

BY THE COURT:

Circuit Court Judge Circuit Court Commissioner

Print or Type Name _____

Date _____

STATE OF WISCONSIN, CIRCUIT COURT, _____ COUNTY _____

Amended

**Temporary Restraining Order
(Temporary Order of Protection)
and Notice of Injunction Hearing
(Individual at Risk - 30713)**

Case No. _____

PETITIONER (INDIVIDUAL AT RISK)

Name of Petitioner (First, Middle, Last) _____

Date of Birth of Individual at Risk _____

-VS-

RESPONDENT/DEFENDANT

Name of Respondent/Defendant (First, Middle, Last) _____

SEX	RACE	DOB	HT	WT

Respondent's/Defendant's Street Address, City, State, Zip _____

HAIR COLOR	EYE COLOR

Please specify Individual at Risk's relationship(s) to Respondent/Defendant:

<input type="checkbox"/> spouse	<input type="checkbox"/> cousin	<input type="checkbox"/> adoptive parent
<input type="checkbox"/> former spouse	<input type="checkbox"/> sibling	<input type="checkbox"/> grandparent
<input type="checkbox"/> person in dating relationship	<input type="checkbox"/> parent	<input type="checkbox"/> child (biological/adoptive/step)
<input type="checkbox"/> current or former live-in relationship	<input type="checkbox"/> step parent	
<input type="checkbox"/> Other: [Be specific] _____		

Respondent's/Defendant's Distinguishing Features
(such as scars, marks or tattoos)

None known.

CAUTION:

(Check all that apply)

Respondent/Defendant has access to weapon(s). Type of weapon(s): _____
Location of weapon(s): _____

Weapon(s) were involved in an incident [past or present] involving the individual at risk.

THE COURT FINDS:

Findings are on the following page(s) of this Temporary Restraining Order.

THE COURT ORDERS:

Orders are on the following page(s) of this Temporary Restraining Order.

THIS TEMPORARY RESTRAINING ORDER SHALL BE EFFECTIVE UNTIL _____

Injunction Hearing Date-Not to exceed 14 days

NOTIFICATIONS/WARNINGS TO RESPONDENT/DEFENDANT:

This Order shall be enforced, even without registration, and is entitled to full faith and credit in every civil or criminal court of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265; Wis. Stats. 813.128). Crossing state, territorial, or tribal boundaries to violate this Order may result in federal imprisonment (18 U.S.C. Section 2262).

Federal law provides penalties for, and you may be prohibited from possessing, transporting, shipping, receiving or purchasing a firearm, including, but not limited to, a rifle, shotgun, pistol, revolver, or ammunition, pursuant to 18 U.S.C. 922(g)(8). Additional notifications/warnings are on the following page of this Temporary Restraining Order.

Violation of this Temporary Restraining Order shall result in immediate arrest and is punishable by imprisonment not to exceed 9 months or a fine not to exceed \$1,000, or both, and payment of filing and service fees.

Only the Court can change this Order.**THE COURT FINDS:**

1. The individual at risk or person/agency on behalf of the individual at risk filed a Petition alleging the elements under §813.123, Wis. Stats.
2. This Court has personal and subject matter jurisdiction.
3. There are reasonable grounds to believe that the respondent has interfered with, engaged in or based on prior conduct of the respondent, may engage in abuse as defined in §813.123, Wis. Stats., as stated in the court record.
4. Neither the individual at risk, guardian [if any], or the guardian ad litem [if any] consented in writing to have contact with the respondent, and the Court agrees it is not in the best interests of the individual at risk to have contact with the respondent.
5. The Court orders a Temporary Restraining Order and sets a date for an Injunction Hearing.

THE COURT ORDERS:

1. A hearing for an Injunction be held on

Date	Time	Location
Circuit Court Judge		
2. Service of this Notice and Order shall be made at least _____ hours prior to the hearing.
3. The respondent avoid interference with an investigation of the individual at risk, the delivery of protective services to the individual at risk, or a protective placement of the individual at risk, or the delivery of services to the elder adult at risk.
4. The respondent cease engaging in or threatening to engage in physical abuse, emotional abuse, sexual abuse, treatment without consent, unreasonable confinement or restraint, financial exploitation, neglect, harassment, stalking of the individual at risk, or mistreatment of an animal.
5. The respondent avoid the residence of the individual at risk and/or any other location temporarily occupied by the individual at risk.
6. The respondent avoid contacting the individual at risk or causing any person other than a party's attorney or a law enforcement officer to contact the individual at risk. *Contact includes: contact at individual at risk's home, work, school, public places, in person, by phone, in writing, by electronic communication or device, or in any other manner.*
7. The respondent refrain from removing, hiding, damaging, harming, or mistreating, or disposing of, a household pet.
8. The respondent allow the petitioner or a family member or household member of the petitioner acting on his/her behalf to retrieve a household pet.
9. The respondent shall not intentionally prevent a representative or employee of the county protective services agency from meeting, communicating, or being in visual or audio contact with the adult at risk, except as ordered here: _____

10. If a person/agency filed this petition on behalf of the individual at risk, a guardian ad litem shall be appointed for the individual at risk. The Court appoints [Guardian ad litem's name] _____.

11. Other: *[May not be inconsistent with remedies requested in the Petition]* _____

FAILURE TO APPEAR could result in a injunction being issued directing you to:

- avoid interference with an investigation of the individual at risk;
- avoid interference with the delivery of protective services to the individual at risk, or a protective placement of the individual at risk;
- avoid interference with the delivery of services to the elder adult at risk;
- avoid contacting the individual at risk or causing any person other than a party's attorney or a law enforcement officer to contact the individual at risk.
- engaging in or threatening to engage in physical abuse, emotional abuse, sexual abuse, treatment without consent, unreasonable confinement or restraint, financial exploitation, neglect, harassment, stalking of the individual at risk, or mistreatment of an animal; AND
- follow any other appropriate orders not inconsistent with the remedies requested in the Petition.

VIOLATION OF AN INJUNCTION if issued at this hearing shall result in your arrest and may result in the imposition of criminal penalties regardless of whether you have been served a copy of the injunction. Service of a copy of this Notice of Injunction Hearing and the Petition for the Temporary Restraining Order and/or Injunction is constructive knowledge of the existence of the Injunction.

THIS TEMPORARY RESTRAINING ORDER IS IN EFFECT UNTIL THE INJUNCTION HEARING.

If you require reasonable accommodations due to a disability, please call _____ prior to the scheduled court date. Please note that the court does not provide transportation.

DISTRIBUTION:

1. Court
2. Petitioner(Individual at Risk)
3. Person/Agency acting on behalf of Individual at Risk
4. Respondent
5. Guardian ad Litem, if appointed
6. Law Enforcement
7. Other: