Item number: 23

RULES COMMITTEE ACTION REQUEST FORM

Rules Committee Meeting Date: April 11, 2025
Rules Committee action requested [Choose from drop-down menu below]: Circulate for comment (January 1 cycle)
Title of proposal: Probate Conservatorship: Acceptance of Transfers Under the CCJA
Proposed rules, forms, or standards (include amend/revise/adopt/approve): Amend rule 7.1050 and revise forms GC-366 and GC-368.
Committee or other entity submitting the proposal: Probate and Mental Health Advisory Committee
Staff contact (name, phone and email): Julia Kaufman, 916-263-5814, julia.kaufman@jud.ca.gov
Identify project(s) on the committee's annual agenda that is the basis for this item: Annual agenda approved by Rules Committee on (date): October 22, 2024 Project description from annual agenda: The committee will develop a recommendation to amend rule 7.1050 and revise forms GC-366, GC-368, and, perhaps, GC-367 to allow courts, in accepting transfer of a conservatorship into California from another state, tribe, or foreign country, to report determinations affecting voting rights of conservatees as required by elections Code section 2211.5, perform required monitoring of conservators, and make any modifications to out-of-state conservatorship orders necessary to conform to California law. Out of Cycle/Early Implementation: If requesting July 1 effective date or out of cycle, explain why:
Additional Information for Rules Committee: (To facilitate Rules Committee's review of your proposal, please include any relevant information not contained in the attached summary.)
Additional Information for JC Staff
 Director Approval (required for all invitations to comment and reports) This report or invitation to comment was:
Complete the following for all reports to be submitted to council (optional for ITCs):
 Form Translations (check all that apply) This proposal: includes forms that have been translated. includes forms or content that are required by statute to be translated. Provide the code section that mandates translation: Click or tap here to enter text. includes forms that staff will request be translated.
• Form Descriptions (for any report with new or revised forms) ☐ The forms in this proposal will require new or revised form descriptions on the JC forms webpage. (If this is checked, the form descriptions should be approved by a supervisor before submitting this RAR.).

Self-Help Website (check if applicable)

☐ This proposal may require changes or additions to self-help web content.



Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688 www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

SPR25-23

Title

Probate Conservatorship: Acceptance of Transfers Under the California Conservatorship Jurisdiction Act

Proposed Rules, Forms, Standards, or Statutes Amend rule 7.1050; revise forms GC-366 and GC-368

Proposed by

Probate and Mental Health Advisory Committee Hon. Jayne Chong-Soon Lee, Chair

Action Requested

Review and submit comments by May 23, 2025

Proposed Effective Date

January 1, 2026

Contact

Julia Kaufman, 916-263-5814 julia.kaufman@jud.ca.gov

Executive Summary and Origin

To assist courts in complying with the requirements of the California Conservatorship Jurisdiction Act and the reporting duties imposed by the Elections Code, the Probate and Mental Health Advisory Committee proposes amending one rule of court and revising two optional forms to provide the court with information it needs for the transfer of conservatorships into California. The rule amendment would require a conservator appointed in another jurisdiction to include *Confidential Supplemental Information* (form GC-312) and *Confidential Conservator Screening Form* (form GC-314) with their petition for orders accepting the transfer of the conservatorship to California. The form revisions would clarify that a proposed *Order Appointing Probate Conservator* (form GC-340) must be attached to each petition for orders accepting a transfer and an executed form GC-340 must be attached to each order accepting a transfer.

Background

In an effort to clarify jurisdiction and streamline the process of transferring conservatorship proceedings from other states, other countries, or tribal courts, in 2014 the Legislature enacted a modified version of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act

This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.

and gave it the short title of California Conservatorship Jurisdiction Act (CCJA). (Senate Bill 940, Stats. 2014, ch. 553.) To confirm the transfer of an existing conservatorship to California under the CCJA, the court must make specific findings, including those as to the eligibility of the proposed conservator to serve and the appropriateness of the powers requested. To make these determinations and issue narrowly tailored orders that protect a person's interests, the court needs detailed information about the proposed conservator to conduct appropriate background investigations as well as information on the powers previously granted to compare to those allowed under California law.

In addition, Elections Code section 2211.5 (added by Assembly Bill 2841, Stats. 2022, ch. 807)² requires the clerk of the superior court to notify the Secretary of State of each judicial determination affecting a person's competency to vote. This notification must include personal identification information including all known names, date of birth, and the last four digits of the person's Social Security number.

When a person files a petition for appointment of a conservator in California, the petitioner must submit *Confidential Supplemental Information* (form GC-312) and *Confidential Conservator Screening Form* (form GC-314) to the court with the petition. (Cal. Rules of Court, rule 7.1050(a).) This requirement does not currently apply to conservators who petition to transfer conservatorships into California. The optional *Petition for Orders Accepting Transfer* (form GC-366) provides only the most basic information regarding the proposed conservatee and the proposed conservator. Item 1 of the form requests the name, address, and telephone number of the proposed conservator is not the petitioner, the name, address, telephone number, and relationship to the conservatee of the proposed conservator. Courts therefore often lack the information needed to perform the duties discussed above.

Probate Code section 2002(i)(1)³ also requires the court, on acceptance of the conservatorship, to appoint a conservator in conformity with the requirements in section 1830 and all other laws that provide special requirements to exercise a particular conservatorship power. Those sections require the appointment order to include multiple elements, such as contact information for the conservatee's attorney or specific findings regarding the conservatee's capacity, all of which are contained in *Order Appointing Probate Conservator* (form GC-340). The existing *Final Order Accepting Transfer* (form GC-368), however, provides for attachment of form GC-340 only if the court modifies the conservatorship when transferring it to California. Form GC-368 currently allows the California court simply to attach the original conservatorship order from the

¹ Prob. Code, § 2002(f), (h). Chapter 8 of the Probate Code (commencing with section 1980) was added by SB 940 (Stats. 2014, ch. 553). See Link A.

² See Link B.

³ All further unspecified statutory references are to the Probate Code.

transferring state, country, or tribe if no modifications are required and, thus, does not always enable appointment of a conservator in California in compliance with section 1830 et seq.

The Proposal

The committee proposes to amend rule 7.1050 and revise forms GC-366 and GC-368 to allow courts, in accepting transfer of a conservatorship into California, to identify and order any modifications to out-of-state conservatorship orders necessary to conform to California law, appoint the conservator to serve in California as required by law, perform investigations and monitoring of conservatorships, and report determinations affecting voting rights of conservatees as required by Elections Code section 2211.5. This amendment would apply to conservatorships transferred from another state, which as defined in the CCJA includes a federally recognized Indian tribe and a district, territory, or possession as described in section 1982(m), or, at the court's discretion, a foreign country.

Rule 7.1050

As noted above, rule 7.1050(a) currently requires each person who files a petition for appointment of a conservator to submit *Confidential Supplemental Information* (form GC-312) and *Confidential Conservator Screening Form* (form GC-314) to the court with the petition. The proposed amendment would require a conservator who files a petition for orders accepting a transfer to submit those forms with the transfer petition.

The requirement to submit form GC-312 would give the court the confidential information required to determine whether and how to modify the transferring jurisdiction's conservatorship order and to report any determinations affecting the conservatee's capacity to vote to the Secretary of State.⁴ The requirement to submit form GC-314 would provide information about the proposed conservator necessary to investigate the suitability of the proposed conservator for appointment in California⁵ as well as to adequately supervise the conservatorship after its transfer by providing the court with the information necessary to run California Law Enforcement Telecommunications System and other background investigations. Requiring submission of form GC-314 would also reduce continuances caused by the inability to complete investigations due to lack of information.

Petition for Orders Accepting Transfer (form GC-366) and Final Order Accepting Transfer (form GC-368)

Procedurally, California courts cannot issue an order from another jurisdiction as the official order appointing a conservator. A California court must determine whether the conservatorship needs to be modified to conform to the law of this state and whether to take any action necessary to achieve compliance with the law of this state, including, but not limited to, striking or modifying any conservator powers that are not permitted in California.⁶ To assist the court in

⁴ Elec. Code, § 2211.5.

⁵ § 2002.

⁶ § 2002(h)–(i).

making this determination, section 2002(a)(4) requires that the petition specify any modifications necessary to conform the conservatorship to the law of this state and also include the terms of a proposed final order accepting the conservatorship.

The committee proposes modifying *Petition for Orders Accepting Transfer* (form GC-366) to add item 6.c, which will require the petitioner to attach a completed proposed *Order Appointing Probate Conservator* (form GC-340) to the petition and specifically indicate whether the attached order would modify the conservatorship granted to the conservator in the transferring jurisdiction's conservatorship order. *Final Order Accepting Transfer* (form GC-368) would also be modified to require the attachment of form GC-340 in all cases to promote compliance with section 1830. The committee also proposes adding the CCJA's definition of "state" to the first page of both forms to clarify that the term includes federally recognized Indian tribes and any district, territory, or possession as described in section 1982(m).⁷

Alternatives Considered

The committee did not consider taking no action because rule 7.1050 and forms GC-366 and GC-368 need amendment and revision to allow courts to act in conformity with the law.

Fiscal and Operational Impacts

Courts might incur costs to train court employees, revise internal procedures, revise local rules and forms, and update case management systems. The costs associated with the proposed changes result from the underlying legislative requirements.

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⁷ The committee also proposes non-substantive revisions to several items on forms GC-366 and GC-368 to improve clarity.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

Does the proposal appropriately address the stated purpose?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

- 1. Cal. Rules of Court, rule 7.1050, at page 6
- 2. Forms GC-366 and GC-368, at pages 7–10
- 3. Link A: Senate Bill 940, https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB940.
- 4. Link B: Assembly Bill 2841, https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220AB2841.

Rule 7.1050 of the California Rules of Court would be amended, effective January 1, 2026, to read:

Rule 7.1050. Conservator forms

(a) Forms to be submitted with petition

Each petitioner, unless the petitioner is a bank or other entity entitled to conduct the business of a trust company, must submit to the court with the petition for appointment of conservator or the petition for orders accepting transfer a completed *Confidential Supplemental Information* statement (form GC-312). In addition, each proposed conservator, except a bank or other entity entitled to conduct the business of a trust company, or a public guardian, must submit a completed *Confidential Conservator Screening Form* (form GC-314).

(b)–(c) * * *

ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER:	FOR COURT USE ONLY
NAME:		
FIRM NAME:		
STREET ADDRESS:		DRAFT
CITY:	STATE: ZIP CODE:	
TELEPHONE NO.:	FAX NO.:	Not approved by
EMAIL ADDRESS:		the Judicial Council
ATTORNEY FOR (name):		GC-366 2025-03-17 v5
SUPERIOR COURT OF CALIFORNIA,	COUNTY OF	
STREET ADDRESS:		
MAILING ADDRESS:		
CITY AND ZIP CODE:		
BRANCH NAME:		
CONSERVATORSHIP OF		CASE NUMBER:
(name):	CONSERVATE	_
	CONSERVATE	HEARING DATE AND TIME: DEPT.:
	RDERS ACCEPTING TRANSFER	HEARING DATE AND TIME. DEPT
(California Co	nservatorship Jurisdiction Act)	
Name: Residence address: Telephone number:	Email <mark>address</mark> :	
 I, (name): was appointed the conservator o (specify): 	or guardian for the person named in 1 by a court of re (the transferring state) on <i>(date):</i>	cord of the state <mark>*</mark> of . My appointment remains in effect.
 protected person: Is 18 years of age or ol Is not involuntarily comand 	nmitted to a mental health facility or receiving any oth	
● Has <mark>not</mark> been diagnose	ed or assessed with a developmental disability.	
4. A certified copy of the prov	risional order of transfer issued by a court of record in	the transferring state is attached to this form.
The existing protective proceeding	ng is best described under California law as <i>(check a</i>	ll that apply):
a. A conservatorship of th food, clothing, shelter,	ne person (The court order gives me powers and dution or health care.)	es to manage the protected person's needs for
b. A conservatorship of th and property.)	e estate (The court order gives me powers and dutie	s to manage the protected person's finances

SERVATORSHIP OF ne):		
<i></i>	CONSERVATEE	
actors relevant to determining the jurisdiction of the California	a court:	
The conservatee has been physically present in Cali		and remail
present in California.	orriia sirice (uate).	anu reman
to (date): The conservatee was physically present in California to (date): , ending	from (date): within six months of the	date this petition is filed.
The conservatee has the following connections to Ca	alifornia <i>(list all that apply</i>):
(1) The following relatives and other persons requir	ed to receive notice of the	e proceeding reside in California:
Continued on Attachment 5c(1). (Use a bla	ank sheet of paper or forr	n MC-025.)
(2) The conservatee was physically present in Calif	ornia during the following	periods:
From <i>(date):</i>	to (date):	
From (date):	to (date):	
From (date):	to (date):	
From <i>(date):</i>	to (date):	MC 005 \
Continued on Attachment 5c(2) (Use a bla	ank cheet of naner or form	
(3) Continued on Attachment 5c(2). (Use a black) (3) The conservatee will move permanently to Californ (4) The conservatee holds a legal or beneficial interpolation of property: give the street address of real property.	ornia and reside at the following prope	llowing address (provide if known): erty located in California (describe each pie
(3) The conservatee will move permanently to California	ornia and reside at the following prope	llowing address (provide if known): erty located in California (describe each pie
(3) The conservatee will move permanently to California (4) The conservatee holds a legal or beneficial inter	ornia and reside at the following property or the location of pers	llowing address (provide if known): erty located in California (describe each piesonal property):
(3) The conservatee will move permanently to California: (4) The conservatee holds a legal or beneficial interpolation of property; give the street address of real property. Additional property is described on Attachm. (A) Estimated value of real property in California:	est in the following property or the location of personent 5c(4). (Use a blank	llowing address (provide if known): erty located in California (describe each piesonal property):
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	NSERVATORSHIP OF		CASE NUMBER:
(nan	ne):	CONSERVA	TEE
6. I	I request that the court:		
á	a. Accept transfer of this proceeding and recognize the trans	sferring state's conser	vatorship order.
ł	b. (1) Appoint me as conservator of the perso (2) Appoint (name): (mailing address):	on estate u	under California law for the person named in 1, or
	(telephone number): (relationship to conservatee): as conservator of the person estate		is eligible for appointment under California law, named in 1.
(c. Issue the attached Order Appointing Probate Conservator	(form GC-340).	
	(1) The attached order does not modify the powers transferring state's conservatorship order.	granted to the conse	rvator or any other material terms in the
	(2) The attached order modifies the powers granted conservatorship order to conform to California la (A) Powers modified:		or other material terms in the transferring state's
	(B) Duties modified:		
	(C) Bond modified:		
	(D) Other information needed:		
	Additional modifications are included on Att	tachment 6c(2). <i>(Atta</i> c	ch a blank sheet of paper or form MC-025.)
(d. Issue <i>Letters of Conservatorship</i> (form GC-350) upon the	appointee's qualificat	ion.
7. [A Petition for Appointment of Temporary Conservator (fo	orm GC-111) is filed v	vith this petition.
8. [The conservatee has has not been didementia).	agnosed with a major	neurocognitive disorder (major NCD, such as
á	a. A completed Petition for Exclusive Authority to Give Requesting Special Orders Regarding a Major Neuro		
ŀ	b. I intend to petition the court for major NCD/dementia court issues a final order accepting transfer of this co		n 2356.5 of the Probate Code as soon as the
	clare under penalty of perjury under the laws of the State of C ue and correct.	California that the infor	mation stated on this form and any attachments
Date	e:		
			>
	(TYPE OR PRINT NAME)		(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:	30-300
NAME:	FOR COURT USE ONLY
FIRM NAME:	
STREET ADDRESS:	
CITY: STATE: ZIP CODE:	DRAFT
TELEPHONE NO.: FAX NO.:	
EMAIL ADDRESS:	Not approved by
ATTORNEY FOR (name):	the Judicial Council
	GC-368 2025-03-17 v5
SUPERIOR COURT OF CALIFORNIA, COUNTY OF	
STREET ADDRESS:	
MAILING ADDRESS: CITY AND ZIP CODE:	
BRANCH NAME:	
	4
CONSERVATORSHIP OF THE PERSON ESTATE OF	
(name): CONSERVATEE	=
	CASE NUMBER:
FINAL ORDER ACCEPTING TRANSFER	
(California Conservatorship Jurisdiction Act)	
1. The court held a hearing to review the conservatorship and determine its conformity to	California law on <i>(date):</i> .
2. The court has read and considered the report of the review investigation conducted ur was filed on <i>(date)</i> : Based on the information in the report a	nder Probate Code section 1851.1, which nd all other evidence admitted at the hearing,
THE COURT FINDS THAT:	
3. Notice of the hearing was given as required by law.	
4. The conservatee attended was excused under Probate Code section	1825 and did not attend the hearing.
5. An Order Appointing Probate Conservator (form GC-340) is also being filed. The power material terms in the original conservatorship order were were not	ers granted to the conservator or other nodified to conform to California law.
6. The conservatee does not wish to petition for termination of the conservatorship.	
7. The conservatee does not object to the appointment of the person identified below	ow as conservator in California.
8. The conservatee was informed of their rights to attend the hearing and to be rep desired, by counsel appointed by the court.	resented by legal counsel of <mark>their</mark> choice or, if
9. The conservatorship is still the least restrictive alternative necessary to protect the	ne conservatee's interests.
10. Other (specify):	
Additional findings are set forth on Attachment 5c(1).	
11. The court has received a final order issued by a court of record in (state*): the transfer of the conservatorship to California.	confirming
THE COURT ORDERS THAT:	
12. The transfer of the conservatorship proceeding to California is accepted.	
13. Name: Address: Telephone number: is appointed conservator of the person estate for (name): under California law as specified in the accompanying Order Appointing Probate Conservators of the clerk is ordered to issue Letters of Conservatorship (form GC-350) when the appointment of the conservatorship (form GC-350) when the conservatorship (form GC-350)	
Date:	(JUDICIAL OFFICER)

*Under the CCJA, "state" includes a federally recognized Indian tribe and a district, territory, or possession described in Probate Code section 1982(m). Page 1 of 1

Item number: 24

RULES COMMITTEE ACTION REQUEST FORM

Rules Committee Meeting Date: April 11, 2025

Rules Committee action requested [Choose from drop-down menu below]: Circulate for comment (January 1 cycle)

Title of proposal: Probate Conservatorships: Rights of Conservatees

Proposed rules, forms, or standards (include amend/revise/adopt/approve): Approve form GC-342; revise forms GC-341 and GC-341(MA)

Committee or other entity submitting the proposal: Probate and Mental Health Advisory Committee

Staff contact (name, phone and email): Corby Sturges, 415-865-4507, corby.sturges@jud.ca.gov

Identify project(s) on the committee's annual agenda that is the basis for this item:

Annual agenda approved by Rules Committee on (date): October 22, 2024

Project description from annual agenda: The committee will develop a recommendation to revise Notice of Conservatee's Rights (form GC-341), as required by Probate Code section 1830(c), and Duties of Conservator (form GC-348), as required by Probate Code section 1834(a), as well as a new form—either a standalone form or an attachment to form GC-341—for use to list the specific rights retained by the conservatee and any other information required by Probate Code section 1835.5 that is not already included in the order of appointment. (AB 1663 (Stats. 2022, ch. 894).)

Out of Cycle/Early Implementation: If requesting July 1 effective date or out of cycle, explain why:

Additional Information for Rules Committee: (To facilitate Rules Committee's review of your proposal, please include any relevant information not contained in the attached summary.)

Additional Information for JC Staff

• **Director Approval** (required for all invitations to comment and reports)

This report or invitation to comment was:

- ⊠ reviewed by EGG on *(date)* 3/10/25
- □ approved by Office Director (or Designee) (name) Audrey Fancy on (date) 3/12/25

If either of above not checked, explain why:

Complete the following for all reports to be submitted to council (optional for ITCs):

Form Translations (check all that apply)

This proposal:

- ☑ includes forms that have been translated.
- ☐ includes forms or content that are required by statute to be translated. Provide the code section that mandates translation: Click or tap here to enter text.
- ☑ includes forms that staff will request be translated.
- Form Descriptions (for any report with new or revised forms)

checked, the form descriptions should be approved by a supervisor before submitting this RAR.).

- Self-Help Website (check if applicable)
 - ☑ This proposal may require changes or additions to self-help web content.



Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688 www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

SPR25-24

Title

Probate Conservatorships: Rights of

Conservatees

Proposed Rules, Forms, Standards, or Statutes

Approve form GC-342; revise forms GC-341 and GC-341(MA)

Proposed by

Probate and Mental Health Advisory Committee

Hon. Jayne Chong-Soon Lee, Chair

Action Requested

Review and submit comments by May 23, 2025

Proposed Effective Date

January 1, 2026

Contact

Corby Sturges, 415-865-4507, Corby.Sturges@jud.ca.gov

Executive Summary and Origin

Probate Code section 1835.5 requires the court, within 30 days of appointing a conservator, to provide the conservatee with specified information, including a personalized list of rights retained by and withheld from the conservatee. Recent legislation has also expanded and clarified the rights of all conservatees. In response, the Probate and Mental Health Advisory Committee proposes approving one form for the courts to use to provide the information required by section 1835.5, revising one form that lists the general rights of conservatees, and revising the attachment to the second form to conform to the revisions to the principal form.

Background

When the probate court appoints a conservator, it grants the conservator powers to make certain decisions and take certain actions on behalf of the person conserved (the *conservatee*). This grant of powers does not necessarily result in a corresponding limit on or removal of the conservatee's rights to make those decisions or take those actions. For example, a conservatee may consent to medical treatment unless adjudicated to lack the capacity to do so. The conservator may also

consent to the conservatee's medical treatment as long as the conservatee does not object to the treatment. 1

Since 2007, the law has required a conservator, within 30 days of the issuance of the order appointing them, to send a copy of the appointment order with a notice of conservatees' rights attached, to the conservatee and the conservatee's relatives named in the petition for appointment. (Prob. Code, § 1830(c), added by Assem. Bill 1363 (Stats. 2006, ch. 493, § 10).)

The Proposal

Effective January 1, 2023, the court must also, within 30 days of appointing a conservator, provide specified information to the conservatee. (*Id.*, § 1835.5(a), added by Assem. Bill 1663 (Stats. 2022, ch. 894, § 9).) That information includes the name and contact information of the conservator; a description of the conservatorship; the role, duties, and contact information of the court investigator and the court alternatives program;² "the person to petition to end or change the conservatorship and contact information for the person to contact to begin that process";³ and a personalized list of rights retained by the conservatee and rights withheld. (*Id.*, § 1835.5(b).) The committee proposes form GC-342 to be used for this purpose.

Assembly Bill 1663 also amended Probate Code section 2113 to elaborate more fully a conservator's duty to accommodate the desires of the conservatee unless doing so "would violate the conservator's fiduciary duties to the conservatee or impose an unreasonable expense on the estate." (*Id.*, § 2113.) The amendments require a conservator, to the greatest extent possible, to help the conservatee maximize autonomy, make their own decisions, and regularly inform the conservatee of decisions made on their behalf. (*Ibid.*) The committee proposes adding this information to form GC-341.

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¹ Prob. Code, § 2354(a). And, in some cases, the removal of a right does not confer a corresponding power on the conservator. For example, disqualifying a conservatee from voting does not give the conservator any power to vote on the conservatee's behalf. (See *id.*, § 1910; Elec. Code, §§ 2208–2209.)

² Prob. Code, § 1835.5(b)(3). AB 1663 also added section 1836 to the Probate Code. Contingent on an appropriation by the Legislature, that section requires the Judicial Council to establish a conservatorship alternatives program within each self-help center in every superior court. (*Id.*, § 1836.) The Legislature has not yet appropriated the requisite funds. The proposed form addresses this contingency by allowing a court to check a box indicating that it has established a conservatorship alternatives program and provide the program's contact information.

³ *Id.*, § 1835.5(b)(4). The statutory language notwithstanding, a petition to change or end a conservatorship is not directed to a person. Providing the quoted information on the proposed form therefore presents a challenge. The committee proposes directing the conservatee to inform the court investigator of their wish to file a petition to terminate or modify the conservatorship. Once the court learns of the conservatee's wish to petition, the court may set a hearing, notify the conservatee's attorney of record, or, if the conservatee does not have an attorney and does not plan to get one, appoint an attorney to file the petition and represent the conservatee. (*Id.*, §§ 1051, 1852.)

This proposal would promote conformity to the laws described above, effective January 1, 2026, by:

- Approving for optional use Personalized Information for Conservatee—Probate (form GC-342) to create a statewide option for courts to use to provide the information required by Probate Code section 1835.5;
- Revising *Notice of Conservatee's Rights* (form GC-341) to:
 - Retitle it *Notice of Conservatees' Rights—Probate* to distinguish this form from GC-342, which includes a personalized list of the specific rights retained by or withheld from each conservatee;
 - Update the discussion of rights to reflect statutory amendments enacted since this form's adoption in 2008;
 - Reorganize the lists of rights to indicate which rights are subject to judicial limitation and which are not; and
 - Make technical and conforming changes; and
- Revising *Attachment to Notice of Conservatee's Rights* (form GC-341(MA)) to use the proposed title of form GC-341 and make technical and conforming changes.

Alternatives Considered

The committee considered not taking action but determined that an optional statewide form would assist courts in fulfilling their obligation under section 1835.5 and that many of the proposed revisions to form GC-341 were required to conform to the law. The committee also considered proposing form GC-342 for mandatory use, but instead is proposing the form for optional use to allow courts that have developed local forms providing the information required by Probate Code section 1835.5 to continue using their existing forms.

In addition, the committee considered proposing revisions to *Duties of Conservator* (form GC-348) to update it and bring it into conformity with the law, but it determined that current committee resources could not accommodate that proposal at this time.

Fiscal and Operational Impacts

The proposal will impose one-time costs on courts for adding the new and revised forms to their case management systems and training staff to send the form to conservatees as required by law.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

Does the proposal appropriately address the stated purpose?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- The committee has proposed form GC-342 for optional use. Would the alternative of adopting it for mandatory use instead of optional use unduly interfere with existing trial court practices or otherwise impose an undue burden on the courts?
- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

- 1. Forms GC-341, GC-341(MA), and GC-342, at pages 5-12
- 2. Link A: Prob. Code, § 1835.5,

 <u>https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=PROB§ion.whm=1835.5</u>

ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUM	MBER:	FOR COURT USE ONLY
NAME:			
FIRM NAME:			
STREET ADDRESS:			
CITY:	STATE:	ZIP CODE:	
TELEPHONE NO.:	FAX NO.:		
EMAIL ADDRESS:			
ATTORNEY FOR (name):			DRAFT
SUPERIOR COURT OF CALIFORNIA, COUNTY OF			Not approved by
STREET ADDRESS:			the Judicial Council
MAILING ADDRESS:			the dudicial doubles
CITY AND ZIP CODE:			
BRANCH NAME:			
CONSERVATORSHIP OF THE PERSON	ESTATE		
OF (name):			
		CONSERVATEE	
NOTICE OF CONSERVATEES'	PICHTS_I	PORATE	CASE NUMBER:
NOTICE OF CONCERVATEES	14101110	NODAIL	

When a court appoints a conservator, the conservator receives the power to make certain decisions and take certain actions on behalf of the protected person, who is called a *conservatee*. The court may grant the conservator powers over the conservatee's personal care, the conservatee's money and property, or both. The law imposes strict duties on a conservator to take proper care of the conservatee or the conservatee's property and always to act in the conservatee's best interest. But the conservatee does not automatically lose the right to take part in decisions affecting their life or property.

Every conservatee has the right to be treated with compassion and respect, to have the conservator ask about their wishes and follow those wishes unless doing so would violate the conservator's duties, and to have the conservator inform them regularly of decisions made on their behalf. Every conservatee has all basic human rights and the right to be well cared for by their conservator.

A conservatee has the right to ask the conservator questions about actions taken and decisions made by the conservator on the conservatee's behalf. If a conservatee is not satisfied with the conservator's answers, they may contact their lawyer or the court investigator assigned to their case to express their concerns and complaints. The court investigator's name and contact information are printed on the order appointing the conservator.

If a conservatee cannot resolve a disagreement with the conservator after working through the lawyer or the court investigator, the conservatee may ask the court to review the conservator's decision or action. If the conservatee's lawyer from the appointment proceeding has been relieved, the court will appoint a lawyer to represent the conservatee unless the conservatee plans and is able to arrange for one. A conservatee may also ask the court to remove (replace) the conservator with a different one or to terminate (end) the conservatorship.

Even if the conservatee never contacts the court, the court investigator will periodically visit the conservatee, look into their welfare, ask about their wishes, and remind them of their rights.

CONSERVATEES' RIGHTS

- 1. After appointment of a conservator, every conservate keeps the right to:
 - Be represented by a lawyer and have the court appoint a lawyer for them;
 - Ask a judge to change the conservator;
 - Ask a judge to end the conservatorship;
 - Make or change a will; and
 - Enter into transactions, to the extent reasonable, to (1) provide for the basic needs of the conservatee and the conservatee's minor children, and (2) provide for the basic needs of the conservatee's spouse or the basic living expenses of the conservatee's registered domestic partner.

(Conservatees' rights continued on next page)

Page 1 of 4

Probate Code, §§ 1830, 2113

CONSERVATORSHIP OF THE PERSON ESTATE	CASE NUMBER:
<mark>OF (n</mark> ame):	
CONSERVATE	

CONSERVATEES' RIGHTS (continued)

- 2. Unless the court has limited or taken away the right, a conservatee also keeps the right to:
 - Make their own medical decisions:
 - Make a decision whether to reside in a secured perimeter residential care facility;
 - Make a decision whether to take medication for treatment of major neurocognitive disorders;
 - Receive visits from family and friends;
 - Receive personal mail, email, and phone calls;
 - Control whom to have social and sexual relationships with;
 - Get married or enter into a registered domestic partnership;
 - Register to vote and cast a vote in local, state, and national elections; and
 - Directly receive and control their own wages or salary.
- 3. A conservatee may also engage in other activities if the court has expressly allowed them in an order made at the time of the conservator's appointment or later on a request for authority or permission to engage in the activity. These activities may include:
 - Making decisions about where to live;
 - Making their own educational decisions;
 - Receiving and controlling an allowance for personal expenses; and
 - Entering into specific transactions or types of transactions as appropriate in the circumstances and subject to limits and conditions in the court order.
- 4. If the court has appointed a *limited conservator*, the limited conservatee keeps the right to take an action or make a decision **unless** the court has expressly, in an order, given the limited conservator the power to take that action or make that decision **and** also taken the right away from the conservatee. In particular, a limited conservatee keeps the following rights that a conservatee loses by default:
 - Making decisions about where to live;
 - Making their own educational decisions; and
 - Entering into contracts or transactions that obligate their estate.

If you are a conservatee, the court will also, within 30 days of appointing a conservator for you, send you personalized information about your conservatorship on *Personalized Information for Conservatee—Probate* (form GC-342) or a similar local form. That form will give you information about your conservatorship, including the name and contact information of your conservator; a description of the conservatorship; the role, duties, name, and contact information of the court investigator assigned to your case; and a personalized list of the rights you keep under the conservatorship and the rights the court has ordered taken away from you. The form will also list any activities the court specifically ordered the conservator to allow you to engage in.

(Proof of mailing on page 3 and instructions for mailing on page 4)

							OO-071
	NSERVAT (name):	ORSHIP OF THE	PERSON	ESTATE		CASE NUMBER:	
	(CONSERVATEE		
				PROOF	OF MAILING		
1.					r of the conservatee <mark>name</mark> employed in the county w		
2.	My reside	ence or business a	address is (specify):				
	·		, , , , ,				
3.	appointin	ig a conservator (f	orm GC-340) or a limit	ed conserva	h person named below <mark>, at</mark> ator (form GC-339) filed or it in an envelope address	n (date):	and showing
	a	depositing the so		date and at	the place shown in item 4	with the United States	Postal Service with
	b	business practice mailing. On the sa	s. I am readily familiar ame day that correspor	with this bundence is pl	he date and at the place s siness's practice for collect aced for collection and ma sealed envelope with pos	cting and processing co ailing, it is deposited in	orrespondence for
4.	a. Date	mailed:		b. Plac	ce mailed <i>(city, state):</i>		
l de	eclare und	der penalty of perju	ury under the laws of th	ne State of C	California that the foregoin	g is true and correct.	
Da			•		· ·		
					•		
	(TYPE C	OR PRINT NAME OF PERS	SON COMPLETING THIS FORM)		<u>, </u>	SIGNATURE OF PERSON COMP	LETING THIS FORM)
			ME AND ADDDESS (05 WAO MAII 5D	
		Name and rela		F EACH PI	ERSON TO WHOM NOTI	CE WAS MAILED	
		to conserv	•		Address (number, s	treet, city, state, and zip c	<u>code)</u>
1.							
		Conserva	atee				
2.							
		Attorney for co	nservatee				
3.							
	Sı	pouse or registered	domestic partner				
4.							
	Relationsh	nip:					
5.							
	Relationsh	nip:					
6.							
	Relationsh	nip:					
7.							
۲.	Relationsh	nip:					
			ant (Vou may year fair	m CC 344/A	(11) to about additional and	man and addresses t	
	Contini	ueu on an attachm	ieni. (You may use for	111 GC-347(N	MA) to show additional nai	nes and addresses.)	

CONSERVATORSHIP OF THE PERSON ESTATE	CASE NUMBER:
OF (name):	
CONSER	RVATEE

INSTRUCTIONS FOR MAILING COPIES OF NOTICE OF CONSERVATEES' RIGHTS—PROBATE WITH THE ORDER APPOINTING A CONSERVATOR (FORM GC-340) OR A LIMITED CONSERVATOR (FORM GC-339)

- What to mail: The conservator, the conservator's attorney of record, or the attorney's employee must mail a copy of this Notice of Conservatees' Rights—Probate, attached to a copy of the order appointing a conservator (form GC-340) or a limited conservator (form GC-339) showing the judicial officer's signature and the filing date, to each person in item 2 below.
- Who must receive the mailing: The following persons must receive copies of this Notice of Conservatees' Rights—Probate with the appointment order.
 - a. The conservatee:
 - b. The conservatee's attorney;
 - c. The conservatee's spouse or registered domestic partner and the following relatives within the second degree:
 - (1) Parents;
 - (2) Children 12 years of age or older (see item e below if there are children under the age of 12);
 - (3) Grandparents;
 - (4) Grandchildren 12 years of age or older (see item e below if there are grandchildren under the age of 12); and
 - (5) Siblings, including half-siblings.
 - d. If the conservator does not know of any spouse or registered domestic partner or second-degree relative of the conservatee, copies of this *Notice* and the appointment order must be mailed to any of the following persons known to the conservator:
 - (1) The spouse or registered domestic partner of a predeceased parent of the conservatee;
 - (2) Children of a predeceased spouse or predeceased registered domestic partner of the conservatee 12 years of age or older (see item e below if there are children under the age of 12);
 - (3) Siblings of the conservatee's parents (that is, the conservatee's aunts and uncles), if any, or, if none, to their natural and adoptive children 12 years of age or older (see item e below if there are children under the age of 12); and
 - (4) The natural and adoptive children of the conservatee's siblings 12 years of age or older (see item e below if there are children under the age of 12).
 - e. If a person named above is under the age of 12, copies of this Notice and the appointment order must be mailed to a parent, quardian, or other person having legal custody of the person entitled to notice with whom the person entitled to notice resides.
- 3. **When the mailing must be completed:** The mailing described in item 1 must be completed on or before the 30th day following the filing date of the order appointing a conservator or a limited conservator.
- 4. Fill out Proof of Mailing: The conservator or the attorney of record must fill out the Proof of Mailing on page 3 of this form, including the correct addresses of the persons to receive the mailing, identified in item 2 above, before making the copies to be mailed. If the Proof of Mailing does not have enough space for the names and addresses of all persons who will receive the mailing, the names and addresses not shown on the Proof of Mailing must be shown on one or more additional pages attached to this form. (Attachment to Notice of Conservatees' Rights—Probate (form GC-341(MA)) may be used for this purpose.) After the mailing described in item 5 below, the conservator or the attorney must date and sign the Proof of Mailing on page 3 of this form.
- 5. **How to mail:** The conservator, the conservator's attorney of record, or an employee of the attorney, must do the following:
 - a. Place copies of this *Notice of Conservatees' Rights—Probate* and conformed copies of the order appointing a conservator (form GC-340) or a limited conservator (form GC-339) in sealed envelopes, addressed to each person at the address shown for that person on the Proof of Mailing on page 3 of this form or on attached additional pages with postage fully prepaid.
 - b. Deposit (mail) the sealed envelopes with the United States Postal Service on the date and from the place (city and state) shown in item 4 of the Proof of Mailing on page 3 of this form.
- 6. Filing this form: The conservator or the attorney of record must file with the court the original *Notice of Conservatees' Rights—*Probate with a signed and dated Proof of Mailing and all attached additional address pages. Do not attach a copy of the order appointing a conservator or a limited conservator when filing the original *Notice of Conservatees' Rights—Probate*.

DRAFT—Not Approved by the Judicial Council

	GC-341(MA
CONSERVATORSHIP OF THE PERSON ESTATE	CASE NUMBER:
OF (name):	
	CONSERVATEE

ATTACHMENT TO NOTICE OF CONSERVATEES' RIGHTS—PROBATE

(This attachment is for use with form GC-341.)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

Name and relationship to conservatee	Address (number, street, city, state, and zip code)
Relationship:]]
Relationship:	
Relationship:]
Relationship:	

Page ____of ___

ATTOR	NEY OR PARTY WITHOUT ATTORNEY	STATE BAR N	NUMBER:	FOR COURT USE ONLY
NAME:				
FIRM N	AME:			
STREET	ADDRESS:			
CITY:		STATE:	ZIP CODE:	
TELEPH	ONE NO.:	FAX NO.:		
EMAIL A	DDRESS:			DRAFT
ATTOR	NEY FOR (name):			Not approved by
SUPE	RIOR COURT OF CALIFORNIA, C	OUNTY OF		
1	T ADDRESS:			the Judicial Council
MAILIN	G ADDRESS:			
CITY AN	D ZIP CODE:			
BR	ANCH NAME:			
CONS	ERVATORSHIP OF THE	PERSON ESTATE	Ξ	
OF (na	ame):			
			CONSERVATEE	
	PERSONALIZED INFORMA	TION FOR CONSER	VATEE—PROBATE	CASE NUMBER:
			5 00N05DV4.T55	
		_	E CONSERVATEE	
cons	servator or conservators; describ	bes your conservatorship I duties; and provides a p	o; gives the name and contac	s the name and contact information of your it information of the court investigator and that you keep under the conservatorship
1. a.	The conservator of your (address):	person estate	,	
	(telephone number):	(emai	il address):	
b.	The court has appointed (name): (address):	a second conservator fo	or you. The conservator of yo	ur person estate is
	(telephone number):		(email address):	
C.	The court appointed mor		. The name, contact informat	ion, and type of each additional conservator
2. Yo	our conservatorship is <i>(check all</i>	that apply):		
a.	A conservatorship of the	e person. This means th	at your conservator has powering, and make sure you live	ers and duties to arrange for your health
b.	•	e estate. This means tha	•	rs and duties to manage your money and
C.	A limited conservatorsh	ip. This means that your court may have given the		wers and duties specified in the court's and duties to provide for your personal care,
3. а.	The name and contact informa (name): (address):	ation of the court investig	ator who was initially appoint	ted in your conservatorship are:
	(telephone number):	(email a	address):	
		erns about the conservat	orship or your conservator's	actions before an investigator visits, you can
b.	The court will appoint a court i investigator will visit you within	nvestigator to monitor ar the next 12 months to e	nd review your conservatorshexplain your conservatorship	ip. If your conservatorship goes well, the to you; find out whether you want to change ervatorship or need a conservatorship with

- investigator will visit you within the next 12 months to explain your conservatorship to you; find out whether you want to change your conservator or end the conservatorship; decide whether you still need a conservatorship or need a conservatorship with different powers and rights; check on whether the conservator is managing your living arrangements, personal care, and finances in your best interests; and determine whether you can communicate a desire to vote. After the visit, the investigator will file a report making recommendations to the court.
- c. You may also contact the court investigator if you want to ask the court to end or change your conservatorship. The investigator will inform the judge in your case. The court may then set a hearing or notify your lawyer or, if you don't have a lawyer and do not plan to get one, appoint a lawyer to help you ask the court for the orders you want.

Page 1 of 3

		RVATORSHIP O	F THE	PERSON	ESTATE		CASE NUMBER:
OF	(nai	me):				CONSERVATEE	
4. ;	a.					he program can provide you with information supported decision-making agreements.	
ı	b.	You can contact the conservatorship alternatives program as shown below:					
		(building addres	ss):				
		(mailing addres	-				
		(telephone num	,	· ·	(email address):	, ,	
		The program is	open from (t	ime):	to (time):	on (da	ays):
					T OF RIGHTS	UNDER THE CO	DNSERVATORSHIP
5.	In a	a conservatorshi	p, you have t	the right to:			
;	a. Make and communicate your own informed choices to the greatest extent possible.						
	b. Be informed on a regular basis of the decisions your conservator has made for you.						
(C.	Remain as inde	pendent as p	oossible and live in	the least restrictiv	e setting needed t	o protect your health and safety.
(d.	Make or change	e your will.				
(e.	Enter into reaso	nable transa	ctions to provide fo	r your basic need	ls and those of yoເ	ur children and spouse or domestic partner.
1	f.	Have a lawyer t	o represent y	you.			
(g.	Ask a judge to r	eview your c	oncerns about the	conservatorship o	or your complaints	about the actions of your conservator.
I	h.	Ask a judge to	change your	conservator.			
i	i.	Ask a judge to e	end your con	servatorship.			
The	СО	urt's appointm	ent order gr	ants your conserv	ator powers and	d modifies your ri	ghts as shown below.
							not withhold or take away your right to make
		ne decision. Tha or (2) there's an		can make decisior	is alone, and you	r conservator can ı	make decisions alone only if (1) you do not
-		` '		for your personal	care and protec	t vour safety (che	ck all that anniv):
0. 1		Conservator	You have	You do not have	care and protec	t your salety (che	ск ан тагарруу.
		has the power	this right	this right		Р	ower or right to:
;	a.				Decide where	e you live.	
ı	b.				Make your he	ealth care decision	S.
(C.				Decide who t	akes care of you.	
(d.				Make decision	ns about your edu	cation.
,	e.				Have visits fr	om family and frier	nds.
1	f.				Receive telep	ohone calls.	
,	g.				Receive pers	onal mail.	
ı	h.				Receive pers	onal email and tex	t messages.
i	i.				Control who	has access to your	confidential personal papers.
j	j.				Decide wheth	ner you reside in a	secured perimeter residential care facility.
ı	k.				Decide whetl	ner you take medic	cation to treat major neurocognitive disorders.
1	Ι.				Decide who	ou can have socia	al and sexual relationships with.
ı	m.				Decide wheth	ner you get married	d or form a domestic partnership.
ı	n.				Register to v	ote and cast your v	ote in local, state, and national elections.
	0.	Other pov	vers or rights	with respect to you	ır personal care a	nd safety (describe	e below):

Conservator has the power this right this right a. Directly receive and control your own wages or salary. b. Directly receive and manage your money and property. c. Directly receive and control your own wages or salary. Take possession of and manage your money and property. Control who has access to your confidential financial records or pape d. Make contracts or enter into transactions with your money or property (check one): All contracts and transactions. Only the contracts and transactions described in Attachment 7d. Prosecute, defend, compromise, or settle claims by or against you or estate (check one): All claims and proceeds. Only the claims and proceeds described in Attachment 7d.	/ I.
7. Powers and rights to manage your money and property (estate) (check all that apply): Conservator has the power this right this right this right Power or right to: a. Directly receive and control your own wages or salary. b. Directly receive and control your own wages or salary. Control who has access to your confidential financial records or pape d. Make contracts or enter into transactions with your money or property (check one): All contracts and transactions described in Attachment 7d. Prosecute, defend, compromise, or settle claims by or against you or estate (check one): All claims and proceeds. Only the claims and proceeds described in Attachment 7d.	/ I.
has the power this right this right a.	/ I.
b.	/ I.
c. Control who has access to your confidential financial records or pape d. Make contracts or enter into transactions with your money or property (check one): All contracts and transactions. Only the contracts and transactions described in Attachment 7d e. Prosecute, defend, compromise, or settle claims by or against you or estate (check one): All claims and proceeds. Only the claims and proceeds described in Attachment 7d.	/ I.
d.	/ I.
e All contracts and transactions Only the contracts and transactions described in Attachment 7d estate (check one): All claims and proceeds Only the claims and proceeds described in Attachment 7d.	l.
e Only the contracts and transactions described in Attachment 7d e Prosecute, defend, compromise, or settle claims by or against you or estate (check one): All claims and proceeds. Only the claims and proceeds described in Attachment 7d.	
estate (check one): All claims and proceeds. Only the claims and proceeds described in Attachment 7d.	your
f The court has greated you the right to receive and control or ellowance of (arresent).	
f. The court has granted you the right to receive and control an allowance of (amount): of your fund every (time period): for personal expenses.	s
g. Other powers or rights with respect to managing your money or property (describe below):	
Date:	
(TYPE OR PRINT NAME OF PERSON COMPLETING THIS FORM) (SIGNATURE OF PERSON COMPLETING THIS FORM)	
(ROLE OR TITLE OF PERSON COMPLETING THIS FORM)	
[SEAL]	
CLERK'S CERTIFICATE I certify that the foregoing is a true and correct copy of the original on file in my office.	
Date: Clerk, by,	Deputy

Item number: 25

RULES COMMITTEE ACTION REQUEST FORM

Rules Committee Meeting Date: April 11, 2025

Rules Committee action requested [Choose from drop-down menu below]: Circulate for comment (January 1 cycle)

Title of proposal: Family Law and Protective Orders: Implementation of SB 599 and AB 3072

Proposed rules, forms, or standards (include amend/revise/adopt/approve):

Adopt Cal. Rules of Court, rule 5.252; amend Cal. Stds. Jud. Admin., standard 5.20; adopt forms DV-150; revise forms DV-105, DV-120-INFO, DV-140, DV-300-INFO, DV-700-INFO, FL-300-INFO, FL-305, FL-311, FL-324(NP), FL-341, FL-341(A), FL-355; approve forms DV-105-INFO,FL-311-INFO, and FL-341(F)

Committee or other entity submitting the proposal: Family and Juvenile Law Advisory Committee

Staff contact (name, phone and email): Frances Ho, 415-865-7662, frances.ho@jud.ca.gov; Gabrielle D.Selden, 415-865-8085, gabrielle.selden@jud.ca.gov

Identify project(s) on the committee's annual agenda that is the basis for this item:
Annual agenda approved by Rules Committee on (date): October 22, 2024; Amended November 26, 2024

Project description from annual agenda: Item 1. Project Summary: As directed by the Judicial Council, review legislation identified by Governmental Affairs that may have an impact on family and juvenile law issues within the advisory committee's purview. The committee will review the legislation below, and any other identified legislation, and propose rules and forms as may be appropriate for the council's consideration and will act only where necessary to allow courts to implement the legislation efficiently (Item 1c: AB 3072 (Petrie-Norris) Child custody: ex parte orders (Stats. of 2024, Ch. 317).

Item 5.Project Summary: As directed by the Ad Hoc Workgroup on Post-Pandemic Initiatives (P3), develop materials to ensure that court ordered virtual visitation works effectively when in-person visitation is not feasible. As P3 has noted: Virtual visitation can promote relationships between parents and children and between children and their siblings. Virtual visitation can also help improve (1) co-parenting relationships between foster caregivers and parents working to reunify with their children in the dependency system, (2) co-parenting relationships between parents who have children involved in the juvenile justice system, and (3) coparenting relationships with parents involved in family court matters. In addition, Senate Bill 599 (Stats. of 2023, Ch.493) requires the council to develop standards for supervised visitation providers. The committee will develop a proposal responsive to the P3 directive and SB 599.

Out of Cycle/Early Implementation: If requesting July 1 effective date or out of cycle, explain why:

Additional Information for Rules Committee: (To facilitate Rules Committee's review of your proposal, please include any relevant information not contained in the attached summary.)

Two separate proposals to implement SB 599 circulated for public comment from April 2, 2024 to May 3, 2024. Subsequently, in response to commenters who recommended more significant changes to the domestic violence and family law forms to implement the new laws around virtual visitation, the committee decided to consolidate the two proposals into one and circulate in the current cycle.

Additional Information for JC Staff

Director Approval (required for all invitations to comment and reports)
 This report or invitation to comment was:

(11/1/24)

- ☑ reviewed by EGG on *(date)* 03/05/2025
- ⊠ approved by Office Director (or Designee) (*name*) Anna Maves, Principal Managing Attorney on (date) 03/10/2025

If either of above not checked, explain why:

Complete the following for all reports to be submitted to council (optional for ITCs):

•	Form	Translations	(check all that apply)	
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This proposal:

- \boxtimes includes forms that have been translated.
- ☐ includes forms or content that are required by statute to be translated. Provide the code section that mandates translation: Click or tap here to enter text.
- \square includes forms that staff will request be translated.

• Form Descriptions (for any report with new or revised forms)

 \boxtimes The forms in this proposal will require new or revised form descriptions on the JC forms webpage. (If this is checked, the form descriptions should be approved by a supervisor before submitting this RAR.).

• Self-Help Website (check if applicable)

☑ This proposal may require changes or additions to self-help web content.



Judicial Council of California

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INVITATION TO COMMENT

SPR25-25

Title

Family Law and Protective Orders: Implementation of SB 599 and AB 3072

Proposed Rules, Forms, Standards, or Statutes

Adopt Cal. Rules of Court, rule 5.252; amend Cal. Stds. Jud. Admin., std. 5.20; adopt form DV-150; revise forms DV-105, DV-120-INFO, DV-140, DV-300-INFO, DV-700-INFO, FL-300-INFO, FL-305, FL-311, FL-324(NP), FL-324(P), FL-341, FL-341(A), FL-355; approve forms DV-105-INFO, FL-311-INFO, and FL-341(F)

Proposed by

Family and Juvenile Law Advisory Committee Hon. Tari L. Cody, Cochair Hon. Stephanie E. Hulsey, Cochair

Action Requested

Review and submit comments by May 23, 2025

Proposed Effective Date

January 1, 2026

Contact

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Executive Summary and Origin

To implement Senate Bill 599 (Caballero; Stats. 2023, ch. 493) and Assembly Bill 3072 (Petrie-Norris; Stats. 2024, ch. 317), the Family and Juvenile Law Advisory Committee proposes revising domestic violence restraining order and family law forms, adopting a new rule of court, and amending a standard of Judicial Administration. The committee also proposes minor technical changes to two domestic violence information forms.

Background

Effective January 1, 2024, SB 599 made a number of changes to Family Code sections 3011, 3100, and 3200 regarding child custody and visitation orders. They included the following:

- For child custody and visitation orders in cases where there are allegations of a history of abuse or substance abuse by a parent, the court must state in writing or on the record that the order "protects the safety of the parties and the child," in addition to being in the best interest of the children; ¹
- When a domestic violence restraining order has been made, the court must consider whether the best interest of the child requires the court to make virtual visitation orders, in addition to considering whether visits should be suspended or denied;²
- Virtual visitation is defined as the "use of audiovisual electronic communication tools to provide contact between a parent and their children as part of a parenting plan or custody order. Virtual visitation may be supervised or unsupervised, based on the court's determination of what is in the best interest of the child"; and³
- If the court finds that a party is living in a domestic violence shelter or other confidential location, the court must consider a number of factors in deciding whether in-person visitation is in the best interest of the children.⁴

Effective January 1, 2025, AB 3072 amended Family Code section 3064 to require the court to consider a parent's illegal access to firearms or ammunition when deciding whether there is an immediate harm to a child for purposes of modifying a custody or visitation order on an ex parte basis.⁵

Prior Circulation

Two separate proposals to implement SB 599 circulated for public comment from April 2, 2024, to May 3, 2024. Instead of recommending those proposed revisions with a January 1, 2025, effective date, the committee decided to combine the two proposals into the current proposal. The committee made this decision in response to commenters who suggested more significant changes to the domestic violence and family law forms to implement the new laws around virtual

¹ Fam. Code, § 3011a(2)(B)(5)(A).

² *Id.*, § 3100(b).

³ *Id.*, § 3100(e).

⁴ Id., § 3100(d)(2).

⁵ AB 3072 also amended Family Code section 3100, but those amendments do not require form revisions.

⁶ Protective Orders: Changes to Domestic Violence Forms to Implement New Laws SB 599 and AB 92 (SPR24-25), and Family Law: Child Custody Forms and a Standard of Judicial Administration Under Senate Bill 599 (SPR24-26).

visitation, and because it wanted to seek comment on two new forms that would be used to document mandatory findings related to child custody and visitation.

The proposal to implement AB 3072 has not previously circulated for comment.

The Proposal

Implementing SB 599 in a rule of court and a standard of judicial administration

To implement SB 599, the committee proposes adopting California Rules of Court, rule 5.252: Guidelines for developing parenting plans and issuing court orders involving virtual visitation. The rule would provide guidelines applicable to orders for virtual visitation made in all proceedings under the Family Code. Specifically, the rule would list factors that parents and the court should consider to ensure that parenting plans and orders for virtual visits result in meaningful parenting time (e.g., ensuring that parties have access to technology to enable virtual visitation).

To reflect the amendments to Family Code sections 3100 and 3200 made by SB 599, the committee also proposes amending standard 5.20 of the California Standards of Judicial Administration—*Uniform standards of practice for providers of supervised visitation*—as follows:

- Adding a reference to "virtual visitation" in subdivision (a)(2)(B).
- The definition of "provider" in subdivision (b)(3) would be expanded to include employees designated by the superior court to provide visitation and exchange services or assist with those services;
- Subdivision (b)(7) would be added to define "virtual visitation" as it appears in section 3100; and
- Proposed new subdivision (s) would require professional and nonprofessional providers to consider specific issues and require professional providers to have written policies and procedures in place before commencing virtual visitation services.

In addition to changes that reflect SB 599, the committee proposes reformatting subdivision (a) of the standard to make it easier to read. The committee also proposes a global change to the standard to specify that it applies to supervised exchange services in addition to supervised visitation services. This change would align the standard to Family Code section 3200.5, which is titled "Supervised Visitation and Exchange Services, Education, and Counseling." To this end, the standard would be amended to replace the reference to "supervised visitation" with "supervised visitation and exchange services."

Forms for mandatory findings: DV-150, FL-341(F), FL-355

The committee proposes creating two new forms and revising one form to document certain mandatory findings related to child custody and visitation orders, as required by SB 599, AB 3072, and existing law.

If findings are required in a domestic violence restraining order matter, the court would use *Court's Reasons for Child Custody and Visitation Orders* (form DV-150) to record its findings and attach it to any domestic violence restraining order form that includes child custody and visitation orders. *Mandatory Findings for Child Custody and Visitation Attachment* (form FL-341(F)) would be used in the same way as form DV-150 and could be attached to any family law order containing child custody and visitation orders.

Form DV-150 is proposed as a mandatory form to ensure that required findings are properly documented. Additionally, most forms in the DV series are mandatory. Form FL-341(F) is proposed as an optional form that could serve as an attachment for the court to use when relevant in proceedings for dissolution of marriage, legal separation, nullity, custody and support, and proceedings to determine a parental relationship. Making form FL-341(F) an optional form would provide the most flexibility to judicial officers and court professionals, especially to those who currently have a local form or practice to document mandatory findings under Family Code sections 3011, 3044, and 3100. The committee is seeking specific comment about whether forms DV-150 and FL-341(F), if adopted, should be mandatory or optional.

Additionally, the committee proposes revising *Stipulation and Order for Custody and/or Visitation of Children* (form FL-355), which serves as the cover sheet of the parents' agreement about child custody and visitation (parenting time). Parties can attach an agreement to form FL-355. Alternatively, parties may attach any of the Judicial Council order forms that are included as checkboxes in the form.

The proposed changes to form FL-355 would ensure that the parties' stipulation and the order on their stipulation comply with the requirements of SB 599, AB 3072, and existing law in cases that involve allegations of abuse or the habitual or continual illegal use of controlled substances, alcohol, or prescribed controlled substances. To this end, the form would be reformatted to add new headings and a new item 5b on page 1. The form would also be expanded to move the court's findings and order to a new second page. The findings include those findings required if the case involves allegations of abuse or substance abuse, and would also allow the court to indicate in item 5a or 5b that the required findings are attached to form FL-355 or were given at the court hearing on the record.

In addition to the above changes, the committee proposes revising the title of form FL-355 to delete "Visitation of Children" and replace it with "Visitation (Parenting Time)." This change would make the form consistent with the title of the forms it references.

Changes to child custody and visitation request forms: DV-105, FL-311

To implement SB 599, the committee proposes incorporating virtual visitation as an option for parenting time in two forms. Virtual visitation is added as an option at items 12 and 13b on *Request for Child Custody and Visitation Orders* (form DV-105), and items 3c, 4b, and 6e in *Child Custody and Visitation (Parenting Time) Application Attachment* (form FL-311). For form DV-105, the committee also proposes adding an instruction at item 4 to highlight the importance of completing the item, and to list professional provider information before nonprofessional provider information at item 12.

For form FL-311, the committee proposes additional, substantive changes, to educate form users about child custody and visitation, and improve the user's experience with completing the form. The changes include:

- Inserting information in a notice box on page 1 about California's public policies regarding child custody and visitation;
- Adding links to the Self-Help Guide to the California Courts in the information box and item 2 to inform the form user about best interests of the child, domestic violence and child custody, and physical and legal custody and direct the form user to online resources;
- Reformatting item 2, the request for custody, to look more like the request for custody on the petitions and responses to petitions filed in family court;
- Reformatting the table in item 4 to make the proposed visitation (parenting time) schedule easier to complete and read;
- Relocating the request for child custody and visitation (parenting time) for cases
 involving allegations of a history of abuse or substance abuse from items 2 and 3 to item
 5 and consolidating them into one item;
- Renumbering the request for child custody mediation from item 4 to item 10, so that it appears after the complete request for child custody and visitation, and adding information about mandatory mediation and the ability of a party to ask for separate sessions at separate times for cases involving domestic violence; and
- Expanding the form from 4 to 5 pages to accommodate the new content.

Changes to child custody and visitation order forms: DV-140, FL-341, FL-341(A)

For order forms, the committee proposes adding virtual visitation at items 9e, 10d, 12, and 13 on *Child Custody and Visitation Order* (form DV-140), item 9e in *Child Custody and Visitation* (*Parenting Time*) *Order Attachment* (form FL-341), and item 6a(2) on *Supervised Visitation Order* (form FL-341(A)).

