**Kitsap County District Court**

**State of Washington**

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| State Of Washington, Plaintiff,v.     , Date Of Birth –       Defendant. | **No.**      **No Contact Order –** Choose an item.[x]  Pre-Trial[ ]  Post Conviction[ ]  **Replacement Order** (¶12)Clerk’s Action Required – ¶11 |

No Contact Order

**1.** **Effective Date**. **This order is effective immediately and expires on –**

[x]  Two years from today’s date.

[ ]  Five years from today’s date.

[ ]  (*Date and time*) –      .

**2. Restrained Person**. **This order restrains the defendant named above.**

**3. Protected Person**. **This order protects** (first middle last) .

Protected Person Date Of Birth –      .

(*If protected person is a minor, use initials instead of name*)

**4.** **Restraints**. **The court orders – To the defendant –**

[x]  **No Harm**.Do not cause, attempt, or threaten to cause bodily injury to, assault, sexually assault, harass, stalk, or keep under surveillance the protected person.

[x]  **No Contact**. Do not contact the protected person directly, indirectly, in person, or through others, by phone, mail, or electronic means, except for mailing or service of process of court documents through a third party, or contact by the defendant’s lawyer(s).

[ ]  **Exception**. Only this type of contact is allowed –      .

[x]  **Exclude And Stay Away**. Do not knowingly enter, remain, or come within
[x]  1,000 feet or other distance (*specify*) [ ]        of the protected person’s residence, school, workplace, other –      .

[ ]  **Other**.     .

**5.** **Firearms, Weapons, And Concealed Pistol License**. **The court orders – To the defendant –**

[ ]  **Firearm**.Do not, own, possess, or control a firearm. (RCW 9.41.040 – unlawful possession of firearms).

[x]  **Firearm, Weapons, Concealed Pistol License**. Do not access, have in your custody or control, obtain, purchase, receive, attempt to purchase or receive, or possess a firearm, other dangerous weapon, or concealed pistol license. (RCW 9.41.800 – prohibition of weapons).

[ ]  **Surrender To Law Enforcement**. (*Post conviction only*) **Immediately surrender** all firearms and other dangerous weapons within the defendant’s possession or control and any concealed pistol license to (local law enforcement agency) the **Kitsap County Sheriff’s Office** (RCW 9.41.800 – surrender of weapons).

[x]  **Comply With Weapons Order**. Comply with the following order issued pursuant to RCW 9.41.800 filed separately –

[x]  **Order To Prohibit Weapons** (*Pre-trial only*).

[ ]  **Order to Surrender and Prohibit Weapons** (*Post conviction only*).

**Warning To Defendant** – Violation of this order with actual notice of its terms is a criminal offense under chapter 7.105 RCW and will subject a violator to arrest; any assault, drive-by shooting, or reckless endangerment that is a violation of this order is a felony.

**You can be arrested even if the person protected by this order invites or allows you to violate the order’s prohibitions**.

You have the sole responsibility to avoid or refrain from violating the order’s provisions. Only the court can change the order upon written request.

**Additional Warnings To Defendant** – This order does not modify or terminate any order entered in any other case. You are still required to comply with other orders.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States, shall accord full faith and credit to the order.

**6.** **Criminal Offense**. Based upon the record, both written and oral, the court issues this order because the court finds that the defendant has been charged with, arrested for, or convicted of an offense of –

[ ]  domestic violence (RCW 10.99.040, .045, .050).

[ ]  stalking (RCW 9A.46.040(3), .055, .085).

[ ]  harassment (RCW 9A.46.040, .050).

[ ]  sexual assault (RCW 9A.44.210).

(*(1) Communication with minor for immoral purposes, RCW 9.68A.090;
(2) sexual misconduct with a minor in the second degree, RCW 9A.44.096; or
(3) a criminal attempt, criminal solicitation, or criminal conspiracy to commit an offense that is classified as a sex offense under RCW 9.94A.030*)

[ ]  trafficking (RCW 9A.40.102, .104).

[ ]  promoting prostitution (RCW 9A.88.160, .170).

**7.** **Weapons Findings**. The court makes the following findings pursuant to RCW 9.41.800 –

[ ]  **Firearm Ineligibility**. The court finds by a preponderance of the evidence that the defendant is ineligible to possess a firearm pursuant to RCW 9.41.040.
(RCW 9.41.800(1)).

[ ]  **Weapon Use In Felony**. The court finds by a preponderance of the evidence that the defendant used, displayed, or threatened to use a firearm or other dangerous weapon in a felony. (RCW 9.41.800(1)).

