

STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY	PERSONAL PROTECTION ORDER AGAINST A MINOR (NONDOMESTIC SEXUAL ASSAULT) <input type="checkbox"/> EX PARTE	CASE NO. and JUDGE
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ORI _____ Court address _____ Court telephone no. _____
 MI- _____

Petitioner's name	v	Respondent's name, address and telephone no.
Address and telephone no. where court can reach petitioner		

Full name of respondent (type or print)*								Driver's license number (if known)	
Height	Weight	Race*	Sex*	Date of birth**	Age	Hair color	Eye color	Other identifying information	

Full name of respondent's parent, guardian, custodian (type or print)	Full name of respondent's parent, guardian, custodian (type or print)
Address and telephone no. if different from above	Address and telephone no. if different from above

Date: _____ Judge: _____

1. This order is entered ☐ without a hearing. ☐ after hearing.

THE COURT FINDS:

- ☐ 2. A petition has been filed requesting an order under MCL 600.2950a(2).
3. The respondent is less than 18 years of age.
☐ The minor respondent is unemancipated and is not the minor child of the minor petitioner.
- ☐ 4. The petitioner is less than 18 years of age, is unemancipated, and is not the minor child of the minor respondent.
- ☐ 5. The petitioner requested an ex parte order, which should be entered without notice because irreparable injury, loss or damage will result from delay required to give notice or notice itself will precipitate adverse action before an order can be issued.
6. ☐ The minor respondent has been subject to an order of disposition or other adjudication based on sexual assault of the petitioner as follows: _____.
- ☐ The petitioner has a reasonable apprehension of sexual assault because the minor respondent has sexually assaulted the petitioner or threatened the petitioner with sexual assault.
- ☐ The petitioner is a minor and the minor respondent has been subject to an order of disposition or other adjudication based on furnishing obscene material to the petitioner in violation of MCL 750.142 or a substantially similar law from another jurisdiction as follows: _____.
- ☐ The petitioner is a minor and the minor respondent has furnished obscene material to the petitioner.

*This is required for entry of the order into LEIN.

**This is required for entry of the order into NCIC.

IT IS ORDERED:

7. _____ is prohibited from

- ☐ entering onto property where the petitioner lives.
- ☐ entering onto property at _____
Date _____
- ☐ threatening to sexually assault, kill, or physically injure the petitioner or a named individual.
- ☐ purchasing or possessing a firearm.
- ☐ interfering with the petitioner's efforts to remove the petitioner's children or personal property from premises that are solely owned or leased by the respondent.
- ☐ interfering with the petitioner at the petitioner's place of employment or education, or engaging in conduct that impairs the petitioner's employment or educational relationship or environment.
- ☐ following the petitioner or appearing within the petitioner's sight.
- ☐ approaching or confronting the petitioner in a public place or on private property.
- ☐ appearing at the petitioner's workplace or residence.
- ☐ entering onto or remaining on property owned, leased, or occupied by the petitioner.
- ☐ contacting the petitioner by telephone.
- ☐ sending mail or electronic communications to the petitioner.
- ☐ placing an object on or delivering an object to property owned, leased, or occupied by the petitioner.
- ☐ posting an electronic message with the intent to cause others to contact the petitioner in a way that would make the petitioner feel terrorized, frightened, intimidated, threatened, harassed, or molested.
- ☐ any other specific act or conduct that imposes upon or interferes with the petitioner's personal liberty or that cause a reasonable apprehension of violence or sexual assault, as follows: _____

8. a. If the minor respondent is 17 years of age or more, violation of this order subjects the minor respondent to immediate arrest and to the civil and criminal contempt powers of the court. If found guilty of a violation, the respondent shall be imprisoned for not more than 93 days and may be fined not more than \$500.00.
- b. If the minor respondent is less than 17 years of age, violation this order subjects the minor respondent to immediate apprehension or being taken into custody. If found guilty of a violation, the respondent shall be subject to the dispositional alternatives listed in MCL 712A.18.

9. **This order is effective when signed, enforceable immediately, and remains in effect until _____.**
This order is enforceable anywhere in this state by any law enforcement agency when signed by a judge, and upon service, may also be enforced by another state, an Indian tribe, or a territory of the United States. If the minor respondent violates this order in a jurisdiction other than this state, the minor respondent is subject to enforcement and penalties of the state, Indian tribe, or United States territory under whose jurisdiction the violation occurred.

10. The court clerk shall file this order with _____,
who will enter it into the LEIN. Name of law enforcement agency

11. For an ex parte order, the minor respondent may file a motion to modify or terminate the order within 14 days after being served with or receiving actual notice of the order. Forms and instructions are available from the clerk of the court.

12. A motion to extend the order must be filed 3 days before the expiration date in item 9 or a new petition must be filed.

13. Other:

Judge signature and date

PROOF OF SERVICE

TO PROCESS SERVER: You must serve the personal protection order against a minor and file proof of service with the court clerk. If you are unable to complete service, you must return this original and all copies to the court clerk.

CERTIFICATE OF SERVICE / NONSERVICE

☐ I served ☐ personally ☐ by registered or certified mail, return receipt requested, and delivery restricted to the respondent (copy of return receipt attached) a copy of the personal protection order against a minor, together with the attachments listed below, on:

☐ I have attempted to serve a copy of the personal protection order against a minor, together with the attachments listed below, and have been unable to complete service on:

Respondent's name	Date and time of service
Place or address of service	
Attachments (if any)	

☐ I am a sheriff, deputy sheriff, bailiff, appointed court officer or attorney for a party.

☐ I am a legally competent adult who is not a party or an officer of a corporate party. I declare under the penalties of perjury that this certificate of service has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Service fee \$	Miles traveled	Fee \$	
Incorrect address fee \$	Miles traveled	Fee \$	TOTAL FEE \$

Signature

Name (type or print)

ACKNOWLEDGMENT OF SERVICE

I acknowledge that I have received service of the personal protection order against a minor, together with

Attachments (if any)

Date and time

Respondent's signature

Name (type or print)

PROOF OF SERVICE

TO PROCESS SERVER: You must serve the personal protection order against a minor and file proof of service with the court clerk. If you are unable to complete service, you must return this original and all copies to the court clerk.

CERTIFICATE OF SERVICE / NONSERVICE

- ☐ I served ☐ personally ☐ by registered or certified mail, return receipt requested, and delivery restricted to the respondent's parent/guardian/custodian (copy of return receipt attached) a copy of the personal protection order against a minor, together with the attachments listed below, on:
- ☐ I have attempted to serve a copy of the personal protection order against a minor, together with the attachments listed below, and have been unable to complete service on:

Respondent's parent/guardian/custodian name	Date and time of service
Place or address of service	
Attachments (if any)	

- ☐ I am a sheriff, deputy sheriff, bailiff, appointed court officer or attorney for a party.
- ☐ I am a legally competent adult who is not a party or an officer of a corporate party. I declare under the penalties of perjury that this certificate of service has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Service fee \$	Miles traveled	Fee \$	
Incorrect address fee \$	Miles traveled	Fee \$	TOTAL FEE \$

Signature

Name (type or print)

ACKNOWLEDGMENT OF SERVICE

I acknowledge that I have received service of a copy of the personal protection order against a minor, together with

Attachments (if any)

Date and time

Respondent's parent/guardian/custodian signature

Name (type or print)