The committee also proposes additional changes to form DV-140, which include:

- Indicating that the form may be used as an attachment to form DV-310, by adding a checkbox at the top of the form;
- Making professional and nonprofessional supervised visitation separate items (items 9 and 10);
- Adding an option to name an alternate provider for professional supervised visitation, in the event that the chosen provider is unavailable (item 9b(1));
- Adding an option for the court to indicate that a party or parties were provided with a list of supervised visitation providers (item 9b(2);
- Removing the space (at items 7c and 11a of the existing form DV-140) for the court's reasons for granting sole custody, joint custody, or unsupervised visits to the restrained person as this information is now contained on proposed form DV-150;
- Adding *Mandatory Findings*, at item 14, for the court to indicate whether these findings were made on the record or in writing on form DV-150;
- Revising the instruction at item 15; and
- Adding *Criminal Protective Order*, at item 16, to allow the court to list any relevant criminal protective orders, as required under Family Code section 3100(c).

The committee proposes additional changes to form FL-341, which include:

- Revising the order for the parties to attend mediation in item 6 to accommodate courts that do not specify the exact date, time, and location of the mediation on the order.
- Adding item 7b to allow the parties to attach *Joint Legal Custody Attachment* (form FL-341(E)) or Attachment 7b to discuss joint legal custody;
- Adding a reference to proposed new form FL-341(F) in item 8;
- Reformatting item 9 regarding visitation to match the formatting in form FL-311.

The proposed additional changes to form FL-341(A) include:

- Adding checkboxes below the title in the header to allow the court to specify whether the form is an attachment to form FL-341 or to another form;
- At item 4, changing the checkbox for "Supervised exchange only" by deleting "only" to allow the court to order both supervised visitation and supervised exchange services;
- Adding new item 6 to address the location and schedule of the visits; and

Removing the line for the date and signature of the judicial officer to reflect that the form is an attachment to an order (and that the order itself will contain the judicial officer's signature). This change would avoid redundancy in the process of making court orders. As to this specific proposed change, the committee seeks specific comment.

Changes to implement AB 3072: forms DV-120-INFO, FL-300-INFO, FL-305

To implement AB 3072, the committee proposes revising several forms.

How Can I Respond to a Request for Domestic Violence Restraining Order? (form DV-120-INFO) would be revised to include information about the impact of a parent having illegal access to firearms or ammunition on custody and visitation orders.⁷

Information Sheet for Request for Order (form FL-300-INFO) would be updated at item 9 to clarify the definition of "immediate harm to a child" and specify that, under AB 3072, the court must consider if a parent has illegal access to firearms or ammunition when deciding if there is immediate harm to a child. Other, minor changes are proposed at items 3d and 3g to indicate that a form listed may or may not be one that a party is required to file.

The committee proposes revising items 2 and 3 of Temporary Emergency (Ex Parte) Orders (form FL-305) to more clearly state the requirements under Family Code section 3064 when the court is determining that the party has shown immediate harm to a child that requires temporary emergency orders to protect the child or children. Item 3a would provide checkboxes that correlate to section 3064, which would include the consideration that a party has illegal access to firearms or ammunition. The orders relating to child abduction prevention would be moved from item 3d on the current form to item 3b to emphasize that the court may also make temporary emergency orders for child custody under section 3064 if there is an immediate risk that the child will be removed from the State of California.

New INFO forms on child custody and visitation: DV-105-INFO, FL-311-INFO

The committee proposes new information forms on child custody and visitation orders for the DV and FL form series. Commenters in a previous forms proposal suggested adoption of this type of information sheet, which the committee agreed would be beneficial to parties. In addition, the information sheets respond to the direction of the Ad Hoc Workgroup on Post-Pandemic Initiatives that the Judicial Council develop materials to ensure that court-ordered virtual visitation works effectively when in-person visitation is unfeasible.⁸

In domestic violence cases, it is particularly important for parties to be informed of the various options for visitation (e.g., supervised visits, supervised exchanges) and laws around child

⁷ Note that the committee is also proposing to add information to implement AB 2759 on form DV-120-INFO. That proposal, Protective Orders: Changes to Domestic Violence and Juvenile Forms to Implement AB 2759, is available at courts.ca.gov/policy-administration/invitations-comment.

⁸ Judicial Council of Cal., Advisory Com. Agenda., Family and Juvenile Law Advisory Committee Annual Agenda— 2025 (Oct. 22, 2024), item 5, www.courts.ca.gov/documents/famjuv-annual.pdf.

custody. Asking for Child Custody and Visitation Orders, form DV-105-INFO, would provide this information and would include information on virtual visitation. Additionally, to implement AB 3072, form DV-105-INFO would include information about the impact of a parent having illegal access to firearms or ammunition on custody and visitation orders.

For family law cases, What Are Visitation or Parenting Time Orders? (form FL-311-INFO) would help educate parties and court professionals about four types of visitation orders and would define virtual visitation and other terms. This proposed form also includes links to existing information sheets relating to child custody, because the information is also essential for parties' understanding of how to develop parenting plans or request court orders. Finally, it includes links to form DV-105-INFO and resources to legal help, as well as a worksheet for parents to use to help plan for virtual visits with their children, whether or not they are supervised by court order.

Other forms that require changes: DV-300-INFO, DV-700-INFO, FL-324(NP), FL-324(P) In addition to the proposed form revisions to implement SB 599 and AB 3072, the committee proposes minor revisions to four forms.

The committee proposes minor revisions to form DV-300-INFO as follows:

- On page 3, first and second paragraph of step 4, refer to form DV-310, item 5d, instead of form DV-310, item 4c;
- On page 3, first paragraph of step 4, instruct the restrained person to use form FL-330, *Proof of Personal Service*, instead of form DV-200, which can only be used by the protected person; and
- On page 3, second paragraph of step 4, add the form title for form DV-250.

Form DV-700-INFO also requires a minor change. On page 1, under the paragraph "What if I want to change (Modify) my restraining order?," the reader should be directed to form DV-300-INFO instead of DV-400-INFO. The latter was revoked and replaced with form DV-300-INFO, which outlines the new process for requesting a change to a domestic violence restraining order.

The committee also proposes a global change to *Declaration of Supervised Visitation Provider* (Nonprofessional) (form FL-324(NP)) and *Declaration of Supervised Visitation Provider* (Professional) (form FL-324(P)) to specify that they apply to supervised exchange services, as well as to supervised visitation services. This change is consistent with the changes being proposed to standard 5.20 of the Standards of Judicial Administration.

Alternatives Considered

For forms DV-150 and FL-341(F), the committee considered developing a single joint form that could be used in the DV and FL series. However, the committee rejected that approach as the

form sets refer to parties in different ways (i.e., protected and restrained persons for DV forms, and petitioner and respondent for FL forms).

The committee considered whether *Mandatory Findings for Child Custody and Visitation Attachment* (form FL-341(F)) should be proposed as an optional or mandatory form. In its discussion, the committee noted that the form is designed as an attachment to at least four other Judicial Council forms because it could be used in proceedings for dissolution of marriage, legal separation, nullity, custody and support, and proceedings to determine a parental relationship. Proposing the form as an optional form would provide the most flexibility to judicial officers and court professionals. It would also help to prevent any unintended consequences of mandating a new attachment form when the committee has not had the opportunity to fully assess the impact it might have on the many different types of family court proceedings in which the form would potentially be used.

Taking no action was not considered because the Judicial Council is required to update rules and forms, as needed, to reflect the law.

Fiscal and Operational Impacts

The committee anticipates that this proposal would require courts to train court staff and judicial officers on the new and revised forms and rules. Courts will also incur costs to incorporate the forms into paper and electronic processes.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

- Does the proposal appropriately address the stated purpose?
- Should the proposed attachment form, DV-150, be adopted as a mandatory form for use in domestic violence restraining order matters, or should it be an optional form?
- Should proposed attachment form FL-341(F) be adopted as a mandatory form for use in family law matters, or should it be an optional form?
- Should form FL-341(A) be revised to remove the date and signature line for the judicial officer because the form is an attachment to an order? Would there be any unintended consequences of removing this content? (Please explain your answer.)

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

- 1. Cal. Rules of Court, rule 5.252, at pages 11–12
- 2. Cal. Stds. Jud. Admin., std. 5.20, at pages 13–24
- 3. Forms DV-105, DV-105-INFO, DV-120-INFO, DV-140, DV-150, DV-300-INFO, DV-700-INFO, FL-300-INFO, FL-305, FL-311, FL-311-INFO, FL-324(NP), FL-324(P), FL-341, FL-341(A), FL-341(F), FL-355, at pages 25–82
- 4. Link A: Sen. Bill 599, https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240SB599
- 5. Link B: Assem. Bill 3072, https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=202320240AB3072

Rule 5.252 of the California Rules of Court would be adopted, effective January 1, 2026, to read:

1 2 **Chapter 8. Child Custody and Visitation (Parenting Time) Proceedings** 3 4 **Article 6. Virtual Visitation** 5 6 7 Rule 5.252. Guidelines for developing parenting plans and issuing court orders 8 involving virtual visitation 9 10 **Application** <u>(a)</u> 11 12 This rule applies to orders for virtual visitation made in proceedings under the (1) 13 Family Code. 14 15 Virtual visitation is defined in Family Code section 3100(e). (2) 16 17 **Guidelines (b)** 18 19 In determining whether virtual visitation is in the best interest of the child, judicial 20 officers and parties developing parenting plans should consider: 21 22 Potential safety concerns, especially in cases involving domestic violence and (1) 23 abuse; 24 25 The child's age and the child's capacity to participate in virtual visits; **(2)** 26 27 **(3)** The ability of the following persons to access the technology required to 28 participate in, or implement, virtual visitation (for example, a computer 29 smartphone, laptop, desktop, or tablet, and an internet connection sufficient to 30 allow for use of applications for audiovisual communications): 31 32 The parents; (A) 33 34 (B) The child; and 35 36 The person providing, facilitating, or monitoring the virtual visits. (C) 37 38 The provider's experience and training with using remote technology to <u>(4)</u> 39 facilitate virtual visits; 40 41 Information provided by any: (5) 42

l		(A)	Child participating in the proceeding under Family Code section 3042;
2			
3		(B)	Attorney appointed to represent the child;
4			
5		(C)	Child custody recommending counselor authorized to provide
6			recommendations under Family Code section 3183(a);
7			
8		(D)	Child custody mediator authorized to communicate with the court about
9			the case under Family Code section 216 and rule 5.235 of the
10			California Rules of Court;
11			
12		(E)	Child custody evaluator under Family Code section 3111; or
13			
14		(F)	Other person legally authorized to represent the child.
15			
16	<u>(6)</u>	Any	other factors or information that weigh in favor of or against ordering
17		virtu	al visitation as part of the parenting plan or court order.
18			

Standard 5.20 of the California Standards of Judicial Administration would be amended, effective January 1, 2026, to read:

Standard 5.20. Uniform standards of practice for providers of supervised visitation and exchange services

(a) Scope of service Application and goals

 This standard defines the standards of practice, including duties and obligations, for providers of supervised visitation under Family Code sections 3200 and 3200.5. Unless specified otherwise, the standards of practice are designed to apply to all providers of supervised visitation, whether the provider is a friend, relative, paid independent contractor, employee, intern, or volunteer operating independently or through a supervised visitation center or agency. The goal of these standards of practice is to assure the safety and welfare of the child, adults, and providers of supervised visitation. Once safety is assured, the best interest of the child is the paramount consideration at all stages and particularly in deciding the manner in which supervision is provided. Each court is encouraged to adopt local court rules necessary to implement these standards of practice.

(1) This standard defines the standards of practice for providers of supervised visitation and exchange services, including the duties and obligations for providers of supervised visitation and exchange services under Family Code sections 3200 and 3200.5.

(2) Unless specified otherwise, the standards of practice are designed to apply to:

(A) All providers of supervised visitation and exchange services, whether the provider is a friend, relative, paid independent contractor, employee, intern, or volunteer operating independently or through a supervised visitation and exchange services center or agency.

(B) Supervised visitation that occurs by the use of audiovisual electronic communication (known as "virtual visitation," as defined in (b)(7)).

(3) The goal of these standards of practice is to assure the safety and welfare of the child, adults, and providers of supervised visitation and exchange services. Once safety is assured, the best interest of the child is the paramount consideration at all stages and particularly in deciding the manner in which supervision is provided.

(4) Each court is encouraged to adopt local court rules necessary to implement these standards of practice.

Definition 1 **(b)** 2 3 For purposes of this standard, the following definitions apply: 4 5 (1) A "nonprofessional provider," as defined in Family Code section 3200.5, is 6 any person who is not paid for providing supervised visitation and exchange 7 services. 8 9 (2) A "professional provider," as defined in Family Code section 3200.5, is any 10 person who is paid for providing supervised visitation and exchange services, 11 or an independent contractor, employee, intern, or volunteer operating 12 independently or through a supervised visitation and exchange services center 13 or agency. 14 15 (3) A "provider," as defined in Family Code section 3200, includes any individual who functions as a visitation and exchange services monitor, as 16 17 well as supervised visitation centers. A provider may also include those 18 employees and contractors designated by the superior court to provide 19 supervised visitation and exchange services or assistance with those services. 20 21 "Supervised visitation" is contact between a noncustodial party and one or (4) 22 more children in the presence of a neutral third person. 23 24 (5) "Exchange services" or "exchanges" means the transfer of the child from one 25 party to another by a professional or nonprofessional provider for the purpose 26 of implementing a court order for visitation (parenting time). 27 28 (5)(6) A "TrustLine provider," is a professional provider of supervised visitation 29 and exchange services provider who is registered on TrustLine, a database 30 that is administered by the California Department of Social Services. 31 32 (6)(7)"Virtual Visitation," as defined in Family Code section 3100, means use of 33 audiovisual electronic communication tools to provide contact between a 34 parent and their children as part of a parenting plan or custody order. Virtual 35 visitation may be supervised or unsupervised, based on the court's 36 determination of what is in the best interest of the child, but is not a means to 37 implement exchange services. 38 39 Type of provider (c) 40 41 Who provides the supervision and the manner in which supervision is provided

depends on different factors, including local resources, the financial situation of the

parties, and the degree of risk in each case. While the court makes the final decision

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1 as to the manner in which supervision is provided and any terms or conditions, the 2 court may consider recommendations by the attorney for the child, the parties and 3 their attorneys, Family Court Services staff, evaluators, and therapists. As specified 4 in Family Code section 3200.5, in any case in which the court has determined that 5 there is domestic violence or child abuse or neglect, as defined in section 11165.6 6 of the Penal Code, and the court determines supervision is necessary, the court 7 must consider whether to use a professional or nonprofessional provider based on 8 the child's best interest. 9 10 (d) Qualifications of nonprofessional providers 11 12 (1) Unless otherwise ordered by the court or stipulated by the parties, the 13 nonprofessional provider must: 14 15 Have no record of a conviction for child molestation, child abuse, or 16 other crimes against a person; 17 18 (B) Have proof of automobile insurance if transporting the child; 19 20 (C) Have no current or past court order in which the provider is the person 21 being supervised; and 22 23 Agree to adhere to and enforce the court order regarding supervised (D) 24 visitation and exchange services. 25 26 (2) Unless otherwise ordered by the court or stipulated by the parties, the 27 nonprofessional provider should: 28 29 (A) Be 21 years of age or older; 30 31 (B) Have no record of conviction for driving under the influence (DUI) 32 within the last 5 years; 33 34 (C) Not have been on probation or parole for the last 10 years; 35 36 Have no civil, criminal, or juvenile restraining orders within the last 10 (D) 37 years; and 38 39 Not be financially dependent on the person being supervised. (E) 40 41 Sign a local court form or Declaration of Supervised Visitation and Exchange 42 Services Provider (Nonprofessional) (form FL-324(NP)) stating that all 43 requirements to be a nonprofessional provider have been met.

1 2 3	(e)	Qual	ifications of professional providers
4 5		The p	professional provider must:
6 7		(1)	Be 21 years of age or older;
8 9 10		(2)	Have no record of conviction for driving under the influence (DUI) within the last 5 years;
11 12		(3)	Not have been on probation or parole for the last 10 years;
13 14 15		(4)	Have no record of a conviction for child molestation, child abuse, or other crimes against a person;
16 17		(5)	Have proof of automobile insurance if transporting the child;
18 19		(6)	Have no civil, criminal, or juvenile restraining orders within the last 10 years;
20 21 22		(7)	Have no current or past court order in which the provider is the person being supervised;
23 24 25 26		(8)	Be able to speak the language of the party being supervised and of the child, or the provider must provide a neutral interpreter over the age of 18 who is able to do so;
27 28 29		(9)	Agree to adhere to and enforce the court order regarding supervised visitation and exchange services;
30 31 32 33		(10)	Complete a Live Scan criminal background check, at the expense of the provider or the supervised visitation <u>and exchange services</u> center or agency, before providing visitation <u>and exchange services</u> ;
34 35 36 37 38		(11)	Be registered as a TrustLine provider under chapter 3.35 (commencing with section 1596.60) of division 2 of the Health and Safety Code. Notwithstanding any other law, a person is ineligible to be a professional provider if the California Department of Social Services either:
39 40 41			(A) Denies that person's TrustLine registration under Health and Safety Code sections 1596.605 or 1596.607; or
42 43			(B) Revokes that person's TrustLine registration under Health and Safety Code section 1596.608;

1						
2		(12)	Mee	t the training requirements listed in (f);		
3		(4.0)	~ .			
4		(13)	_	a Declaration of Supervised Visitation and Exchange Services Provider		
5			-	fessional) (form FL-324(P)) stating that all requirements to be a		
6			profe	essional provider have been met; and		
7		(1.4)	G.	1 (16 FI 204/P) 1 (1 6 1 1 11		
8		(14)	_	a separate, updated form FL-324(P) each time the professional provider		
9			suon	nits a report to the court.		
10 11	(f)	Troi	ning for professional providers			
12	(1)	Trai	ınıng ı	for professional providers		
13		(1)	Refo	ore providing services, professional providers must complete 24 hours of		
14		(1)		ing, including at least 12 hours of classroom instruction in the following		
15			subje			
16			sacj			
17			(A)	The role of a professional provider;		
18			()	1 1 /		
19			(B)	Child abuse reporting laws;		
20			. ,	1 6		
21			(C)	Record-keeping procedures;		
22						
23			(D)	Screening, monitoring, and termination of visitation;		
24						
25			(E)	Developmental needs of children;		
26						
27			(F)	Legal responsibilities and obligations of a provider;		
28						
29			(G)	Cultural sensitivity;		
30						
31			(H)	Conflicts of interest, including the acceptance of gifts;		
32			(T)			
33			(I)	Confidentiality;		
34			(T)			
35			(J)	Issues relating to substance abuse, child abuse, sexual abuse, and		
36				domestic violence, including safety considerations for virtual visitation;		
37				and		
38 39			(K)	Basic knowledge of family and juvenile law.		
39 40			(K)	Basic knowledge of family and juveline law.		
4 0 41		(2)	Of th	ne 24 hours of training required in (1), the training must include at least:		
42		(2)	Or u	1. 2.1 nours of duming required in (1), the duming must include at least.		
43			(A)	Three hours on the screening, monitoring, and termination of visitation;		
			(41)	ince near on the selecting, monitoring, and termination of visitation,		

1 2 (B) Three hours on the developmental needs of children; 3 4 (C) Three hours on issues relating to substance abuse, child abuse, sexual 5 abuse, and domestic violence; and 6 7 (D) One hour on basic knowledge of family law. 8 9 (3) On or after January 1, 2021, to complete the required training in child abuse 10 reporting laws under (1)(B), a professional provider must complete an online 11 training required for mandated reporters that is provided by the California 12 Department of Social Services. This mandatory online training is not 13 intended to increase the total of 24 hours of training required in (1). 14 15 **(g)** Safety and security procedures 16 17 All providers must make every reasonable effort to assure the safety and welfare of 18 the child and adults during the visitation and exchange services. Professional 19 providers should establish a written protocol, with the assistance of the local law 20 enforcement agency, that describes the emergency assistance and responses that 21 can be expected from the local law enforcement agency. In addition, the 22 professional provider should: 23 24 (1) Establish and state in writing minimum security procedures and inform the 25 parties of these procedures before the commencement of supervised visitation 26 and exchange services; 27 28 (2) Conduct comprehensive intake and screening to understand the nature and 29 degree of risk for each case. The procedures for intake should include 30 separate interviews with the parties before the first visit and exchange. 31 During the interview, the provider should obtain identifying information and 32 explain the reasons for temporary suspension or termination of a visit under 33 this standard. If the child is of sufficient age and capacity, the provider should 34 include the child in part of the intake or orientation process. Any discussion 35 should be presented to the child in a manner appropriate to the child's 36 developmental stage; 37 38 (3) Obtain during the intake process: 39 40 Copies of any protective order; (A) 41 42 Current court orders; (B)

43

1 2			(C)	Any Judicial Council form relating to <u>orders for</u> supervised visitation <u>and exchange services</u> orders ;
3				
4 5			(D)	A report of any written records of allegations of domestic violence or abuse; and
6 7			(E)	An account of the child's health needs if the child has a chronic health
8			()	condition; and
9 10 11		(4)		blish written procedures that must be followed in the event a child is acted during supervised visitation and exchange services.
12 13	(h)	Rati	o of cl	hildren to provider
14 15		The	ratio o	of children to a professional provider must be contingent on:
16 17		(1)	The	degree of risk factors present in each case;
18 19 20		(2)	The	nature of supervision required in each case;
21 22		(3)		number and ages of the children to be supervised during a visit and ange;
23 24 25		(4)		number of people, as provided in the court order, visiting the child ng the visit and exchange;
26 27 28		(5)	The	duration and location of the visit and exchange; and
29 30		(6)	The	experience of the provider.
31	(i)	Con	flict of	f interest
33 34 35		case	or agr	ers should maintain neutrality by refusing to discuss the merits of the ree with or support one party over another. Any discussion between a and the parties should be for the purposes of arranging visitation and
36 37 38		exch	ange s	services, as well as providing for the safety of the children. In order to inflict of interest, the professional provider should not:
39 40		(1)	Be fi	inancially dependent on the person being supervised;
41 12		(2)	Be a	n employee of the person being supervised;

1 (3) Be an employee of or affiliated with any superior court in the county in 2 which the supervision is ordered unless specified in the employment contract; 3 or 4 5 (4) Be in an intimate relationship with the person being supervised. 6 7 Maintenance and disclosure of records for professional providers **(j)** 8 9 (1) Professional providers must keep a record for each case, including the 10 following: 11 12 A written record of each contact, and visit, and exchange; (A) 13 14 (B) Who attended the visit and exchange; 15 16 (C) Any failure to comply with the terms and conditions of the visitation 17 and exchange services; and 18 19 (D) Any incidence of abuse as required by law. 20 21 (2) Case recordings should be limited to facts, observations, and direct 22 statements made by the parties, not personal conclusions, suggestions, or 23 opinions of the provider. All contacts by the provider in person, in writing, or 24 by telephone with either party, the children, the court, attorneys, mental 25 health professionals, and referring agencies should be documented in the case 26 file. All entries should be dated and signed by the person recording the entry. 27 28 (3) If ordered by the court or requested by either party or the attorney for either 29 party or the attorney for the child, a report about the supervised visit and 30 exchange must be produced. These reports should include facts, observations, 31 and direct statements and not opinions or recommendations regarding future 32 visitation and exchanges. The original report must be sent to the court if so 33 ordered, or to the requesting party or attorney, and copies should be sent to 34 all parties, their attorneys, and the attorney for the child. 35 36 (4) Any identifying information about the parties and the child, including 37 addresses, telephone numbers, places of employment, and schools, is 38 confidential, should not be disclosed, and should be deleted from documents 39 before releasing them to any court, attorney, attorney for the child, party, 40 mediator, evaluator, mental health professional, social worker, or referring 41 agency, except as required in reporting suspected child abuse. 42

1 Confidentiality (k) 2 3 Communications between parties and providers of supervised visitation and 4 exchange services are not protected by any privilege of confidentiality. Professional 5 providers should, whenever possible, maintain confidentiality regarding the case 6 except when: 7 8 Ordered by the court; (1) 9 10 (2) Subpoenaed to produce records or testify in court; 11 12 (3) Requested to provide information about the case by a mediator or evaluator 13 in conjunction with a court-ordered mediation, investigation, or evaluation; 14 15 (4) Required to provide information about the case by Child Protective Services; 16 17 18 (5) Requested to provide information about the case by law enforcement. 19 20 **Delineation of terms and conditions** (l)21 22 The provider bears the sole responsibility for enforcement of all the terms and 23 conditions of any supervised visitation and exchange services. Unless otherwise 24 ordered by the court, the provider should implement the following terms and 25 conditions: 26 27 (1) Monitor conditions to assure the safety and welfare of the child; 28 29 (2) Enforce the frequency and duration of the visits and exchanges as ordered by 30 the court; 31 32 (3) Avoid any attempt to take sides with either party; 33 34 (4) Ensure that all contact between the child and the noncustodial party is within 35 the provider's hearing and sight at all times, and that discussions are audible 36 to the provider; 37 38 (5) Speak in a language spoken by the child and the noncustodial party; 39 40 (6) Allow no derogatory comments about the other parent, his or her family, 41 caretaker, child, or child's siblings; 42 43 **(7)** Allow no discussion of the court case or possible future outcomes;

1			
2		(8)	Allow neither the provider nor the child to be used to gather information
3			about the other party or caretaker or to transmit documents, information, or
4			personal possessions;
5			
6		(9)	Allow no spanking, hitting, or threatening the child;
7		(-)	
8		(10)	Allow no visits and exchanges to occur while the visiting party appears to be
9		()	under the influence of alcohol or illegal drugs;
10			
11		(11)	Allow no emotional, verbal, physical, or sexual abuse;
12		(11)	Three is no emotional, verous, physical, or serial acuse,
13		(12)	Allow no contact between the custodial and noncustodial parents unless
14		(12)	ordered by the court; and
15			ordered by the court, and
16		(13)	Ensure that the parties follow any additional rules stated by the provider or
17		(13)	the court.
18			the court.
19	(m)	Safet	ty considerations for sexual abuse cases
20	(111)	Barci	ty considerations for sexual abuse cases
21		In ca	ses where there are allegations of sexual abuse, in addition to the requirements
22			, the provider should comply with the following terms and conditions, unless
23			wise ordered by the court:
24		omer	wise ordered by the court.
25		(1)	Allow no exchanges giving or receiving of gifts, money, or cards;
26		(1)	Allow no exchanges giving of receiving of girts, money, of cards,
27		(2)	Allow no photographing, audiotaping, or videotaping of the child;
28		(2)	Allow no photographing, audiotaping, or videotaping of the child,
29		(3)	Allow no physical contact with the child such as lap sitting, hair combing,
30		(3)	
31			stroking, hand holding, hugging, wrestling, tickling, horseplaying, changing
			diapers, or accompanying the child to the bathroom;
32		(4)	Allow as which also assists notes hour distincts on hoder signals, and
33		(4)	Allow no whispering, passing notes, hand signals, or body signals; and
34		(5)	A11
35		(5)	Allow no supervised visitation and exchange services in the location where
36			the alleged sexual abuse occurred.
37	()	_	
38	(n)	Lega	l responsibilities and obligations of a provider
39		. 11	
40			onprofessional providers of supervised visitation and exchange services
41		shou	ld, and all professional providers must:
42			

2		(1)	Advise the parties before commencement of supervised visitation <u>and</u> <u>exchange services</u> that no confidential privilege exists;
3			
4		(2)	Report suspected child abuse to the appropriate agency, as provided by law,
5			and inform the parties of the provider's obligation to make such reports; and
6			
7		(3)	Suspend or terminate visitation and exchanges under (p).
8			
9	(o)	Add	itional legal responsibilities of professional providers
10			
11		In ac	ddition to the legal responsibilities and obligations required in (n), professional
12		prov	iders must:
13			
14		(1)	Prepare a written contract to be signed by the parties before commencement
15			of the supervised visitation and exchange services. The contract should
16			inform each party of the terms and conditions of supervised visitation and
17			exchange services; and
18			
19		(2)	Review custody and visitation orders relevant to the supervised visitation and
20			exchange services.
21			
22	(p)		porary suspension or termination of supervised visitation <u>and exchange</u>
23		serv	<u>ices</u>
24			
		(1)	
25		(1)	All providers must make every reasonable effort to provide a safe visit and
26		(1)	exchange for the child and the noncustodial party.
26 27		. ,	exchange for the child and the noncustodial party.
26 27 28		(1)	exchange for the child and the noncustodial party. However, if a provider determines that the rules of the visit and exchange
26 27 28 29		. ,	exchange for the child and the noncustodial party. However, if a provider determines that the rules of the visit and exchange have been violated, the child has become acutely distressed, or the safety of
26 27 28 29 30		. ,	exchange for the child and the noncustodial party. However, if a provider determines that the rules of the visit and exchange have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit and exchange may be temporarily
26 27 28 29 30 31		. ,	exchange for the child and the noncustodial party. However, if a provider determines that the rules of the visit and exchange have been violated, the child has become acutely distressed, or the safety of
26 27 28 29 30 31 32		(2)	However, if a provider determines that the rules of the visit <u>and exchange</u> have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit <u>and exchange</u> may be temporarily interrupted, rescheduled at a later date, or terminated.
26 27 28 29 30 31 32 33		. ,	However, if a provider determines that the rules of the visit <u>and exchange</u> have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit <u>and exchange</u> may be temporarily interrupted, rescheduled at a later date, or terminated. All interruptions or terminations of supervised visits <u>and exchanges</u> must be
26 27 28 29 30 31 32 33 34		(2)	However, if a provider determines that the rules of the visit <u>and exchange</u> have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit <u>and exchange</u> may be temporarily interrupted, rescheduled at a later date, or terminated.
26 27 28 29 30 31 32 33 34 35		(2)	However, if a provider determines that the rules of the visit <u>and exchange</u> have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit <u>and exchange</u> may be temporarily interrupted, rescheduled at a later date, or terminated. All interruptions or terminations of supervised visits <u>and exchanges</u> must be recorded in the case file.
26 27 28 29 30 31 32 33 34 35 36		(2)	Exchange for the child and the noncustodial party. However, if a provider determines that the rules of the visit and exchange have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit and exchange may be temporarily interrupted, rescheduled at a later date, or terminated. All interruptions or terminations of supervised visits and exchanges must be recorded in the case file. All providers must advise both all parties of the reasons for interruption or
26 27 28 29 30 31 32 33 34 35 36 37		(2)	However, if a provider determines that the rules of the visit <u>and exchange</u> have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit <u>and exchange</u> may be temporarily interrupted, rescheduled at a later date, or terminated. All interruptions or terminations of supervised visits <u>and exchanges</u> must be recorded in the case file.
26 27 28 29 30 31 32 33 34 35 36 37 38	(a)	(2) (3) (4)	However, if a provider determines that the rules of the visit <u>and exchange</u> have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit <u>and exchange</u> may be temporarily interrupted, rescheduled at a later date, or terminated. All interruptions or terminations of supervised visits <u>and exchanges</u> must be recorded in the case file. All providers must advise <u>both all parties</u> of the reasons for interruption <u>or termination</u> of a visit <u>and exchange.or termination</u> .
26 27 28 29 30 31 32 33 34 35 36 37 38 39	(q)	(2) (3) (4)	Exchange for the child and the noncustodial party. However, if a provider determines that the rules of the visit and exchange have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit and exchange may be temporarily interrupted, rescheduled at a later date, or terminated. All interruptions or terminations of supervised visits and exchanges must be recorded in the case file. All providers must advise both all parties of the reasons for interruption or
26 27 28 29 30 31 32 33 34 35 36 37 38	(q)	(2) (3) (4) Add	However, if a provider determines that the rules of the visit <u>and exchange</u> have been violated, the child has become acutely distressed, or the safety of the child or the provider is at risk, the visit <u>and exchange</u> may be temporarily interrupted, rescheduled at a later date, or terminated. All interruptions or terminations of supervised visits <u>and exchanges</u> must be recorded in the case file. All providers must advise <u>both all parties</u> of the reasons for interruption <u>or termination</u> of a visit <u>and exchange.or termination</u> .

1 the written statement to both parties, their attorneys, the attorney for the child, and 2 the court. 3 4 **(r) Informational materials; procedures** 5 6 Each court is encouraged to make available to all providers informational (1) 7 materials about the role of a provider, the terms and conditions of supervised 8 visitation and exchange services, and the legal responsibilities and 9 obligations of a provider under this standard. 10 11 By January 1, 2022, each court must develop and adopt local rules that (2) 12 establish procedures for processing and maintaining: 13 14 (A) Declaration of Supervised Visitation and Exchange Services Provider 15 (Professional) (form FL-324(P)), along with the professional provider's 16 original report required in (j)(3) of this standard; and 17 18 The declaration regarding qualification of the nonprofessional provider (B) 19 of supervised visitation and exchange services provider's declaration 20 regarding qualifications, whether the provider uses the court's local 21 form or Declaration of Supervised Visitation and Exchange Services 22 Provider (Nonprofessional) (form FL-324(NP)). 23 24 **(s)** Virtual visitation services 25 26 Before the commencement of supervised visitation, the professional and (1) 27 nonprofessional provider must consider: 28 29 (A) The safety and privacy of the parties and the child if the case involves domestic violence and sexual abuse, including whether the party or 30 31 child should have a private location; 32 33 (B) How the virtual visitation can be conducted in a manner that is age 34 appropriate and based on the developmental needs of the child; and 35 36 (C) What the party will need, including audiovisual equipment or internet 37 access, to ensure safe virtual visitation. 38 39 Before the commencement of supervised visitation, professional providers (2) 40 must have written policies and procedures in place and must give the parties a 41 copy of the written policies. The written policies must include information 42 about the provider's qualifications, experience, and understanding of how 43 remote technology works.

DV-105

Request for Child Custody and Visitation Orders

Case Number:		

Instructions: Use this form to request orders for children you have with the person in **2**. For more information on the orders you can request, read form **DV-105-INFO**, Asking for Child Custody and Visitation Orders?

	ched to form DV-							
Your Information Name:								
Relationsh	nip to children:	Parent	r (describe	?):				
Person 'Name:	You Want Prot	ection From						
Relationsh	nip to children:	Parent	r (describe	e):				
Children	n Under 18 Yea	ars Old (for children you have with th	ie person i	in (2). list fr	om oldest to voungest			
a. Name:			Date of					
b. Name:			Date of					
c. Name:			Date of					
d. Name:			Date of					
_			_					
City and	I State Where of the state of t		lete this so					
City and make custons. a. Have al No Yes	I State Where ody and visitation If the children liste (If no, complete for (If yes, complete to the complete	Children Lived <u>(If you do not com</u> p	vears?	ection, the ju	udge may not be able i			
City and make custons. a. Have al No Yes	I State Where ody and visitation If the children liste (If no, complete for (If yes, complete to the complete	Children Lived (If you do not comporders.) d in ③ lived together for the last five form DV-105(A). Do not complete the state section below.)	years? ection belo	ection, the juous juous juon juon juon juon juon juon juon juon	udge may not be able i			
City and make custons. a. Have al No Yes	I State Where on the cody and visitation of the children liste (If no, complete for (If yes, complete for the children has	Children Lived (If you do not comporders.) d in ③ lived together for the last five form DV-105(A). Do not complete the state section below.)	years? ection belo	ection, the juous juous juon juon juon juon juon juon juon juon	udge may not be able a on. th (check all that app			
City and make custons. a. Have al No Yes b. List wh	I State Where on the cody and visitation of the children liste (If no, complete for (If yes, complete for the children has	Children Lived (If you do not comporders.) d in (3) lived together for the last five form DV-105(A). Do not complete the sthe section below.) ave lived for the last five years. Start w City and State (include tribal land, if applies) Check here if this address is private.	years? ection below the their combined of the combine of the com	ection, the ju ow.) arrent location ren lived with Person	on. Other (relationship			
City and make custo a. Have al No Yes b. List wh Dates (mo	I State Where on the cody and visitation of the children liste (If no, complete for (If yes, complete for the children has conth/year)	Children Lived (If you do not comporders.) d in (3) lived together for the last five form DV-105(A). Do not complete the state section below.) ave lived for the last five years. Start w City and State (include tribal land, if applies)	years? ection below the their combined of the combine of the com	ection, the ju ow.) arrent location ren lived with Person	on. Other (relationship			
City and make custo a. Have al No Yes b. List wh Dates (mo	I State Where on the cody and visitation of the children liste (If no, complete for (If yes, complete for the children has conth/year) To present	Children Lived (If you do not comporders.) d in (3) lived together for the last five form DV-105(A). Do not complete the sthe section below.) ave lived for the last five years. Start w City and State (include tribal land, if applies) Check here if this address is private.	years? ection below the their combined of the combine of the com	ection, the ju ow.) arrent location ren lived with Person	on. Other (relationship			
City and make custo a. Have al No Yes b. List wh Dates (mo	I State Where of ody and visitation If the children liste (If no, complete for (If yes, complete for the children has conth/year) To present Until:	Children Lived (If you do not comporders.) d in (3) lived together for the last five form DV-105(A). Do not complete the sthe section below.) ave lived for the last five years. Start w City and State (include tribal land, if applies) Check here if this address is private.	years? ection below the their combined of the combine of the com	ection, the ju ow.) arrent location ren lived with Person	on. Other (relationship			
City and make custo a. Have al No Yes b. List wh Dates (mo	I State Where on the cody and visitation of the children liste (If no, complete for (If yes, complete for the children has conth/year) To present Until: Until:	Children Lived (If you do not comporders.) d in (3) lived together for the last five form DV-105(A). Do not complete the sthe section below.) ave lived for the last five years. Start w City and State (include tribal land, if applies) Check here if this address is private.	years? ection below the their combined of the combine of the com	ection, the ju ow.) arrent location ren lived with Person	on. Other (relationship			

Case Number:		

Н	listory of Court Cases Involving Your Children							
a.	Do you know about any other case involving any child listed in 3?							
	□ No □ Yes (Complete the section helow):							
	Yes (Complete the section below):							
	(Check all that apply. List where it was filed (city, state, or tribe), year it was filed, and case number, if known.)							
	Custody							
	☐ Divorce							
	☐ Juvenile Court (child welfare, juvenile justice)							
	☐ Guardianship							
	Criminal							
	Other (example: child support case)							
b.	Is there a current order for custody or visitation in effect?							
	□ No							
	Yes (Complete the section below):							
	What did the judge order? (Examples: who has custody of the children and what is the visitation schedule)							
	(Attach a copy of the order, if you have one.)							
	Why do you want to change the order?							
c.	If there is another parent or legal guardian besides you and the person in 2 , list their information below.							
	Name:							

		Case Number:
	ers a Judge Can Make to Protect Your Children sk for orders to protect your children, answer the questions below.	
6	Do you want to limit where the person in ② can travel wit ☐ No ☐ Yes (Complete the section below): I ask the judge to order that the person in ② must have written permiss take the children outside: ☐ The county of (list): ☐ California ☐ Other places (list):	sion from me, or a court order, to
7	Do you want the person in 2 to have access to the childr ☐ Yes ☐ No (Complete the section below): a. I ask the judge to order that the person in 2 not access or have ac	ecess to the records or information for:
	 b. For the following records or information (check all that apply): Medical, dental, and mental health School and daycare Extracurricular activity, including summer camps and sports te Child's employment (including volunteer and unpaid positions) Other (describe): (If the judge makes this order, providers will not be able to release the person in 2).))
8	Do you believe the person in 2 might abduct (kidnap) you No ☐ No ☐ Yes (To ask for orders to help prevent abduction, you must complete for Prevent Child Abduction, and attach it to this form.)	

This is not a Court Order.

	L
Child Custody	
You can ask a judge to make custody orders for your children and physical custody.	n. There are two types of custody in California: legal
 Legal custody means the person that makes decisions about Physical custody means the person that the child regularly 	y lives with.
For both types of custody, parents can share custody (joint) o	or one parent can have full custody (sole).
9 Do you want the judge to make child custod	ly orders?
□ No	
☐ Yes (Complete the section):	
Legal Custody (check one):	Physical Custody (check one):
☐ Sole to me☐ Sole to person in (2)	☐ Sole to me☐ Sole to person in (2)
\Box Jointly (shared) by me and person in (2) .	☐ Jointly (shared) by me and person in (2).
Other (describe):	Other (describe):
Visitation (Parenting Time) with Children You can ask a judge to make decisions about when your chil parenting time or visitation. It means the schedule and exact does not get custody, that parent can have parenting time (vis and in the child's best interest. Answer the questions below to now for person in ②. Any orders the judge makes are temporathree weeks away). On your court date, the judge can change	times each parent spends with the child. If a parent sitation) with the child if a judge believes it is safe to tell the judge what parenting time you want right orary for now. They last until the court date (about e or extend the orders.
☐ No, I ask the judge to order that person in ② have no	visits. (Stop here. You have finished completing this form.)
\square Yes (Go to \bigcirc 11).)	
Do you want visits with the children to be so (To learn about supervised visitations, go to selfhelp.cou Yes (Go to 12.) No (Go to 3.)	

This is not a Court Order.

_	ou want to supervise the virofessional (list name, if known	own):			
P	rofessional fees paid by: N	Me % Pe	rson in 2	% Other.	
$(2) \square N$	onprofessional, like a truste	ed relative or frien	nd (list name, if l	known):	
	of visits (check one): In (describe):	person at safe lo	ocation	Virtual visit	(not in person)
	n and how long should the				
Once a	a week, for (number of hour a week, for (number of hou	rs):	each vi	sit	
☐ Other	(describe):				
☐ Check	here if you want to use the	chart listed belov	w for a schedule.		V
Schedule f	or Supervised Visits	Virtual visit with	Person to bring and from visi	children to	Location of drop-off/pick-u
	Time	person in 2.	available for v	irtual visit)	
Monday	Start: End, if applies:		******************************		
Tuesday	Start: End, if applies:				
Wednesday	Start: End, if applies:				
Thursday	Start: End, if applies:				
Friday	Start: End, if applies:				
Saturday	Start: End, if applies:				
Sunday	Start: End, if applies:				
	schedule listed above (checek Every other we	•	er		
☐ Every we					

This is not a Court Order.

Details of	Unsupervised Visits	_		
judge how Do you wa		f and pick-up of pervised by a th	ised visits with your children f the children, also called chi ird-party?	
	ho do you want to supervise	•	(check one):	
VV.	•	•	riend (list name, if known):	
	Professional (list name, if k			
	Professional fees paid by:		Person in (2) % O	other:
	rieressienaries para ej.			<u> </u>
b. Parenting	time you want the person in	2 to have with	h the children.	
(1) Locati	on of visits (check one):	n nerson at safe	location	sit (not in person)
		_	virtual vis	sit (not in person)
	ioi (describe).			
(2) Give d	letails including when visits	will happen, ho	w often the visits should be,	and who will be responsible
for tran	nsporting the children. (Use	the lines or cha	rt below):	
Schedule f	or Unsupervised Visits	Virtual visit	Person to bring children to	Location of drop-off/pick-up
		with	and from visit (or make	Location of drop-on/pick-up
	Time	person in 2.	available for virtual visit)	
	Start:			
Monday	End, if applies:			
Tuesday	Start:	-		
	End, if applies:			
Wednesday	Start:	.l		
	End, if applies:			
Thursday	Start:			
Thursday	End, if applies:			
T 11	Start:	_		
Friday	End, if applies:			
	Start:			
Saturday				
	End, if applies:			
Sunday	Start:			
, in the second	End, if applies:			
	schedule listed above (check	· ·	•	
☐ Every we	eek	k 🗌 Oth	ner	
Start date f	or visits (month, day, year)			

DV-105-INFO Asking for Child Custody and Visitation Orders

What are child custody and visitation orders?

A decision by a judge that tells parents how they will be responsible for taking care of their children. The judge must grant orders that are in your child's best interests.

What is child custody?

There are two types of child custody:

- Physical custody: The person that the child lives with on a regular basis.
- Legal custody: The right for a person to make important decisions about the child's health care, education, and welfare.

For both types of custody, parents can share custody (joint custody) or one parent can have full custody (sole custody). A judge grants custody based on what's in the best interest of a child. Note that a parent can still have parenting time (visitation), even if the judge does not grant them custody. And if the judge finds that there has been domestic violence in your case, a special law on child custody will apply. For more information on the law, go to selfhelp.courts.ca.gov/domestic-violence-childcustody.

What is visitation or parenting time?

It is a schedule of how your children will spend time with each parent. A judge must decide on a schedule that is best for your children. If you have safety concerns, tell the judge by writing these concerns in your court papers.

How do I ask for child custody and visitation orders?

To ask for these orders with a restraining order, complete form DV-105, Request for Child Custody and Visitation Orders, and turn it in with the other court papers you must complete to ask for a restraining order. For more information on how to ask for a restraining order, read form DV-505-INFO, How to Ask for a Domestic Violence Restraining Order.

Do I have to pay to file this request with the court?

No, there is no court fee.

Types of Visitation

Unsupervised visits

A parent and child visit freely, without anyone else present. This may be a good option if the visiting parent is not a risk to the children.

• Supervised visits

A parent and child have a neutral third person watching and listening during the visit. The neutral third person can be a professional or nonprofessional.

Professional provider

A professional provider is a person with special training that has passed a background check. Professional providers charge a fee. They are also mandated reporters, which means that they must report suspected child abuse to the local child welfare department (CPS). Professional providers can be used for short visits (example: 1–2 hours). Your local court may have a list of local professional providers.

Nonprofessional provider

A nonprofessional provider is usually a friend or family member who does not have special training, and does not get paid for supervising visits. The provider you choose must:

- Make safety the top priority;
- Follow the judge's order;
- Speak the same language as the child and visiting parent and;
- Be comfortable ending the visit, if needed.

For more information on supervised visits, go to selfhelp.courts.ca.gov/guide-supervised-visitation.



DV-105-INFO Asking for Child Custody and Visitation Orders

Virtual Visits

A parent and child visit using electronic communication where they can see and hear each other (examples: Zoom, FaceTime, WhatsApp). Virtual visits may require the child and visiting parent to have access to the internet during the visit. Virtual visits may be a good option if you have safety concerns, or if the other parent lives far away from the children. It can also be a good option if the other parent hasn't seen the children in a long time. Virtual visits can be supervised or unsupervised. The length of each visit should also depend on the child's age (example: a younger child may not be able to pay attention for a long visit). For more information on virtual visits, go to [self-help webpage to be created.]

No Visits

In some situations, it may not be safe for your child to visit with the other parent.

Will I have to meet the other parent for child exchanges?

You can ask for orders that would not require you to meet the other parent, like having the other parent pick up the children from school or daycare. Or you can ask for supervised exchanges. Like supervised visits, supervised exchanges mean that a neutral third person is involved and will help you exchange the children with the other parent so you don't have to meet with the other parent.

What if I am worried that the other parent will kidnap our children?

You can ask for the custody and visitation orders that will best protect your children. There are also other orders you can ask for to prevent abduction. If you want to ask for these orders, complete form DV-108, Request for Orders to Prevent Child Abduction, and turn it in with your completed form DV-105, and other required forms for your restraining order request.

What if the other parent has access to firearms and ammunition?

If a restraining order is granted against the other parent, that parent will not be able to have any firearms or ammunition. If the other parent has access to firearms or ammunition, you may include the information on form DV-100, Request for Domestic Violence Restraining Order. The court will consider if a parent has illegal access to firearms and ammunition, when making custody and visitation orders.

Where can I find free legal help?

Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case, and help you with the forms. Find your local court's self-help center at selfhelp.courts.ca.gov/find. Also, free legal aid may be available in your community. For more information, go to lawhelpca.org.

Information about the court process is also available online

selfhelp.courts.ca.gov/DV-restraining-order/process.

Where can I find other help?

The National Domestic Violence Hotline provides free and private safety tips. Help is available every day, 24 hours a day, and in over 100 languages. Visit online at thehotline.org or

call 1-800-799-7233; 1-800-787-3224 (TTY).

What if I need an interpreter?



Me \(\) If you need an interpreter, use form <u>INT-300</u> to request an interpreter or ask the court clerk how you can request one you can request one.



DV-105-INFO Asking for Child Custody and Visitation Orders

I have a disability. How can I get help?

You may use form MC-410 to request assistance. Contact the disability or ADA coordinator at your local court for more information.

Request for Accommodations



Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/forms.htm for Disability Accommodation Request (form MC-410). (Civ. Code, § 54.8.)

New January 1, 2026

DV-105-INFO, Page 3 of 3

I was served with form DV-100, DV-109, or DV-110. What does this mean?

Someone has asked for a domestic violence restraining order against you. On the forms, you are the "person in 2" and the person who wants a restraining order against you is listed in 1 on all the forms.

Form DV-100: This form has all the orders that the person in (1) has asked the judge to order.

Form DV-109: Your court hearing (court date) is listed on this form. You should attend the court hearing if you do not agree to the orders requested. If you do not attend, the judge can make orders against you without hearing from you.

Form DV-110: If you were served with form DV-110, it means that the judge granted a temporary restraining order against you. You must follow the orders.

What is a Domestic Violence Restraining Order?

It is a court order that can help protect people who have been abused by someone they have been intimate with, or are closely related to. To be eligible, the person asking for the restraining order must be:

- · Someone you date or used to date
- A spouse, ex-spouse, registered domestic partner, or ex-domestic partner
- Someone you live or lived with (more than a roommate)
- Your parent, sibling, child, grandparent, or grandchild related by blood, marriage, or adoption

What can a restraining order do?

A restraining order can include orders for you to:

- Not contact or harm the protected person, including children or others listed as protected people
- Stay away from all protected people and places
- Not have any firearms (guns), firearm parts, ammunition, or body armor. This includes homemade or untraceable guns, like "ghost guns."
- Move out of the place that you share with the protected person
- Follow custody and visitation orders
- · Pay child support
- · Pay spousal support
- Pay debt for property
- Give control of property (examples: cell phone, car, home) to the person asking for protection.

How long does the order last?

If the judge granted a temporary restraining order (form DV-110), it will last until the hearing date. At your court hearing, the judge will decide whether to extend the order or cancel the order. The judge can extend the order for up to five years. Custody, visitation, child support, and spousal support orders can last longer than five years and they do not end when the restraining order ends.

What if I don't obey the order?

The police can arrest you. You can go to jail and pay a fine. You must still follow the orders even if you are not a U.S. citizen. If you are worried about your immigration status, talk to an immigration lawyer.



What do I do next?

Part 1: Turn in or sell prohibited items

If there is a temporary restraining order against you (see form DV-110), then you must immediately turn in, sell, or store any prohibited items you have or own.

Prohibited items include:



- **Firearms**, including any handgun, rifle, shotgun, and assault weapon
- Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame
- **Ammunition**, including bullets, shells, cartridges, and clips

You must then prove to the court that you've complied with the orders. Bring form DV-800/JV-270, Receipt for Firearms, Firearm Parts, and Ammunition, to a gun dealer or law enforcement when you turn in your items. After DV-800/JV-270 is complete, file it with the court. You may ask the court for information on how to turn in, sell, or store these items in your city or county. You can also read form DV-800-INFO/JV-270-INFO, How Do I Turn In, Sell, Or Store My Firearms, Firearm Parts, and Ammunition?

Part 2: Relinquish body armor

Rev. January 1, 2026

If there is a temporary restraining order against you (see form DV-110), you must relinquish any body armor that you have or own.

Note: If you need to have and use body armor for your work, livelihood, or safety, you may ask for an exception with a chief of police or sheriff in the county where you will have and use the body armor (see Penal Code section 31360(c)).

Part 3: Respond in writing (optional)

"Respond" means to let the judge and the other side know whether you agree or disagree with the request for restraining order, and why. Responding in writing is optional and there is no penalty if you don't. If you need more time to prepare for your case, talk to a lawyer or self-help center staff before you file a response.

If you want to respond in writing, complete form DV-120, Response to Request for Domestic Violence Restraining Order. After you complete the form, file it with the court. There is no court fee to file this form. Then "serve" the form on the person asking for the restraining order. "Serve" means to have someone 18 years old or older mail a copy to the person asking for the restraining order. You cannot be the one to mail your papers. The person who mails your form must fill out form DV-250, Proof of Service by Mail. After form DV-250 is completed, file it with the court.

Part 4: Get ready and go to your court hearing

Your court hearing is listed on form DV-109, *Notice of* Court Hearing. You have the option of attending your hearing in-person or remotely (by phone, or videoconference if available). For information on how to attend your hearing remotely, go to the court's website. Some courts may require advance notice. At the hearing, you and the other side will have the opportunity to tell your side of the story. For more information, read form DV-520-INFO, Get Ready for the Restraining Order Court Hearing. If you need more time to prepare your case, you may ask the judge for a new court date. The judge will decide whether to grant your request. Read form DV-115-INFO, How to Ask For a New Hearing Date, for more information. Note that if the judge does give you a new court date and if there is a temporary restraining order against you, the judge will usually extend the temporary restraining order until the next court date.





Do I need a lawyer?

It's possible to go through this process without a lawyer. But having a restraining order against you may have a lot of consequences, and you may want to hire a lawyer. If you don't hire a lawyer, you can get free help from your court's self-help center.

Where can I find a self-help center?

Free legal help is available at your court's self-help center. Find your local court's self-help center at selfhelp.courts.ca.gov/find. Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case, and help you with the forms. Staff may also refer you to other agencies who may be able to help you.

What if I was arrested or have criminal charges against me?

Anything you write in your court papers or say at a hearing for this case and for any criminal case can be used against you. Talk to a lawyer if you have any concerns about what you can do and say.

What if I have more than one restraining order against me?

If the police are called to enforce the order, they will need to follow the rules of enforcement (see "Priority of Enforcement" listed on the back of form DV-110, DV-130, and CR-160). If you have questions about any of the orders against you, contact your local self-help center or talk to a lawyer. Find your local court's self-help center at selfhelp.courts.ca.gov/find.

What if I have children with the person asking for a restraining order?

A restraining order can include orders for your children, including listing them as protected persons. It can also include child custody and visitation orders and orders to limit your ability to travel with your children.

What if I have access to firearms or ammunition?

If a restraining order is granted against you, and you do not follow the judge's order to turn in your firearms and ammunition, you have violated the restraining order and can be charged with a crime, fined, or go to jail. If you have a child, having illegal access to firearms or ammunition may impact your parenting time and whether you have custody of your children.

What if I need to have a firearm or ammunition for my job?

If the judge grants a restraining order against you, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove 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 have to prove (see Family Code section 6389(h)). For more information, go to [self-help website to be created].

What if I want to leave the county or state?

You must still comply with the restraining order, including custody and visitation orders. The restraining order is valid anywhere in the United States.

Can I use the restraining order to get divorced or end a domestic partnership?

No. These forms will not end your marriage or registered domestic partnership. You must file other forms to end your marriage or registered domestic partnership.

What if I need a restraining order against the other person?

Do not use form DV-120 to request a domestic violence restraining order. For information on how to file your own restraining order, read form DV-505-INFO, *How to Ask for a Domestic Violence Restraining Order*. You can also ask the court clerk about free or low-cost legal help.

What if I am a victim or survivor of domestic violence?

The National Domestic Violence Hotline provides free and private safety tips. Help is available in over 100 languages. Visit online at thehotline.org or call 1-800-799-7233; 1-800-787-3224 (TTY).

Information about the court process is also available online

selfhelp.courts.ca.gov/respond-to-DV-restraining-order

What if I need an interpreter?

You may use form <u>INT-300</u> to request an interpreter or ask the clerk how you can request one.

Request for Accommodations

You may use form MC-410 to request assistance. Contact the disability/ADA coordinator at your local court for more information.



Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/forms.htm for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

Rev. January 1, 2026

How Can I Respond to a Request for Domestic Violence Restraining Order?
(Domestic Violence Prevention)

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DV-140

Child Custody and Visitation Order

	Case Number:
•	

This	form is attached to (check one):	□ DV-110 □ DV-130 □ <mark>DV-310</mark>	
1	Name of Protected Person:		
	Relationship to children: Parent	☐ Legal Guardian ☐ Other (describe):	
2	Name of Restrained Person:		
	Relationship to children: Parent	☐ Legal Guardian ☐ Other (describe):	
3	☐ Children Under 18 Years (a. Name:	- a	
		D : 01:4	_
	Name	Data of hinths	
	1 N	Date of birth:	_
		nildren to list. On a separate piece of paper write	"DV-140, Children" at the top
4	\square No Travel With Children V	Vithout Permission	
	☐ Person in ① ☐ Person in ① must have written permission from	2) Other (name): the other parent, or a court order, to take the child	dren outside of:
	a. County of (list):		
	b. State of California		
	c. United States		
	d. Other place(s) (list):		

This is a Court Order.

		Case Number:
☐ Stop Access to Children	n's School, Health	n, and Other Information
a. The person in 2 must not acc		the records or information for:
☐ All the children listed in ③		
Unly the children listed her	e (names):	
b. From the following (check all	= = : :	_
☐ Medical, dental, and menta	-	Child's employers (including volunteer and
☐ School and daycare provide		unpaid positions)
Extracurricular activity pro summer camps and sports	-	☐ Other (describe):
If you are a provider listed at in (5) a to the person in (2).	oove, you must not rele	ease information or records regarding the children listed
in va to the person in (2).		
☐ Judge's Decision on Re	quest for Orders	to Prevent Child Abduction (attach form DV-145
3	•	,
☐ Child Custody		
•	at makes decisions abo	out the child's health, education, and welfare.)
☐ Sole to Person in (1)		by persons in 1 and 2.
☐ Sole to Person in (2)):
		·
b. Physical Custody (The person	_	
☐ Sole to Person in ①		by persons in 1 and 2.
☐ Sole to Person in ②	☐ Other (describe)):
\square Person in (2) must hav	e no visitation wi	th children until further order of the court.
\circ		estraining Order, this means that the judge has stopped y
		not agree with this order, attend your court hearing.)
	This is a (Court Order.

Case Number:	

a. Pers	on to be supervised: Person in Person i	n 2)	
b. Prof	Sessional provider to supervise visits (check 1, 2, or 3	' <u>):</u>	
(1)	Chosen provider	Telephone:	
	Address (if known):		
	If the chosen provider cannot provide services, p	arties must use the alternate provider.	
		•	
	Alternate provider Address (if known):	· · ·	
	Person in 1 contact chosen provider by (date):		
	Person in 2 contact chosen provider by (date):		
(2)	A list of providers (check one):		
(2)	is attached to this order.		
	given in court to Person in 1 Per		
	Person in Person in must choose and	d contact a provider by (date):	
(3)	Other:		
	uency of visits (check one):		
	Once a week, for (number of hours):eac		
	wice a week, for (number of hours):eac		
	Other (describe):		
d. Fees	s paid by: Person in (1) % Person in (2)	% Other:	%
i. Pecs	spand by. Telson in (1) , or Telson in (2)		
. Visi	ts must be:		
	n person at a safe location.		
	7' + 1 1 + 1	a confirme that the amount day offens winters	1: .: 4)
□ V	rirtual and not in person. (Before a provider is chose	n, conjirm inai ine provider ojjers viriud	l Visits.)

