

In the Courts of the Saw Creek and Pine Ridge Indian Communities

CIVIL DIVISION

_____)	
Petitioner,)	TEMPORARY
)	PROTECTION ORDER
vs.)	
)	CIVIL NO # _____
_____)	
Respondent.)	

CERTIFICATE OF COMPLIANCE

Pursuant to (*CITE TRIBAL CODE AND/ OR FEDERAL LAW*), this temporary protection order meets all Full Faith and Credit requirements of the Violence Against Women Act, 18 U.S.C. 2265 (1994). This court has jurisdiction of the parties and the subject-matter. Pursuant to (*CITE TRIBAL CODE AND/ OR FEDERAL LAW*), the respondent has been afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction.

RESPONDENT'S IDENTIFIERS

SEX: Male/Female	RACE: _____
DOB: _____	HEIGHT: _____
WEIGHT: _____	EYES: _____
HAIR: _____	SSN#: _____
CAUTION WEAPON: _____	

TO THE RESPONDENT: _____

Petitioner has requested a Protection Order against you. Pursuant to (*CITE TRIBAL CODE AND/ OR FEDERAL LAW*), you are ordered not to have any direct or indirect contact with the Petitioner except as otherwise permitted in this order. You must immediately stop any domestic violence directed at the Petitioner. "Domestic violence" includes physical harm, bodily injury, sexual activity compelled by physical force, assault, or the infliction of fear of imminent physical harm, bodily injury, abuse and mental anguish, sexual activity compelled by physical force, or assault, not committed in defense on the complaining family or household members

Pursuant to (CITE TRIBAL CODE AND/ OR FEDERAL LAW), you may appear on this ____ day of _____, 20__ at _____ (a.m.) or (p.m.) before this Court and explain why this Petitioner's request for a permanent domestic violence protection order should not be granted. The hearing will be held in the (NAME OF) Tribal Court in the (INDIAN LANDS, COUNTY AND STATE). This order is enforceable upon service and remains in effect, unless otherwise terminated, until a permanent order, if issued, is scheduled. If you do not appear at the hearing, the court may enter a protection order against you. The order may subject you to any restrictions of requirement set out in this order or authorized by law.

You violate this order if, in addition to the prohibition set forth above, you:

_____.

1. Threaten, molest, injure, call the Petitioner and threaten him/her.
2. Call, write, e-mail, or visit the Petitioner, regardless of where this takes place;
3. Failed to surrender for safekeeping any firearm or other specified dangerous weapon in your immediate possession or control or subject to your immediate control, **If** the Court has found probable cause to believe that you are likely to use, display or threaten to use the firearm or other dangerous weapon in any further acts of violence and if failing to surrender the firearm or other dangerous weapon to Law Enforcement;
4. Transferring, removing, encumbering, mortgaging, concealing, disposing or altering property except as authorized by the Court;
5. Failure to account to the Court for all authorized transfers, encumbrances, dispositions, and expenditures;
6. Enter or come within ____ yards of:
____ Petitioner's home located at (address optional) _____;
____ Petitioner's place of employment _____;
____ Petitioner's day care;
____ Other: _____;
7. Knowingly violating any of the provisions of this order; and

It is further Ordered that:

8. ____ Respondent shall be excluded from the family dwelling.
9. ____ Petitioner shall have temporary custody of the minor child(ren) that the parties have in common.
10. ____ Visitation shall be executed as follows: _____

11. ___ Respondent shall pay child support in the amount of \$_____ per month in accordance with the (CITE TRIBAL CODE AND/ OR FEDERAL LAW).

12. ___ Petitioner shall have temporary use of the following personal property:
_____.

13. ___ Respondent shall have temporary use of the following personal property:
_____.

14. ___ Other relief is granted as follows: _____.

Any peace officer may arrest you either with or without a warrant and take you into custody if the peace officer has probable cause to believe you have violated this Order. CONSENT OF THE PETITIONER TO ANY CONTACT DOES NOT INVALIDATE THIS ORDER.

A VIOLATION OF THIS PROTECTION ORDER GRANTED UNDER (CITE TRIBAL CODE AND/ OR FEDERAL LAW). IF YOU FAIL TO COMPLY WITH THE COURT'S ORDER OF COUNSELING, VIOLATE THE PROTECTION ORDER, COMMIT A CRIME INVOLVING A CURRENT PROTECTION ORDER OR VIOLATE ANY OTHER CONDITIONS OF SENTENCING, YOU WILL BE FOUND IN CONTEMPT AND A JUDGE WILL IMPOSE ANY OR ALL OF A SUSPENDED SENTENCE FOR THE ORIGINAL SENTENCE AND REQUIRE YOU TO COMPLETE THE ENTIRE COUNSELING PROGRAM UPON RELEASE FROM JAIL.

The clerk of court shall give a copy of the Order to the law enforcement agency which has jurisdiction over the residence of the Petitioner. This Order is made pursuant to (CITE TRIBAL CODE AND/ OR FEDERAL LAW). Federal Law requires that this order be given full faith and credit by a Court of any other state, territory, or Indian Tribes. 18 U.S.C. Sec. 2265.

Dated this ___ day of _____, 20___.

(COURT SEAL)

Tribal Court Judge