

Kitsap County District Court
State of Washington

Petitioner (*Person starting this case*)

v.

Respondent (*Person responding to this case*)

Case No. _____

Petition for Protection Order

Clerk's Action: 1

Petition for Protection Order

What kind protection order do you want? There are different orders based on the type of harm and how the parties know each other. **See definitions in Attachment A.**

1. Choose the type of protection order that best fits your situation. Check only one.

- Anti-Harassment – Protection from someone who has committed unlawful harassment. (PTORAH)
Conduct also includes (*check all that apply*): stalking hate crime
 single act/threat of violence including malicious and intentional threat or presence of firearm/weapon causing substantial emotional distress
 family or household member engaged in domestic violence
 nonconsensual sexual conduct or penetration or a sex offense
- Stalking – Protection from someone who has committed stalking. (PTORSTK)
- Domestic Violence – Protection from an intimate partner or family or household member who has committed domestic violence, nonconsensual sexual conduct or penetration, unlawful harassment, or stalking. (PTORPRT)
- Sexual Assault – Protection from someone who has committed sexual assault. (PTORSXP)

2. If more than one of the protection order types listed above fits your situation, list any additional order types here: _____

3. Who should the order restrain? ("Restrained Person")

Name: _____

Restrained Person's age: Under 13 13 to 17 18 or over unknown

Who should be protected? Check all that apply. Depending on the type of order, you can protect yourself, and/or children, and/or other adult(s) who are family or household members.

4. Who should the order protect? ("Protected Person") (Check all that apply.)

Me. My name is _____

Minor Children.

I am the minor's parent legal guardian custodian.

I am age 18 or older and the minor is a member of my family or household.
(For domestic violence petitions only.)

Child's Name	Age	Sex	Race	Lives With	How related to you	How related to Restrained Person

Someone else. (List your name as *Petitioner* at the beginning of this form. Describe who you are filing for here.) I am filing to also protect the following adult family or household members:

(name(s)) _____

5. Service address. What is your address for receiving legal documents? You have the right to keep your residential address private. You may use a different mailing address for receiving legal documents.

Mail: _____

Email (if you agree to receive legal documents by email): _____

6. Interpreter

Do you need an interpreter? No Yes, Language: _____

Important! You may need to request an interpreter separately. You will get instructions with an order setting your hearing.

How do the parties know each other?

7. Check all the ways the protected person is connected or related to the restrained person:

Intimate Partners – Protected person and restrained person are intimate partners because they are:

- current or former spouses or domestic partners
- parents of a child-in-common (unless child was conceived through sexual assault)
- current or former dating relationship (age 13 or older) who
 - never lived together
 - live or have lived together

Family or household members - Protected person and restrained person are family or household members because they are:

- parent and child
- grandparent and grandchild
- current or former cohabitants as roommates
- person who is or has been a legal guardian
- related by blood or marriage (*specify how*) _____
- stepparent and stepchild
- parent's intimate partner and child

Other (examples: coworker, neighbor, acquaintance, stranger)

Connection to Washington State. This helps decide if the court has authority (jurisdiction).

8. **Why are you filing in this county and state?** *Check all that apply.*

- The protected person lives in this county now, **or** used to live in this county but left because of abuse, or this is the nearest court to where I live or used to live.
- An incident that made me want this protection order happened in this county or state.

9. **Restrained Person's residence.** Where does the restrained person live?

- In Washington State in (*city or county*): _____
- Outside of Washington State
- Unknown

Are there other court cases involving the parties or any children?

10. **Other court cases.** Have there been any other court cases between any of the people involved in this case or about any children? Include court cases happening now and in the past and requests for protection that were denied or have expired. (*Examples: criminal no contact order, civil protection order, family law restraining order, protection order from another state, tribal order, military orders, parenting plans, divorce, landlord-tenant, employment, property, assault, police investigations. File copies in this court case of everything you want the court to review.*)

- No
- Yes. If yes, fill out below.

What protections do you need? Check everything you want the court to order.

13. I ask for a protection order with these restraints against the Restrained Person:

General Restraints

A. **No Harm:** Do not cause any physical harm, bodily injury, assault, nonconsensual sexual conduct or nonconsensual sexual penetration, and do not harass, threaten, or stalk

protected person the minors named in section 4 above

these minors only: _____

B. **No Contact:** Do not make any attempts or have any contact, including nonphysical contact, directly, indirectly, or through third parties, regardless of whether those third parties know of the order, except for service of court documents with

protected person the minors named in section 4 above

these minors only: _____

these members of the protected person's household: _____

Exception (if any): Only this type of contact is allowed: _____

C. **Stalking Behavior:** Do not harass, follow, monitor, keep under physical or electronic surveillance, cyber harass (as defined in RCW 9A.90.120), or use phone, video, audio or other electronic means to record, photograph, or track locations or communication, including digital, wire, or electronic communication of

the protected person the minors named in section 4 above

these minors only: _____

these members of the protected person's household: _____

D. **Exclude and Stay Away:** Do not enter, return to, knowingly come within, or knowingly remain within 1,000 feet or other distance (*specify*) _____ of

the protected person protected person's vehicle

protected person's school protected person's workplace

protected person's residence protected person's adult day program

the shared residence

the residence, daycare, or school of the minors named in section 4 above

these minors only: _____

other: _____

Address: The protected person chooses to (*check one*)

keep their address confidential list their address here:

E. **Vacate shared residence:** The protected person has exclusive right to the residence that the protected person and restrained person share. The restrained person must immediately vacate the residence. The restrained person may take the restrained person's clothing, personal items needed during the duration of the order, and these items (*specify*): _____
from the residence while a law enforcement officer is present.

- F. **Intimate Images:** Do not possess or distribute intimate images of a protected person, as defined in RCW 9A.86.010. The restrained person must take down and delete all intimate images and recordings of a protected person in the restrained person's possession or control and cease any and all disclosure of those intimate images.
- G. **Electronic Monitoring:** The restrained person must submit to electronic monitoring. Example: location tracking via ankle bracelet. *(Restrained person must be age 18 or older.)*
- H. **Evaluation:** The restrained person shall get an evaluation for:
 - mental health
 - chemical dependency (drugs)
- I. **Treatment:** The restrained person shall participate in state-certified treatment for:
 - sex offender
 - domestic violence perpetrator
- J. **Personal Belongings:** The protected person shall have possession of essential personal belongings, including the following:

- K. **Assets:** Do not transfer jointly owned assets.
 - Finances:** Provide the following financial relief: _____
- L. **Vehicle:** The protected person shall have use of the following vehicle:

Year, Make & Model _____ License No. _____
- M. **Restrict Abusive Litigation:** Do not engage in abusive litigation as set forth in chapter 26.51 RCW or in frivolous filings against the protected person, making harassing or libelous communications about the protected person to third parties, or making false reports to investigative agencies.
- N. **Pay Fees and Costs:** The restrained person must pay fees and costs of this action. This may include administrative court costs, service fees, and the protected person's costs including lawyer fees.

Firearms and Other Dangerous Weapons

- O. **Surrender Weapons:** The restrained person must immediately surrender to law enforcement and not access, possess, have in their custody or control, purchase, receive, or attempt to purchase or receive firearms, other dangerous weapons, or concealed pistol licenses.

Important! *The court may be required to order the restrained person to surrender firearms, other dangerous weapons, or concealed pistol licenses even if you do not request it.*

Does the restrained person have or own firearms?

Yes No I don't know

Complete **Attachment B: Firearms Identification** if Yes.

Would the restrained person's use of firearms or other dangerous weapons be a serious and immediate threat to anyone's health or safety?

Yes No I don't know

Even if the restrained person does not have firearms now, has the restrained person ever used firearms, other weapons, or objects to threaten or harm you?

Yes No

If Yes, describe what happened.

Is the restrained person already not allowed to have firearms?

Yes No I don't know

If Yes, why? _____

School Enrollment (Protected Person And Respondent Attend Same School)

P. **School Enrollment:** Do not enroll or continue attending as a student in the elementary, middle, or high school that a protected person attends: *(name of school)*

(Only if both the restrained person and a protected person are students at the same school. Can apply to students 18 or older. Includes public and private schools.)

Describe any continuing physical danger, emotional distress, or educational disruption to a protected person that would happen if the restrained person attends the same school.

Pets

Q. **Custody:** The protected person shall have exclusive custody and control of the following pet/s owned, possessed, leased, kept, or held by the protected person, restrained person, or a minor child who lives with either the protected or restrained person. *(Specify name of pet and type of animal.):*

R. **Interference:** Do not interfere with the protected person's efforts to get the pet/s named above.

S. **Stay Away:** Do not knowingly come within, or knowingly remain within *(distance)* _____ of the following locations where the pet/s are regularly found:

Protected person's residence *(home address may be kept confidential.)*

Other *(specify):* _____

Other

T. _____

Do you need help from law enforcement? They may help you get the things you asked for.

14. Law Enforcement Help: Do you want the court to order the appropriate law enforcement agency to help you with any of the things listed below?

Check all that apply.

Possession of my residence.

Possession of the vehicle I asked for in section **L** above.

Possession of my essential personal belongings that are located at:

the shared residence

the restrained person's residence

other location: _____

Other: _____

How long do you need this order to last?

15. Length of Order

*(The order will last for **at least one year** unless you ask for something different.)*

I need this order to last for: 1 year more than 1 year less than 1 year (*specify how long*): _____

If you checked more or less than one year, briefly explain why.

Why do you need a protection order? What happened? This is your statement, where you tell your experience.

Be as specific and descriptive as possible. Put the date, names, what happened, and where. Use names rather than pronouns (he/she/they) as much as possible. If you cannot remember the date, put the time of year it happened (around a holiday, winter, summer, how old your child was), or about how long ago.

For all of the questions below, include details:

- Who did what?
- When did this happen?
- How were any statements made? (in person, mail, text, phone, email, social media)
- How did this make you, the minor, or adult household members feel?

If you need more space to answer any of the questions below, use the form "Statement" (on the court website at www.kitsap.gov/dc under Forms > Protection Orders) or attach additional pages.

Privacy Warning! The restrained person will see this Petition and any other evidence you file with the court. This information is also available to the public for anyone to see. You should file health care records, financial documents, and confidential reports under seal. Use form Sealed Cover Sheet (Confidential) (on the court website at www.kitsap.gov/dc under Forms > Protection Orders). If you want to seal explicit or intimate images, you must file a separate motion asking the court to seal these images (GR 15).

16. Most Recent Incident. What happened most recently that made you want a protection order? This could include violent acts, fear or threats of violence, coercive control, nonconsensual sexual conduct or penetration, sexual abuse, harassment, stalking, hate crimes.

17. Past Incidents. What happened in the past that makes you want a protection order? This could include violent acts, fear or threats of violence, coercive control, nonconsensual sexual conduct or penetration, sexual abuse, harassment, stalking, hate crimes.

18. Medical Treatment. Describe any medical treatment you received for issues related to your request for protection.

19. Suicidal Behavior. Describe any threats of self-harm or suicide attempts by the restrained person.

20. Restrained Person's Substance Abuse

Is substance abuse involved? Yes No Unknown

If yes, what type of substance abuse? Alcohol Drugs Other

21. Minors Needing Protection, if any *(If the information is not already included above.)*

Has there been any violence or threats towards children? How have the children been affected by the restrained person's behavior? Were the children present during any of the incidents described above? Describe and give details.

22. Supporting Evidence *(Include anything else you want the court to see that helps prove what you are saying is true. You are responsible for filing your supporting evidence,*

including police reports, if any. Before you file any attachments, you can black out (redact) any sensitive information. Examples: your home address and account numbers (leave last four digits). If you have audio or video evidence, contact the court for how to submit.)

I am submitting the following evidence with this Petition (check all that apply):

- Pictures
- Text/email/social media messages
- Voice messages (written transcript)
- Written notes/letters/mail
- Police report
- Declaration or statement from witness (name/s): _____

Other (describe): _____

Privacy Warning! The restrained person will see this Petition and any other evidence you file with the court. This information is also available to the public for anyone to see, unless it is filed under a sealed cover sheet. Use form Sealed Cover Sheet (Confidential) (on the court website at www.kitsap.gov/dc under Forms > Protection Orders). If you want to seal explicit or intimate images, you must file a separate motion asking the court to seal these images (GR 15).

Before you file any attachments, you can black out (redact) any sensitive information. Examples: your home address, account numbers (leave last four digits), minor's names (leave minor's initials). Do not list your address in this petition or any supporting evidence if you want it to remain confidential.

I certify under penalty of perjury under the laws of the state of Washington that all the information provided in this petition and any attachments is true and correct.

I have attached (number): _____ pages.

Signed at (City and State): _____ Date: _____

Sign here

Print name

Attachment A: Definitions (*Always include with petition.*)

"Domestic violence" means:

- (a) Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking of one intimate partner by another intimate partner; or
- (b) Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking of one family or household member by another family or household member.

