

FAMILY OR HOUSEHOLD MEMBER DEFINED

Family or household member means a spouse, family member, former spouse, parent, child, persons related by blood or marriage, persons who are in a dating relationship, persons who are presently residing together or have resided together in the past, persons who have a child in common regardless of whether they are or have been married or have lived together at any time, and, for the purpose of the issuance of a domestic violence protection order, any other person with a sufficient relationship to the abusing person as determined by the court under section N.D.C.C. 14-07.1-02.

INSTRUCTIONS

- Step 1: Complete the Petition for Protective Relief and the cover sheet forms. Include as many details and facts as you can to show why you need a protection order. Also complete the Protection/Disorderly Conduct Restraining Orders Cover Sheet. This be used by law enforcement to assist them in serving the respondent.
- Step 2: Have your signature notarized by a Notary Public or a Clerk of Court.
- Step 3: Take the form to the District Court in the courthouse in the County you reside. Give this documents to the Clerk.
- Step 4: The Clerk files your Petition and the Petition is given to the Judge for review. Should the Judge find reasonable grounds to believe the respondent has engaged in adult abuse, the Judge will sign a Temporary Protection Order.
- Step 5: The Petition and Order will be served on the respondent by the Sheriff. A copy of the order will be given to you or mailed to you at the address you provide to the Court in your Petition form.
- Step 6: A hearing date will be scheduled. This hearing date will be listed in the Temporary Order. You must appear at that hearing. If you have any witnesses to the facts you put in your Petition, you may bring them with you to the hearing. At the hearing, the Judge will determine whether the Temporary Order should be extended and whether a Protection Order should be issued for a set period of time.

Report any violations of any order immediately to the police or sheriff's office.

STATE OF NORTH DAKOTA
Petition for Protective Relief
SFN 51566 (09/08)

STATE OF NORTH DAKOTA
COUNTY OF _____

IN THE DISTRICT COURT
Case
No. _____

Petitioner

vs.

**Petition for
Protective Relief**

Respondent,

I _____, being sworn, apply for protective relief under the Domestic Violence Chapter of the North Dakota Century Code, Ch. 14-07.1.

I am a resident of _____ County and currently live at *(optional)*:

I have _____ child[ren] living with me, whose names and ages are:

Name	DOB	Respondent's child (yes/no)
_____	_____	_____
_____	_____	_____
_____	_____	_____

I am asking the court for protective relief from: _____
(Please include full name)

Relationship to respondent: _____

Respondent's place of residence is: _____

Respondent may also be found at: _____

Respondent is employed at: (name, address, phone number of employer)

Description of respondent: Height ____ Weight ____ Age ____ DOB ____ Sex ____
Special Identifying Marks: _____

General Appearance: _____

I want the Respondent to be restrained from harassing, threatening, molesting, or injuring me.

I want the Respondent to be restrained from having contact with me in person, by phone, by mail, by any electronic means, or through third parties.

I want the respondent to be excluded from:

- a) Petitioner's residence (optional) _____

- b) Petitioner's work (optional) _____

- c) Petitioner's day care (optional) _____

- d) Other (optional) _____

I (want) (do not want) custody of my child(ren) at this time.

I (am) (am not) willing to grant respondent visiting rights with regard to the children.

Visitation Proposal: _____

I also ask that the respondent surrender the following property: _____

I will need further financial assistance from the respondent at this time.

I request further relief as follows: _____

There is an outstanding court Order that addresses visitation, custody, or contact between the Respondent and me.

I believe there exists an immediate and present danger that the domestic violence described below will continue against me, if the Respondent has contact with me.

Recently the following incidents have taken place involving the respondent and me: (Describe briefly what took place, including dates, places, times, how long the incidents lasted, any witness, what the results of the incidents were. Start with the most recent incidents. See attached sheets.

Respondent has used, displayed, or threatened to use a firearm or other dangerous weapon in acts of violence against me: (Describe briefly what took place, including dates, places, and times. Start with the most recent incident). (See attached sheets)

The following is a listing of any civil or criminal actions involving both me and the person from whom I am seeking relief, as required by subsection 8 of section 14-07.1-02 of the ND Century Code.

