



Order of Protection
 Amended Order

PETITIONER/PLAINTIFF
Case No. _____ State _____
County _____
Name: _____
Last _____
Middle _____
And/or on behalf of minor family member(s), (his name and DOB) _____
Other Protected Persons/DOB: _____

PETITIONER/PLAINTIFF IDENTIFIERS
Date of Birth of Petitioner _____
Other Protected Persons/DOB: _____

v.

RESPONDENT
First Name _____ Last _____
Relationship to Petitioner: _____
Respondent's Address _____
Distinguishing Features _____

SEX	RACE	DOB	HT	WT

EYES	HAIR	SOCIAL SECURITY #

DRIVERS LICENSE #	STATE	EXP DATE

CAUTION:
 Weapon Involved

THE COURT HEREBY FINDS:
That it has jurisdiction over the parties and subject matter, and the Respondent has been provided with reasonable notice and opportunity to be heard.
 Additional findings of fact order are as set forth below.

THE COURT HEREBY ORDERS:
 That the above named Respondent be restrained from contacting further acts of abuse or threats of abuse
 That the above named Respondent be restrained from any contact with the Petitioner/Plaintiff
 Additional terms of this order are as set forth below.

The terms of this order shall be effective until _____

WARNINGS TO RESPONDENT:
This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265). Crossing state, territorial, or tribal boundaries to possess, transport, ship, or receive any firearm or ammunition (18 U.S.C. Section 922(g)(9)). Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922(g)(9)).
Only the Court can change this order. Page | of _____

Enhancing Survivor Access to Protection Orders

*Denise O. Dancy, NCSC
Virginia Sexual and Domestic Violence
Action Alliance Annual Conference
Richmond, VA – June 20, 2012*



Overview of Presentation

In this presentation:

- ✓ Specialized protection order courts or dockets
- ✓ Standardization of protection orders
- ✓ Technology enhancements
- ✓ Protection for companion animals
- ✓ Improving access for Limited-English proficient
- ✓ Improving access for elders
- ✓ Violence against Native women



Specialized DV Courts or Dockets

Features:

- ✓ Dedicated staff/judges
- ✓ Direct assistance with filing injunction
- ✓ Onsite referrals and access to services
- ✓ Technology interfaces to databases
- ✓ Safety planning
- ✓ Judicial review
- ✓ Compliance monitoring

Types:

- ***DV Intake Units*** – ex., Miami-Dade Domestic Violence Court (FL)
- ***Dedicated Civil Protective Order Docket***
- ***Integrated Domestic Violence Court***
- ***Domestic Violence Compliance Dockets***

Resource:

<http://www.courtinnovation.org/project/domestic-violence-courts>

Extending Project Passport

Recognizable first page for protection orders:

- ✓ Strengthens recognition across jurisdictions
- ✓ Satisfies VAWA full faith and credit criteria
- ✓ Confirms facial validity
- ✓ Captures firearms disqualifier criteria data

Resource: [Passport Model Template First Page for Orders of Protection](#)



Order of Protection		Case No.	Court			
<input type="checkbox"/> Amended Order		County	State			
PETITIONER/PLAINTIFF		PETITIONER/PLAINTIFF IDENTIFIERS				
[First Middle Last]		Date of Birth of Petitioner				
And/or on behalf of minor family member(s): (list name and DOB)		Other Protected Persons/DOB:				
V.						
RESPONDENT		RESPONDENT IDENTIFIERS				
[First Middle Last]		SEX	RACE	DOB	HT	WT
Relationship to Petitioner:		EYES	HAIR	SOCIAL SECURITY #		
Respondent's Address		DRIVERS LICENSE #		STATE	EXP DATE	
CAUTION:		Distinguishing Features				
<input type="checkbox"/> Weapon Involved						
THE COURT HEREBY FINDS: That it has jurisdiction over the parties and subject matter, and the Respondent has been provided with reasonable notice and opportunity to be heard. <input type="checkbox"/> Additional findings of this order are as set forth below.						
THE COURT HEREBY ORDERS: <input type="checkbox"/> That the above named Respondent be restrained from committing further acts of abuse or threats of abuse. <input type="checkbox"/> That the above named Respondent be restrained from any contact with the Petitioner/Plaintiff. <input type="checkbox"/> Additional terms of this order are as set forth below.						
The terms of this order shall be effective until [] []						
WARNINGS TO RESPONDENT: This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262). Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922(g)(8)). Only the Court can change this order.						
Page 1 of ____						

Hope Card Project

RESPONDENT
JOHN DOE



DOB: 01/01/1980
Sex: **Male**
Race: **White**
Height: **5'11"**
Weight: **170**
Eyes: **Brown**
Hair: **Brown**

Scars/Marks/Tattoos:
Tattoo on Left Shoulder

Protection Order
This card certifies that the person named on the back of this card has a Protection Order on file with the State of Montana against the individual listed above. Violation of the Protection Order, even if invited, is a misdemeanor under §§ 45-5-220 and/or 45-5-620, MCA. Pursuant to Title 18 USC §2265 (a), Protection Orders issued by outside jurisdictions shall be provided full faith and credit.

Project of the Montana Department of Justice

<https://doj.mt.gov/victims/hope-cards>

- ✓ Does not substitute order of protection; used to confirm its existence
- ✓ Durable; can be easily carried in a wallet, pocket or purse
- ✓ Not available for temporary orders of protection

Protection Order (DIY) Kiosks

Features:

- ✓ Onsite at courts and remote access at other locations
- ✓ Provides *pro se* (self-represented) forms
- ✓ Tutorials available
- ✓ Many use *I-CAN*® technology
- ✓ Developed by Orange County, CA

Source:

<http://www.okbar.org/obj/accesstojustice/110604.htm>

A screenshot of the Oklahoma Bar Association website. The header includes the Oklahoma Bar Association logo and the text "Oklahoma Bar Association Serving the legal profession and the public since 1904". The main content area is titled "Oklahoma Bar Journal Access to Justice Articles" and features an article titled "New Tool Available for Abuse Victims". The article text describes the I-CAN! Kiosk as a multilingual, interactive, Web-based, self-help, legal service system that provides pro se forms. It lists the types of pleadings that can be created: Petition for protective order, Emergency protective order, Domestic relations cover sheet, Service and NCIC information sheet, and Supplemental Information for Law Enforcement sheet. The article also mentions that users can take a court tour and provides information on where the kiosk is located in the Tulsa County Courthouse. The source URL is provided at the bottom of the article.

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Access to Justice Articles

New Tool Available for Abuse Victims

Due to novel technology, victims of domestic violence can now complete their own petition for a protective order at the I-CAN! Kiosk in Tulsa County.

What is the I-CAN! Kiosk? The Interactive Community Assistance Network (I-CAN!) Kiosk is a multilingual (Spanish and English), interactive, Web-based, self-help, legal service system that provides *pro se* forms. This self-help system properly formats pleadings, provides court tours and educates users on the law and the steps they need to pursue their legal matter. The program is designed for individuals with little knowledge of computers. Because I-CAN! is Internet-based, individuals can gain access to the legal system and simple *pro se* forms from public libraries or anywhere there is Internet access. You too can view the I-CAN! format at www.icandocs.org/ok.

What is the Kiosk Able to Do? The I-CAN! Kiosk helps individuals obtain protective orders. By following the simple instructions and answering the questions on the interactive tutorial, individuals can create the following properly formatted pleadings:

- **Petition for protective order**
- **Emergency protective order**
- **Domestic relations cover sheet**
- **Service and NCIC information sheet**
- **Supplemental Information for Law Enforcement sheet**

Users of the kiosk are also able to take a court tour where they learn about filing their protective order paperwork and what to expect at the hearing on their protective order.

Where is the Kiosk Located? The kiosk is located in the Tulsa County Courthouse just below the escalators or at www.icandocs.org/ok.

Was There Really a Need for the Kiosk? Approximately 50 percent of the family division cases filed in Tulsa County had at least one *pro se* litigant, and there were nearly 4,000 protective orders filed with the Tulsa County Court. Many times, the *pro se* litigants were poorly prepared for the legal nature of the system. For example, they might act

Hospital Videoconferencing



✓ Maricopa County, AZ

<http://www.azcentral.com/community/phoenix/articles/2011/09/12/20110912maricopa-county-domestic-violence-video-help.html>

✓ New Jersey

Safe house and hospital access to protection orders -

<http://njtoday.net/2011/11/03/judiciary-joins-with-hospitals-and-safe-houses-to-assist-domestic-violence-victims>



Protection for Companion Animals



- ✓ Pet and companion animal protection orders – 22 states as of 2012
- ✓ *Safe Haven* shelters for survivors and their pets

Sources:

<http://www.americanhumane.org/assets/pdfs/interaction/hab-link-ppo-companion-animals.pdf>

<http://www.animallaw.info/articles/ovusdomesticviolencelaws.htm>

http://www.humanesociety.org/issues/abuse_neglect/tips/safe_havens_directory.html

Improving Access for Limited English Proficient (LEP)

✓ NCSC *Judicial Benchcard:*
Court Interpretation in
Domestic Violence Cases

✓ *I-Speak* Cards -
<http://www.translationperfect.com/images/pdf/i-speak.pdf>

✓ Consortium for Language
Access in the Courts

✓ Texas Remote Interpreter
Project (TRIP) -
<http://www.txcourts.gov/oca/DVRA/trip.asp>



INTERPRETERS FOR LEP
VICTIMS OF DOMESTIC VIOLENCE

Access to Justice: Limited English Proficiency (LEP) and Access to Protection Orders

The following presentation, *Access to Justice: Limited English Proficiency (LEP) and Access to Protection Orders*, is provided as a resource for court personnel, community based organizations, volunteers, and interpreters who provide assistance to LEP individuals seeking a protection order. The information is provided in five sections so that the viewing audience can focus on specific areas of informational need. This training medium provides information and strategies, presented by individuals who have acquired subject matter expertise through years of professional experience, highlighting the challenges faced by individuals who seek protection from abusers, but have limited or no English language skills.



Cover Image

This presentation can be used as a comprehensive means by which to provide culturally and linguistically appropriate services to LEP persons, but the creators urge viewers to know local guidelines, regulations, statutes, and/or standards that may be enforced in a specific organization or jurisdiction.

SJI This presentation was developed under a grant from the State Justice Institute (SJI-04-N-002-C05-1) to the National Center for State Courts. Points of view and opinions stated in this report are those of the creators and do not necessarily represent the official position or policies of the State Justice Institute, nor any individual member of the project team.

For the latest information on *Access to Justice: Limited English Proficiency (LEP) and Access to Protection Orders*, please visit us online at www.ncsconline.org/interpreting-dv-po.

 VIEW

National Center for State Courts | 300 Newport Avenue, Williamsburg, VA 23185
P | 800.616.6109 F | 757.564.2022 | **Disclaimer**
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Improving Access for Elders

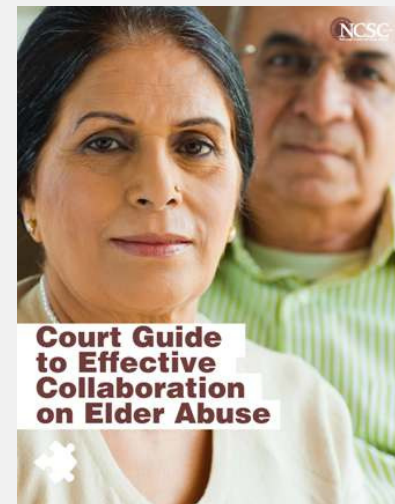
- ✓ Elder Protection Courts (Contra Costa and Ventura Co., CA):

<http://www.youtube.com/watch?v=SrgjfipovsY&feature=autoplay&list=PL584D0568F483C4B5&playnext=3>

- ✓ Elder Justice Centers (FL and WA)
- ✓ Elder Protection Orders
- ✓ NCSC *Elder Abuse Toolkits*:

<http://www.eldersandcourts.org>

Source: <http://www.eldersandcourts.org/Elder-Abuse/Elder-Abuse-Standards-and-Model-Programs/Model-Courts-and-Programs.aspx>



Violence Against Native Women

Native Americans comprise ~ 2% of the U.S. population (U.S. Census, 2010) but compared to rest of U.S. population



Crime against Native Women

- ✓ **One in three Native women will be raped**
- ✓ **Nearly 40% will suffer domestic violence**
- ✓ **Murder 10x the national average on some reservations**
- ✓ **Perpetrators often non-Indian**



Enforcement/Prosecution

For More Information

Contact:

Denise Dancy, NCSC Research Associate

ddancy@ncsc.org

757-259-1593

NCSC CourTopics:

Resource Guides on over 100 topics including LEP, Court Interpreting, Elder Abuse, Protection Order, Specialty Courts

<http://www.ncsc.org/Information-and-Resources/Browse-Topics-A-Z.aspx>