# JV-259 Response to Request for Juvenile Restraining Order Against a Child

*Clerk stamps date here when form is filed.*

**Use this form** if someone has asked for a restraining order against you, and you want to respond in writing. If you have a lawyer in this case, the lawyer should fill out this form. There is no cost to file this form with the court. You will need a copy of form JV-258, *Request for Juvenile Restraining Order Against a Child*, that was filled out by the person who asked for a restraining order against you.

*Fill in court name and street address:*

**Superior Court of California, County of**

Fill in child's name

**Child's name:**

Fill in case number:

**Case Number:**

## 1 Name of Person Asking for Protection:

*(See form JV-258, item 1):*

_____

## 2 Your Name: _____

### ! Address where you can receive court papers

(**This address will be used by the court and by the person in 1 to send you official court dates, orders, and papers**. For privacy, you may use another address like a post office box or another person's address, if you have their permission and can get your mail regularly. If you have a lawyer, work with your lawyer to fill out this form and give your lawyer's information.)

Address: _____

City: _____ State: _____ Zip: _____

### ! Your contact information *(optional)*

(The court could use this information to contact you. If you don't want the person in 1 to have this information, leave it blank or provide a safe phone number or email address. If you have a lawyer, give their information.)

Email Address: _____ Telephone: _____ Fax: _____

### Your lawyer's information *(if you have one)*

Name: _____ State Bar No.: _____

Firm Name: _____

## 3 Your Hearing Date (Court Date)

Your hearing date is listed on form JV-249, *Notice of Court Hearing*. If you do not agree to having a restraining order against you, go to your hearing. If you do not attend your hearing, the judge could grant a restraining order that could last up to three years.

**This is not a Court Order.**

**How to complete this form:** To answer the questions below, look at the form JV-258 filled out by the person in (1). Tip: When the restraining order forms say "the person in (2)" that means you, and the "person in (1)" means the person who is asking for a restraining order against you.

## 4 Information About You *(see (2) on form JV-258)*

The person in (1) listed your name, age, gender, and date of birth. If any of the information is incorrect, use the space below to give the correct information.

## 5 ☐ Other Protected People

If the judge grants a restraining order, it can include other people. See (4) on form JV-258 to see if the person in (1) is asking for other people to be protected by the restraining order.

a. ☐ I agree to the order requested.

b. ☐ I do not agree to the order requested.
Explain why you disagree and/or describe a different order that you would agree to:

## 6 ☐ Order to Not Abuse *(see (7) on form JV-258)*

a. ☐ I agree to the order requested.

b. ☐ I do not agree to the order requested.
Explain why you disagree and/or describe a different order that you would agree to:

## 7 ☐ No-Contact Order *(see (8) on form JV-258)*

a. ☐ I agree to the order requested.

b. ☐ I do not agree to the order requested.
Explain why you disagree and/or describe a different order that you would agree to:

## 8 ☐ Protect Animals *(see (9) on form JV-258)*

a. ☐ I agree to the orders requested.

b. ☐ I do not agree to the orders requested.
Explain why you disagree and/or describe a different order that you would agree to:

**This is not a Court Order.**

## 9 Firearms (Guns), Firearm Parts, or Ammunition *(see 6 on form JV-258)*

If you were served with form JV-260, *Temporary Restraining Order Against a Child*, you must follow the orders in 5 on form JV-260. You must file a receipt with the court from a law enforcement agency or a licensed gun dealer within 48 hours after you received form JV-260. You may use form DV-800/JV-270 , *Receipt for Firearms, Firearm Parts, and Ammunition*.

*(Check all that apply):*

a. ☐ I do not own or have any prohibited items (guns, firearms, prohibited firearm parts, or ammunition).

b. ☐ I have turned in all prohibited items that I have or control to law enforcement or sold them to or stored them with a licensed gun dealer. A copy of the receipt showing that I turned in, sold, or stored the prohibited items *(check all that apply):*

☐ is attached ☐ has already been filed with the court.

c. ☐ I ask for an exception to carry a firearm or ammunition for work. *(Complete (1)–(3) below):*

(1) Are you a sworn peace officer?

☐ No

☐ Yes

(2) Are there any orders or state or federal laws that prohibit you from having firearms or ammunition?

☐ No

☐ Yes *(explain):* _____

☐ I don't know *(explain):* _____

(3) *(Explain what your job is and why you need a firearm or ammunition):* _____

_____

_____

Note: You **must** follow any orders to turn in, sell, or store prohibited items until the judge decides whether to grant you an exception. Before an exception can be granted, you will be required to show the judge that (1) carrying a firearm or ammunition is required for your work and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition is not necessary. There are other things you will need to prove. For more information on what you need to show the judge to qualify for this exception see Family Code section 6389(h).

## 10 No Body Armor *(see 11 on form JV-258)*

If you were served with form JV-260, *Temporary Restraining Order Against a Child*, you are prohibited from owning, possessing, or buying body armor. You must also relinquish any body armor you have in your possession.

*(Check all that apply):*

a. ☐ I do not own or have any body armor.

b. ☐ I have relinquished all body armor that I have in my possession.

c. ☐ I was granted an exception, or will ask for an exception, to have body armor. Note: This exception is granted by a chief of police or sheriff. See Penal Code section 31360(c). *(Attach a copy of the letter granting permission, if you have one.)*

**This is not a Court Order.**

Case Number:

## 11 Cannot Look for Protected People *(see 12 on form JV-258)*

a. ☐ I agree to the order.

b. ☐ I do not agree to the order.

Explain why you disagree and/or describe a different order that you would agree to:

_____

_____

## 12 ☐ Additional Reasons I Do Not Agree With the Request *(optional)*

Explain why you do not agree to any of the orders requested by the person in 1 *(give specific facts and reasons):*

_____

_____

_____

_____

_____

_____

_____

_____

_____

☐ Check here if you need more space. Attach a sheet of paper, and write "JV-259, Additional Reasons I Do Not Agree" at the top.

## 13 Additional Pages

Number of pages attached to this form, if any: _____

## 14 Your Signature

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

_____ ▶ _____

*Type or print your name* *Sign your name*

## 15 Your Lawyer's Signature *(if you have one)*

Date: _____

_____ ▶ _____

*Lawyer's name* *Lawyer's signature*

**This is not a Court Order.**



For your protection and privacy, please press the Clear This Form button after you have printed the form.

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