ② _____ % Other: _____ %

(2) Nonprofessional, like a trusted relative or friend

(Name): _____ Check here if the person has agreed to supervise visits.

b. Parenting time you want the person in ② to have with the children.

(1) Location of visits (check one): In person at a safe location Virtual visit (not in person)
 Other (describe): _____

(2) Give details including when visits will happen, how often the visits should be, and who will be responsible for transporting the children. (Use the lines or chart below):

Plan for Unsupervised Visits		Virtual visit with person in ②	Person to bring children to and from visit (or make available for virtual visit)	Location of drop-off/pick-up
Time				
Monday	Start: End, if applies:	<input type="checkbox"/>		
Tuesday	Start: End, if applies:	<input type="checkbox"/>		
Wednesday	Start: End, if applies:	<input type="checkbox"/>		
Thursday	Start: End, if applies:	<input type="checkbox"/>		
Friday	Start: End, if applies:	<input type="checkbox"/>		
Saturday	Start: End, if applies:	<input type="checkbox"/>		
Sunday	Start: End, if applies:	<input type="checkbox"/>		
Follow the schedule listed above (check one): <input type="checkbox"/> Every week <input type="checkbox"/> Every other week <input type="checkbox"/> Other _____				
Start date for visits (month, day, year): _____				

This is not a Court Order.

1 This form is attached to (check one):

DV-105 (For person in ①: Use this form if you have children that have not lived together for the last five years.)

DV-125 (For person in ②: Use this form to list where your children have lived for the last five years.)

DV-305 (Use this form if you have children who have not lived together for the last five years.)

DV-325 (Use this form to list where your children have lived for the last five years.)

2 List where the child or children have lived for the last five years. Start with their current location.

a. Name of child or children:

b. Dates (month/year)

City and State

(include tribal land, if applies)

Children lived with (check all that apply):

Person Person Other (relationship

in ①

in ②

to child)

From: _____ To present

 Check here if this address is private
(confidential). List the state only.

From: _____ Until: _____

3 List another child or children who have not lived with the child or children listed above. List where they have lived for the last five years. Start with their current location.

a. Name of child or children:

b. Dates (month/year)

City and State

(include tribal land, if applies)

Children lived with (check all that apply):

Person Person Other (relationship

in ①

in ②

to child)

From: _____ To present

 Check here if this address is private
(confidential). List the state only.

From: _____ Until: _____

Check here to list other children with a different residence history than the children you've already listed. Use another form DV-105(A) and attach it to this form.

This is not a Court Order.

This form is attached to DV-105, *Request for Child Custody and Visitation Orders*.

(Use this form to ask for protection if you believe that the person in ② might take the children without your permission and hide them from you.)

① Your Name: _____

② Name of Person You Want Protection From: _____

③ Reasons I Am Afraid of Child Abduction

(In this section, explain to the judge why you believe there is a risk that the person in ② will take your children without your permission and hide them from you. The judge will use the information below to decide whether to grant any orders you request on page 2.)

The person in ② (check all that apply):

a. Has violated or threatened to violate a custody or visitation order.

b. Does not have strong ties to California.

c. Has done things recently that make it easy to take our children, like (check all that apply):

<input type="checkbox"/> Quit a job	<input type="checkbox"/> Applied for a passport, birth certificate, or school or medical records
<input type="checkbox"/> Closed a bank account	<input type="checkbox"/> Hidden or destroyed documents
<input type="checkbox"/> Sold or gotten rid of property	<input type="checkbox"/> Other (explain): _____
<input type="checkbox"/> Sold a home or ended a lease	

d. Has a history of:

<input type="checkbox"/> Abusing me	<input type="checkbox"/> Taking away or hiding our children from me
<input type="checkbox"/> Child abuse	<input type="checkbox"/> Threatening to take away or hide our children from me
<input type="checkbox"/> Abusing other partners	<input type="checkbox"/> Not cooperating with me in parenting

e. Has a criminal record

f. Has strong ties in:

<input type="checkbox"/> Another county in California (list county): _____
<input type="checkbox"/> Another state (list state): _____
<input type="checkbox"/> Another country (list country): _____

g. Is a citizen of another country (list country or countries): _____

Does the person in ② have strong family, cultural, or emotional ties to that country? Yes No

Give examples or reasons for your answers above:

The statements made above are made under penalty of perjury as declared on the request form (DV-100, ③).

