

Request for Dating Violence Protective Order

Case Number: _____ District: _____
 County: _____ State: Utah
 Judge: _____
 Commissioner: _____

1 Petitioner (person asking for protection):

First Middle Last
 Address and phone #: (to keep private, leave blank)

Street

City State Zip

Phone #s: _____

Name and phone number of Petitioner's attorney (if any): _____

Are you 18 years of age or older? Yes No

If you are under 18 years of age, have you ever been: emancipated by a juvenile court order? Yes No

Married? Yes No

Note: The court cannot issue a dating violence protective order if any of the following apply:

- You and the Respondent are or were married.
- You and the Respondent lived together or used to live together as a couple.
- You and the Respondent have a minor child or children together.

If any of those apply do not proceed further with this action. You may wish to investigate whether you qualify for a Cohabitant Abuse Protective Order.

2 Respondent (person you need to be protected from):

First Middle Last

Other names used: _____

Address (street): _____

City State Zip

Is the Respondent 18 years of age or older? Yes No

If the Respondent is under 18 years of age has the Respondent ever been: emancipated by a juvenile court order? Yes No Married? Yes No

Respondent's Employer (Name and address):

This is a private record.

Other people to be protected by this order (relatives or people who live with you who may be subject to abuse by the Respondent):

Name (Initials only if under 18)	Age	Relationship to Petitioner
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Describe Respondent:

Sex	Race	Date of Birth	Ht.	Wt.
Eyes	Hair	Social Security # (only the last 4 numbers)		
Distinguishing features (like tattoos, scars, limp. etc.): _____				
Driver's license issued by (State):			Expires:	

Other places to find Respondent (work, relatives, friend, hangouts, etc. – include city/state/zip on each address, if possible)	Location Type (work, relatives, friend, hangouts, etc)	Best times to find at this address	Phone number

Describe Respondent's vehicle(s):

Make	Model	Color	License Plate

Does the Respondent have a history of violence during which the Respondent used a weapon? Yes No

If yes, describe here:

Is the Respondent on probation or parole? Yes No If yes, list the name of the probation/parole agency, the officer, and the telephone number here: _____

3 Under Utah Code § 78B-7-404(c), the court cannot issue a protective order unless the court determines that you and the Respondent have or had a dating relationship. In making this determination, the court will consider the following factors:

- a. whether you and the Respondent developed interpersonal bonding above a mere casual fraternization;
- b. the length of your relationship with the Respondent;
- c. the nature and the frequency of the interactions between you and the Respondent, including communications indicating that you and the Respondent intended to begin a dating relationship;
- d. the ongoing expectations you and/or the Respondent had with respect to the relationship;
- e. whether the statements or conduct by you and the Respondent demonstrated an affirmation of your relationship to others; and
- f. whether other reasons exist that support or detract from a finding that a dating relationship exists.

Using those factors, explain why you believe you and the Respondent have or had a dating relationship.

Check here if you need more space and attach a separate sheet of paper to this form.

f. What did the other person do or say to make you afraid? _____

g. Did the other person use or threaten to use a gun or other weapon? Yes No (If yes, describe any weapons the Respondent owns and how they were used against you): _____

h. Who else was there? _____

i. Was anyone hurt? _____

j. Other facts: _____

6 Describe past abuse (If none, skip to 6)

a. When did it happen? (Date): _____

b. Where did it happen? _____
Street City State

c. Did the police come? Yes No

d. If the police came, answer these questions:

What police department came? _____ Was anyone arrested? Yes No

What is the case number? _____ Did anyone get a ticket? Yes No

e. Describe the past abuse or dating violence: _____

Check here if you need more space and attach a separate sheet of paper to this form.

7 Other Court Cases

a. Have you or the Respondent ever been involved in any other court case?

Yes No (If yes, list ALL court cases below):

Type of Case	County and State	Court Case # (Not police report #)	Person involved	Did the judge make an order?
			<input type="checkbox"/> You <input type="checkbox"/> Respondent	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> You <input type="checkbox"/> Respondent	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> You <input type="checkbox"/> Respondent	<input type="checkbox"/> Yes <input type="checkbox"/> No

I am asking the Court to:

8 **Personal Conduct** Order the Respondent not to commit, try to commit or threaten to commit any form of abuse or violence against me or any person listed on page 1 of this form. This includes stalking, harassing, threatening, physically hurting, or causing any other form of abuse or violence.

9 **No Contact** Order the Respondent not to directly or indirectly contact, phone, text, mail, email, or communicate in any way with me or any person listed in item 1.

10 **Stay Away** Order the Respondent to stay away from me and:

a. My current or future: Vehicle Job School Home, premises and property (My current addresses are listed below):

Home address: _____

Work address: _____

School address: _____

Other: _____

Vehicle description: _____

b. The following addresses of the person(s) listed on page 1 of this form:

11 **No Guns or Weapons** Order the Respondent not to use, possess, have, or buy a gun or firearm or any of these weapons: _____

12 **Other Relief (specify):** _____

13 **Temporary Orders** Make immediate, temporary orders without prior notice to the Respondent, pending a hearing in this case.

14 **Final Orders** Make the temporary orders final after the hearing.

The Petitioner must read and sign below:

I swear that:

- I am the Petitioner and I have read this Request for Dating Violence Protective Order.
- **I understand it is a serious crime to lie to get a Protective Order.** If I lie, I can be charged with a felony, punishable by up to 5 years in prison.
- The statements in this Request are true and correct to the best of my knowledge.
- I believe I have the right to the protective orders I have asked for in this Request.
- I am not using this Request to harass the Respondent or to abuse the judicial process.
- I have not included any non-public information in this document.

Date: _____ Petitioner's signature: _____

Clerk or Notary Public fills out below:

Subscribed and sworn to before me on (date): _____ in _____ County, Utah
_____, Clerk / Notary Public

Clerk or Notary's Signature: _____