This is a Court Order.

0	No	nprofessional Supervised (Monitored) Visits with Children	
a.	Pers	son to be supervised: Person in Person in Person in	
h	Nor	aprofessional provider (person) to supervise visits	
0.	Nar		
		dress (if known): Telephone (if known):	
c.		nedule for visits (check one):	
		Follow the Visitation Schedule listed in (3). Other schedule (give a detailed schedule):	
		Juiei schedule (give à delanea schedule).	
d.		cation of visits:	
		In person at a safe location (give location): Virtual and not in person. (Provider, child, and visiting parent may need access to internet.)	
		Other:	
	(Fo	or more information on safe locations, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)	
1) 🗆		pervised (Monitored) Child Exchanges	
(C	Comp	lete this item and go to 12 to describe visitation schedule.)	
a.	Pers	son to be supervised: Person in Person in Person in 2	
b.	Pro	vider (Person) to Supervise Exchanges	
	(1)	Nonprofessional Provider	
	(1)	Name: Relationship to child:	
		Address (if known):	
		Telephone (if known):	
		Safe location for exchanges:	
		(For more information on safe locations, go to selfhelp.courts.ca.gov/guide-supervised-visitation.)	
	(2)	Professional Provider	
	(2)	Name of provider (if known):	
		Address (if known):	
		Telephone (if known):	
		Fees paid by: Person in (1) % Person in (2) % Other:	%
		Person in 1 contact provider by (date):	•
		Person in (2) contact provider by (date):	
		Location of exchanges to be decided by provider.	
		This is a Court Order	

infor Other	rson al and not in person (Chemation on virtual visits, :- edule for visitation is (chemation)	go to [self-help v	arent may need access to the invebsite to be created].)	ternet. For more
	ribed below:	rson in (2)		
	Time	Visit must be virtual	Person to bring children to and from visit (or make child available for virtual visit)	Location of drop-off/pic
Monday	Start: End, if applies:			
	Start:			
Tuesday	End, if applies:			
Tuesday Wednesday	End, if applies: Start: End, if applies:			
-	Start:			
Wednesday	Start: End, if applies: Start:			
Wednesday	Start: End, if applies: Start: End, if applies: Start:			
Wednesday Thursday Friday	Start: End, if applies: Start: End, if applies: Start: End, if applies: Start: Start: End, if applies:			

14)	Mandatory Findings	
	(Findings required under Family Code sections 3011, 3044, and 3100.)	
	a. No findings required by law.	
	b. Form DV-150, Court's Reasons for Child Custody and Visitation Orders, is attached to this form.	
	c. Judge explained their reason at the court hearing on the record.	
15)	☐ Other Orders	
	Describe additional orders (example: holiday schedule). If you want to use a separate form, like form <u>FL-3</u> <i>Children's Holiday Schedule Attachment</i> , write "see attached FL-341(C)" in the space below and attach that	
16)	☐ Criminal Protective Order	
16	List any criminal protective order protecting the person in 1 from the person in 2.	
	Case number: County:	
	Case number: County:	
	(If a criminal protective order is in effect, law enforcement must follow the priority of enforcement on form or DV-130.)	ı DV-110
17	Country of Habitual Residence The country of habitual residence of the child or children in this case is (check one): The United States, Other (name of country):	_ •
18	Jurisdiction and Notice This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Juris and Enforcement Act (part 3 of the California Family Code starting with section 3400). The responding particle given notice consistent with the laws of the State of California.	
19	Penalties for Violating This Order If you violate this order, you may be subject to civil or criminal penalties, or both.	
	This is a Court Order.	

V-150	Court's Reasons for Child Custody and Visitation Orders	Case Number:
s form is atta	ached to (check one): DV-140 Other:	
	Restrained Person is Granted Sole Custody, Joint (Custody, or Unsupervised Visit
DV-140,	t finds that the custody and visitation orders are in the best interest and protect their safety and the safety of the parties. The judge's all that apply):	· · · · · · · · · · · · · · · · · · ·
a. \square Ar	re attached to this order.	
b. 🗌 We	ere given at the court hearing on the record.	
c. \square Ex	plained below:	
	Restrained Person Has Committed Domestic Violer	nce in the Last Five Years
(Fam	ily Code section 3044)	nce in the Last Five Years
(Fam		nce in the Last Five Years
(Fam Until furt	ily Code section 3044)	
(Fam Until furtl a. □ Th	ily Code section 3044) her court order (check a or b):	of the children.
(Fam Until furtl a. □ Th b. □ Tl	ily Code section 3044) her court order (check a or b): ne restrained person must not have sole or joint (shared) custody of	of the children.
(Fam Until furtl a. □ Th b. □ Tl	ily Code section 3044) her court order (check a or b): ne restrained person must not have sole or joint (shared) custody of the restrained person is granted sole or joint custody of the children	of the children. en. ciding the best interests of the children,
(Fam Until furtl a. □ Th b. □ Tl	tily Code section 3044) ther court order (check a or b): the restrained person must not have sole or joint (shared) custody of the restrained person is granted sole or joint custody of the children Complete section below): 1) The custody order is in the best interests of the children. In decomplete section solutions are the children in the section below.	of the children. en. ciding the best interests of the children,
(Fam Until furtl a. □ Th b. □ Tl	ily Code section 3044) ther court order (check a or b): the restrained person must not have sole or joint (shared) custody of the restrained person is granted sole or joint custody of the children. Complete section below): 1) The custody order is in the best interests of the children. In decent the court has not used the preference for frequent and continuity.	of the children. en. ciding the best interests of the children,
(Fam Until furtl a. □ Th b. □ Tl	ily Code section 3044) ther court order (check a or b): the restrained person must not have sole or joint (shared) custody of the restrained person is granted sole or joint custody of the children. Complete section below): 1) The custody order is in the best interests of the children. In decent the court has not used the preference for frequent and continuity.	of the children. en. ciding the best interests of the children,

This is a Court Order.

) b.	(2) The	court has balanced all required factors:
0.	(a)	The restrained person has completed a batterer intervention program. ☐ Yes ☐ No
		(Explain, as needed):
	(b)	The restrained person has completed a program for alcohol or drug abuse counseling, if the court decides that the program was appropriate.
		☐ Yes ☐ No ☐ Does not apply
		(Explain, as needed):
	(c)	The restrained person has completed a parenting class, if the court decides that the class was appropriate.
		☐ Yes ☐ No ☐ Does not apply
		(Explain, as needed):
	(d)	The restrained person is on probation or parole and has complied with all conditions.
		☐ Yes ☐ No ☐ Does not apply
		(Explain, as needed):

2) b.	(2) (e)	The restrained person has complied with all restraining and protective orders. Yes No (Explain, as needed):
	(f)	The restrained person has not committed additional acts of domestic violence.
		Yes No (Explain, as needed):
	(g)	The court has found that the restrained person has one or more firearms or ammunition. The restrained person has relinquished all of these items and shown proof of relinquishment to the court. Yes No Does not apply (Explain, as needed):
	(h)	Additional reasons (if any):
	(n)	Additional reasons (ij any):

This is a Court Order.

-	Finding
The co	ourt finds that:
` ′	he protected person is staying in a confidential location due to domestic violence or fear of domestic iolence; and
	he orders for custody and visitation are designed to keep the location of the protected person onfidential, and protect all persons staying at the confidential location.
b. Court	Order
Until f	further court order (check 1 or 2):
(1)	The restrained person must not have in-person visits with the children.
(2)	The restrained person may have in-person visits with (complete (a) and (b)):
(a	(check one):
	☐ All the children listed on form DV-140
	☐ The following children (<i>list names</i>):
	(i) It is in the best interests of the children.
	(Court's reasons):
	· ·
	· ·

	(B) The restrained person has complied with (followed) all restraining and protective orders.
	☐ Yes ☐ No
	(Explain, as needed):
	(Espiani, as necaea).
	(C) Information given to the court under Family Code sections 6306 (background check) and
	3011.
	☐ Yes ☐ No
	(Explain, as needed):
	(D) Potential for revealing confidential location.
	Yes No
	(Explain, as needed):
	(Ехриин, из неейей).
Other	Findings (if any):

DV-300-INFO

How Do I Ask to Change or End a Domestic Violence Restraining Order?

Who can make a request?

The protected person or the restrained person can ask the judge to change or end the restraining order. Other people protected by the restraining order (listed on form DV-130, item 3, or JV-255, item 3) cannot ask to change or end the order.

How do I ask to change or end a domestic violence restraining order?

You will need to complete court papers and file them with the court. After you file your court papers, you will get a court date and have the other party served. You must attend your court date for the judge to decide whether to grant your request. See page 3 for step-by-step instructions.

What if I want to renew my restraining order?

If you are the protected person, you can ask the court to renew your restraining order. You must make your request before your restraining order expires. For information on how to renew your restraining order, read form DV-700-INFO, How Do I Ask the Court to Renew My Restraining Order?

What if my restraining order has expired?

If the Restraining Order After Hearing (form DV-130, DV-730, or JV-255) has expired, do not follow the steps on page 3.

- If you need another restraining order, you will need to make a new request. Read form <u>DV-505-INFO</u>, *How to Ask for a Domestic Violence Restraining Order*.
- If the restraining order included child custody, visitation (parenting time), child support, spousal support, support for a domestic partner, or property orders, these orders remain in effect and can be changed by a judge. For information on how to ask to change these orders, read form FL-300-INFO, Information Sheet for Request for Order.

Do I have to pay to file this request with the court?

No. There is no court fee.

How do I end or change a temporary restraining order?

If you have a temporary restraining order (form DV-110 or DV-116) and you want to change or end the order, a lawyer or the court's self-help center may be able to help you. Do not use this process to change or end a temporary restraining order.

What if I want to change or end a juvenile restraining order?

If you have a restraining order based on domestic violence that was granted by a juvenile dependency court (form JV-255), and the juvenile case has been closed (dismissed), follow the steps on page 3 to ask to change or end the juvenile restraining order.

- If your juvenile case is still open, talk to your lawyer about how to change or end the restraining order.
- If you have a juvenile restraining order that was granted in a juvenile justice (delinquency) case (form JV-265), ask your lawyer or the prosecutor about how to change or end the restraining order.

What if I want the judge to grant an order that was not included in the Restraining Order After Hearing?

The judge may be able to grant the order if it is needed for more protection. Follow the steps on page 3 to make the request. You will need to describe the orders you want and explain why they are needed.



How Do I Ask to Change or End a Domestic Violence Restraining Order?

When will my restraining order change or end?

Only the court has the power to change or end the restraining order. The restraining order remains in effect and must be followed until a judge changes or ends the order.

What orders can I ask to change or end?

You can ask to change or end any order granted in a Restraining Order After Hearing, except for orders related to firearms, ammunition, or body armor. The judge cannot remove the restriction on having firearms, ammunition, or body armor. If you need to carry a firearm for your job, the judge may grant you a limited exception but there are strict requirements. Ask a lawyer or your court self-help center for more information.

What if I want to change child custody orders?

- If child custody orders were made through your restraining order, you can use this process to change these orders. Follow the steps on page 3.
- If custody or visitation orders were made in a separate family law case, do not follow the steps on page 3 of this form; read form <u>FL-300-INFO</u>, *Information Sheet for Request for Order*.

Note that a special law applies to child custody orders when there has been domestic violence. For more information, go to <u>selfhelp.courts.ca.gov/domestic-violence-child-custody.</u>

If I ask to end the restraining order, what will happen to the child custody, visitation, support, or property orders?

If a judge ends the restraining order, any child custody, visitation (parenting time), child support, spousal support, support for a domestic partner, or property orders will remain in effect, unless the court also changes or ends those orders.

Rev. January 1, 2026

Where can I find a self-help center?

Free legal help is available at your court's self-help center. Find your local court's self-help center at selfhelp.courts.ca.gov/find. Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case and help you with the forms. Staff may also refer you to other agencies who may be able to help you.

What if I need an interpreter?

You may use form <u>INT-300</u> to request an interpreter or ask the clerk how you can request one.

What if I have a disability and need an accommodation?

You may use form MC-410 to request assistance. Contact the disability/ADA coordinator at your local court for more information.

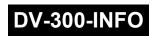
Where can I find other help?

The National Domestic Violence Hotline provides free and private safety tips. Help is available every day, 24 hours a day, and in over 100 languages. Visit online at <u>thehotline</u>. org or call 1-800-799-7233 or 1-800-787-3224 (TTY).

Confidential Address Program

If you are a victim of domestic violence or live with a victim of domestic violence, there is a special program called Safe at Home that you can apply for. It is a free program that can help you keep your address private. To learn more about the program, go to sos.ca.gov/registries/safe-home. Note that it may take several weeks to be approved.





How Do I Ask to Change or End a Domestic Violence Restraining Order?

Steps to make a request

(1) Complete court forms:

- Form <u>DV-300</u> Request to Change or End Restraining Order; and
- Form <u>DV-310</u>, *Notice of Court Hearing and Temporary Order to Change or End Restraining Order* (items 1 and 2 only).
- If you are asking to change child custody and visitation orders, you must complete form <u>DV-305</u> Request to Change Child Custody and Visitation Orders.

2 File forms with court

File all forms with the court clerk. Make sure you include a copy of your current Restraining Order After Hearing with form DV-300. You can file in person or electronically. For more information on how or where to file, go to the court's website. To find the court's website, go to selfhelp. courts.ca.gov/find.

(3) Get your papers back from the court

Once you get your papers back from the court, you will have a court date (see form DV-310). If you asked for any temporary orders, look at form DV-310 to see if the judge granted or denied that request. Make sure you get at least two copies back: one for you and one to have served on the other party. If you filed your papers electronically, the court will give the papers back to you electronically, unless you asked to pick them up or receive them by mail.

(4) Have the other party served with papers

- If you are the restrained person, you must have the protected person personally served. This means you must have an adult personally give a copy of all the court papers (listed on form DV-310, item 5d) to the protected person. It cannot be you or anyone listed on the restraining order. Your server must then complete form FL-330, Proof of Personal Service. Make a copy of the completed form FL-330 and file it with the court. If you cannot have the protected person personally served, contact a lawyer or self-help center for other options.
- If you are the protected person, you can serve the restrained person by mail. This means you must have an adult mail a copy of all the court papers (listed on form DV-310, item 5d) to the restrained party. It cannot be you or anyone listed on the restraining order. Your server must then complete form DV-250, Proof of Service of Mail (CLETS). Make a copy of the completed form DV-250 and file it with the court.

If you can't serve the other side before your court hearing, you will need to ask the judge to reschedule your court hearing. Fill out and file forms DV-315 and DV-316. The judge will review your request and decide whether to reschedule your court hearing. If you do not receive a signed copy of form DV-316 from the judge before your court date or the judge denied your request to reschedule your hearing, you *must* attend your court date (listed on form DV-310 or DV-316) if you still want to move forward with your request.

Get ready for and attend your court hearing

At your court hearing, the judge will decide whether to grant your request to change or end the restraining order. At the hearing, you and the other side will have the opportunity to tell your side of the story. Bring any evidence or witnesses you have. If you don't want to attend your court hearing in person, go to the court's website to find out more information about attending by phone or videoconference.

Rev. January 1, 2026

DV-700-INFO

How Do I Ask the Court to Renew My Restraining Order?

What does "renew" mean?

It means to extend your current restraining order (form DV-130). If renewed, the judge would extend it for at least five years, or make the order permanent (no expiration).

When do I ask for a renewal?

You must ask to renew your restraining order before your current restraining order expires. The expiration date is listed on the first page of your current restraining order. You can make the request up to three months before your order expires. Give yourself enough time, if possible, to fill out and file all the required paperwork before your order expires.

What if I want to renew a juvenile restraining order in Family Court?

If you have a juvenile restraining order (on form JV-255 or JV-265), that was based on domestic violence and the juvenile case has closed, you can ask the judge to renew your restraining order. Your restraining order is based on domestic violence if it was granted to protect you or your child from the other parent, or to protect you from someone you dated or had an intimate relationship with. If you are not sure whether your juvenile restraining order was based on domestic violence, talk to your lawyer. If you do not have a lawyer, your local self-help center may be able to help you. Find your local court's self-help center at selfhelp.courts.ca.gov/find.

Is there a court fee to ask for a renewal?

No.

Will I have to go to court?

Yes, if you ask for a renewal, you will get a court date. At your court hearing, the judge will ask you why you want your restraining order renewed. If you do not attend your hearing, your restraining order will not be renewed.

What if I also want to change (modify) my restraining order?

There is another process to ask to change your restraining order. If you ask to renew your restraining order, and also ask to change your restraining order, you can ask the judge to decide both requests at the same time. For information on how to ask to change your order, read form DV-300-INFO, How Do I Ask to Change or End a Domestic Violence Restraining Order?

What if my restraining order expired but I still want protection?

You are not eligible for a renewal if you have not filed your request to renew before your restraining order expired. You can still ask for protection by filing another request for restraining order. For more information, read form <u>DV-505-INFO</u>, *How to Ask for a Domestic Violence Restraining Order*.

What if my restraining order has been renewed before? Can I ask to renew it again?

Yes, a judge can renew your restraining order more than once. Follow the steps on the next page to ask for a renewal.

What if I've moved and want to file my request to renew in another county?

If you want to file your request in another county in California, you may ask the judge in your case to move (transfer) your case. This is called changing venue. For more information about how to make this request, your local self-help center may be able to help you, or contact a lawyer for advice.



DV-700-INFO

How Do I Ask the Court to Renew My Restraining Order?

Steps to ask for a renewal

(1) Complete two forms:

- Form <u>DV-700</u>, Request to Renew Restraining Order; and
- Form <u>DV-710</u>, Notice of Hearing to Renew Restraining Order (items 1 and 2 only).

2 File forms with court

File both forms with the court clerk. Make sure you include a copy of your current restraining order (form DV-130, JV-255, or JV-265) with form DV-700. You can file in person or electronically. For more information on how or where to file, go to the court's website.

(3) Get your papers back from the court

Make sure you get at least two copies back: one for you and one to have served on the restrained person.

4 Have restrained person served with papers

You must have an adult personally give a copy of all the court papers (all forms listed on form DV-710, item 5) to the person you want a restraining order against. It cannot be you or anyone listed on the restraining order. Your server must then complete a proof of service (form DV-200). Make a copy of the completed form DV-200 and file it with the court.

Serving papers can be a dangerous situation. If you want the sheriff to serve your papers, they will do so for free. If you want the sheriff to serve your papers, complete form <u>SER-001</u>, *Request for Sheriff to Serve Court Papers*. Give the sheriff a copy of the completed form and all papers that need to be served on the other side (all forms listed on form DV-710, item 5). For more information on service, go to <u>selfhelp.courts.ca.gov/DV-restraining-order/renew/sheriff-serves</u>.

If you can't serve the restrained person before your court hearing, you will need to ask the judge to reschedule your court hearing. Fill out and file forms DV-715 and DV-716. The judge will review your request and decide whether to reschedule your court hearing. If you do not receive a signed copy of form DV-716 from the judge before your court date or the judge denied your request to reschedule your hearing, you *must* attend your court date (listed on form DV-710 or DV-716) if you still want to renew your restraining order.

Get ready for and attend your court hearing

At your court hearing, the judge will decide whether to grant your request to renew your restraining order. What you will need to prove at your court hearing will depend on if the other side attends the hearing:

- If the restrained person does not attend the hearing, the judge can renew your restraining order based on only your request.
- If the restrained person attends the hearing and does not agree to the renewal, then you must prove that you have a reasonable fear or concern that there is enough risk of further abuse if the order is not renewed. The further abuse can be different from the abuse that led to your restraining order. But you don't have to prove that you've been abused by the person since the restraining order has been in effect. The abuse that led to your restraining order may be enough to renew it.

At the hearing, you and the other side will have the opportunity to tell your side of the story. Bring any evidence or witnesses you have.

If you don't want to attend your court hearing in person, go to the court's website to find out more information about attending by phone or videoconference. For information on your court hearing, go to selfhelp.courts.ca.gov/DV-restraining-order/renew/court.



DV-700-INFO

How Do I Ask the Court to Renew My Restraining Order?

What if the judge renews my restraining order?

- You will need form DV-730, Order to Renew Domestic Violence Restraining Order, signed by the judge. If the court does not complete this form for you, make sure you complete it and give it to the court clerk. Contact the court's self-help center if you need help.
- You will need to get copies of form DV-730, once it is signed by the judge. Ask the court clerk when your forms will be ready. There is no fee for turning in this form, and you should receive some free copies.
- Look at form DV-730 to see if the judge ordered you to serve the form by mail or in person. If you are ordered to serve the form by mail, this means your server only has to mail a copy of the restraining order. But serving someone in person is always best. When you mail court papers, it may be hard to prove that the person actually received a copy, especially if the person moves a lot. Learn more about service at selfhelp.courts.ca.gov/DV-restraining-order/renew/ serve-order.

Where can I find free help?

Rev. January 1, 2026

Free legal help is available at your court's self-help center. Find your local court's self-help center at selfhelp.courts.ca.gov/find. Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case, and help you with the forms. Staff may also refer you to other agencies who may be able to help you.

What if I need an interpreter?



You may use form <u>INT-300</u> to request an interpreter or ask the clerk how you can request one.

What if I have a disability and need an accommodation?

You may use form MC-410 to request assistance. Contact the disability/ADA coordinator at your local court for more information.

Request for Accommodations



Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/forms.htm for Disability Accommodation Request (form MC-410). (Civ., Code § 54.8.)

Information about this process is also available online

selfhelp.courts.ca.gov/DV-restraining-order/renew

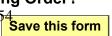
What if I am worried about my safety?

The National Domestic Violence Hotline provides free and private safety tips. Help is available every day, 24 hours a day, and in over 100 languages. Visit online at thehotline.org or call 1-800-799-7233; 1-800-787-3224 (TTY).

DV-700-INFO, Page 3 of 3

Restraining Order?

Print this form



Information Sheet for Request for Order the Judicial Council v. 03/18/25

Draft - Not approved by

1 USE Request for Order (form FL-3

- To schedule a court hearing and ask the court to make new orders or to change orders in your case.
- When Restraining Order After Hearing (form DV-130) has expired, and you want to change the orders that are still in effect (examples: child custody, visitation (parenting time), child support, and other orders).
- To change or end Juvenile Restraining Order After Hearing (form JV-255) when the case is closed (dismissed) and the order was granted under the Code of Civil Procedure.

DO NOT USE Request for Order (form FL-300):

- To ask for a restraining order against your spouse or domestic partner, a former spouse or domestic partner, or someone you have a child with. Read *How to Ask for a Temporary Restraining Order* (form DV-505-INFO).
- To ask to change or end a Restraining Order After Hearing granted under the Domestic Violence Prevention Act, including form DV-130 and form JV-255 in a juvenile case. For more information, read How Do I Ask to Change or End a Domestic Violence Restraining Order? (form DV-300-INFO).
- Before you have filed a Petition to start your family law case (form FL-300 may be filed with the Petition).
- If you and the other party have an agreement. For information about how to write up your agreement, get it approved by the court, and filed in your case, see selfhelp.courts.ca.gov/family-law/agreements, speak with an attorney, or get help at your court's Self-Help Center or Family Law Facilitator's Office.
- When specific Judicial Council forms must be used to ask the court for other orders. For example, to ask: -For an order for contempt, use form <u>FL-410</u>. -To set aside a child support order, use form <u>FL-360</u> or form <u>FL-640</u>. –To set aside a voluntary declaration of paternity, use form <u>FL-280</u>.

•	Forme	checklist
. J	, 1 011113	CHECKHOL

a. Form FL-300, Request for Order, is the basic form you need to file with the court. Depending on your request, you may need these additional forms: b. To request child custody or visitation (parenting time) orders, you may need to complete some of these forms: FL-105, Declaration Under Uniform Child Custody Jurisdiction and Enforcement Act FL-311, Child Custody and Visitation (Parenting Time) Application Attachment FL-312, Request for Child Abduction Prevention Orders FL-341(C), Children's Holiday Schedule Attachment FL-341(D), Additional Provisions—Physical Custody Attachment FL-341(E), Joint Legal Custody Attachment c. If you want child support, you need this form: ☐ A current <u>FL-150</u>, *Income and Expense Declaration*. You may use form <u>FL-155</u>, *Financial Statement (Simplified)* instead of form FL-150 if you meet the requirements listed on page 2 of form FL-155. d. <u>If you want spousal or partner support or orders about your finances, you may need or want to use these forms:</u> A current <u>FL-150</u>, *Income and Expense Declaration* FL-157, Spousal or Partner Support Declaration Attachment e. If you want attorney's fees and costs, you need these forms:* A current <u>FL-150</u>, *Income and Expense Declaration* FL-319, Request for Attorney's Fees and Costs Attachment (or provide the information in a declaration) FL-158, Supporting Declaration for Attorney's Fees and Costs (or provide the information in a declaration) (*The above forms are not required when asking for attorney's fees and costs under the Domestic Violence Prevention Act.) f. To request temporary emergency (ex parte) orders, you need these forms: FL-305, Temporary Emergency Orders to serve as the proposed temporary emergency orders. Your declaration describing how and when you gave notice about the request for temporary emergency orders. You may use form FL-303, Declaration Regarding Notice and Service of Request for Temporary

Form Approved for Optional Use Judicial Council of California (Family Law)

FL-315, Request or Response to Request for Separate Trial

g. If you plan to have witnesses testify at the hearing, you may want to use:

h. If you want to request a separate trial (bifurcation) on an issue, you need form:

FL-300-INFO, Page 1 of 4



Other forms required by local courts. See item 9 on page 3 of this form for more information.

Emergency (Ex Parte) Orders.

☐ FL-321, Witness List

FL-300-INFO

Information Sheet for Request for Order

Complete form FL-300 (Page 1)

Caption: Complete the top part with your name, address, and telephone number. Below that, fill in the court's address.

Write the name of the Petitioner, Respondent, or Other Parent/Party. (You must use the party names as they appear in the petition.)

In the next section, check "CHANGE" if you want to change an existing order. Check "TEMPORARY EMERGENCY (EX PARTE) ORDER" if you are asking that the court make emergency orders that will be effective until the hearing date.

Then, check the boxes that apply to the orders you are requesting. Finally, in the box on the right, write your case number.

- **Item 1:** List the name(s) of the other person(s) in your case who will receive your request. In some cases, this might include a grandparent who is joined as a party in the case, a local child support agency, or a lawyer who represents a child in the
- Item 2: Leave this blank. The court clerk will fill in the date, time, and location of the
- **Item 3:** This is a notice to all other parties.
- Leave these blank. The court will Items
- 4-5: complete them if the orders are granted.
- **Item 6:** In some counties, the court clerk will check item 6 and provide the details for your required child custody mediation or recommending counseling appointment. Other courts require the party or the party's lawyer to make the appointment and then complete item 6 before filing form FL-300.

Ask your court's Family Law Facilitator or Self-Help Center to find out what your court requires.

Leave these blank. The court will Items 7–8: complete them, if needed.

Complete form FL-300 (pages 2-4)

Complete additional forms and make copies

Complete any additional forms that you need to file with the Request for Order. Make at least two copies of your full packet.

	FL-300
PARTY WITHOUT ATTORNEY OR ATTORNEY STATE BAR NUMBER:	FOR COURT USE ONLY
NAME:	
STREET ACORESS:	
CITY: STATE: ZIP CODE:	
TELEPHONE NO.: FAX.NO.:	
EMAL ACCRESS:	
ATTORNEY FOR (name):	- I
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ACCRESS	
MALING ACCRESS:	
CITY AND ZP CODE:	
BRANCH NAME:	
PETITIONER: RESPONDENT: OTHER PARENI/PARTY:	
REQUEST FOR ORDER CHANGE TEMPORARY EMERGENCY ORDERS	CASE NUMBER:
Child Custody Visitation (Parenting Time) Spousal or Partner Support Child Support Property Control Attorney's Fees and Costs	
Other (specify):	
TQ (name(a))	
	r (specify).
Petitioner Respondent Other Parent/Party Other	r (specify).
Petitioner Respondent Other Parent/Party Other 2. A COURT HEARING WILL BE HELD AS FOLLOWS:	
Petitioner	r (specify):
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Petitioner Respondent Other Parent/Party Othe 2. A COURT HEARING WILL BE HELD AS FOLLOWS: a. Date: Time: Dept.: b. Address of court same as noted above other (apecify): WARNING to the person served with the Request for Order: The court may make the request file a Responsive Decisation to Request for Order (form FL-320), serve a copy on the oth before the hearing (unless the court has ordered a shorter period of time), and appear at the horse information.) COURT ORDER (non court pas out.) To ordered that: A Responsive Decisation to Request for Order (form FL-320) must be served on or befine the period of time of the period to Request for Order (form FL-320) must be served on or befine the period of t	Room: wested orders without you if you do or parties at least nine court days earing. (See form FL-320-INFO for r before (date): ore (date): ormending counseling as follows eading and must be personally
Petitioner Respondent Other Parent/Party Othe 2. A COURT HEARING WILL BE HELD AS FOLLOWS: a. Date: Time: Dept.: b. Address of court same as noted above other (specify): 3. WARNING to the person served with the Request for Order. The court may make the request field a Responsive Declaration to Request for Order (form FL-320), serve a copy on the other to the hearing (unless the court has ordered a shorter period of time), and appear at the hearing (unless the court has ordered a shorter period of time), and appear at the horize information.) **COURT ORDER** **It's ordered that: COURT ORDER** **It's ordered that: prict court in End or or bef. 5. A Responsive Declaration to Request for Order (form FL-320) must be served on or bef. 5. The parties must attend an appointment for child custody mediation or child custody recompleted for the court in the parties and the property Emergency (Ex Parte) Orders (form FL-305) apply to this processive with all documents filed with this Request for Order. 3. Other (apecify):	Room: rested orders without you if you do er parties at least nine out days earing (See form FL-320-INFO for r before (date): pre (date): premending counseling as follows eeding and must be personally JUDICIPAL OFFICER Page 1 of 4
Petitioner Respondent Other Parent/Party Othe 2. A COURT HEARING WILL BE HELD AS FOLLOWS: a. Date: Time: Dept.: b. Address of court same as noted above other (apecify): 3. WARNING to the person served with the Request for Order: The court may make the request file a Responsive Declaration to Request for Order (form FL-320), serve a copy on the oth before the hearing (unless the court has ordered a shorter period of time), and appear at the 1 more information.) COURT ORDER (rencover use out.) To ordered that: COURT ORDER (rencover use out.) To ordered that: In time for service until the hearing is shortened. Service must be on o to before the service of the service o	Room: prested orders without you if you do or parties at least nine court days learing. (See form FL-320-INFO for r before (date): pre (date): pr
Petitioner Respondent Other Parent/Party Othe 2. A COURT HEARING WILL BE HELD AS FOLLOWS: a. Date: Time: Dept.: b. Address of court same as noted above other (specify): 3. WARNING to the person served with the Request for Order. The court may make the request fee a Responsive Declaration to Request for Order (form FL-320), serve a copy on the oth before the hearing (unless the court has ordered a shorter period of time), and appear at the horize information.) COURT ONDER ### Ordered that: ### OFFICE OFF	Room: rested orders without you if you do er parties at least nine out days earing (See form FL-320-INFO for r before (date): pre (date): premending counseling as follows eeding and must be personally JUDICIPAL OFFICER Page 1 of 4

7) File your documents

Give your paperwork and the copies you made to the court clerk to process. You may take them to the clerk's office in person, mail them, or, in some counties, you can e-file them.

The clerk will keep the original and give you back the copies you made with a court date and time stamped on the first page of the Request for Order. The procedure may be different in some courts if you are requesting temporary emergency orders.

8) Pay filing fees

A fee is due at the time of filing.

If you cannot afford to pay the filing fee, and you do not already have a valid fee waiver order in this case, you can ask the court to waive the fee by completing and filing form FW-001, Request to Waive Court Fees and form FW-003, Order on Court Fee Waiver.



FL-300-INFO

Information Sheet for Request for Order



Temporary Emergency (Ex Parte) Orders

(nondomestic violence restraining orders)

Courts can make temporary orders in your family law case to respond to emergencies that cannot wait to be heard on the court's regular hearing calendar.

The emergency must involve an immediate or irreparable harm to a party or children in the case, or an immediate loss or damage to property.

Under Family Code section 3064, "immediate harm to a child" includes, but is not limited to, a child:

- Whose parent has committed acts of domestic violence; or
- Who is a victim of sexual abuse.

When deciding if there is immediate harm to a child, the court will consider if a parent has illegal access to firearms or ammunition.

To request these orders:

- Complete form FL-300. Describe the emergency and explain why you need the temporary emergency orders before the hearing.
- Complete form FL-305 to serve as your proposed temporary orders.
- Include a declaration describing how and when you notified the other parties (or why you could not give notice) about your request and the hearing (see form FL-303).
- Complete forms required by local court rules.
- · Follow your court's local procedures for reserving the day for the hearing, submitting your paperwork, and paying filing fees.

10

General information about "service"

"Service" is the act of giving your legal papers to all persons named as parties in the case so that they know what orders you are asking for and have information about the hearing.

If the other parties are NOT properly served, the judge cannot make the orders you requested on the date of the hearing.

Serve the Request for Order, blank forms

The other party must be "served" with a:

• Copy of the *Request for Order* and all the other forms and attachments filed with the court clerk.

- Copy of temporary emergency orders granted.
- Blank form FL-320, Responsive Declaration to Request for Order.
- Blank form <u>FL-150</u>, *Income and Expense* Declaration (if you served form FL-150 or FL-155).

(12) Who can be a "server"

You cannot serve the papers. Have someone else (who is at least 18 years old) do it. The server can be a friend, a relative who is not involved in your case, a sheriff, or a professional process server.



"Personal Service"

Personal service means that your server walks up to each person to be served, makes sure the right person is served, and then hand-delivers a copy of all the papers (and the blank forms). If the person served does not take the papers, the server may leave the papers near the person.



Note: Sometimes the papers may be personally served on the other party's lawyer (if the other party has one) in the family law case.



"Service by mail" Service by mail means that your server places copies of all the documents (and blank forms) in a sealed envelope and mails them to the address of each party being served (or to the party's lawyer, if the party has one).

The server must be 18 years of age or over and live or work in the county where the mailing took place.

Important! For questions about personal service or service by mail, talk with a lawyer or check with your court's Family Law Facilitator or Self-Help Center at selfhelp.courts.ca.gov/court-based-self-help-services.

FL-300-INFO

Information Sheet for Request for Order

(15) When to use personal service or service by mail

Personal Service

Personal service is the best way to make sure the other adults in your case are correctly served. Sometimes you **must** use personal service.

You **must** use personal service when the court:

- ✓ Ordered personal service;
- **✓** Granted temporary emergency orders;
- Does not yet have the power to make orders that apply to the other party because the person has either NOT previously:
 - Been served with a *Summons* and *Petition*;*

 OR
 - Appeared in the case by filing a:
 - a. Response to a Petition;
 - b. Appearance, Stipulations, and Waivers;
 - c. Written notice of appearance;
 - d. Request to strike all or part of the *Petition*; or
 - e. Request to transfer the case.
 - *Note: A *Request for Order* may be served at the same time as the family law *Summons* and *Petition*.
- 1. After serving, the server must fill out a *Proof of Personal Service* (form <u>FL-330</u>) and give it to you. If the server needs instructions, give them form <u>FL-330-INFO</u>, *Information Sheet for Proof of Personal Service*.
- **2.** Take the completed *Proof of Personal Service* form to the clerk's office (or e-file it, if available in your court) at least 5 court days before your hearing.

Deadline: The deadline for personal service is **16 court days** before the hearing date, unless the court orders a different deadline.

Service by Mail

If you are not required to use personal service, you may use service by mail.

Important! Check with your court's Family Law Facilitator's Office or Self-Help Center, or ask a lawyer to be sure you are allowed to use service by mail in your case.

A *Request for Order* to change a judgment or final order on the issue of child custody, visitation (parenting time), or child support may be served by mail if:

- The documents do not include temporary emergency orders;
- The court did not order personal service; and
- You have verified the other party's current residence or office address. (You may use *Address Verification* (form FL-334).)

To change a judgment or final order on any other issue, including spousal or domestic partner support, the *Request for Order* may need to be personally served on the other party.

- **1.** After serving, the server must fill out a *Proof of Service by Mail* (form <u>FL-335</u>) and give it to you. If the server needs instructions, give them *Information Sheet for Proof of Service by Mail* (form <u>FL-335-INFO</u>).
- **2.** Take the completed *Proof of Personal Service* form to the clerk's office (or e-file it, if available in your court) at least 5 court days before your hearing.

Deadline: Unless the court orders a different time, service by mail must be completed at least **16 court days** *PLUS* **5 calendar days** before the hearing date (if service is in California). Other time lines apply for service outside of California.

(16) Get ready for your hearing

- Take at least two copies of your documents and filed forms to the hearing. Include a filed *Proof of Service* form.
- Find more information about preparing for your hearing at selfhelp.courts.ca.gov/tips-your-day-court.
- For information about having the other party testify in court, go to courts.ca.gov/placeholder for new URL.
- (17) After the hearing, form <u>FL-340</u> Findings and Order After Hearing, must be completed, filed, and served.

(18) Do you have questions or need help?

- Find a lawyer through your local bar association, the State Bar of California at www.calbar.ca.gov, or the Lawyer Referral Service at 1-866-442-2529.
- For free and low-cost legal help (if you qualify), go to www.lawhelpca.org.
- Contact the Family Law Facilitator or Self-Help Center for information and assistance, and referrals to local legal services providers. Go to courts.ca.gov/selfhelp.courts.ca.gov/selfhelp.courts.ca.gov/court-based-self-help-services.

PARTY WITHOUT ATTORNEY OR ATTORNEY	STATE BAR NUMBER:	FOR COURT USE ONLY
NAME:		
FIRM NAME:		
STREET ADDRESS:		DDAFT
CITY:	STATE: ZIP CODE:	DRAFT
TELEPHONE NO.:	FAX NO.:	
EMAIL ADDRESS:		NOT APPROVED BY THE
ATTORNEY FOR (name):		JUDICIAL COUCIL
	LINITY OF	JODICIAL COOCIL
SUPERIOR COURT OF CALIFORNIA, CO	UNITOF	
STREET ADDRESS: MAILING ADDRESS:		v. 03/18/25
CITY AND ZIP CODE:		
BRANCH NAME:		
BRANCH NAIVIE.		
PETITIONER:		
RESPONDENT:		
OTHER PARENT/PARTY:		
	GENCY (EX PARTE) ORDERS	CASE NUMBER:
Child Custody Visitat	ion (Parenting Time) Property Control	
Other (specify):		
1 TO (name)		•
1. TO (name):		
Petitioner _	Respondent Other Parent/Party	Other (specify):
A court hearing will be held on the I	Request for Order (form FL-300) served with th	nis order, as follows:
a. Date:	Time: Dept.:	Room:
b. Address of court same a	as noted above other (specify):	
2. FINDINGS: Temporary emergency	(ex parte) orders are needed to:	
		2064, as described in item 2a
	harm to the child" under Family Code section 3	
b. Help prevent immediate ri	sk that a child will be removed from the State o	of California.
c. Help prevent immediate lo	oss or damage to property subject to disposition	n in the case.
d. Set or change procedures	for a hearing or trial.	
COURT ORDERS: The temporary eme	rgency orders expire on the date and time of tr	he hearing in (1), unless extended by court order.
3. CHILD CUSTODY AND VIS	ITATION (PARENTING TIME)	
a. It has been shown t	o the court that Petitioner Res	pondent Other Parent/Party
		gin or are part of a demonstrated and continuing
pattern of dome		girl of the part of a demonstrated and continuing
· · · · · · · · · · · · · · · · · · ·	acts of sexual abuse of the child that are of rec	cent origin or are part of a demonstrated and
	rn of sexual abuse.	sent origin of the part of a demonstrated and
		to fine among an among with an in violation of a count
		to firearms or ammunition in violation of a court
	, or parole condition).	
(4) Other (specify):		
b. It has been shown t	o the court that there is an immediate risk that	the child will be removed from the State of
California. Child Ab	duction Prevention Orders are attached (for	m FL-341(B)).
	,	nporary physical custody, care, and control to:
C Child's name		itioner Respondent Other Party/Parent
<mark>c. Child's name</mark>	Date of Birtin	Moner Respondent Other Larty/Larent
Continued on Attach		
	THIS IS A COURT ORDER	Dogg 4 of

		1 E-000
PETITIONER: RESPONDENT:		CASE NUMBER:
OTHER PARENT/PARTY:		
require that visitation (parenting custody, care, and control of the	time) be suspended, denied, or supervi	other party's or parties' rights of visitation
		See Attachment 3d.
e. Travel restrictions		
	y physical custody, care, and control of rnia unless the court allows it after a number of the court allows it and number of the court allows it	minor children must not remove the minor noticed hearing.
(2) Petitioner Responde (a) from the state of (b) from the followin (c) other (specify):		ot remove their minor children (specify):
	iction to make child custody orders in tl part 3 of the California Family Code, co	his case under the Uniform Child Custody ommencing with section 3400).
(2) Notice and opportunity to be her provided by the laws of the State of		otice and an opportunity to be heard as
(3) Country of habitual residence: T		child or children is (specify):
The United States of Americ		()
(4) If you violate this order, you may	y be subject to civil or criminal pena	lties, or both.
4. PROPERTY CONTROL a. Petitioner Respondent control of the following property that the		clusive temporary use, possession, and lease or rent
b. Petitioner Respondent and encumbrances coming due while the		to make the following payments on the liens
Pay to:	For: Amount: \$	Due date:
Pay to:	For: Amount: \$	Due date: Due date:
Pay to: Pay to:	For: Amount: \$ For: Amount: \$	Due date:
•		
5. All other existing orders, not in conflict wi		
6. OTHER ORDERS (specify):		Additional orders are listed in Attachment 6.
Date:	_	
Date.	60 —	IUDGE OF THE SUPERIOR COURT
	THIS IS A COLIRT ORDER	

TEMPORARY EMERGENCY (EX PARTE) ORDERS

Page 2 of 2

FL-305 [Rev. January 1, 2026]

	Dra	aftNot Approved by the Judicial Counc	il v. 3/21/2025				FL	-31
		PETITIONER:			CASE NUMBER	:		
ΩΤ	UED I	RESPONDENT:						
ΟI	OTHER PARENT/PARTY:							
		CHILD CUSTODY AND VISITATION	(PARENTING TI	ME) APPL	ICATION A	TTACH	MENT	
		—This is	s not a court or	der—				
то		Petition Response Requ	est for Order	Resn	onsive Decl	aration to	Request for Ord	er
. •		Other (specify):			0.10110 200.		rioquoot ioi oiu	٠.
		This section is for information on	ly and is not a part	of your requ	est for orde	rs:		
		California's public policies and law	•	<u> </u>				
•	sha	eneral, children should have frequent and conting the responsibility of raising their children, excense best interests of the children.						
•	Whe	en making any orders about physical and legal crests of the child, which primarily include the hea				ourt must	consider the best	
•	Ара	arent with a history of abuse against a child, the one or engaged to may not have sole or joint cust	other parent, their	current spou	ise, or the pe			
		ldren have the right to be safe and free from abu				,		
١.		· · · · · · · · · · · · · · · · · · ·		tad whara a	abild lives a	ra datrima	ntal to the bealth	
		hild's exposure to domestic violence and domestic ety, and welfare of the child.	c violence commi	ted where a	crilic lives a	re detime	ntar to the health,	
•	For	more information, read <u>selfhelp.courts.ca.gov/ch</u> <u>selfhelp.courts.ca.gov/do</u>						
		Complete items 1 through	13 that apply to yo	ur request fo	or orders.			
1.	Minor	Children	113	•				
١.	WIIIIOI	Child's name		D:-411	_4_	Δ	Attachmen	<u>[].</u>
		<u>Offilia 3 flattic</u>		<u>Birthd</u>	<u>ale</u>	<u>Age</u>		
2 F			D-##	D.		To the A	Oth Dt/D	.4
2. [Custody of the minor children is requested as follows:		oner Re	espondent	Joint	Other Parent/Par	ty
	a	Physical custody of children to						
	L	(The person with whom the child will regularly	,					
	a	D. Legal custody of children to						
		education, and welfare)						
		Note: To ask the court for joint legal custody decisions (for example, before choosing activities), use <i>Joint Legal Custody Atta</i> content as form FL-341(E).	g or changing the	children's sc	hool, doctor,	or religiou	is or school	
		To learn about physical and legal custody, go	to selfhelp.courts	.ca.gov/child	l-custody.			
	C	There are allegations of a history of abo	use or substance a	abuse in this	case. (You	must com _l	plete item 5.)	
	d	d. Other (specify):						
3. 「	v	/isitation (Parenting Time) I request that the co	ourt order (check o	ne):				
	 a		g time) to the party	in item 2a v				
	b	o. Visitation (parenting time) as described	in the attached	-page do	ocument dat	ted (specia	fy date):	
	С	The visitation schedule in item 5 that in	cludes in-person, v	virtual, and/o	or other ways	for visitat	ion to happen.	
	d	Supervised visitation. (You must compl	ete item 6.)					
	е	e. No visitation (parenting time) to the per	son without physic	al custody fo	or the reasor	ns describ	ed in item 13.	
	N	ote: Unless specifically ordered, a child's hol	iday schedule or	der has pric	rity over th	e regular	parenting time.	

Page 1 of 5

PETITIONER: RESPONDENT:		CASE NUMBER:				
OTHER PARENT/PARTY:						
Petitioner's Respondent's Other Parent's/Party's visitation (parenting time) will be (check all that apply): a. In person, as follows (Specify start and ending date and time. If applicable, check "start of" OR "after school"): (1) Weekends starting (date):						
	e month is the first weekend with a S		After) School			
Weekend Day(s)	<u>Times</u>	the control of the co	plicable)			
1st from		p.m. start o	of after			
to	at a.m. [p.m. start o	of after			
2nd from		p.m. start o	of after			
to	at	p.m. start o	of after			
3rd from		p.m. start o				
to	at	p.m. start o	of after			
4th from		p.m. start o	of after			
to	at	p.m. start o	of after			
5th from	at a.m. [p.m. start o	of after			
to	at a.m. [p.m. start o	of after			
(a) The parties	will alternate the fifth weekends, with		respondent			
	parent/party having the initial fifth	n weekend, starting (date):				
(b) The	petitioner respondent [other parent/party w	ill have the fifth			
weekend in	odd even numbered	months.				
(2) Alternate weekends starting	- ` '	otort (·			
(Specify day(s) from		p.m. start o				
	at [] a.m. [p.m start o	alter			
(3) Weekdays starting (date):						
(Specify day(s) from		p.m. start o				
and times): to	at p.m. [p.m start o	of after			
(4) Other visitation (parenting time	e) days and restrictions are	listed in Attachment 5e(4)				
as follows:						
b. Virtual visitation	in Attack	oment 4b below:				
l ask that the court order virtual vis	iovisual electronic technology (like a		atch or			
	to see and hear each other. Learn m					
[Placeholder for URL].						
c. Other ways that visitation (pare	nting time) can happen that are in t	he hest interests of the child	(specify):			
o. Culei ways that visitation (pare	nung umej can nappen macale m t	ne post interests of the child	(Specify).			

	PETITIONER:	CASE NUMBER:
	RESPONDENT:	
	ARENT/PARTY:	
. Cł	nild custody and visitation when there are allegations of a history of abu	se or substance abuse
a.	Allegations	
		is (or are) alleged to have
	a history of abuse against any of the following persons: a child, the other	, , , -
	person they live with or are dating or engaged to.	or parent, their current spouse, or the
	(2) Petitioner Respondent Other parent/party	is (or are) alleged to have the
	habitual or continual illegal use of controlled substances, or the habitua habitual or continual abuse of prescribed controlled substances.	l or continual abuse of alcohol, or the
b.	Child custody	
υ.	(1) I ask that the court NOT order sole or joint custody of the minor c	hild to the party or parties in 5a
	(2) Even though there are allegations, I ask that the court make the count the reasons why you think it would be in the best interest of granted child custody, even though there are allegations against abuse. The orders that you request about child custody or visitate place, and manner of transfer of the child, as Family Code section	of the child that the party or parties be them of a history of abuse or substance ion must also be specific as to time, day,
	Below: Attachment 5b Other (specify):	(.) (.)
	Attachment ob	
C.	Visitation (Parenting Time)	
-	(1) I ask that the court order supervised visitation as specified in item	6
	(2) I ask that the court order unsupervised visitation to the party or pa	rties as specified in item 4.
	(A) Even though there are allegations of a history of abuse or sub- unsupervised visitation to (specify): petitioner	ostance abuse, I request that the court order respondent other parent/party.
	(B) The reasons why the court should make the orders are	
	(Write the reasons why you think it would be in the best intere granted unsupervised visitation (parenting time) even though of abuse or substance abuse. The orders that you request ab specific as to time, day, place, and manner of transfer of the cand 6323(c) require) below: in Attachment 5c. other (specific	there are allegations against them of a history out child custody or visitation must also be child, as Family Code sections 3011(a)(5)(A)
	(3) Other (enecity):	
	(3) Other (specify):	

PETITIONER:	CASE NUMBER:
RESPONDENT:	
OTHER PARENT/PARTY:	
6. Supervised visitation (parenting time)	
(To learn about supervised visitation, go to: selfhelp.courts.ca.gov/guide-sup	ervised-visitation.)
a. I ask that petitioner respondent other parent/p	arty have supervised visitation with the
minor children.	nave supervised visitation with the
b. The reasons why the court should make the orders are (specify)	
(Write the reasons why you think unsupervised visitation (parenting time)	would NOT be in the best interest
of the child.)	
Below in Attachment 6b Other (specify):	
c. I ask that the visitations be monitored by (name, if known):	
The provider's phone number is (specify):	
(1) The person or agency is a professional provider.	
(A) A professional provider must meet the requirements listed in	
Provider (Professional) (form FL-324(P)) and sign the decla	ation.
(B) Professional provider fees to be paid by: petitioner:	percent. respondent: percent.
other parent/party: perce	
(2) The person is a nonprofessional provider. That person must me	
Supervised Visitation Provider (Nonprofessional) (form FL-324)	NP)) and sign a declaration.
d. Location of supervised visits. I request that supervised visitation be <i>(che</i>	de anale
(en	ck one).
(1) In person at a safe location.(2) Virtual visitation (not in person).	
(3) ()Iner (describe):	
(3) Other (describe):	
e. Schedule for supervised visitation (specify):	
· · · · · · · · · · · · · · · · · · ·	
e. Schedule for supervised visitation (specify):	
e. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours for each visit):	
e. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours for each visit): (2) Two times each week, for (number of hours for each visit):	
e. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours for each visit): (2) Two times each week, for (number of hours for each visit): (3) As specified in item 4. (4) Other (describe):	
e. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours for each visit): (2) Two times each week, for (number of hours for each visit): (3) As specified in item 4. (4) Other (describe): 7. Transportation for visitation (parenting time) and place of exchange	to make orders that are specific as to the time
e. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours for each visit): (2) Two times each week, for (number of hours for each visit): (3) As specified in item 4. (4) Other (describe): 7. Transportation for visitation (parenting time) and place of exchange Note: In cases of domestic violence, the court must have enough information	
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e. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours for each visit): (2) Two times each week, for (number of hours for each visit): (3) As specified in item 4. (4) Other (describe): 7. Transportation for visitation (parenting time) and place of exchange Note: In cases of domestic violence, the court must have enough information	cle must be legally registered with the
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e. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours for each visit): (2) Two times each week, for (number of hours for each visit): (3) As specified in item 4. (4) Other (describe): 7. Transportation for visitation (parenting time) and place of exchange Note: In cases of domestic violence, the court must have enough information place, and manner of transfer (exchange) of the child for custody and vi a. The children must be driven only by a licensed and insured driver. The vehi Department of Motor Vehicles and must have child restraint devices proper b. Transportation to begin the visits will be provided by (name): c. Transportation from the visits will be provided by (name): d. The exchange point at the beginning of the visit will be (address): e. The exchange point at the end of the visit will be (address):	citation under Family Code section 6323(c). Cle must be legally registered with the y installed, as required by law.
e. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours for each visit): (2) Two times each week, for (number of hours for each visit): (3) As specified in item 4. (4) Other (describe): 7. Transportation for visitation (parenting time) and place of exchange Note: In cases of domestic violence, the court must have enough information place, and manner of transfer (exchange) of the child for custody and violence, and manner of transfer (exchange) of the child for custody and violence, and must be driven only by a licensed and insured driver. The vehion Department of Motor Vehicles and must have child restraint devices proper b. Transportation to begin the visits will be provided by (name): c. Transportation from the visits will be provided by (name): d. The exchange point at the beginning of the visit will be (address): e. The exchange point at the end of the visit will be (address): f. During the exchanges, the party driving the children will wait in the content of the visit will be content of the visit wait in the content of the visit will be children will wait in the content of the visit wait in t	citation under Family Code section 6323(c). Cle must be legally registered with the y installed, as required by law. Ar and the other party will wait in the home
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FL-311 [Rev. January 1, 2026]

Clear this form

	PETITIONER:	CASE NUMBER:
	RESPONDENT:	
OTHER	R PARENT/PARTY:	
8.	Travel with children The petitioner respondent other must have written permission from the other parent or party, or a court order, to a the state of California. b the following counties (specify): c other places (specify):	er parent/party take the children out of
9.	Child abduction prevention. There is a risk that one of the parties will take the party's permission. I request the orders set out on attached <u>form FL-312</u> .	children out of California without the other
10.	Child custody mediation I request an order for the parties to go to child custody mediation or child custod date, time, and location, if applicable):	y recommending counseling (specify
	Note: Parents with a family court case who do not agree about child custody or we try to develop a parenting plan that is in the best interest of their child. A party who declaration under penalty of perjury or who is protected by a protective order man recommending counselor to meet with the parties separately and at separate time not required.	no alleges domestic violence in a written y ask the mediator or child custody
11.	Children's holiday schedule. I request the holiday and vacation schedule set o	ut below on form FL-341(C)
12	Additional custody provisions. I request the additional orders for custody set of	out <u>on form FL-341(D)</u>
13	Other (specify):	

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Clear this form

FL-311-INFO What Are Visitation or Parenting Time Orders?

What is visitation or parenting time?

Visitation or parenting time is an order for how your children will spend time with each parent that is in the best interests of your children.

For information about child custody, read:

- Child Custody Information Sheet-Recommending Counseling (form <u>FL-313-INFO</u>)
- Child Custody Information Sheet-Child Custody *Mediation* (form FL-314-INFO)

Four Types of Orders:

Scheduled visits

These are orders with a set schedule of the dates and times that your children will be with each parent. The schedule can include holidays, special occasions, vacations, and other important dates for the family.

Reasonable

These are open-ended orders that allow parents to work out a plan on their own. This type of plan can work if parents get along very well, can be flexible, and communicate well. Generally, this type of plan is not suitable for cases with domestic violence.

Supervised visits

A judge makes these orders when there are safety concerns. A parent and child have a neutral third person watching and listening during the visit. The neutral third person can be professional or nonprofessional.

Professional Provider

A professional provider (or "monitor") is a person with special training that has passed a background check. Professional providers charge a fee. They are also mandated reporters which means that they must report suspected child abuse to the local child welfare department (CPS). Your local court may have a list of local professional providers.

Nonprofessional Provider

A nonprofessional provider is usually a friend or family member who is not paid and does not have special training. If it would be dangerous for your child to be alone with the other parent, a nonprofessional provider may not be the best option. For more information about supervised visits, go to:

- selfhelp.courts.ca.gov/guide-supervised-visitation
- courts.ca.gov/cfcc-accesstovisitation.

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No Visits

Finally, the court may make this order if visiting with a parent, even if supervised, would be physically or emotionally harmful to the children.

What are virtual visits?

California law defines "virtual visits" as use of audiovisual electronic communication tools to provide contact between a parent and their children as part of a parenting plan or custody order. This means that a parent and child must use some kind of electronic communication that allows them to see and hear each other (for example, using Zoom, Facetime, or WhatsApp). Virtual visits may require access to the internet during the visit and may be supervised or unsupervised.

Are virtual visits a good option for us?

Virtual visits may be a good option if you have safety concerns, or if the other parent lives far away from the children. It can also be a good option if the other parent hasn't seen the children in a long time.

Some cases may not be appropriate for virtual visits, whether supervised or unsupervised. Your child's age may be a factor. Younger children may not be able to sit through a long virtual visitation. If virtual visits are part of the court-approved parenting plan, or part of your supervised visits, you can use the worksheet on page 2 to help you plan for them.

What about orders for child exchanges?

"Child exchanges" means how your child will get from one parent to the other before and after the visit.

You can ask for orders that would not require you to meet the other parent, like having the other parent pick up from school or daycare. Or you can ask for supervised exchanges. In a supervised exchange, a neutral third person is involved and will help you with transferring the children to other parent so you don't have to meet with the other parent.



FL-311-INFO What Are Visitation or Parenting Time Orders?

When you ask for visitation orders, give details about when visits will happen, how often they should happen, and who will be responsible for transporting the children before and after the visit.

How do I ask the court for these orders?

If you already have a family law case, you can ask the court for child custody, visitation (parenting time), and child exchange orders by completing Request for Order (form FL-300) and filing it in the court where your case was started. Information about how to file this and other forms is found in Information Sheet for Request for Order (Family Law) (form FL-300-INFO).

If you need to start a case in family court to ask for these orders, information is available online to help you decide which type of case to file. Go to selfhelp.courts.ca.gov/child-custody/filing-options.

Where can I find free legal help?

- Contact the self-help center in your court. Their staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case, and help you with the forms. Find your local court's self-help center at selfhelp.courts.ca.gov/find.
- Contact a local legal aid agency or community-based nonprofit at www.lawhelpca.org.

What if there is domestic violence or a protective order?

- If there is domestic violence or a protective order, before making a parenting plan, talk with an attorney, counselor, child custody mediator, child custody recommending counselor, or contact the self-help center in your court.
 - Read Asking for Child Custody and Visitation Orders (form DV-105-INFO).
- For more information and resources, call the National Domestic Violence Hotline at 1-800-799-7233 (TDD: 1-800-787-3224) or call 211 if available in your area.

Plan for Your Virtual Visits

(You can use this as a worksheet.)