This is not a Court Order.

Orders a Judge Can Make to Prevent Abduction

In this section, you can ask for orders to prevent the person in ② from abducting (kidnapping) your children.

Check all the orders that you want a judge to make (order).

④ Do Not Move With Children Without Permission

I ask the judge to order that the person in ② not move with our children without my written permission or the judge's permission.

⑤ Turn In and Do Not Apply for Passports or Other Important Documents

I ask the judge to order the person in ② to not apply for passports or other documents that can be used for travel, like visas and birth certificates, and to turn in the following documents: _____

by (date): _____ to (name of person to give documents to): _____

⑥ Provide Travel Plan and Documents

If the person in ② is allowed to travel with our children, the person in ② should be ordered to give me:

(Check all that apply.)

- Children's travel schedule
- Copies of round-trip airline tickets
- Addresses and telephone numbers where the children can be reached
- An open airline ticket for me in case the children are not returned.
- Other (describe): _____

⑦ Notify Other State of Travel Restrictions

I ask the judge to order the person in ② to register this order with

(list county and state): _____ before the children can travel to that state for visits.

⑧ Notify Foreign Embassy or Consulate of Passport Restrictions

I ask the judge to order the person in ② to notify (name of embassy or consulate): _____ of this order and to file proof of the notification with the court by (date): _____

⑨ Foreign Custody and Visitation Order

I ask the judge to order the person in ② to get a custody and visitation order equal to the most recent U.S. order before the child can travel to (list country): _____ for visits.

(Note that foreign orders may be changed or enforced depending on the laws of the country.)

⑩ Post a Bond

I ask the judge to order the person in ② to post a bond for \$ _____.

If the person in ② takes the children without my permission, I can use this money to bring the children back.

This is not a Court Order.

This form is attached to (check one): Form DV-110 Form DV-130 Form DV-310

1 **Name of Protected Person:**

Relationship to children: Parent Legal Guardian Other (describe): _____

2 **Name of Restrained Person:**

Relationship to children: Parent Legal Guardian Other (describe): _____

3 **Children Under 18 Years Old**

a. Name: _____ Date of birth: _____
b. Name: _____ Date of birth: _____
c. Name: _____ Date of birth: _____
d. Name: _____ Date of birth: _____

(Check here if you have more children to list. On a separate piece of paper write "DV-140, Children" at the top and attach it to this form.)

4 **No Travel With Children Without Permission**

Person in ① Person in ② Other (name): _____

must have written permission from the other parent, or a court order, to take the children outside of:

a. County of (list): _____
b. State of California
c. United States
d. Other place(s) (list): _____

This is a Court Order.

5 **Stop Access to Children's School, Health, and Other Information**a. The person in **(2)** must not access or have access to the records or information for: All the children listed in **(3)**. Only the children listed here (*names*): _____b. From the following (*check all that apply*): Medical, dental, and mental health providers Child's employers (including volunteer and unpaid positions) School and daycare providers Other (*describe*): _____ Extracurricular activity providers (including summer camps and sports teams)**!** If you are a provider listed above, you must not release information or records regarding the children listed in **(5)a** to the person in **(2)**.**6** **Judge's Decision on Request for Orders to Prevent Child Abduction** (*attach form DV-145*)**7** **Child Custody**a. Legal Custody (*The person who makes decisions about the child's health, education, and welfare.*) Sole to Person in **(1)** Jointly (shared) by persons in **(1)** and **(2)** Sole to Person in **(2)** Other (*describe*): _____b. Physical Custody (*The person who the child regularly lives with.*) Sole to Person in **(1)** Jointly (shared) by persons in **(1)** and **(2)** Sole to Person in **(2)** Other (*describe*): _____**Visitation (Parenting Time) With Children** (*See **(8)**–**(15)**.*)**8** **Person in **(2)** must have no visitation with the children in **(3)** until further order of the court.**(If this form is attached to form DV-110, *Temporary Restraining Order*, this means that the judge has stopped your right to visit with your children temporarily. If you do not agree with this order, attend your court hearing.)**This is a Court Order.**

9 Professional Supervised (Monitored) Visits With Childrena. Person to be supervised: Person in ① Person in ②b. Professional provider to supervise visits (*check 1, 2, or 3*):(1) Chosen provider: _____ Telephone: _____
Address (*if known*): _____

If the chosen provider cannot provide services, parties must use the alternate provider.

Alternate provider: _____ Telephone: _____
Address (*if known*): _____Person in ① must contact chosen provider by (*date*): _____Person in ② must contact chosen provider by (*date*): _____(2) A list of providers (*check one*): is attached to this order. given in court to Person in ① Person in ② . Person in ① Person in ② must choose and contact a provider by (*date*): _____(3) Other: _____
_____c. Frequency of visits (*check one*): Once a week, for (*number of hours*): _____ each visit. Twice a week, for (*number of hours*): _____ each visit. Other (*describe*): _____

d. Fees paid by: Person in ① _____ % Person in ② _____ % Other _____ %

e. Visits must be:

 In person at a safe location. Virtual (not in person). (*Before a provider is chosen, confirm that the provider offers virtual visits.*) Other: _____**This is a Court Order.**

10 Nonprofessional Supervised (Monitored) Visits With Childrena. Person to be supervised: Person in ① Person in ②

b. Nonprofessional provider (person) to supervise visits

Name: _____ Relationship to child: _____

Address (if known): _____ Telephone (if known): _____

c. Schedule for visits (check one):

 Follow the Visitation Plan listed in ⑬. Other schedule (give a detailed schedule): _____

d. Location of visits:

 In person at a safe location (give location): _____ Virtual (not in person). (Provider, child, and visiting parent may need access to internet.) _____ Other: _____*(For more information on safe locations and virtual visits, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)***11 Supervised Exchanges (Drop-Off and Pick-up of Children)***(Complete this item and go to ⑫ to describe visitation plan.)*a. Person to be supervised: Person in ① Person in ②

b. Provider (Person) to Supervise Exchanges

(1) Professional Provider

Name of provider (if known): _____

Address (if known): _____

Telephone (if known): _____

Fees paid by: Person in ① _____ % Person in ② _____ % Other _____ %

Person in ① must contact provider by (date): _____

Person in ② must contact provider by (date): _____

Location of exchanges to be decided by provider.

(2) Nonprofessional Provider

Name: _____ Relationship to child: _____

Address (if known): _____

Telephone (if known): _____

Safe location for exchanges: _____

*(For more information on safe locations, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)***This is a Court Order.**

⑫ Visits With No Supervision (Unmonitored)

a. Person in ① Person in ② will visit with the children listed in ③

b. Visits must be:

In person

Virtual (not in person) (Child and visiting parent may need access to the internet. For more information on virtual visits, go to selfhelp.courts.ca.gov/domestic-violence-child-custody.)

Other: _____

c. The visitation plan is (check one):

Listed in ⑯.

Described below:

⑯ Visitation Plan for Person in ②

	Time	Visit must be virtual	Person to bring children to and from visit (or make child available for virtual visit)	Location of drop-off/pick-up
Monday	Start: _____ End, if applies: _____	<input type="checkbox"/>	_____	_____
Tuesday	Start: _____ End, if applies: _____	<input type="checkbox"/>	_____	_____
Wednesday	Start: _____ End, if applies: _____	<input type="checkbox"/>	_____	_____
Thursday	Start: _____ End, if applies: _____	<input type="checkbox"/>	_____	_____
Friday	Start: _____ End, if applies: _____	<input type="checkbox"/>	_____	_____
Saturday	Start: _____ End, if applies: _____	<input type="checkbox"/>	_____	_____
Sunday	Start: _____ End, if applies: _____	<input type="checkbox"/>	_____	_____

Follow the plan listed above (check one):

Every week Every other week Other _____

Start date for visits (month, day, year): _____

This is a Court Order.

14 Mandatory Findings*(Findings required under Family Code sections 3011, 3044, and 3100.)*

- a. No findings required by law
- b. Findings required by law

(1) The court has made the required findings. The court's reasons are in writing (*check one*):

- On form DV-150, *Mandatory Findings for Child Custody and Visitation Order*.
- Other: _____

(2) The court has made the required findings. The court's reasons were recorded (*check all that apply*):

- In a minute order By a court reporter Other: _____

15 Other OrdersDescribe additional orders in the space below or use a separate attachment (e.g., FL-341(C), *Children's Holiday Schedule Attachment*).**16 Criminal Protective Order**List any criminal protective order protecting the person in **①** or any child in **③** from the person in **②**.

Case number: _____ County: _____

Case number: _____ County: _____

*(If a criminal protective order is in effect, law enforcement must follow the priority of enforcement on form DV-110 or DV-130.)***17 Country of Habitual Residence**The country of habitual residence of the child or children in this case is (*check one*):

- The United States,
- Other (*name of country*): _____

18 Jurisdiction and Notice

This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code starting with section 3400). The responding party was given notice consistent with the laws of the State of California.

19 Penalties for Violating This Order

If you violate this order, you may be subject to civil or criminal penalties, or both.

This is a Court Order.

This form is attached to DV-140, *Child Custody and Visitation Order*.

1 Name of Protected Person:

Relationship to children: Parent Legal Guardian Other (describe): _____

2 Name of Restrained Person:

Relationship to children: Parent Legal Guardian Other (describe): _____

3 Court's Decision

Based on the information given, the judge finds that:

a. **There is not a risk** that the person in ② might take the children without proper permission. The judge has not granted any of the orders in ④–⑫.

b. **There is a risk** that the person in ② might take the children without permission because person in ②:

(Check all that apply):

(1) Has violated or threatened to violate a custody or visitation order.

(2) Does not have strong ties to California.

(3) Has done things recently that make it easy to take the children *(check all that apply):*

Quit a job Sold a home or ended a lease

Closed a bank account Hidden or destroyed documents

Sold or gotten rid of property Applied for a passport, birth certificate, or school or medical records

(4) Has a history of *(check all that apply):*

Abusing person in ① Taking the children without permission

Abusing other partners Not cooperating with person ① in parenting

Child abuse

(5) Has a criminal record

(6) Has strong ties in:

Another county in California *(list county):* _____

Another state *(list states):* _____

Another country *(list country):* _____

(7) Is a citizen of another country *(list country):* _____

(8) Other reasons: _____

The Orders are Granted as Follows:

4 Do Not Move Without Written Permission of the Other Parent or Court Order

The person in ② must **not** move with the children outside

This county California The United States Other (specify): _____ without written permission from the other parent or a court order.

This is a Court Order.

5 Turn In and Do Not Apply for Passports or Other Important Documents

Person in ② must not apply for passports or other documents that can be used for travel, like visas and birth certificates, and must turn in the following documents:

by (date): _____ to (name): _____

6 Provide Travel Plan and Documents

Person in ② must give the person in ① the following before traveling with the children (*check all that apply*):

- Children's travel schedule
- Copies of round-trip airline tickets
- Addresses and telephone numbers where children can be reached
- An open airline ticket for the person in ① in case the children are not returned
- Other (describe): _____

7 Notify Other State of Travel Restrictions

Person in ② must register this order with (*list county and state*): _____ before the children can travel to that state for visits.

8 Notify Foreign Embassy or Consulate of Passport Restrictions

Person in ② must notify (*name of embassy or consulate*): _____ of this order and provide the court with proof of the notice by (date): _____

9 Foreign Custody and Visitation Order

Person in ② must get a custody and visitation order equal to the most recent U.S. order before the children can travel to (*list country*): _____ for visits.

The court recognizes that foreign orders may be changed or enforced depending on the laws of that country.

10 Post a Bond

The person in ② must post a bond for \$ _____.

