

THE SUPERIOR COURT FOR THE COUNTY OF _____
STATE OF GEORGIA

_____,
Petitioner, :
: Civil Action File
: v. :
: No. _____
_____,
Respondent. :

PETITION FOR TEMPORARY PROTECTIVE ORDER

The Petitioner, pursuant to the Family Violence Act O.C.G.A. § 19-13-1 et seq., files this Petition for a Family Violence Protective Order and in support shows the Court the following:

- 1. Petitioner is a resident of _____ County, Georgia, and is 18 years of age or older or is an emancipated minor. Petitioner's year of birth is _____, sex _____, and race _____.
- 2. Respondent is a resident of _____ County, Georgia, and may be served at _____, Georgia. Jurisdiction and venue are proper with this Court.

OR

- 2.1 Respondent is a resident of the State of _____. Under O.C.G.A. § 19-13-2 (b), jurisdiction and venue are proper with this Court because the abuse occurred in the State of Georgia in _____ County and/or Petitioner lives in _____ County. Respondent is subject to the jurisdiction of this Court and may be served at _____.

- 3. Petitioner and Respondent are:
 - ____ 1. Present or past spouses
 - ____ 2. Parents of the same child/ren
 - ____ 3. Parent and child/ren
 - ____ 4. Persons who used to live in the same household
 - ____ 5. Persons currently living in the same household
 - ____ 6. Foster parent and foster child
 - ____ 7. Stepparent and stepchild
- 4. On or about _____, 20____, Respondent committed the following acts of family violence against Petitioner and/or the minor child/ren: _____

- ___ 8. The parties are not married and Respondent _____ (has **OR** has not) legitimated the child/ren of the parties.
- ___ 9. Petitioner (does **OR** does not) have knowledge concerning custody or claims of custody concerning these child/ren including divorce, separation, juvenile, and DFCS cases. Specify court and type of case (if applicable) _____

- ___ 10. Petitioner has the following minor child/ren living with Petitioner whom Petitioner wishes protected from Respondent and including in the Protective Order (names and ages): _____

- ___ 11. Petitioner believes Respondent has a criminal record and has committed the following crimes (approximate dates and crimes): _____

- ___ 12. Petitioner fears that if Respondent learns of Petitioner's current address that Respondent will hurt or injure Petitioner or Petitioner's immediate family. Petitioner requests that Respondent not be informed of Petitioner's current residence.
- ___ 13. Petitioner is dependent upon the family residence for shelter for Petitioner and/or minor child/ren and asks that Petitioner be granted the temporary use and possession of said residence, located at _____, together with all personal property contained therein with the exception of Respondent's personal clothing.
- ___ 14. Petitioner and the minor child/ren are dependent upon the Respondent for support and requests that Petitioner be awarded temporary child support.
- ___ 15. Petitioner is dependent upon Respondent for support and asks that Petitioner be awarded temporary support.
- ___ 16. The minor child/ren are currently in the custody and control of Petitioner/Respondent and Petitioner asks for legal and physical custody.
- ___ 17. Petitioner asks that the following assets/property of Petitioner be returned by Respondent: _____

THEREFORE, Petitioner asks:

- (a) That the Court set a hearing no later than thirty (30) days from the filing of the Petition and direct Respondent to appear before this Court and show any reasons why the demands of the Petitioner should not be granted;
- (b) That the Respondent be served a copy of this Petition and Ex Parte Protective Order as required by law;
- (c) That this Court direct law enforcement to enforce this Order;
- (d) That this Court direct Respondent to stop abusing, harassing and intimidating Petitioner and/or Petitioner's child/ren;
- (e) That this Court restrain and enjoin Respondent from having any direct or indirect contact with the Petitioner and/or Petitioner's child/ren;
- (f) That this Court order that Respondent be enjoined from approaching within _____ yards of Petitioner;
- (g) That this Court make findings of fact and conclusions of law concerning the issues in this case;
- (h) That Petitioner have such other and further relief as the Court may deem just and proper;
- (i) That this Court issue Family Violence Ex Parte and Twelve Month Protective Orders to:

Check the paragraphs below that apply to your case. Fill in the information needed by each paragraph you check.

_____ award Petitioner temporary sole legal and physical custody of the minor child/ren;

_____ order Respondent to vacate the family residence at _____
instantly;

_____ grant Petitioner exclusive temporary use and possession of the family residence at _____
_____ and all personal property of the parties located at the family

residence and Petitioner's current residence with the exception of Respondent's personal clothing; that law enforcement _____ (sheriff or police department) assist Petitioner in returning to the family residence and in ensuring that the Respondent vacates said residence and that all keys, garage door openers and other security devices to the family residence are secured and given to the Petitioner;

_____ order Respondent to provide suitable alternate housing for Petitioner and/or Petitioner's children;

_____ order Respondent to stay away from Petitioner's and/or Petitioner's minor child/ren's place of residence, place of employment, and/or school;

_____ order Respondent's visitation with the minor child/ren be limited to no visitation or _____ ;

_____ order Respondent to pay to Petitioner child support for the minor child/ren;

_____ order Respondent to pay spousal support for Petitioner;

_____ award Petitioner costs and attorney's fees for having to bring this action;

_____ order that Petitioner's current address be kept confidential;

_____ enjoin and restrain Respondent from selling, disposing or encumbering, trading, contracting to sell, or otherwise disposing or removing from the jurisdiction of this Court any of the property of Petitioner or of the parties except in the ordinary course of business;

_____ enjoin and restrain Respondent from disconnecting the home utilities, changing and/or canceling auto, health or life insurance for Respondent, Petitioner, and/or the Petitioner's minor child/ren, and/or interfering with Petitioner's or the Petitioner's minor child/ren's mail;

_____ grant Petitioner the use of the following automobile: Make _____, Model _____, Year _____, and law enforcement _____ (sheriff or police department) ensure that all keys to said vehicle be immediately returned to Petitioner;

_____ permit Petitioner to remove the following property from the residence for the exclusive use by Petitioner and/or the minor child/ren _____

_____ and law enforcement _____ (sheriff or police department) be ordered to assist Petitioner during this removal;

_____ order Respondent to undergo evaluation for drug/alcohol abuse and to follow the recommended treatment;

_____ order Respondent to undergo a batterer's intervention program and to follow the recommended treatment;

_____ order Respondent to return _____
to Petitioner immediately;

_____ order Respondent to reimburse Petitioner for damages or expenses for the following:

_____ order additional relief as follows: _____

Respectfully submitted,

Petitioner

Address

Telephone: _____

(Do not give current address if confidential;
give alternative address)

CIVIL ACTION FILE NO. _____

Pursuant to O.C.G.A. § 19-13-3,

Petitioner assisted by

Name: _____

Address: _____

Phone: _____

REMOVE THIS PAGE FROM ORDER AND FILE SEPARATELY UNDER SEAL

CONFIDENTIAL INFORMATION FORM - ATTENTION COURT STAFF: THIS PAGE IS A RESTRICTED-ACCESS DOCUMENT. This document is not accessible to the public or to other parties.

RESPONDENT'S IDENTIFYING FACT SHEET

(please complete as much as possible; one of these must be provided to have the order placed in the National Crime Information Center registry: Respondent's date of birth OR social security number)

Respondent's social security number is _____, date of birth is _____, sex _____, color of hair _____, color of eyes _____, height _____, weight _____. Respondent's race is _____, ethnic background _____. Respondent has distinguishing marks (tattoos, scars, etc.)_____. Respondent drives a _____, license tag no: _____(Expires:_____) and has a ___(state) driver's license no: _____(Expires:____). Respondent's home address _____ and is employed by _____ at _____ and works from ____ to ____ on (days)_____. Respondent has the following known aliases: _____.

PROTECTED PARTIES' IDENTIFYING INFORMATION

Petitioner: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____
Other: _____ DOB _____ sex _____ race _____

Rev'd 8/14

OFFICER'S ENTRY OF PROTECTIVE ORDER SERVICE

Civil Action No. _____

Superior Court Magistrate Court

Date Filed: _____

State Court Probate Court

Juvenile Court

Attorney's Address:

Georgia, _____ County

Petitioner

vs.

Respondent

NAME & ADDRESS OF PARTY TO BE SERVED:

Bondsman

OFFICER'S ENTRY OF SERVICE

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I have this day served _____ personally with a copy of the within action and summons.

I have this day served _____ by leaving a copy of the within action and summons at his most notorious place of abode in this County.
Delivered same into hands of _____ described as follows:
(print name)
Age, about _____ years Weight, about _____ lbs. Height, about _____
feet _____ inches
domiciled at the residence of the defendant.

I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of same in the United States Mail, First Class, in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

Diligent search made and the party to be served is not to be found in the jurisdiction of this court.

This _____ day of _____, 20____.

OFFICER - **PRINT**

SHERIFF DOCKET _____ PAGE _____

OFFICER - **SIGNATURE**

**** COMPLETE FORM IN TRIPLICATE****

- Serve Attachment and **WHITE COPY** of Officers Entry of Service to **PARTY BEING SERVED**

- return **YELLOW** copy to **CLERK**

- return **BLUE** copy to **DISTRICT ATTORNEY**