- Before your visit, make sure the program, like a mobile app or web app, works on your phone or computer. Make sure you have an internet connection and know how to use the app.
- Before your virtual visit or virtual supervised visit, make a plan. For example, have an activity ready like reading a book to your child. The length of your visit should be age-appropriate. Review the court order to be clear on how long your visit will be.

Write your plan here:	

If you have virtual supervised visitation, ask the
provider questions ahead of time (for example,
during your scheduled orientation with the
provider). You can write your questions here:

During your visit, make sure you:

- Find a quiet room or space for your virtual visits or virtual supervised visits.
- Have any games, books, or other activity ready and in front of you.
- Be ready to be flexible. Technical issues may come up that impact your visit.

During your visit, make sure you do **not**:

- Have another person participate in the visit unless a judge gave the person permission to do so.
- Talk about your court case with your child.
- For virtual supervised visitation, do not whisper or communicate in other ways that would not allow the provider to see or hear your interaction with the child.

SUPERVISED VISITATION AND EXCHANGES SERVICES PROVIDER (name and address):			FOR COURT USE ONLY		
NAME: STREET ADDRES	ss.				
CITY:	56.	STATE:	ZIP CODE:		
TELEPHONE NO		FAX NO. (Optional):		DDAET	
EMAIL ADDRESS	S (Optional):			DRAFT	
	COURT OF CALIFORNIA, COUNTY OF			NOT APPROVED E	3Y
STREET ADDRE				THE JUDICIAL	
CITY AND ZIP CO				COUNCIL	
BRANCH NAME:				02/48/25	
	PETITIONER:			v. 03/18/25	
R	RESPONDENT:				
OTHER PA	RTY/PARENT:				
	DECLARATION OF SUPERVI	SED VISITAT	ION <mark>AND</mark>	CASE NUMBER:	
	EXCHANGE SERVICE		R		
	(NONPROFESS	SIONAL)			
1. Purpose	e. I submit this form to declare that (c	heck all that ap	pply):		
a	I am not being paid to provide supe	ervised visitatio	n <mark>and exchange servi</mark>	<mark>ces</mark> .	
b				providers of supervised visitation <mark>and</mark> the Standards of Judicial Administrat	
С.	I am in compliance with the alterna	ative qualificatio	ns specified in 2b.		
2. Qualifica	ations (complete a or b):				
а.	Standard qualifications. I meet the services under Family Code section			onal supervised visitation <mark>and exchanç</mark> ply):	ge
(1) I have no record of a conviction for child molestation, child abuse, or other crimes against a person.					
(2) I will not be transporting the child.					
(3) I will be transporting the child by automobile and I have proof of automobile insurance.					
(4) I agree to adhere to and enforce the court order regarding supervised visitation and exchange services.					
(5)	(5) There is no current or past court order in which I (the nonprofessional provider) was the person being supervised.				pervised.
b	b. Alternative qualifications. I meet other qualifications to provide nonprofessional supervised visitation and exchange services, as follows (check all that apply):			ange	
(1)	The court has ordered other q	ualifications an	d I meet those qualific	ations (see attached copy of the cour	t order).
(2)				meet those qualifications (see attach	ned copy
l declare und	ler penalty of perjury under the laws o	**	,,	,	
Date:					
Date.					
	(TYPE OR PRINT NAME)			(SIGNATURE OF DECLARANT)	
				· 	
		<mark>ge services</mark> pr		s a nonprofessional supervised 5.20 of the Standards of	
	Judicial Administratio	on.			

Page 1 of 1

Form Approved for Optional Use Judicial Council of California FL-324(NP) [Rev. January 1, 2026] DECLARATION OF SUPERVISED VISITATION AND EXCHANGE SERVICES PROVIDER (NONPROFESSIONAL)

Family Code § 3200.5 courts.ca.gov

Print this form

Save this form

Clear this form

SUPER	RVISED VISITATION AND EXCHANGE SERVICE:	ES PROVIDER (name and address):	FOR COURT USE ONLY
STREE	ET ADDRESS:		
CITY:		STATE: ZIP CODE:	
TELEP	PHONE NO.:	FAX NO. (Optional):	DRAFT
EMAIL	ADDRESS (Optional):		
SUPI	ERIOR COURT OF CALIFORNIA, C	OUNTY OF	NOT APPROVED BY
	ET ADDRESS:		THE JUDICIAL
	NG ADDRESS: NND ZIP CODE:		COUNCIL
	CH NAME:		
	PETITIONER:		v. 03/18/25
	RESPONDENT:		
OTH	IER PARTY/PARENT:		
			CASE NUMBER:
	EXCHANG	F SUPERVISED VISITATION <mark>AND</mark> GE SERVICES PROVIDER PROFESSIONAL)	J. 62 1.6.1.22 1.
1. P			for professional providers of supervised visitation ard 5.20 of the Standards of Judicial Administration.
2. T	ype of submission. I am (check	k a or b):	
а	. completing this form be	fore I provide initial supervised visitation <mark>and</mark>	exchange services in the case.
b	. updating this form and	attaching an original report of the supervised	visitation and exchanges that I monitored.
	(1) The report is dated (s	specify date):	
	(2) Copies of the r	eport were also sent to all parties and their at	ttorneys and the attorney for the child.
		isitation services <mark>and exchange services</mark> as a <i>r</i> or through a supervised visitation <mark>and excha</mark>	in independent contractor, employee, intern, or ange services center or agency.
4. G	Qualifications. I meet the qualific	cations listed in Family Code section 3200.5 f	or this position as follows (check all that apply):
а	. I am 21 years of age or	older.	
b. I have no record of a conviction for driving under the influence (DUI) within the last five years.			within the last five years.
c. I have not been on probation or parole for the last 10 years.			
d. I have no record of a conviction for child molestation, child abuse, or other crimes against a person.			
е	. I have proof of automob	oile insurance for transporting the child.	
f.	I have had no civil, crim	ninal, or juvenile restraining orders within the	last 10 years.
g. There is no current or past court order in which I am the person being supervised.			g supervised.
h		nguage of the party being supervised and of t e of 18 years who is able to do so.	he child, or I will provide a neutral
i.	I agree to adhere to an	d enforce the court order regarding supervise	ed visitation <mark>and exchange services</mark> .
j.	I completed a Live Sca	n criminal background check before providing	g services.
k	. I am registered as a Tro	ustLine provider.	
5. T	raining. I meet the training requ	irements under Family Code section 3200.5	as follows (check all that apply):
a	a. I completed 24 hours of	f training, including at least 12 hours of classi	room instruction in all required subjects.
k	o. I completed the Californ	nia Department of Social Services' online train	ning course required for mandated reporters.
decla	are under penalty of perjury unde	er the laws of the State of California that the f	oregoing is true and correct.
Date:		Li .	
	(TYPE OR	PRINT NAME)	(SIGNATURE OF DECLARANT)

NOTICE: See standard 5.20 of the California Standards of Judicial Administration for further requirements that may apply.

Page 1 of 1

Form Adopted for Mandatory Use Judicial Council of California FL-324(P) [Rev. January 1, 2026] DECLARATION OF SUPERVISED VISITATION

AND EXCHANGE SERVICES PROVIDER

(PROFESSIONAL)

Family Code § 3200.5 courts.ca.gov

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	DraftNot Approved by	the Judicial	Council v. 03/18/2025		FL-34
_	PETITIONER: RESPONDENT:			CASE NUMBER:	
	OTHER PARENT/PARTY:				
	CHILD CUSTODY AND V	ISITATION (P	PARENTING TIME) ORD	ER ATTACHME	NT
ТО	Findings and Order After Hearing Stipulation and Order for Custody Other (specify):	•			Judgment (form FL-250)
1.	Jurisdiction. This court has jurisdiction to m Enforcement Act (Fam. Code, §§ 3400–346		ody orders in this case unde	the Uniform Child	d Custody Jurisdiction and
2.	Notice and opportunity to be heard. The relaws of the State of California.	esponding part	y was given notice and an o	pportunity to be h	eard, as provided by the
3.	Country of habitual residence. The country the United States Other (spec	-	sidence of the child or childre	en in this case is	
4.	Penalties for violating this order. If you vio	olate this order,	you may be subject to civil	or criminal penalti	ies, or both.
5.	Child abduction prevention. There is party's permission. (Child Abduction Pr				
6.	The court refers the parties to child cu	stody mediation	n or child custody recommer	nding counseling a	as follows:
7.	Child custody. Custody of the minor a. Child's Name	children of the p <u>Birth Date</u>	parties is awarded as follows Legal custody to (person who decides abou health, education, and	o: ut the child's	Physical custody to: (person the child regularly lives with)
	b. Joint legal custody of the child or	children will be	exercised as specified in	Joint Legal	l Custody Attachment
8.	Child custody and visitation (paren a. Allegations have been raised in form petitioner respond (1) A history of abuse again person they live with or (2) The habitual or continuation or the habitual or continuation.	orm FL-311, oth lent ot nst any of the fo are dating or er al illegal use of or unal abuse of pro-	ther documents filed in the controlled in the co	e other parent, the habitual or continues.	nearing that that apply): ir current spouse, or the inual abuse of alcohol,
	b. The court's findings and order are FL-341(F)), or another document				n Attachment (form

Page 1 of 4

PETITIONER: RESPONDENT:	CASE NUMBER:				
OTHER PARENT/PARTY:					
Visitation (Parenting Time) a. Reasonable right of visitation to the party without physical custody (not appropriate in cases involving domestic violence)					
b. See the attachedpage document					
c. No Visitation (parenting time)					
d. The visitation (parenting time) will be supervised as specified in the att (FL-341(A)).					
e. Visitation (parenting time) for the petitioner responden will be in person, by virtual visitation, and/or other ways as specified be					
(1) In person, as follows					
(A) Weekends starting (date):					
(Note: The first weekend of the month is the first weekend w	ith a Saturday.) Start of (or After) School				
Weekend Day(s) Times	(if applicable)				
1st from at at a.m.	p.m. start of after				
to at a.m.	p.m. start of after				
2nd from at a.m. to at a.m.	p.m. start of after				
at at a.m.	p.m. start of after				
to at a.m.	p.m. start of after				
4th from	p.m. start of after p.m. start of after				
5th	p.m. start of after				
	to at a.m p.m start of after				
(a) The parties will alternate the fifth weekends, with the petitioner respondent other parent/party having the initial fifth weekend, starting (date):					
(b) The petitioner respondent	other parent/party will have the fifth				
weekend in odd even numbered	d months.				
(B) Alternate weekends starting (date):	p.m. start of after				
from at at a.m. to at at a.m.	p.m. start of after				
(C) Weekdays starting (date):					
from at a.m.	p.m. start of after				
to at p.m.	p.m. start of after				
(D) Other visitation (parenting time) days and restrictions (form MC-025 may be used for this purpose)	are listed in Attachment 9e(1)(D) as follows:				
(IOITH MIC-025 Hay be used for this purpose) as follows.					
(2) Virtual visitation, as follows:					
(3) Other ways visitation can happen that are in the best interests of the	e child.				

PETITIONER: RESPONDENT:	CASE NUMBER:
OTHER PARENT/PARTY:	
10. Supervised visitation (parenting time). Until further order of the court other (specify): petitioner respondent other parent/party (name): will have supervised visitation (parenting time) with the minor children according Order (form FL-341(A).	ng to the attached Supervised Visitation
11. Transportation for visitation (parenting time) and place of exchange	
 The children must be driven only by a licensed and insured driver. The ve Department of Motor Vehicles, and must have child restraint devices prop 	
	itioner respondent er (specify):
	itioner respondent er (specify):
d. The exchange point at the beginning of the visit will be at (address).	
 e The exchange point at the end of the visit will be at (address): f During the exchanges, the party driving the children will wait in the original party. 	ar and the other party will wait in the home (or
exchange location) while the children go between the car and the ho	
g. Other (specify):	
Travel with children. The petitioner respondent other must have written permission from the other parent or a court order to take the a the state of California. b the following counties (specify): c other places (specify):	er parent/party <i>(name):</i> ne children out of
13. Holiday schedule. The children will spend holiday time as listed belo Holiday Schedule Attachment (form FL-341(C)) may be used for this purpose	

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
14. Additional custody provisions. The parties will follow the additional custody prattached schedule. (Additional Provisions—Physical Custody Attachment (form	ovisions listed below in the FL-341(D) may be used for this purpose.)
15. Access to children's records. Both the custodial and noncustodial parent have the rig about their minor children (including medical, dental, and school records) and consult w to the children.	
16. Other (specify):	
73	
13	

DRAFT - NOT APPROVE	<u>ED BY THE JUDICIAL COUNCIL 03/18</u>	3/25	FL-341(A)
PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT/PARTY:		CASE NUMBER:	
SUP	ERVISED VISITATION ORDER		
ATTACHMENT TO: Child Custody and Vision Other (specify):	itation (Parenting Time) Order Attac	hment (form FL-341)	
Evidence has been presented in support of a requesivith the child(ren) be supervised based upon alleg abduction of child(ren) physical abuse domestic vio	gations of se drug abuse lence alcohol abuse	neglect other (specify):	other Parent/Party
Petitioner Respondent Other these issues pending further investigation and hea		ns and the court reserves	the findings on
 The court finds, under Family Code section 3100, Petitioner Respondent Other supervised by the person(s) set forth in item 6 below 	Parent/Party must, until further order	er of the court, be limited to	o contact
THE COURT MAKES THE FOLLOWING ORDERS			
3. CHILD(REN) TO BE SUPERVISED Child's Name	Birth Date	<u>Age</u>	<u>Sex</u>
5. AUTHORIZED PROVIDER Professional Name Any other mutually agreed-upon third party 6. LOCATION AND SCHEDULE FOR VISITS a. Location of supervised visits (check one): (1) In person at a safe location. (2) Virtual visitation (not in person). (3) Other (describe): b. Schedule for supervised visitation (specify): (1) Once a week, for (number of hours)	for each visit):	itation center) N	lonprofessional hone
(2) Two times each week, for (number of the schedule specified (A) Form FL-341 (B) Other	•		
7. PAYMENT RESPONSIBILITY Petitioner:	% Respondent:	% Other Parent/Party:	%
Petitioner will contact professional provider Respondent will contact professional provid Other Parent/party will contact professional THE COURT FURTHER ORDERS	er or supervised visitation center no la	than <i>(date):</i> ter than <i>(date):</i>	
			Page 1 of 1

Form Adopted for Mandatory Use Judicial Council of California FL-341(A) [Rev. January 1, 2026]

SUPERVISED VISITATION ORDER

Family Code, §§ 3100, 3031 courts.ca.gov

FL-341(F)

Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): Child custody and visitation when there are allegations of abuse or substance abuse (Fam. Code, § 3011) a. Allegations have been raised in form FL-311, other documents filed in the court, or in a court hearing that Parent or parents (name): (1)				
MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION (Form FL-385) MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION AND VISITATION ATTACHMENT MANDATORY FINDINGS AND VISITATION AND VISITATIO			CASE NUMBER:	
MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT Findings and Order After Hearing (form FL-340)				
Findings and Order After Hearing (form FL-340) Judgment (form FL-385) Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-385) Other (specify):	OTTLERTA	INCIVITION II.		
Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): Child custody and visitation when there are allegations of abuse or substance abuse (Fam. Code, § 3011) a. Allegations have been raised in form FL-311, other documents filed in the court, or in a court hearing that Parent or parents (name): (1)		MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITA	ATION ATTACHMENT	
Child custody and visitation when there are allegations of abuse or substance abuse (Fam. Code, § 3011) a. Allegations have been raised in form FL-311, other documents filed in the court, or in a court hearing that Parent or parents (name): (1) A history of abuse against any of the following persons: a child, the other parent, their current spouse, or the person they live with or are dating or engaged to; or (2) The habitual or continual illegal use of controlled substances, or the habitual or continual abuse of alcohol, or the habitual or continual abuse or prescribed controlled substances, or the habitual or continual abuse of prescribed controlled substances, or the minor child as set out in (specify): Judgment (form FL-30): Judgment (form FL-340): Judgment (form FL-250) Stipulation and Order After Hearing (form FL-340): Judgment (form FL-250) Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): c. The court finds that the order is in the best interest of the child and protects the safety of the parties and the child. The court's reasons for making the orders: (1) Are attached to this order. (2) Were given at the court hearing on the record. (3) Are explained below:	TO <i>Fi</i>	indings and Order After Hearing (form FL-340) Judgment (form	FL-180) Judgment (form FL-250)	
1. Child custody and visitation when there are allegations of abuse or substance abuse (Fam. Code, § 3011) a. Allegations have been raised in form FL-311, other documents filed in the court, or in a court hearing that Parent or parents (name): (1)	Si	tipulation and Order for Custody and/or Visitation (Parenting Time) (form	n FL-355)	
(Fam. Code. § 3011) a. Allegations have been raised in form FL-311, other documents filed in the court, or in a court hearing that Parent or parents (name): (1)	O	ther (specify):		
a. Allegations have been raised in form FL-311, other documents filed in the court, or in a court hearing that Parent or parents (name): (1) A history of abuse against any of the following persons: a child, the other parent, their current spouse, or the person they live with or are dating or engaged to; or (2) The habitual or continual illegal use of controlled substances, or the habitual or continual abuse of alcohol, or the habitual or continual abuse of prescribed controlled substances. b. Even though there are allegations of a history of abuse or substance abuse, the court GRANTS sole or joint custody of the minor child as set out in (specify): Judgment (form FL-180) Findings and Order After Hearing (form FL-340) Judgment (form FL-250) Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): c. The court finds that the order is in the best interest of the child and protects the safety of the parties and the child. The court's reasons for making the orders: (1) Are attached to this order. (2) Were given at the court hearing on the record. (3) Are explained below:			ice abuse	
Parent or parents (name): (1)			ourt, or in a court boaring that	
(1) A history of abuse against any of the following persons: a child, the other parent, their current spouse, or the person they live with or are dating or engaged to; or (2) The habitual or continual illegal use of controlled substances, or the habitual or continual abuse of alcohol, or the habitual or continual abuse of prescribed controlled substances. b. Even though there are allegations of a history of abuse or substance abuse, the court GRANTS sole or joint custody of the minor child as set out in (specify): Judgment (form FL-180)	u.	-		
alcohol, or the habitual or continual abuse of prescribed controlled substances. b. Even though there are allegations of a history of abuse or substance abuse, the court GRANTS sole or joint custody of the minor child as set out in (specify): Judgment (form FL-180) Findings and Order After Hearing (form FL-340) Judgment (form FL-250) Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): c. The court finds that the order is in the best interest of the child and protects the safety of the parties and the child. The court's reasons for making the orders: (1)		(1) A history of abuse against any of the following persons: a child, th	,	
the minor child as set out in (specify): Judgment (form FL-180) Findings and Order After Hearing (form FL-340) Judgment (form FL-250) Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): c. The court finds that the order is in the best interest of the child and protects the safety of the parties and the child. The court's reasons for making the orders: (1)				
Judgment (form FL-250) Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): c. The court finds that the order is in the best interest of the child and protects the safety of the parties and the child. The court's reasons for making the orders: (1)		the minor child as set out in (specify):	the court GRANTS sole or joint custody of	
Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): c. The court finds that the order is in the best interest of the child and protects the safety of the parties and the child. The court's reasons for making the orders: (1) Are attached to this order. (2) Were given at the court hearing on the record. (3) Are explained below:				
 Other (specify): The court finds that the order is in the best interest of the child and protects the safety of the parties and the child. The court's reasons for making the orders: Are attached to this order. Were given at the court hearing on the record. Are explained below: d Visitation (Parenting Time) for the parent or parents named in item 1a. 			form El 255)	
child. The court's reasons for making the orders: (1)			omi FL-333)	
(2) Were given at the court hearing on the record. (3) Are explained below: d. Visitation (Parenting Time) for the parent or parents named in item 1a.			he safety of the parties and the	
d. Visitation (Parenting Time) for the parent or parents named in item 1a.		(1) Are attached to this order.		
d. Visitation (Parenting Time) for the parent or parents named in item 1a.		(2) Were given at the court hearing on the record.		
(A)		(3) Are explained below:		
(A)				
(A) —	d.	Visitation (Parenting Time) for the parent or parents named in item 1	a.	
-page document.		(1) See the attachedpage document.		
(2) No visitation (parenting time).				
(3) The visitation (parenting time) will be supervised as specified in the attached Supervised Visitation Order (FL-341(A)).			I in the attached Supervised Visitation Order	

FL-341(F) PETITIONER: CASE NUMBER: RESPONDENT: OTHER PARENT/PARTY: 1. d. (4) Unsupervised visitation (parenting time) (1) Even though there are allegations of a history of abuse or substance abuse under Family Code section 3011, the parent or parents named in item 1a has (or have) unsupervised visitation (parenting time) with the minor children as set out in (specify): Judgment (form FL-180) Findings and Order After Hearing (form FL-340) Judgment (form FL-250) Stipulation and Order for Custody and/or Visitation (Parenting Time) (form FL-355) Other (specify): (2) The orders for visitation (parenting time) are in the best interest of the child, protect the safety of the parties and the child, and are specific as to time, day, place, and manner of transfer of the child, as Family Code sections 3011 and 6323(c) require. (3) The reasons for granting unsupervised visitation to the person(s) alleged to have a history of abuse or substance abuse: Are attached to this order. Were given at the court hearing on the record. (c) Are explained below: Parent has committed domestic violence in the last five years (Fam. Code, § 3044) has committed domestic violence in the last five years. a. Parent (name): b. Until further court order (check 1 or 2): (1) The parent in 2a must **not** have sole or joint (shared) custody of the children.

(2) The parent in 2a is granted sole or joint custody of the children. (Complete (a) and (b) below):

(a) The custody order is in the best interests of the children. In deciding the best interests of the children, the court has not used the preference for frequent and continuing contact with both parents.

(Court's reasons):

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:		CASE NUMBER:
2. (b) The	e court has balanced all required factors that are listed below. The parent has completed a batterer intervention program. Yes No (Explain, as needed):	
(ii)	The parent has completed a program for alcohol or drug abuse the program was appropriate. Yes Does not apply (Explain, as needed):	counseling, if the court decides that
(iii)	The parent has completed a parenting class, if the court decides Yes Does not apply (Explain, as needed):	s that the class was appropriate.
(iv)	The parent is on probation or parole and has complied with all c Yes Does not apply (Explain, as needed):	onditions.

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THIS IS A COURT ORDER.

Clear this form

FL-341(F) PETITIONER: CASE NUMBER RESPONDENT: OTHER PARENT/PARTY: Parent Staying in Confidential Location (Fam. Code, § 3100(e)) The court finds that: is staying in a confidential location due to (1) Parent (name): domestic violence or fear of domestic violence by the other parent. (2) The orders for custody and visitation are designed to keep the location of that parent confidential, and protect all persons staying at the confidential location. b. Until further court order: (1) Parent (name): (2) (check one): must **not** have in-person visits may have in-person visits (complete (a), (b), and (c) below): With all the children listed on (specify): The following children (name): (b) The parent in 3b(1) may have in-person visits with the children listed in (A) because: It is in the best interests of the children. (Court's reasons): (c) The court has considered all the required factors (complete section below): (i) The parent in 3b(1) has access to firearms or ammunition. Yes No (Explain, as needed):

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PETITIONER: RESPONDENT:		CASE NUMBER:	
OTHER PARENT/PARTY:			
3. b. (2) (c) (ii)	The parent in 3b(1) has complied with (followed) all restraining. Yes No Does not apply (Explain, as needed):	ing and protective orders.	
(iii)	The court has considered information provided under Family and 3011. Yes Does not apply (Explain, as needed:)	y Code sections 6306 (background check)	
(iv)	The order has potential for revealing confidential location. Yes No (Explain, as needed):		
4. Other Findings (if any):			
Date:	80	JUDICIAL OFFICER	
THIS IS A COURT ORDER.			

FL-341(F) [New January 1, 2026]

MANDATORY FINDINGS FOR CHILD CUSTODY AND VISITATION ATTACHMENT

Page 5 of 5

				FL-355
PARTY WITHOUT ATTORNEY	OR ATTORNEY	STATE BAR NU	IMBER:	FOR COURT USE ONLY
NAME:				
FIRM NAME:				
STREET ADDRESS:				
CITY:		STATE:	ZIP CODE:	
TELEPHONE NO.:		FAX NO.:		DRAFT
EMAIL ADDRESS:				
ATTORNEY FOR (name):				NOT APPROVED BY THE
SUPERIOR COURT OF	CALIFORNIA, COUNTY OF			JUDICIAL COUNCIIL
STREET ADDRESS:				
MAILING ADDRESS:				v. 03/18/25
CITY AND ZIP CODE:				
BRANCH NAME:				
PETITIONE				
RESPONDEN				
OTHER PARENT/PART				
		505 011050	.D.V	CACE NUMBER
	ILATION AND ORDER			CASE NUMBER:
AND	/OR VISITATION <mark>(PARI</mark>	ENTING TIM	E) MODIFICAT	TION
The parties signing t	his stipulation agree that	:		
1. This court has juris	sdiction over the minor child	dren because (California is the childre	en's home state.
•	ence of the children is the U			
			n America.	
-	es agree that (check item :			
3. The attached	d agreement, dated <i>(specif</i>)	<i>(</i>):		and consisting of (number): pages
is their agree	ement for custody and/or vi	sitation (paren	ting time).	
4. The attached	d forms are their agreemen	t for custody a	nd/or visitation (parent	ting time):
FL-34		FL-341(B)	FL-341(C)	FL-341(D) FL-341(E)
			1 L-341(0)] L-041(L)
	gree that (check all that ap			
5. a. Their agr	eement is in best interest of	of their child or	children and they ask	that it be made the order of the court.
b. (1) The o	case involves allegations a	history of abus	se or substance abuse	by (check all that apply):
		er parent/party		
(O) The			•	l!-i-tt- d- /i d- i-it-\
				le or joint custody (or unsupervised visits) are
				abuse. Further, the agreement is in the best
	amily Code sections 3011			e, and manner of transfer of the child or children,
	•			
6. The parties acknowledge	owledge they were advise	ed that any vio	olation of this order r	may result in civil or criminal penalties, or both.
Each party declares u	nder penalty of perjury und	ler the laws of	the State of California	that the foregoing is true and correct.
Date:				
	TYPE OR PRINT NAME)	·		(SIGNATURE OF PETITIONER)
Date:	THE ORTHUR NAME)			(GIGNATORE OF FERMIONER)
	TYPE OR PRINT NAME)			(SIGNATURE OF RESPONDENT)
Date:	TYPE OR PRINT NAME)			(SIGNATURE OF RESPONDENT)
	TYPE OF PRINT NAME)			(SIGNATURE OF ATTORNEY FOR RETITIONED)
Date:	TYPE OR PRINT NAME)			(SIGNATURE OF ATTORNEY FOR PETITIONER)
Date.				
	TYPE OR PRINT NAME)			(SIGNATURE OF ATTORNEY FOR RESPONDENT)
Date:			K.	
			P	
_ :	TYPE OR PRINT NAME)			(SIGNATURE OF OTHER)
Date:			N.	
			•	
(TYPE OR PRINT NAME)		-	(SIGNATURE OF ATTORNEY FOR OTHER)
,	•		01	
			81	Page 1 of 2

		FL-35	
0	PETITIONER: RESPONDENT: THER PARENT/PARTY:	CASE NUMBER:	
	FINDINGS AND ORDER <mark>S</mark>		
1.	This court has jurisdiction over the minor children because California is the children's h	nome state.	
2.	The habitual residence of the children is the United States of America.		
3.	The parties have been advised that any violation of this order may result in civil or criminal penalties, or both.		
4.	The court finds that this order is in the best interests of the child or children listed in the	e parties' agreement.	
5.	There are allegations in this case of a history of abuse or substance abuse by a sole custody, joint custody, or unsupervised visitation (parenting time) to a parer or substance abuse. The court finds that the order is in the best interests of the cagreement and protects the safety of the child or children and the safety of the parent that the orders (check all that apply):	nt or parents with an alleged history of abuse hild or children listed in the parties'	
	a. Are attached to this order. <i>Mandatory Findings for Child Custody and</i> may be used for this purpose.	Visitation (form FL-341(F))	
	b. Were given at the court hearing on the record.		
6.	The court adopts the parties' agreement regarding child custody and/or visitation (pare specified in the attached: document dated (specify): and consisting of (number): FL-341 FL-341(A) FL-341(B) FL-341(C) FL-341	pages or forms:	
7.	Other orders:		
Da	te [.]		

FL-355 [Rev. January 1, 2026]

STIPULATION AND ORDER FOR CUSTODY AND/OR VISITATION (PARENTING TIME)

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Page 2 of 2

JUDICIAL OFFICER

Item number: 26

RULES COMMITTEE ACTION REQUEST FORM

Rules Committee Meeting Date: April 11, 2025

Rules Committee action requested [Choose from drop-down menu below]: Circulate for comment (January 1 cycle)

Title of proposal: Protective Orders: Changes to Domestic Violence and Juvenile Forms to Implement AB 2759

Proposed rules, forms, or standards (include amend/revise/adopt/approve):
Adopt forms DV-850 and JV-276; revise forms CLETS-001, DV-120, DV-120-INFO, DV-130, JV-247, JV-255, JV-259, and JV-265

Committee or other entity submitting the proposal: Family and Juvenile Law Advisory Committee

Staff contact (name, phone and email): Frances Ho; 415-865-7662; frances.ho@jud.ca.gov; Kerry Doyle; 415-865-8791; kerry.doyle@jud.ca.gov

Identify project(s) on the committee's annual agenda that is the basis for this item:

Annual agenda approved by Rules Committee on (date): October 22, 2024; amended November 26, 2024

Project description from annual agenda: Item 1: AB 2759 (Petrie-Norris) Domestic violence protective orders: possession of a firearm (Stats. of 2024, Ch. 535) Revises the exemption in existing law pertaining to the issuance of a protective order or restraining order and the relinquishment of a firearm to clarify and expand the standard considered by the court in making determinations as to sworn peace officers carrying a firearm either on or off duty, as a condition of employment.