11 Enforcing Order

The court authorizes any law enforcement officer to enforce this order. In this county, contact the Child Abduction Unit of the Office of the District Attorney at: _____

12 Other (*list other orders or jurisdictional factors*): _____

Notice to Authorities in Other States and Countries: This court has jurisdiction to make child custody orders under California's Uniform Child Custody Jurisdiction and Enforcement Act (California Family Code, part 3, section 3400 et seq.) and The Hague Convention on the Civil Aspects of International Child Abduction (22 U.S.C. section 9001 et seq.). If jurisdiction is based on other factors, they will be listed above in ⑫.

This is a Court Order.

PARTY WITHOUT ATTORNEY OR ATTORNEY		STATE BAR NUMBER:	FOR COURT USE ONLY
NAME:			
FIRM NAME:			
STREET ADDRESS:		STATE:	ZIP CODE:
CITY:		FAX NO.:	
TELEPHONE NO.:			
E-MAIL ADDRESS:			
ATTORNEY FOR (name):			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF			
STREET ADDRESS:			
MAILING ADDRESS:			
CITY AND ZIP CODE:			
BRANCH NAME:			
PETITIONER:			
RESPONDENT:			
OTHER PARTY/PARENT/CLAIMANT:			
INCOME AND EXPENSE DECLARATION			CASE NUMBER:

1. Employment (Give information on your current job or, if you're unemployed, your most recent job.)

Attach copies of your pay stubs for last two months (black out Social Security numbers).

- Employer:
- Employer's address:
- Employer's phone number:
- Occupation:
- Date job started:
- If unemployed, date job ended:
- I work about _____ hours per week.
- I get paid \$ _____ gross (before taxes) per month per week per hour.

(If you have more than one job, attach an 8 1/2-by-11-inch sheet of paper and list the same information as above for your other jobs. Write "Question 1—Other Jobs" at the top.)

2. Age and education

- My age is (specify):
- I have completed high school or the equivalent: Yes No If no, highest grade completed (specify):
- Number of years of college completed (specify): Degree(s) obtained (specify):
- Number of years of graduate school completed (specify): Degree(s) obtained (specify):
- I have: professional/occupational license(s) (specify):
 vocational training (specify):

3. Tax information

- I last filed taxes for tax year (specify year):
- My tax filing status is single head of household married, filing separately married, filing jointly with (specify name):
- I file state tax returns in California other (specify state):
- I claim the following number of exemptions (including myself) on my taxes (specify):

4. Other party's income. I estimate the gross monthly income (before taxes) of the other party in this case at (specify): \$
This estimate is based on (explain):

(If you need more space to answer any questions on this form, attach an 8 1/2-by-11-inch sheet of paper and write the question number before your answer.) Number of pages attached: _____

I declare under penalty of perjury under the laws of the State of California that the information contained on all pages of this form and any attachments is true and correct.

Date: _____

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

Page 1 of 4

PETITIONER: RESPONDENT: OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER:
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Attach copies of your pay stubs for the last two months and proof of any other income. Take a copy of your latest federal tax return to the court hearing. (Black out your Social Security number on the pay stub and tax return.)

5. **Income** (For average monthly, add up all the income you received in each category in the last 12 months and divide the total by 12.)

	Last month	Average monthly
a. Salary or wages (gross, before taxes).....	\$	\$
b. Overtime (gross, before taxes).....	\$	\$
c. Commissions or bonuses.....	\$	\$
d. Public assistance (for example: TANF, SSI, GA/GR) <input type="checkbox"/> currently receiving	\$	\$
e. Spousal support <input type="checkbox"/> from this marriage <input type="checkbox"/> from a different marriage <input type="checkbox"/> federally taxable*	\$	\$
f. Partner support <input type="checkbox"/> from this domestic partnership <input type="checkbox"/> from a different domestic partnership	\$	\$
g. Pension/retirement fund payments.....	\$	\$
h. Social Security retirement (not SSI).....	\$	\$
i. Disability: <input type="checkbox"/> Social Security (not SSI) <input type="checkbox"/> State disability (SDI) <input type="checkbox"/> Private insurance	\$	\$
j. Unemployment compensation.....	\$	\$
k. Workers' compensation.....	\$	\$
l. Other (military allowances, royalty payments) (specify):	\$	\$

6. **Investment income** (Attach a schedule showing gross receipts less cash expenses for each piece of property.)

a. Dividends/interest.....	\$	\$
b. Rental property income.....	\$	\$
c. Trust income.....	\$	\$
d. Other (specify):	\$	\$

7. **Income from self-employment, after business expenses for all businesses**..... \$

I am the owner/sole proprietor business partner other (specify):

Number of years in this business (specify):

Name of business (specify):

Type of business (specify):

Attach a profit and loss statement for the last two years or a Schedule C from your last federal tax return. Black out your Social Security number. If you have more than one business, provide the information above for each of your businesses.

8. **Additional income.** I received one-time money (lottery winnings, inheritance, etc.) in the last 12 months (specify source and amount):

9. **Change in income.** My financial situation has changed significantly over the last 12 months because (specify):

10. **Deductions**

	Last month
a. Required union dues.....	\$
b. Required retirement payments (not Social Security, FICA, 401(k), or IRA).....	\$
c. Medical, hospital, dental, and other health insurance premiums (total monthly amount).....	\$
d. Child support that I pay for children from other relationships.....	\$
e. Spousal support that I pay by court order from a different marriage <input type="checkbox"/> federally tax deductible*	\$
f. Partner support that I pay by court order from a different domestic partnership.....	\$
g. Necessary job-related expenses not reimbursed by my employer (attach explanation labeled "Question 10g").....	\$

11. **Assets**

	Total
a. Cash and checking accounts, savings, credit union, money market, and other deposit accounts.....	\$
b. Stocks, bonds, and other assets I could easily sell.....	\$
c. All other property, <input type="checkbox"/> real and <input type="checkbox"/> personal (estimate fair market value minus the debts you owe).....	\$

* Check the box if the spousal support order or judgment was executed by the parties and the court before January 1, 2019, or if a court-ordered change maintains the spousal support payments as taxable income to the recipient and tax deductible to the payor.

PETITIONER: RESPONDENT: OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER:
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12. The following people live with me:

Name	Age	How the person is related to me (ex: son)	That person's gross monthly income	Pays some of the household expenses?	
a.				<input type="checkbox"/> Yes	<input type="checkbox"/> No
b.				<input type="checkbox"/> Yes	<input type="checkbox"/> No
c.				<input type="checkbox"/> Yes	<input type="checkbox"/> No
d.				<input type="checkbox"/> Yes	<input type="checkbox"/> No
e.				<input type="checkbox"/> Yes	<input type="checkbox"/> No

13. Average monthly expenses Estimated expenses Actual expenses Proposed needs

a. Home:	h. Laundry and cleaning.....	\$ _____
(1) <input type="checkbox"/> Rent or <input type="checkbox"/> mortgage..... \$ _____	i. Clothes.....	\$ _____
If mortgage:	j. Education.....	\$ _____
(a) average principal: \$ _____	k. Entertainment, gifts, and vacation.....	\$ _____
(b) average interest: \$ _____	l. Auto expenses and transportation (insurance, gas, repairs, bus, etc.).....	\$ _____
(2) Real property taxes..... \$ _____	m. Insurance (life, accident, etc.; do not include auto, home, or health insurance).....	\$ _____
(3) Homeowner's or renter's insurance (if not included above)..... \$ _____	n. Savings and investments.....	\$ _____
(4) Maintenance and repair..... \$ _____	o. Charitable contributions.....	\$ _____
b. Health-care costs not paid by insurance..... \$ _____	p. Monthly payments listed in item 14 (itemize below in 14-and insert total here)....	\$ _____
c. Child care..... \$ _____	q. Other (specify):	\$ _____
d. Groceries and household supplies..... \$ _____	r. TOTAL EXPENSES-(a-q) (do not add in the amounts in a(1)(a) and (b))	\$ _____
e. Eating out..... \$ _____	s. Amount of expenses paid by others	\$ _____
f. Utilities (gas, electric, water, trash)..... \$ _____		
g. Telephone, cell phone, and e-mail..... \$ _____		

14. Installment payments and debts not listed above

Paid to	For	Amount	Balance	Date of last payment
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	

15. Attorney fees (This information is required if either party is requesting attorney fees):

- To date, I have paid my attorney this amount for fees and costs (specify): \$ _____
- The source of this money was (specify): _____
- I still owe the following fees and costs to my attorney (specify total owed): \$ _____
- My attorney's hourly rate is (specify): _____

I confirm this fee arrangement.

Date: _____

(TYPE OR PRINT NAME OF ATTORNEY)

(SIGNATURE OF ATTORNEY)

PETITIONER: RESPONDENT: OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER:
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CHILD SUPPORT INFORMATION
(NOTE: Fill out this page only if your case involves child support.)

16. Number of children

a. I have (specify number): children under the age of 18 with the other parent in this case.
 b. The children spend percent of their time with me and percent of their time with the other parent.
(If you're not sure about percentage or it has not been agreed on, please describe your parenting schedule here.)

17. Children's health-care expenses

a. I do I do not have health insurance available to me for the children through my job.
 b. Name of insurance company:
 c. Address of insurance company:

d. The monthly cost for the children's health insurance is or would be (specify): \$
(Do not include the amount your employer pays.)

18. Additional expense for the children in this case

	Amount per month
a. Childcare so I can work or get job training.....	\$_____
b. Children's health care not covered by insurance.....	\$_____
c. Travel expenses for visitation.....	\$_____
d. Children's educational or other special needs (specify below):.....	\$_____

19. Special hardships. I ask the court to consider the following special financial circumstances

(attach documentation of any item listed here, including court orders):

	Amount per month	For how many months?
a. Extraordinary health expenses not included in 18b.....	\$_____	_____
b. Major losses not covered by insurance (examples: fire, theft, other insured loss).....	\$_____	_____
c. (1) Expenses for my minor children who are from other relationships and are living with me.....	\$_____	_____
(2) Names and ages of those children (specify):		

(3) Child support I receive for those children..... \$ _____

The expenses listed in a, b, and c create an extreme financial hardship because (explain):

20. Other information I want the court to know concerning support in my case (specify):

Instructions:

- If you are asking for a restraining order, you must complete this form and give it to the court clerk, along with the other court forms required in your case. For juvenile orders, list the primary protected person's information in ② and ③.
- If the judge grants the restraining order, information you give on this form will be entered into a California database (called CLETS) to help law enforcement enforce the order.
- If information changes later, you may complete this form again and turn it in to the court.

To Court Clerk: Do not file this form. The information on this form must be entered into the protective order registry in CLETS.

Court fills in case number when form is received.

Case Number: _____

Date received by court: _____

Information that has a star (*) next to it is required. All other information is helpful.

① Person You Want a Restraining Order Against

*Name: _____

Other names used: _____

Marks, scars, or tattoos: _____

Driver's license (number and state): _____ SSN: _____

Vehicle type: _____ Model: _____ Year: _____ Plate number: _____

Telephone: _____

Name of employer and address: _____

Does the person speak English?

Yes

No (list language): _____

I don't know

Does the person have any firearms (guns), firearm parts, ammunition, or body armor?

No

I don't know

Yes (Give any information you have below, like the type, amount, or location of any items, if known.)

This is not a Court Order—Do not place in court file.



② *Your Name: _____

(Skip ③ and ④ if you are asking for a gun violence (form GV-100) or retail crime (form RT-100) restraining order.)

③ Your Information

*Gender: M F X (nonbinary) Race: _____

*Age: _____

Date of Birth (month, day, year): _____

(If the judge grants your restraining order, your information will be entered into California's law enforcement database. If you give your date of birth, it will also be entered into the federal law enforcement database. If your information is not in the federal law enforcement database, your restraining order may be more difficult to enforce outside of California.)

Telephone: _____

Do you speak English?

Yes

No (list language): _____

④ Other People You Want Protected

*Name: _____ *Gender: _____ Race: _____ Date of Birth: _____

*Name: _____ *Gender: _____ Race: _____ Date of Birth: _____

*Name: _____ *Gender: _____ Race: _____ Date of Birth: _____

*Name: _____ *Gender: _____ Race: _____ Date of Birth: _____

Check here if you have more people to list. Write them on a separate piece of paper, write "Item 4" at the top, and attach it to this form.

This is not a Court Order—Do not place in court file.