

YOU ARE WANTING TO FILE FOR A PROTECTION ORDER – PLEASE ANSWER THE FOLLOWING QUESTIONS TO DETERMINE WHICH PACKET TO COMPLETE

A minor may not file for a protection order – must be filed by an adult on behalf of the minor

1. The alleged victim lives in Clermont County – Yes _____ No _____
If you answered yes, continue to question 2.
If you answered no, STOP – you must file in the county in which the victim lives
2. The respondent (alleged offender) is under the age of 18 – Yes _____ No _____
If you answered yes, continue to question 3.
If you answered no, STOP – you are in the wrong court. You should contact either Domestic Relations Court or Common Pleas Court.
3. Are you alleging the respondent (alleged offender) has engaged in domestic violence against a family member who resides with or has resided with respondent (alleged offender) – parent, foster parent, child or others related by blood or marriage; also other parent of a common child even if never lived together?
Yes _____ No _____
If no, continue to question 4.
If yes, you would request a Domestic Violence Civil Protection Order.

Are you asking the Court to make a parenting/custody order in the Domestic Violence Civil Protection Order? (This would only apply if the Petitioner (alleged victim) and the Respondent (alleged offender) have a child or children together)

Yes _____ No _____
If yes, request the Parenting Proceeding Affidavit.

4. Do you believe you are the victim of felonious assault, aggravated assault, assault, aggravated menacing, menacing by stalking, menacing or aggravated trespass, a sexually oriented offense, or a violation of municipal ordinance that is substantially equivalent to any of these offenses and the respondent is under the age of 18?
Yes _____ No _____
If yes, you would request a Juvenile Civil Protection Order .

IF YOUR ANSWERS TO QUESTIONS 3 AND 4 ARE BOTH NO, YOU MAY WANT TO CONTACT AN ATTORNEY FOR LEGAL ADVICE.

LAWYER REFERRAL SERVICE – (513) 732-2050.



PROTECTION ORDERS OVERVIEW CARD

TYPE OF ORDER	FOR WHOM?	JURISDICTION, VENUE & STANDARD OF PROOF	LENGTH OF ORDER, OBJECTIONS & VIOLATION
<p>Domestic Violence Civil Protection Order (DV CPO)</p> <p>Domestic Violence Juvenile Civil Protection Order (DV JCPO)</p> <p>Dating Violence Civil Protection Order (DT CPO) R.C. 3113.31</p>	<ul style="list-style-type: none"> Domestic violence, menacing by stalking, aggravated trespass, child abuse or sexually oriented offense committed by a family or household member Acts committed by an adult against an adult with whom the person has a dating relationship Criminal charges not required Person may seek relief on the person's own behalf In a domestic violence case, any parent or adult household member may seek relief on behalf of any other family or household member In a domestic violence case, custody and support issues may be addressed 	<ul style="list-style-type: none"> Common Pleas Court Domestic Relations division if respondent is 18 years or older Common Pleas Court Juvenile division if respondent is under 18 years old <i>Ex Parte</i> order solely signed by a magistrate per Civ.R. 65.1 Hearing within 7 or 10 court days if <i>Ex Parte</i> order issued, depending if respondent is ordered to vacate or evicted from residence Normal civil action if no <i>Ex Parte</i> order issued or requested Venue: County where petitioner currently or temporarily resides Standard of proof: Preponderance of the evidence 	<ul style="list-style-type: none"> In effect for a specified time up to 5 years and may be renewed In effect for a specified time not to exceed the respondent's 19th birthday, if respondent is a juvenile Objections filed after issuance of final appealable order per Civ.R. 65.1 Criminal violation under R.C. 2919.27 Prosecution without service if judicial officer or law enforcement officer provided notice about the order Contempt of court under R.C. 3113.31 Adjudicated a delinquent juvenile under R.C. 2919.27
<p>Juvenile Civil Protection Order (JCPO)</p> <p>R.C. 2151.34</p>	<ul style="list-style-type: none"> Felonious assault, aggravated assault, assault, aggravated menacing, menacing by stalking, menacing, aggravated trespass, and sexually oriented offense committed by a juvenile Criminal charges not required Any person on behalf of that person Any parent or adult family or household member may seek relief on behalf of any other family or household member Any person who the court deems as an appropriate person may seek relief on behalf of a child 	<ul style="list-style-type: none"> Common Pleas Court Juvenile division if respondent is under 18 years old <i>Ex Parte</i> order solely signed by a magistrate per Civ.R. 65.1 Hearing within 10 court days if <i>Ex Parte</i> order issued Normal civil action if no <i>Ex Parte</i> order issued or requested Venue: County where petitioner resides Standard of proof: Preponderance of the evidence; clear and convincing for electronic monitoring 	<ul style="list-style-type: none"> In effect for a specified time not to exceed the respondent's 19th birthday Objections filed after issuance of final appealable order per Civ.R. 65.1 Criminal violation under R.C. 2919.27 Prosecution without service if judicial officer or law enforcement officer provided notice about the order Contempt of court under R.C. 2151.34 Adjudicated a delinquent juvenile under R.C. 2919.27

