

**PETITION FOR EXTREME RISK
PROTECTION ORDER**

G.L. c. 140, § 131R

Docket No.

**TRIAL COURT OF
MASSACHUSETTS**



Court Department:

☐ Boston Municipal Court

☐ District Court

Division:



Name of Petitioner (person seeking order):

Name and Address of Respondent (person against whom order is sought):

☐ this is a renewal petition

I believe that the Respondent has a firearm identification card and/or license to carry firearms and controls, owns, or possesses the following firearms, rifles, shotguns, machine guns, weapons, or ammunition:

I believe that these firearms, rifles, shotguns, machine guns, weapons, or ammunition is/are located:

My relationship to the Respondent is *(check all that apply)*:

☐ I am the licensing authority of the municipality where the Respondent lives

☐ I am, or was, engaged to the Respondent

☐ I am, or was, related to the Respondent by blood or marriage

☐ I am, or was married to the Respondent

☐ I have, or am having, a child in common with the Respondent

☐ I am, or was, in a substantive dating relationship with the Respondent

☐ I reside, or was residing, with the Respondent in the same household

I believe that there is, either in Massachusetts or another jurisdiction *(only check if applicable)*:

☐ an abuse prevention order in effect against the Respondent

☐ a harassment prevention order in effect against the Respondent

☐ a pending legal action, specifically _____ between me and the Respondent

Based on the following reasons, I believe that the Respondent poses a risk of causing bodily injury to self or others by having in the Respondent's control firearms, rifles, shotguns, machine guns, stun guns or ammunition *(provide as much detail as possible)*:

☐ if more space is needed, check this box and continue on the reverse side of this sheet

I declare under the pains and penalties of perjury that all statements of fact made in this Petition are true to the best of my knowledge.

Date:

Petitioner's Signature

X

This is a request for a civil order directing the Respondent to surrender his or her firearms identification card and license to carry firearms, firearms, rifles, shotguns, machine guns, stun guns and ammunition. If a judge issues an order in response to this petition and the Respondent violates it, the Respondent may be subject to criminal penalties.

FOR COURT USE ONLY:

☐ Petition denied ☐ Petition denied because Respondent unlicensed (transmit Petition to Police Department where Respondent resides)

☐ Petition denied because Petitioner ineligible (transmit Petition to Police Department where Respondent resides)

☐ Renewal Petition denied ☐ No emergency order to issue, two party hearing scheduled for: _____

Instructions to Petitioner

1. You should file this petition in the courthouse that has jurisdiction over the city or town in which the respondent lives. You can find a list of District and Boston Municipal Courthouses, and the cities and towns over which they have jurisdiction, at <https://www.mass.gov/courthouse-locator>.
2. Provide as much information as you can regarding the specific statements, actions, or facts that show that the respondent poses a risk of causing bodily injury to self or others by having in his or her possession firearms, rifles, shotguns, machine guns, weapons, or ammunition and a license to possess or carry firearms. If necessary, give the judge any paperwork that will help the judge decide whether to issue an order. You should also provide as much information as you can regarding the number of firearms the respondent has, and the location of those firearms.
3. In addition to this petition, you should also fill out the Petitioner Confidential Informational Form and the Respondent Information Form and submit both with your petition. If you want your address not to be disclosed to the Respondent, you must request that the judge not include it on the Order. If you have a good reason why any other information provided should not be available to the public, you must file a Motion for Impoundment.
4. Once you file this petition, you should not leave the courthouse until you have appeared in front of a judge and the judge has ruled on your petition.
5. An Extreme Risk Protection Order only suspends a respondent's license to possess or carry firearms and directs a Respondent to surrender his or her license to possess or carry firearms and all firearms, rifles, shotguns, machine guns, stun guns and ammunition. An Extreme Risk Protection Order does not direct the Respondent to refrain from abusing or contacting a person, to stay away from a person or place, or to receive treatment for mental health purposes or an alcohol or substance use disorder. If you think that such an order may be necessary, ask the clerk for informational resources regarding these types of orders.

Additional Information: