

Order of Protection

Amended Order

Petitioner is under 18

Case # (the clerk fills this in):

In the General Sessions (Division I) Court of Anderson County, TN

Petitioner's name (person needing protection) [****Petitioner's children under 18 that are in need of protection are listed below:**

If Petitioner is under 18, insert child's name if filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-602. This request is being made by _____ who is child's parent or legal guardian or a caseworker.

first middle last

Petitioner's children under 18 that Petitioner believes are in need of protection:

Name	Age	Relationship to Respondent	Name	Age	Relationship to Respondent
1. _____			3. _____		
2. _____			4. _____		

Respondent's Information (person you want to be protected from):

first middle last date of birth (MM/DD/YYYY)

street address city state zip

Respondent's Employer: _____

Employer's name Employer's phone #

Describe Respondent:

Sex	Race	Hair	Eyes	Height – Weight – SSN – Other		
<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Hispanic <input type="checkbox"/> Other: _____	<input type="checkbox"/> Black <input type="checkbox"/> Grey <input type="checkbox"/> Blonde <input type="checkbox"/> Bald <input type="checkbox"/> Brown <input type="checkbox"/> Other: _____	<input type="checkbox"/> Brown <input type="checkbox"/> Hazel <input type="checkbox"/> Blue <input type="checkbox"/> Green <input type="checkbox"/> Gray <input type="checkbox"/> Other: _____	Height	Weight	SSN
				Social Sec. # (if known)		
				Scars/Special Features		
				Phone Number		

Petitioner's relationship to the Respondent (Check all that apply):

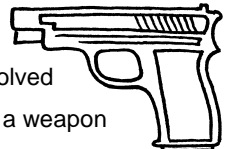
- We are married or used to be married. We lived together or used to live together.
- We have a child together. We are dating, used to date, or have had sex.
- We are relatives, related by adoption, or are/were in-laws. (Specify): _____
- We are the children of a person who relationship is described above (Specify): _____
- The Respondent has stalked me. The Respondent has sexually assaulted me.
- Other: _____

Findings About Abuse:

- The Court has jurisdiction over the parties and this case. The Respondent was given reasonable notice of the hearing and an opportunity to be heard.
- Based on the information in the *Petition*, and the hearing held, the court finds that the Respondent:
 - Did the things listed in the *Petition* and the court adopts these as facts and incorporates them by reference, AND/OR
 - Did the following things:

Warning!

- Weapon involved
- Has or owns a weapon



AND there is credible evidence that Respondent is a threat to the safety of the Petitioner and Petitioner's Minor Children.

3. Respondent has specifically: (check all that apply):

- Abused/Threatened to Abuse Sexually Assaulted Stalked the Petitioner AND Petitioner's Minor Children.

This is a Court Order.

Findings about the minor children of the parties: (check one):

- The Court has jurisdiction over custody for the child(ren) of the parties because his/her/their home state is Tennessee.
- The Court has temporary emergency jurisdiction over custody for the children of the parties listed above because they are in Tennessee now, and they (or the Petitioner) were at risk. (If another state has jurisdiction over child custody under UCCJEA, this Court's temporary jurisdiction will end on _____ or when the other state's Court makes an order.)

Findings About Firearms:

The Respondent (check all that apply):

- Has no firearms
- Has firearms that he/she must give to someone else who is allowed to have them (TCA § 36-3-625).
- Has firearms that are registered under the National Firearms Act and must be either transferred to a responsible third party, or locked in a safe or other secure container to which the Respondent does not have access. A state or federal agency must give its approval before the firearms are turned in.
- Has a federal firearms license (FFL) or is a responsible party under an FFL, and has firearms under that FFL that qualify as business inventory, and (check one):
 - There is **no** responsible party listed on the FFL other than the Respondent in this case. The Respondent must turn in or transfer all firearms inventory under his/her control to a separate FFL holder who is legally allowed to have firearms.
 - There **is** another responsible party listed on the FFL other than the Respondent in this case. This Order does not require the Respondent to turn in or transfer the firearms inventory.

The Court orders Respondent to:

- Obey all orders on this form.
- Not abuse or threaten to abuse Petitioner or Petitioner's minor children.
- Not stalk or threaten to stalk Petitioner or Petitioner's minor children.

Other Orders to the Respondent (Check all that apply):

- No Contact**
You must not come about the Petitioner (including coming by or to a shared residence) for any purpose and must not contact Petitioner AND Petitioner's children, either directly or indirectly, by phone, email, messages, text messages, mail or any other type of communication or contact.
- Stay Away**
You must stay away from the Petitioner's home Petitioner's workplace Children's home and workplace.
- Personal Conduct –**
 - You must not cause intentional damage to the Petitioner's (or Petitioner's children's) property or interfere with the utilities at their home(s).
 - You must not hurt or threaten to hurt any animals owned or kept by the Petitioner/Petitioner's children.
- Counseling/Substance Abuse Programs**
You must go to the following program(s) and give the court proof that you have gone, participated and have made progress in this program (contact information): _____
- Parenting Time**
 - The Petitioner will have custody of the minor child(ren) in this case.
 - You will have parenting time with your minor child(ren) at the following times:

- Your parenting time will be supervised by: _____ at: _____ .

Exchange of the children will take place at and will happen as follows:

The person in charge of getting the minor children to and from visitation will be:
 Mom Dad Other (name): _____ to the visits
 Mom Dad Other (name): _____ from the visits

Child Support \$ ____/ each _____ (month/week, etc) beginning _____ (date).
 This is the guideline amount. See the attached DHS *Child Support Worksheet*.
 This is **not** the guideline amount and is a deviation from the guideline amount. The Court has considered the best interest of each child in this case, and finds that guideline support would be unjust or inappropriate in this case.
 Other: _____

Payment method:

Pay the Petitioner directly by the _____ day of each month. (the court finds that this does not endanger the Petitioner or the Petitioner's minor children and it is not a violation to send payment only with no notes or comments to the Petitioner)
 Take payment to this Court Clerk's Office. You will also have to pay a clerk fee of ____% on each payment. The additional clerk fee amount is \$_____ each month.
 Support payments will be withheld from your paycheck (Contact the Central Collection and Disbursement Unit at 800-838-6911 by _____ or shall be sent directly to Central Collection Disbursement Unit at Central Child Support Receipting Unit, P. O. Box 305200, Nashville, TN 37229.

Petitioner Support \$ _____ / each month.

Payment method:

Pay the Petitioner directly by the _____ day of each month. (The court finds that this does not endanger the Petitioner or the Petitioner's minor children and it is not a violation to send payment only with no notes or comments to the Petitioner)
 Take payment to this Court Clerk's Office. You will also have to pay a clerk fee of ____% on each payment. The additional clerk fee amount is \$_____ each month.
 Payment will be
 withheld from your paycheck (Contact the Central Collection and Disbursement Unit at 800-838-6911 by (date) _____
 shall be sent directly to Central Collection Disbursement Unit at Central Child Support Receipting Unit, P. O. Box 305200, Nashville, TN 37229.

Control of all Types of Property

Petitioner only and/or Petitioner's children are the only ones who can live in the property at: _____ (address)
 You must move out immediately from (address): _____
 You must provide suitable alternate housing for the Petitioner by (date): _____, 20____.
 Only the Petitioner can use, control, and possess the following property, things, and animals:

If the parties shared a residence, Respondent can obtain his/her clothing and personal effects such as medicine as follows: (List items to be obtained and process as approved by local law enforcement personnel) _____

Orders to the Respondent about Firearms:

- You must not have, or attempt to have, receive or attempt to receive or in any other way get any firearm while this or any later protective order is in effect.
- You must transfer all firearms in your possession within 48 hours to any person who is legally allowed to have them.
- You must fill out and file a *Firearms Declaration* within 1 business day of transferring your firearms. You may take more than 1 business day to file this form **only** if the Court gave you a later deadline. (You can get the *Firearms Declaration* form from the Court Clerk's Office or at www.tncourts.gov.)
- If a state or federal agency approves it, your weapons that are registered under the National Firearms Act must be either transferred to a responsible third party, or placed in a locked safe or other secure container to which you do not have access.
- If your *Firearms Declaration* shows that you have a federal firearms license (FFL), and that you are the **only** responsible party listed on that FFL, you must transfer all firearms inventory under your control to a separate FFL holder or another responsible party.

Costs, fees and litigation taxes

You must pay all court costs (Petitioner's costs and your costs), lawyer fees, and other fees or taxes related to this case. Cost and litigation tax is assessed at \$ 215.50 and shall be paid in full no later than 9 a.m. on Friday, _____, 20____ or you shall appear in court at such time to explain the failure to pay same.


Other Orders: _____

This Order takes effect immediately upon signing.

This Order starts today, (date): _____

This Order ends (date): _____

- In 1 year. The Petitioner may ask to continue the Order.
- In 5 years (1st violation of current PO)
- In 10 years (2nd or more violation of current PO)

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

Signature of Judge or Chancellor

CERIFICATE OF SERVICE – RESPONDENT
(check one)

- Signed by Respondent: _____
- Signed by Respondent's counsel: _____
- Hand delivered to Respondent.
- Hand delivered to Respondent's counsel.
- U.S. mail, prepaid postage to the Respondent's counsel's last known address
- Reasonable attempts to find the Respondent's address were made, but there is no known address at this time.