PROTECTION ORDERS OVERVIEW CARD

TYPE OF ORDER	FOR WHOM?	JURISDICTION, VENUE & STANDARD OF PROOF	LENGTH OF ORDER, OBJECTIONS & VIOLATION
<p align="center">Civil Stalking Protection Order (CSPO)</p> <p align="center">or</p> <p align="center">Civil Sexually Oriented Offense Protection Order (CSOOPO)</p> <p align="center">R.C. 2903.214</p>	<ul style="list-style-type: none"> Menacing by stalking or sexually oriented offense Criminal charges not required Person may seek relief on the person's own behalf Any parent or adult household member may seek relief on behalf of any other family or household member 	<ul style="list-style-type: none"> Common Pleas Court if respondent is 18 years or older <i>Ex Parte</i> order solely signed by a magistrate per Civ.R. 65.1 Hearing within 10 court days if <i>Ex Parte</i> order is issued Normal civil action if no <i>Ex Parte</i> order issued or requested Venue: County where petitioner resides Standard of proof: Preponderance of the evidence; clear and convincing for electronic monitoring 	<ul style="list-style-type: none"> In effect for a specified time up to 5 years and may be renewed Objections filed after issuance of final appealable order per Civ.R. 65.1 Criminal violation under R.C. 2919.27 Prosecution without service if judicial officer or law enforcement officer provided notice about the order Contempt of court under R.C. 2903.214
<p align="center">Domestic Violence Temporary Protection Order (DV TPO)</p> <p align="center">R.C. 2919.26</p>	<ul style="list-style-type: none"> Criminal charges of domestic violence, stalking, criminal damaging or endangering, criminal mischief, burglary, aggravated trespass, sexually oriented offense or any offense of violence per R.C. 2901.01 against a family or household member Either misdemeanor or felony charge 	<ul style="list-style-type: none"> Municipal or County Court (generally) or Common Pleas Court Venue: Court that has jurisdiction over criminal case 	<ul style="list-style-type: none"> In effect for the duration of criminal case or until a DV CPO, per R.C. 3113.31, is issued arising out of the same activities Criminal violation under R.C. 2919.27 Prosecution without service if judicial officer or law enforcement officer provided notice about the order
<p align="center">Criminal Protection Order (CrPO)</p> <p align="center">R.C. 2903.213</p>	<ul style="list-style-type: none"> Criminal charges of felonious assault, aggravated assault, assault, aggravated menacing, menacing by stalking, aggravated trespass, menacing or sexually oriented offense against someone who is NOT a family or household member Excludes DV and offenses of violence against family or household member Either misdemeanor or felony charge 	<ul style="list-style-type: none"> Municipal or County Court (generally) or Common Pleas Court Venue: Court that has jurisdiction over criminal case 	<ul style="list-style-type: none"> In effect for the duration of criminal case or until CSPO or CSOOPO, per R.C. 2903.214, is issued arising out of the same activities Criminal violation under R.C. 2919.27 Prosecution without service if judicial officer or law enforcement officer provided notice about the order

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Protection Order Forms: For technical assistance on protection order forms and related matters, contact the Domestic Violence Program at 614.387.9408. Forms may be found at: sc.ohio.gov/JCS/domesticViolence | Updated 07/2018

PETITION FOR JUVENILE CIVIL PROTECTION ORDER

INFORMATION SHEET

Petitioner's Parent(s)/Guardians(s) Name(s): _____

Petitioner's Parent(s)/Guardian(s) Street Address: _____

Petitioner's Parent(s)/Guardian(s) City, State and Zip: _____

Telephone Number _____

Respondent's Parent(s)/Guardian(s) Name(s): _____

Respondent's Parent(s)/Guardian(s) Street Address: _____

Respondent's Parent(s)/Guardian(s) City, State and Zip: _____

Telephone Number _____

In order for the Respondent to be properly served with the Juvenile Civil Protection Order, please provide the following information to the best of your ability:

DOB: _____

Age: _____

Race: _____

Sex: _____

Height: _____

Weight: _____

Hair: _____

Eyes: _____

IN THE COURT OF COMMON PLEAS, JUVENILE DIVISION
CLERMONT COUNTY, OHIO

_____ : Case No. _____
 _____ : Judge JAMES A. SHRIVER
 _____ :
 City, State, Zip Code :
 _____ :
 Date of Birth: ____/____/____ :

v. : PETITION FOR JUVENILE CIVIL PROTECTION ORDER
 : OR JUVENILE DOMESTIC VIOLENCE CIVIL
 : PROTECTION ORDER (R.C. 2151.34 and 3113.31)

_____ :
Respondent :
 _____ :
 Address :
 _____ :
 City, State, Zip Code :
 _____ :
 Date of Birth: ____/____/____ :

CHECK EVERY THAT APPLIES. IF YOU ARE REQUESTING YOUR ADDRESS REMAIN CONFIDENTIAL, DO NOT WRITE YOUR ADDRESS ON THIS FORM. PLEASE PROVIDE ANOTHER MAILING ADDRESS WHERE YOU CAN SAFELY RECEIVE NOTICES FROM THE COURT. THIS FORM IS A PUBLIC RECORD.

- 1. Petitioner seeks relief on his or her own behalf.
- 2. Petitioner seeks relief on behalf of, _____, who is a minor.
 The minor is not a family or household member of the Petitioner pursuant to R.C. 3113.31(A)(3)(a) - (b).
- 3. Petitioner seeks relief on behalf of the following family or household members:

NAME (first, middle initial, and last)	DATE OF BIRTH	HOW RELATED TO PETITIONER/APPLICANT
	/ /	
	/ /	
	/ /	
	/ /	

- 4. Petitioner is not a family or household member of Respondent.
- _____

- 5. Petitioner is a family or household member of Respondent and a victim of domestic violence. The relationship of Petitioner to Respondent is that of:
 - Parent of Respondent
 - Foster Parent of Respondent
 - Other relative by blood or marriage of Respondent or Petitioner/ who has lived with Respondent at any time (describe relationship):

- 6. Petitioner and/or a family or household member of Petitioner has a child in common with the Respondent.
- 7. Please describe in detail the action(s) of the Respondent that causes you to believe that he/she will cause or has caused you and/or your family or household members physical or emotional harm. Attach additional page if you need more room.

This conduct may include domestic violence, felonious assault, aggravated assault, assault, aggravated menacing, stalking, menacing, aggravated trespass, or sexually oriented offense. (See Form 10.05-A for a definition of these terms.)

- 8. Please describe how the Respondent's conduct affected you and/or your family or household members. Attach additional page if you need more room.

- 9. Petitioner further states that Respondent attends the same school or is transported to school on the same school bus as Petitioner and/or the family or household member of the Petitioner.

School Name & Address: _____

School Bus: _____

10. The following is a list of all past and present court cases, that Petitioner knows of, which involve the parties, their children, or other family or household member and are relevant to this matter:

CASE NAME	CASE NUMBER	COURT/COUNTY	TYPE OF CASE	RESULT OF CASE

11. Petitioner requests the Court grant relief under R.C. 2151.34 or 3113.31. Check all that apply.

- a. Require the Respondent not to abuse, harm, attempt to harm, threaten, follow, stalk, harass, contact, force sexual relations upon, or commit sexually oriented offenses against the Petitioner and/or the Petitioner's family or household members named in this Petition.
- b. Require the Respondent not to enter or have limited access to the following places (include name and address, as applicable) where Petitioner and Petitioner's family or household members named in this Petition may be found, including the buildings, grounds, and parking lots at these places.

Residence: _____

School: _____

Business or Place of Employment: _____

Other (specify): _____

- c. Require the Respondent not to have contact with Petitioner and/or Petitioner's family or household members named in this Petition by any means whatsoever.
- d. Require the Respondent not to remove, damage, hide, or dispose of any property or pets owned or possessed by the Petitioner and Petitioner's family or household members named in this Petition.
- e. Require the Respondent not to possess, use, carry, or obtain any deadly weapon.
- f. Require the Respondent to be electronically monitored. Please explain why the Respondent's conduct is a past, present, and future danger to the health, welfare, or safety of the Petitioner and/or the Petitioner's family or household members. Attach additional page if you need more room.

g. Require the Respondent to complete batterer counseling, substance abuse counseling, or other counseling as determined necessary by the Court.

h. Includes the following additional provisions:

12. Petitioner further requests that the Court issue an *ex parte* (emergency) protection order.

13. Petitioner further requests that the Court grant such other relief as the Court considers equitable and fair.

I hereby swear or affirm that the answers above are true, complete, and accurate to the best of my knowledge. I understand that falsifying this document may result in a contempt of court finding against me which could result in a jail sentence and fine and that falsifying this document may also subject me to criminal penalties or adjudication of delinquency for perjury under R.C. 2921.11 or falsification under R.C. 2921.13.

DO NOT SIGN THIS FORM UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PETITON FOR YOU.

SIGNATURE OF PETITIONER

Sworn to and subscribed before me on this _____ day of _____, 20 _____

NOTARY PUBLIC/DEPUTY CLERK OF COURT

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Petitioner's Safe Address:

Name of Attorney (if applicable)

Signature of Attorney for Petitioner (if applicable)

Attorney's Address

City, State, Zip Code

Attorney Registration Number

Attorney's Telephone

Attorney's Fax

Attorney's Email