"Sexual conduct" means any of the following:

- (a) Any intentional or knowing touching or fondling of the genitals, anus, or breasts, directly or indirectly, including through clothing;
- (b) Any intentional or knowing display of the genitals, anus, or breasts for the purposes of arousal or sexual gratification of the respondent;
- (c) Any intentional or knowing touching or fondling of the genitals, anus, or breasts, directly or indirectly, including through clothing, that the petitioner is forced to perform by another person or the respondent;
- (d) Any forced display of the petitioner's genitals, anus, or breasts for the purposes of arousal or sexual gratification of the respondent or others;
- (e) Any intentional or knowing touching of the clothed or unclothed body of a child under the age of 16, if done for the purpose of sexual gratification or arousal of the respondent or others; or any coerced or forced touching or fondling by a child under the age of 16, directly or indirectly, including through clothing, of the genitals, anus, or breasts of the respondent or others.

"Sexual penetration" means any contact, however slight, between the sex organ or anus of one person by an object, the sex organ, mouth, or anus of another person, or any intrusion, however slight, of any part of the body of one person or of any animal or object into the sex organ or anus of another person including, but not limited to, cunnilingus, fellatio, or anal penetration.

Evidence of emission of semen is not required to prove sexual penetration.

"Stalking" means any of the following:

- (a) Any act of stalking as defined under RCW 9A.46.110;
- (b) Any act of cyber harassment as defined under RCW 9A.90.120; or
- (c) Any course of conduct involving repeated or continuing contacts, attempts to contact, monitoring, tracking, surveillance, keeping under observation, disrupting activities in a harassing manner, or following of another person that:
 - (i) Would cause a reasonable person to feel intimidated, frightened, under duress, significantly disrupted, or threatened and that actually causes such a feeling;
 - (ii) Serves no lawful purpose; and
 - (iii) The respondent knows, or reasonably should know, threatens, frightens, or intimidates the person, even if the respondent did not intend to intimidate, frighten, or threaten the person.

"Unlawful harassment" means:

- (a) A knowing and willful course of conduct directed at a specific person that seriously alarms, annoys, harasses, or is detrimental to such person, and that serves no legitimate or lawful purpose. The course of conduct must be such as would cause a reasonable person to suffer substantial emotional distress, and must actually cause substantial emotional distress to the petitioner; or
- (b) A single act of violence or threat of violence directed at a specific person that seriously alarms, annoys, harasses, or is detrimental to such person, and that serves no legitimate or lawful purpose, which would cause a reasonable person to suffer substantial emotional distress, and must actually cause substantial emotional distress to the petitioner. A single threat of violence must include:
 - (i) A malicious and intentional threat as described in RCW 9A.36.080(1)(c); or
 - (ii) the presence of a firearm or other weapon

Attachment B: Firearms Identification

Only complete this attachment if the restrained person owns or has access to firearms or other dangerous weapons. **If not**, skip or remove this attachment.

1. Does the restrained person own or have access to any firearms? Yes No
 Unknown
2. Does the restrained person purchase, own or have access to parts that could be assembled into a working firearm (example: ghost guns)? Yes No Unknown
3. Does the restrained person have a concealed pistol license (CPL)? Yes No
 Unknown
4. When was the last time you saw the firearm/s? _____
5. Do you know where the restrained person keeps the firearm/s? Yes No
If yes, check all that apply:
 On their Person In their Car In their Home Storage Unit In a Safe
6. To the best of your knowledge, are the guns typically loaded? Yes No
 Unknown
7. How important are the firearms to the restrained person?
 1 (not very important) 2 3 4 5 (very important) Unknown
8. What does the restrained person generally use the firearms for, if known? (*check all that apply*)
 Hunting Collecting Target Shooting Protection Other: _____
9. Does the respondent possess explosives? Yes No Unknown
10. Does the restrained person own or possess any other dangerous weapons you believe should be surrendered? Yes No Unknown. If yes, list them here: _____

The pictures below are examples of the most common guns. If you recognize any of the pictures below as similar to the one/s the restrained person has, please check it and write in how many they have of each.

Handgun (how many) _____



Unassembled Firearm (how many) _____



Semi-automatic Rifle (how many) _____



Rifle/Shotgun (how many) _____



Other firearm/s (describe):