[ ]  **Serious And Imminent Threat**. Possession of a firearm or other dangerous weapon by the defendant presents a serious and imminent threat to public health or safety, or to the health or safety of any individual. (RCW 9.41.800(4)).

[x]  **Physical Force Prohibited**. The terms of the court order explicitly prohibit the use, attempted use, or threatened use of physical force against the intimate partner, protected person, or child that would reasonably be expected to cause bodily injury. (RCW 9.41.800(2)).

*(See also No Harm Restraint in section 4).*

(*Check only if during any period of time the defendant is subject to a court order issued under chapter 7.105 (civil protection orders), 9A.46 (harassment), 10.99 (domestic violence), 26.09 (dissolution proceedings – legal separation), 26.26A (uniform parentage act), or 26.26B RCW (miscellaneous parentage act provisions), the order was issued after a hearing of which the defendant received actual notice, and at which the defendant had an opportunity to participate*).

[ ]  **Credible Threat**. The defendant represents a credible threat to the physical safety of the intimate partner, protected person, or child. (RCW 9.41.800(2)).

(*Check only if during any period of time the defendant is subject to a court order issued under chapter 7.105 (civil protection orders), 9A.46 (harassment), 10.99 (domestic violence), 26.09 (dissolution proceedings – legal separation), 26.26A (uniform parentage act), or 26.26B RCW (miscellaneous parentage act provisions), the order was issued after a hearing of which the defendant received actual notice, and at which the defendant had an opportunity to participate*).

**8.** **[ ]**  **Domestic Violence Findings**. The court finds that the defendant’s relationship to the person protected by this order is as –

[ ]  **Intimate Partner**. An intimate partner (RCW 9.41.010 and 7.105.010) because they are –

[ ]  **Spouses/Domestic Partners**. Current or former spouses or domestic partners.

[ ]  **Child-In-Common**. Persons who have a child in common regardless of whether they have been married or have lived together at any time, unless the child is conceived through sexual assault.

[ ]  **Dating Relationship**. Persons who have or have had a dating relation-ship where both persons are at least 13 years of age or older, who

[ ]  Never lived together.

[ ]  Live or have lived together.

[ ]  **Family Or Household Members**. Family or household members (RCW 9.41.010 and 7.105.010) because they are –

[ ]  **Related**. Persons related by blood, marriage, domestic partnership, or adoption.

[ ]  **Resided Together**. Persons who currently or formerly resided together.

[ ]  **Biological/Legal Relationship**. Persons who have a biological or legal parent-child relationship, including stepparents and stepchildren and grandparents and grandchildren, or a parent’s intimate partner and children.

[ ]  **Legal Guardian**. A person who is acting or has acted as a legal guardian.

**9.** **Civil Standby**

[x]  Not needed.

[ ]  The appropriate law enforcement agency shall, at a reasonable time and for a reasonable duration, assist the defendant in obtaining personal belongings located at [ ]  the residence of the protected party; [ ]  other –      .

**10.** **Service Not Required**. The necessity for further service is waived and proof of service is not necessary because the defendant –

[x]  **Received A Copy**. Appeared at the hearing where this order was issued and received a copy.

[ ]  **Refused A Copy**. Appeared at the hearing where this order was issued but refused to accept a copy.

[ ]  **Actual Notice**. The restrained person appeared remotely or left the hearing early but received actual notice of this order.

**11.** **Washington Crime Information Center And Other Data Entry**

**Clerk’s Action**. The court clerk shall forward a copy of this order immediately to the Kitsap County Sheriff’s Office.

If this is a **Domestic Violence or Stalking No Contact Order**, the court clerk shall also provide a certified copy of the order to the victim at no charge (RCW 10.99.040(4)(c), 9A.46.055(3)(b)).

**Kitsap County Sheriff’s Office Data Entry**. The Kitsap County Sheriff’s Office shall enter this order into Washington Crime Information Center (WACIC) and National Crime Information Center (NCIC).

**12.** **[ ]**  **Replacement Order**. This order replaces all prior No Contact Orders protecting the same person issued under this cause number.

**Ordered**.

Dated – Click or tap to enter a date. at       Choose an item.

[x]  Done in open court with the defendant present.

Judge / Commissioner / Pro Tem

[Note – Use of an electronic signature is an acceptable means for any Washington judicial officer or clerk to sign any document requiring a judicial or clerk signature.]