Signature of Server :
Server's title (check one): Clerk Deputy Clerk
 Authorized Officer Attorney

CERTIFICATE OF SERVICE-PETITIONER
(check one)

- Signed by Petitioner: _____
- Signed by Petitioner's counsel: _____
- Hand delivered to Petitioner.
- Hand delivered to Petitioner's counsel.
- U.S. mail, prepaid postage to the Petitioner's counsel's last known address
- Reasonable attempts to find the Petitioner's address were made, but there is no known address at this time.

Signature of Server :
Server's title (check one): Clerk Deputy Clerk
 Authorized Officer Attorney

- The Clerk certifies a copy of this Order was forwarded to 911, local enforcement, and any court in which the respondent and petitioner are parties to an action.

This is a Court Order.

Warnings to Respondent:

This Order is valid everywhere in the U.S.

If you travel to another state, territory or tribal land, with the intention of disobeying this Order, you can be charged with a federal crime. The courts of any U.S. state, the District of Columbia, all tribal lands, and U.S. territories, must enforce this Order, even if the Order is not registered. (18 U.S.C. §§ 2262, 2265)

No Guns, Firearms

You must not have any firearm while this Order is in effect. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any firearm or ammunition.

You must legally transfer, sell, or turn in any firearm that you have within 48 hours. Transfers are only legal if the person you transfer to is allowed to have firearms. You may get your firearms back when the Order of protection ends.

You will face separate charges if you disobey this Order

You may face separate, Class A misdemeanor charges if:

You do not transfer your firearm(s) legally by the deadline

You have a firearm while the Order is in effect

The penalty for each violation is up to 11 months and 29 days in jail and a fine of up to \$2,500. There may be other charges if domestic violence is involved. If you disobey this Order on purpose, you may face up to 10 days in jail and a \$50 fine for each violation. You may also have to pay a civil penalty of up to \$50 for each violation.

If you do not transfer, sell, or turn in any firearm you may face Class A misdemeanor charges and you may also be charged with a federal crime.

If you hurt or try to hurt anyone while this Order, probation or diversion is in effect, you may face charges for aggravated assault, a Class C felony. (TCA §§ 39-13-102(c), 36-3-610)

Only the Court can change this Order

Neither you nor the Petitioner can agree to change this Order. Even if the Petitioner attempts to contact you or agrees to have contact with you, you must obey this Order. If you do not, you can be jailed for up to 11 months and 29 days and fined up to \$2,500.

To the Petitioner:

You may ask any government agency or utility provider to keep private any information that could be used to locate you, such as addresses, phone numbers, and/or social security number. To do so, give a copy of this Protective Order to the Records Department of the agency or utility.

(TCA § 10-7-504(a)(15-16))

Firearms Declaration

Case # (the clerk fills this in):

In the General Sessions (Division I) Court of Anderson County, TN

Petitioner (person needing protection)

If Petitioner is under 18, insert child's name if filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-602. This Request is being made by _____ who is child's parent or legal guardian or a caseworker.

<i>first</i>	<i>middle</i>	<i>last</i>
Petitioner's Children under 18 Protected by this Order:		
Name	Age	Relationship to Respondent
1. _____	2. _____	3. _____
3. _____	4. _____	

Respondent's Information:

<i>first</i>	<i>middle</i>	<i>last</i>	<i>date of birth (MM/DD/YYYY)</i>
<i>street address</i>		<i>city</i>	<i>state</i> <i>zip</i>

Respondent's Employer: _____

<i>Employer's name</i>	<i>Employer's phone #</i>
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Describe Respondent:

Sex	Race	Hair	Eyes	Height – Weight – SSN – Other
<input type="checkbox"/> Male	<input type="checkbox"/> White	<input type="checkbox"/> Black	<input type="checkbox"/> Brown	Height
<input type="checkbox"/> Female	<input type="checkbox"/> Asian	<input type="checkbox"/> Grey	<input type="checkbox"/> Hazel	Weight
	<input type="checkbox"/> Black	<input type="checkbox"/> Blond	<input type="checkbox"/> Blue	Social Sec. #
	<input type="checkbox"/> Hispanic	<input type="checkbox"/> Bald	<input type="checkbox"/> Green	Scars/Special Features
	<input type="checkbox"/> Other: _____	<input type="checkbox"/> Other: _____	<input type="checkbox"/> Gray	Phone Number
			<input type="checkbox"/> Other: _____	

To the Respondent: You have **1 business day** after surrendering your firearms to fill out **part ② of this form and file it with the Court Clerk.**

Start and End Dates of the Order of Protection
 The Respondent was given reasonable notice of the hearing and an opportunity to be heard. The Respondent understands that s/he must not own or have any firearms while this Order is in effect.
 This Order starts (date): _____ This Order ends (date): _____

② **Firearms Disposal (Respondent must read and fill out below):**
 I understand I may not own or have firearms while this Protective Order is in effect.

I own or possess firearms
 I do not own or possess firearms

Because I own or possess firearms, in order to obey this Order, I did the following on (date) _____ at (time): _____.

I gave the firearm(s) to an adult who is legally allowed to keep them.
 I have a National Firearms Act weapon.
 I had the firearm(s) locked up in a safe or other container that I cannot access.
 I have a federal firearms license (FFL) or am a responsible party under an FFL, and (you must check one):
 I transferred my firearms inventory to a responsible third party who is listed on my FFL.
 I am the only responsible party listed on my license, and I transferred my firearms inventory to a separate FFL holder.

Respondent signs here in front of Notary/Clerk: _____ Date: _____

Notary/Clerk fills out below—

Sworn to and subscribed before me, the undersigned authority,
 By (Print name of notary): _____

On this date: _____

▶ _____
 Notary signs here

Date notary's commission expires

(Notary's seal here)

Dismissal of Order of Protection

Case # (the clerk fills this in): _____
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Petitioner is under 18

In the General Sessions (Division I) Court of Anderson County, TN

Petitioner's name (person needing protection):

If Petitioner is under 18, insert child's name if filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-602. This request is being made by _____ who is child's parent or legal guardian or a caseworker.

_____ first middle last

Petitioner's children under 18 that Petitioner believes are in need of protection:

Name	Age	Relationship to Respondent	Name	Age	Relationship to Respondent
1. _____			3. _____		
2. _____			4. _____		

Respondent's Information (person you want to be protected from):

_____	_____	_____	_____
<i>first</i>	<i>middle</i>	<i>last</i>	<i>date of birth (MM/DD/YYYY)</i>
_____		_____	_____
<i>street address</i>		<i>city</i>	<i>state zip</i>
Respondent's Employer: _____		_____	
<i>Employer's name</i>		<i>Employer's phone #</i>	

Describe Respondent:

Sex	Race	Hair	Eyes	Height – Weight – SSN – Other		
<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Hispanic <input type="checkbox"/> Other: _____	<input type="checkbox"/> Black <input type="checkbox"/> Grey <input type="checkbox"/> Blond <input type="checkbox"/> Bald <input type="checkbox"/> Brown <input type="checkbox"/> Other: _____	<input type="checkbox"/> Brown <input type="checkbox"/> Hazel <input type="checkbox"/> Blue <input type="checkbox"/> Green <input type="checkbox"/> Grey <input type="checkbox"/> Other: _____	Height	Weight	SSN – Other
				Social Sec. # (if known)		
				Scars/Special Features		
				Phone Number		

The Court Hereby Finds:

The court finds that the Petition is dismissed for one of the following reasons:

- That the Petitioner has dismissed the petition.
- That the Petitioner did not show up for court.
- That the Petitioner did not prove the evidence in the petition by a preponderance of the evidence.

The Court Further Finds, Regarding Costs:

- By **clear and convincing evidence**, the Petitioner is not a domestic abuse victim, stalking victim or sexual assault victim and that such determination is not based on the fact that the petitioner requested that the petition be dismissed, failed to attend the hearing or incorrectly filled out the petition; **AND** the Petitioner knew that the allegation of domestic abuse, stalking, or sexual assault was false at the time the petition was filed.

The Court orders:


- That the Petition for the Order of Protection is dismissed.
- That the costs and litigation tax of this cause are not taxed to the Petitioner.
- That the costs and litigation tax of this cause are taxed to the Respondent, for which execution shall issue, if necessary.

Cost and litigation tax is assessed at \$ 215.50 and shall be paid in full no later than 9:00 a.m. on Friday, _____, 20__ or you shall appear in court at such time to explain the failure to pay same.

- That the costs and litigation tax of this cause are taxed to the Petitioner, for which execution shall issue, if necessary.

Cost and litigation tax is assessed at \$ _____ and shall be paid in full no later than 9:00 a.m. on Friday, _____, 20__ or you shall appear in court at such time to explain the failure to pay same.

Date: _____

 _____
Signature of Judge or Chancellor