Item 10: The committee will consider revision to form CLETS-001, to include the date of birth for protected persons, as suggested by a stakeholder, to ensure entry of protected person information into the federal restraining order database. The committee will also seek public comment on recent changes to the form to allow the protected person to list any body armor that the proposed restrained person might have or own.

Out of Cycle/Early Implementation: If requesting July 1 effective date or out of cycle, explain why:

Additional Information for Rules Committee: (To facilitate Rules Committee's review of your proposal, please include any relevant information not contained in the attached summary.)

Forms equivalent to forms DV-850 and JV-276 are also being proposed for criminal protective orders and other civil restraining orders. Those proposals are: (1) Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899, and (2) Criminal Law: Criminal Protective Orders.

Additional Information for JC Staff

Director Approval (required for all invitations to comment and reports)

This report or invitation to comment was:

- ☑ reviewed by EGG on *(date)* 2.26.25
- ☑ approved by Office Director (or Designee) (*name*) Anna Maves on (date) 3.5.25

If either of above not checked, explain why:

Complete the following for all reports to be submitted to council (optional for ITCs):

• Form Translations (check all that apply)

This proposal:

- \boxtimes includes forms that have been translated.
- \Box includes forms or content that are required by statute to be translated. Provide the code section that mandates translation: Click or tap here to enter text.
- $\ oxdot$ includes forms that staff will request be translated.
- Form Descriptions (for any report with new or revised forms)
 - ☑ The forms in this proposal will require new or revised form descriptions on the JC forms webpage. (If this is checked, the form descriptions should be approved by a supervisor before submitting this RAR.).
- Self-Help Website (check if applicable)
 - ☑ This proposal may require changes or additions to self-help web content.



Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688 www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

SPR25-26

Title

Protective Orders: Changes to Domestic Violence and Juvenile Forms to Implement AB 2759

Proposed Rules, Forms, Standards, or Statutes Adopt forms DV-850 and JV-276; revise forms CLETS-001, DV-120, DV-120-INFO, DV-130, JV-247, JV-255, JV-259, and

JV-265

Proposed by

Family and Juvenile Law Advisory Committee Hon. Tari L. Cody, Cochair

Hon. Stephanie E. Hulsey, Cochair

Action Requested

Review and submit comments by May 23, 2025

Proposed Effective Date

January 1, 2026

Contact

Frances Ho, 415-865-7662 frances.ho@jud.ca.gov

Kerry Doyle, 415-865-8791 kerry.doyle@jud.ca.gov

Executive Summary and Origin

Assembly Bill 2759 (Petrie-Norris; Stats. 2024, ch 535.), effective January 1, 2025, created new requirements for granting a firearm exemption to a restraining order that includes a firearm or ammunition prohibition. The Family and Juvenile Law Advisory Committee proposes changes to domestic violence and juvenile restraining order forms to reflect the new requirements. The committee also proposes revisions to form CLETS-001 to include an instruction for petitioners of retail theft protective orders and to make other changes in response to suggestions from stakeholders

Background

For any restraining order issued in California that includes a firearm or ammunition prohibition (except gun violence restraining orders), the court may grant the restrained person an exemption (permission) to have a specific firearm or ammunition for work if the court makes certain findings. AB 2759 changed a number of requirements related to the exemption.

This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.

The new requirements are stated in Family Code section 6389(h) and include that:

- The court may not grant an exemption if the restrained person would otherwise be prohibited from having firearms or ammunition by state or federal law;
- The court must find that the restrained person does not pose a "threat of harm to a protected party or the public" by having access to the specific firearm or ammunition;
- If the exemption is granted and the restrained person is not a peace officer, the specific firearm or ammunition may be used at work but cannot be transported to/from work; and
- The court may order a nonsworn peace officer to complete a psychological evaluation by a licensed mental health professional with domestic violence expertise.

The Proposal

This proposal is needed to implement the new provisions in Family Code section 6389(h) created by AB 2759, and to make changes to form CLETS-001. The Family and Juvenile Law Advisory Committee proposes:

- Adopting two new order forms, Permission to Have Firearm or Ammunition for Work (forms DV-850 and JV-276); and
- Revising eight Judicial Council forms:
 - o Confidential Information for Law Enforcement (form CLETS-001);
 - o Response to Request for Domestic Violence Restraining Order (form DV-120);
 - How Can I Respond to a Request for Domestic Violence Restraining Order? (form DV-120-INFO);
 - o Restraining Order After Hearing (form DV-130); ¹
 - o Response to Request for Juvenile Restraining Order (form JV-247);
 - o Juvenile Restraining Order After Hearing (form JV-255);
 - Response to Request for Juvenile Restraining Order Against a Child (form JV-259); and
 - o Juvenile Restraining Order Against a Child—Order After Hearing (form JV-265).

¹ The change to item 4 in form DV-130 is to correct a technical error. A proposal to correct this technical error, and to make other minor non-substantive changes, will be considered by the council on April 24, 2025, and if approved, will take effect on April 28, 2025.

New firearm exemption forms: DV-850 and JV-276

For each of the DV and JV form sets, the committee proposes adopting a new form, *Permission to Have Firearm or Ammunition for Work* (forms DV-850 and JV-276), to ensure that these orders, when granted, are clear and legally accurate. This form would be completed by the court if an exemption is granted and attached to an *Order After Hearing* form.²

Response forms: DV-120, DV-120-INFO, JV-247, and JV-259

For the forms used to respond to a request for a restraining order (forms DV-120, JV-247, and JV-259), the committee proposes including questions under the existing item, *Firearms (Guns)*, *Firearm Parts, and Ammunition*, to ascertain whether the restrained person is a sworn peace officer and whether they are prohibited from having firearms or ammunition by any other law or order.³ Additionally, the committee proposes adding a note describing some of the requirements of Family Code section 6389(h) and referring the restrained person to the California court's self-help website and section 6389(h) for more information on exemption requirements.⁴

For form DV-120-INFO, the committee proposes adding information about the availability of the exemption and referring to the California court's self-help website and the applicable law for more information.⁵

Order After Hearing forms: DV-130, JV-255, and JV-265

The forms for ordering a restraining order after a hearing (forms DV-130, JV-255, and JV-265) currently contain an item related to the firearm exemption. An example is provided below:

Form DV-130, at item 8(f):

f.	Limited Exemption: The judge has made the necessary findings to grant an exemption under Family Code section 6389(h). Under California law, the person in 2 is not required to relinquish this firearm (make, model, and serial number of firearm):
	but must only have it during scheduled work hours and to and from their place of work. Even if exempt under California law, the person in 2 may be subject to federal prosecution for possessing or controlling a
	firearm.

² Equivalent forms for criminal protective orders and other civil restraining orders are also being proposed. Those proposals entitled *Protective Orders: Changes to Domestic Violence and Juvenile Forms to Implement AB 2759* and *Criminal Law: Implementation of Recent Legislation Regarding Criminal Protective Orders* are available at *courts.ca.gov/policy-administration/invitations-comment*.

³ See item 26(c) on form DV-120, item 13(c) on form JV-247, and item 9(c) on form JV-259.

⁴ The webpage will be created and published by January 1, 2026.

⁵ See page 3 on form DV-120-INFO, section starting with "What if I need to have a firearm or ammunition for my job?". Note that another section on page 3, starting with "What if I have access to firearms or ammunition?" is being proposed in a separate proposal to implement AB 3072. That proposal, *Family Law and Protective Orders:*Implementation of SB 599 and AB 3072, is available at *courts.ca.gov/policy-administration/invitations-comment*.

The committee proposes revising this item to reference the new firearm exemption order form, as shown below:

f. Permission to Have Firearm or Ammunition for Work: The judge has made the necessary findings to grant an exception under Family Code section 6389(h). The orders are included on form DV-850, *Permission to Have Firearm or Ammunition for Work*.

Other changes needed to forms JV-255 and JV-265

Effective January 1, 2025, the council approved a new notice form for juvenile restraining order hearings, *Notice of Court Hearing* (form JV-249). When this form was approved, the service items on the juvenile restraining order after hearing forms (forms JV-255 and JV-265) were not revised to reflect service of this new form.⁶ The committee therefore proposes revising the service items to (1) include a reference to this new notice form, (2) remove the reference to the request form (form JV-245), and (3) clarify that proof of service of the temporary restraining order (form JV-250) needs to be provided only if that form is issued. The committee further proposes revising the service item to require personal service of the order after hearing if the restrained person was not at the hearing and a temporary restraining order was not issued. These revisions would mirror the current service item on the domestic violence restraining order after hearing form.⁷

Form CLETS-001

The committee proposes the following changes to form CLETS-001:

- Clarifying in the instruction box at the top of page 1 that the primary protected person's information goes in items 2 and 3. This instruction is directed at juvenile court attorneys or others who may be completing the form on behalf of the primary protected person.
- At item 1, add the restrained person's gender, race, age, and date of birth. In 2024, these fields were removed, as they were duplicative of the restraining order itself. However, personnel entering the restraining order into law enforcement databases report that having these required fields on form CLETS-001 is helpful and could decrease data entry errors.
- Before item 3, instruct petitioners of retail theft restraining orders to skip items 3 and 4.8

⁶ See item 19b on form JV-255 and item 16b on form JV-265.

⁷ See item 32b on form DV-130.

⁸ Assembly Bill 3209 (Stats. 2024, ch. 169) established a new type of restraining order to address retail theft (crime). A proposal to implement AB 3209, *Protective Orders: New Civil Retail Crime Restraining Order*, was released for public comment in the winter of 2024. The proposal is available at *courts.ca.gov/policy-administration/invitations-comment/past-proposals*. If approved by the Judicial Council, the new forms for retail theft will be effective July 1, 2025.

• At item 3, add an instruction that the date of birth of any protected person is necessary for entry into a federal law enforcement database.

The committee also notes that, effective January 1, 2025, "body armor" was added to item 1 to allow the petitioner to indicate whether the respondent has body armor in their possession or control. This addition was approved as part of a proposal to implement Assembly Bill 92 (Connolly; Stats. 2023, ch 232.)⁹ and was made in response to a suggestion made by the California Department of Justice that having this information could help officer safety. Because this change was made without public comment under California Rules of Court, rule 10.22(d)(2), the committee seeks comment on the addition of "body armor" at item 1.

Alternatives Considered

Because AB 2759 made significant changes to the requirements for granting a firearm exemption, the committee determined that taking no action would be inappropriate. The committee considered not proposing the adoption of the new attachment form, but rejected this approach due to the complexity of granting a firearm exemption for work.

Fiscal and Operational Impacts

The committee anticipates that this proposal would require courts to train court staff and judicial officers on the newly approved and revised forms. Courts will also incur costs to incorporate the revised forms into paper and electronic processes.

⁹ The proposal, *Protective Orders: Implementation of Body Armor Restrictions Under Assembly Bill 92*, is available at *jcc.legistar.com/View.ashx?M=F&ID=13261944&GUID=F6EF8BFC-C1D4-44F5-9149-344CDDAF4C73*.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

Does the proposal appropriately address the stated purpose?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

- 1. Forms CLETS-001, DV-120, DV-120-INFO, DV-130, DV-850, JV-247, JV-255, JV-259, JV-265, and JV-276, at pages 7–59
- 2. Link A: Assem. Bill 2759, https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=202320240AB2759

CLETS-001

Confidential Information for Law Enforcement

Instructions:

- If you are asking for a restraining order, you must complete this form and give it to the court clerk, along with the other court forms required in your case. For juvenile orders, list the primary protected person's information in (2) and (3).
- If the judge grants the restraining order, information you give on this form will be entered into a California database (called CLETS) to help law enforcement enforce the order.
- If information changes later, you may complete this form again and turn it in to the court.

To Court Clerk: Do not file this form. The information on this form must be entered into the protective order registry in CLETS.

Court fills in case number when form is received.

Case Number:		

Date received by court:

Information that has a star (*) next to it is required. All other information is helpful.

*Name: Other names used:					
Gender: M	☐ F ☐ Nonbinary	*Race:			
Age:	estimate, if age unknown)	Date of Birth:			
Marks, scars, or tatto	oos:				
Vehicle type:	Model:	Year:	Plate number:		
Telephone:					
Name of employer and address:					
Does the person spe Yes No (list language I don't know	-				
□ No □ I don't know		rm parts, ammunition, or bo	ody armor? cation of any items, if known.)		

This is not a Court Order—Do not place in court file.



		C	Case Number:
)*Your Na	ame:		
Skip 3) and 4	4) if you are asking for a gun violence <mark>(form GV</mark>	7-100) or retail crin	ne (form RT-100) restraining order
) Your Info	ormation		
*Gender:	☐ M ☐ F ☐ X (nonbinary) Race: _		
*Age:			
<u> </u>	_		will be entered into a federal law
	(If the judge grants the restraining order enforcement database if you provide you		wii be emerca into a jeacrai iaw
Telephone:	enforcement database if you provide you		mu oc emerca mo a jeaera iam
•	enforcement database if you provide you	r date of birth.)	
Do you spe Other Pe (If the judg	enforcement database if you provide you	r date of birth.) of any people listed	
Do you spe Other Pe (If the judg law enforce	enforcement database if you provide you eak English? Yes No (list language): cople You Want Protected re grants the restraining order, the information of the ement database if you provide their date of birth	r date of birth.) of any people listed	below will be entered into a federe
Do you specification Other Pe (If the judg law enforce *Name: *Name:	enforcement database if you provide you eak English? Yes No (list language): cople You Want Protected re grants the restraining order, the information of the ement database if you provide their date of birth *Gender: *Gender:	of any people listed a.) Race: Race:	below will be entered into a federa Date of Birth: Date of Birth:
Other Pe (If the judg law enforce *Name: *Name:	enforcement database if you provide you eak English? Yes No (list language): cople You Want Protected re grants the restraining order, the information of ement database if you provide their date of birth *Gender:	of any people listed a.) Race: Race:	below will be entered into a federa Date of Birth: Date of Birth:

This is not a Court Order—Do not place in court file.

DV-120

Response to Request for Domestic Violence Restraining Order

Use this form if someone has asked for a domestic violence restraining order against you, and you want to respond in writing. There is no cost to file this form with the court. You will need a copy of form DV-100, *Request for Domestic Violence Restraining Order*, that was filled out by the person who asked for a restraining order against you.

Do not use this form if you want to ask for your own restraining order. Read form <u>DV-500-INFO</u>, Can a Domestic Violence Restraining Order Help Me? to find out more about this type of restraining order.

Clerk stamps date here when form is filed.

Draft- Not approved by the Judicial Council-3.10.25

Fill in court name and street addres	Fill in	court	name	and	street	add	ress
--------------------------------------	---------	-------	------	-----	--------	-----	------

Name of Person As (See form DV-100, item (_ •	Superior Court of California, County of	
Your Name:	Name:		Fill in case number:
Address where you can receive court			Case Number:
may use another address or another person's address.	like a post office box ess, if you have their pour have a lawyer, give	a, a Safe at Home address permission and can get their information.)	
Address:	State:	Zip:	
Your contact info	rmation (optional)		
`		2	at the person in 1 to have this information, a have a lawyer, give their information.)
Email Address:		Telephone:	Fax:
Your lawyer's inform	nation (if you have or	ne)	
Name:		State Bar No.:	
Firm Name:			

(3) Your Hearing Date (Court Date)



Your hearing date is listed on form DV-109, *Notice of Court Hearing*. If you do not agree to having a restraining order against you, attend your hearing date. If you do not attend your hearing, the judge could grant a restraining order that could last up to five years.

This is not a Court Order.

	Case Number:
per	w to complete this form: To answer the questions below, look at the form DV-100 filled out by the son in ①. Tip: When the restraining order forms say "the person in ②" that means you, and the "person ①" means the person who is asking for a restraining order against you.
4	Information About You (see item ② on form DV-100) 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	Your Relationship to the Person in 1 In item 3 of form DV-100, has the person in 1 correctly described your relationship with them? Yes No If no, what is your relationship with the person in 1?:
6	History of Court Cases and Restraining Orders (see item 4 on form DV-100) The person in 1 may have listed other court cases or restraining orders involving you. If information is incorrect or missing, use the space below to give information. Check here if you are including a copy of restraining order or court order that you want the judge to know about.
	Check here if you are including a copy of restraining order of court order that you want the judge to know about.
7	☐ Other Protected People If the judge grants a restraining order, it can include family or household members of the person in ①. See item ⑧ on form DV-100 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, or describe a different order that you would agree to:
8	☐ Order to Not Abuse (see item 10 on form DV-100)
	 a. I agree to the order requested. b. I do not agree to the order requested.
	Explain why you disagree, or describe a different order that you would agree to:
	This is not a Court Order

	Case Number:
\bigcirc No-Contact Order (see item \bigcirc on form DV-100)	
a. I agree to the order requested.	
b. I do not agree to the order requested.	ryould comes to
Explain why you disagree, or describe a different order that you	would agree to.
) ☐ Stay-Away Order (see item 12) on form DV-100)	
a. \square I agree to the orders requested.	
b. \square I do not agree to the orders requested.	
Explain why you disagree, or describe a different order that you	u would agree to:
☐ Order to Move Out (see item ③ on form DV-100)	
a. I agree to the order requested.	
b. I do not agree to the order requested.	
Explain why you disagree, or describe a different order that you	u would agree to:
 Other Orders (see item (14) on form DV-100) a. I agree to the order requested. b. I do not agree to the order requested. Explain why you disagree, or describe a different order that you 	u would agree to:
Child Custody and Visitation (see item 15) on form I	DV-100 and DV-105)
a. I am not the parent of the child listed in form DV-105, Requ	uest for Child Custody and Visitation Orders
b. \square I am the parent of the child or children listed in form DV-10	05 (check one):
(1) I agree to the orders requested.	
(2) I do not agree to the orders requested. (Complete form Custody and Visitation Orders, and attach it to this form	
	n.)

Response to Request for

DV-120, Page 3 of 8

		Case Number:
14)	 □ Protect Animals (see item 16) on form DV-100) a. □ I agree to the orders requested. b. □ I do not agree to the orders requested. Explain why you disagree, or describe a different order that you would a 	gree to:
15)	 □ Control of Property (see item 17) on form DV-100) a. □ I agree to the order requested. b. □ I do not agree to the order requested. Explain why you disagree, or describe a different order that you would a 	gree to:
16)	 ☐ Health and Other Insurance (see item (18) on form DV-100) a. ☐ I agree to the order requested. b. ☐ I do not agree to the order requested. Explain why you disagree, or describe a different order that you would a 	gree to:
17)	 □ Record Communications (see item (9) on form DV-100) a. □ I agree to the order requested. b. □ I do not agree to the order requested. 	
18)	 □ Property Restraint (see item ② on form DV-100) a. □ I agree to the order requested. b. □ I do not agree to the order requested. Explain why you disagree, or describe a different order that you would a 	agree to:
19)	 □ Pay Debt (Bills) Owed for Property (see item ②2 on form D a. □ I agree to the orders requested. b. □ I do not agree to the orders requested. Explain why you disagree, or describe a different order that you would a 	

This is not a Court Order.

DV-120, Page 4 of 8

		Case Number:
20	 □ Pay Expenses Caused by the Abuse (see item ② on form I a. □ I agree to the order requested. b. □ I do not agree to the order requested. Explain why you disagree, or describe a different order that you would ag 	
(21)	 □ Child Support (see item (24) on form DV-100) a. □ I agree to the order requested. b. □ I do not agree to the order requested. c. □ I agree to pay guideline child support. (Learn more about guideline child support) 	hild support at
(22)	 □ Spousal Support (see item ② on form DV-100) a. □ I agree to the order requested. b. □ I do not agree to the order requested. Explain why you disagree, or describe a different order that you would ag 	ree to:
23)	 □ Lawyer's Fees and Costs If the person in ① checked item ②6 on form DV-100, this means that they pay their lawyer's fees and costs. You may also ask for lawyer's fees and coin ① to pay for your lawyer's fees and cost if: The person in ②'s request for restraining order is denied; The judge decides that the request was frivolous or was made only to a delay; and The person in ② can afford to pay for your lawyer's fees and costs. Check here if you want the person in ③ to pay for some or all of your lawyer. 	sts. The judge can order the person abuse, intimidate, or cause unneeded
24)	 □ Batterer Intervention Program (see item ②7) on form DV-100. a. □ I agree to the order requested. b. □ I do not agree to the order requested. Explain why you disagree, or describe a different order that you would ag This is not a Court Order.	

		Case Number:
25)	 □ Transfer Wireless Phone Account (see item ②8) on form DV-a. □ I agree to the order requested. b. □ I do not agree to the order requested. Explain why you disagree, or describe a different order that you would ag 	
26)	Firearms (Guns), Firearm Parts, or Ammunition (see item 29)	on form DV-100)
	If you were served with form DV-110, <i>Temporary Restraining Order</i> , you n DV-110. You must file a receipt with the court from the law enforcement ag 48 hours after you received form DV-110. You may use form <u>DV-800/JV-2</u> <i>Parts, and Ammunition</i> .	ency or a licensed gun dealer within
	(Check all that apply):	
	a. I do not own or have any prohibited items (firearms (guns), prohibited	d firearm parts, or ammunition).
	 b. □ I have turned in all prohibited items that I have or own to law enforce licensed gun dealer. A copy of the receipt showing that I turned in, so (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. (Co.	mplete (1)–(3) below):
	(1) Are you a sworn peace officer? □ No □ Yes	
	Are there any orders or laws that prohibit you from having firearr □ No □ Yes (explain): □ I don't know (explain):	
	(3) (Explain what your job is and why you need a firearm or ammuni	
	Note that you will be required to show the judge that (1) carrying a firear work, and (2) your employer is unable to reassign you to another position ammunition is not necessary. There are other things you will need to prove need to show the judge to qualify for this exception, go to [self-help webs section 6389(h). This is not a Court Order.	where carrying a firearm or ve. For more information on what you

DV-120, Page 6 of 8

I	No Body Armor (see item 30) on form DV-100)
]	If you were served with form DV-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing, or buying body armor. You must also relinquish any body armor you have in your possession. (<i>Check all that apply</i>):
8	a. I do not own or have any body armor.
ł	5. I have relinquished all body armor that I have in my possession.
(e. 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 under Penal Code section 31360(c). (Attach a copy of the letter granting permission, if you have one.)
	Cannot Look for Protected People (see item ③1) on form DV-100) a. □ I agree to the order.
	b. \square I do not agree to the order.
Į	Explain why you disagree, or describe a different order that you would agree to:
	☐ 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 "DV-120, Additional Reasons I Do Agree with the Request" at the top.

Case Number:

		Case Number:
0) 🗌 My Out-o	f-Pocket Expenses	
	or restraining order is denied by the judge at the o	
	pay my out-of-pocket expenses because the tem	porary restraining order was granted without
•	ing facts. The expenses are:	
For:		Amount: \$
For:		Amount: \$
For:	Because:	Amount: \$
1 Additional F	Pages	
Additional F	Panes	
	es attached to this form, if any:	
Number of page	es attached to this form, if any.	
2 Your Signat	ture	
		f California that the information above is true and
		f California that the information above is true and
I declare under correct.	penalty of perjury under the laws of the State of	f California that the information above is true and
I declare under correct.		f California that the information above is true and
I declare under correct. Date:	penalty of perjury under the laws of the State of	
I declare under correct. Date:	penalty of perjury under the laws of the State of	f California that the information above is true and Sign your name
I declare under correct. Date:	penalty of perjury under the laws of the State of	
I declare under correct. Date: Ty	r penalty of perjury under the laws of the State of	
I declare under correct. Date: Ty Your Lawye	r penalty of perjury under the laws of the State of hype or print your name er's Signature (if you have one)	
I declare under correct. Date: Ty	r penalty of perjury under the laws of the State of hype or print your name er's Signature (if you have one)	
I declare under correct. Date: Ty Your Lawye	r penalty of perjury under the laws of the State of hype or print your name er's Signature (if you have one)	

Your Next Steps

- Turn in your completed form with the court.
- If the person in ① asked for child support, spousal support, or lawyer's fees, you must complete form FL-150, *Income and Expense Declaration*. If the person in ① is only asking for child support (item 24 on form DV-100), you may be eligible to fill out a simpler form, form FL-155. Read form DV-570 to see if you are eligible to fill out form FL-155. Before your court date, you must file form FL-150 or FL-155 with the court.
- Have someone else (not you) mail the person in (1) a copy of your forms, and complete form DV-250, Proof of Service by Mail. File form DV-250 with the court. (The person who mails this form DV-120 must be at least 18 years old and cannot be you or someone protected on the restraining order.)
- Prepare for your court date by gathering evidence or witnesses, if you have any. Learn more at selfhelp.courts.ca.gov/respond-domestic-violence-restraining-order. More information is also available on form DV-120-INFO, How Can I Respond to a Request for Domestic Violence Restraining Order?

This is not a Court Order.

I was served with form DV-100, DV-109, or DV-110. What does this mean?

Someone has asked for a domestic violence restraining order against you. On the forms, you are the "person in 2" and the person who wants a restraining order against you is listed in 1 on all the forms.

Form DV-100: This form has all the orders that the person in (1) has asked the judge to order.

Form DV-109: Your court hearing (court date) is listed on this form. You should attend the court hearing if you do not agree to the orders requested. If you do not attend, the judge can make orders against you without hearing from you.

Form DV-110: If you were served with form DV-110, it means that the judge granted a temporary restraining order against you. You must follow the orders.

What is a Domestic Violence Restraining Order?

It is a court order that can help protect people who have been abused by someone they have been intimate with, or are closely related to. To be eligible, the person asking for the restraining order must be:

- · Someone you date or used to date
- A spouse, ex-spouse, registered domestic partner, or ex-domestic partner
- Someone you live or lived with (more than a roommate)
- Your parent, sibling, child, grandparent, or grandchild related by blood, marriage, or adoption

What can a restraining order do?

A restraining order can include orders for you to:

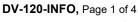
- Not contact or harm the protected person, including children or others listed as protected people
- Stay away from all protected people and places
- Not have any firearms (guns), firearm parts, ammunition, or body armor. This includes homemade or untraceable guns, like "ghost guns."
- Move out of the place that you share with the protected person
- Follow custody and visitation orders
- · Pay child support
- · Pay spousal support
- Pay debt for property
- Give control of property (examples: cell phone, car, home) to the person asking for protection.

How long does the order last?

If the judge granted a temporary restraining order (form DV-110), it will last until the hearing date. At your court hearing, the judge will decide whether to extend the order or cancel the order. The judge can extend the order for up to five years. Custody, visitation, child support, and spousal support orders can last longer than five years and they do not end when the restraining order ends.

What if I don't obey the order?

The police can arrest you. You can go to jail and pay a fine. You must still follow the orders even if you are not a U.S. citizen. If you are worried about your immigration status, talk to an immigration lawyer.





What do I do next?

Part 1: Turn in or sell prohibited items

If there is a temporary restraining order against you (see form DV-110), then you must immediately turn in, sell, or store any prohibited items you have or own.

Prohibited items include:



- **Firearms**, including any handgun, rifle, shotgun, and assault weapon
- Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame
- **Ammunition**, including bullets, shells, cartridges, and clips

You must then prove to the court that you've complied with the orders. Bring form DV-800/JV-270, Receipt for Firearms, Firearm Parts, and Ammunition, to a gun dealer or law enforcement when you turn in your items. After DV-800/JV-270 is complete, file it with the court. You may ask the court for information on how to turn in, sell, or store these items in your city or county. You can also read form DV-800-INFO/JV-270-INFO, How Do I Turn In, Sell, Or Store My Firearms, Firearm Parts, and Ammunition?

Part 2: Relinquish body armor

If there is a temporary restraining order against you (see form DV-110), you must relinquish any body armor that you have or own.

Note: If you need to have and use body armor for your work, livelihood, or safety, you may ask for an exception with a chief of police or sheriff in the county where you will have and use the body armor (see Penal Code section 31360(c)).

Part 3: Respond in writing (optional)

"Respond" means to let the judge and the other side know whether you agree or disagree with the request for restraining order, and why. Responding in writing is optional and there is no penalty if you don't. If you need more time to prepare for your case, talk to a lawyer or self-help center staff before you file a response.

If you want to respond in writing, complete form DV-120, Response to Request for Domestic Violence Restraining Order. After you complete the form, file it with the court. There is no court fee to file this form. Then "serve" the form on the person asking for the restraining order. "Serve" means to have someone 18 years old or older mail a copy to the person asking for the restraining order. You cannot be the one to mail your papers. The person who mails your form must fill out form DV-250, Proof of Service by Mail. After form DV-250 is completed, file it with the court.

Part 4: Get ready and go to your court hearing

Your court hearing is listed on form DV-109, *Notice of* Court Hearing. You have the option of attending your hearing in-person or remotely (by phone, or videoconference if available). For information on how to attend your hearing remotely, go to the court's website. Some courts may require advance notice. At the hearing, you and the other side will have the opportunity to tell your side of the story. For more information, read form DV-520-INFO, Get Ready for the Restraining Order Court Hearing. If you need more time to prepare your case, you may ask the judge for a new court date. The judge will decide whether to grant your request. Read form DV-115-INFO, How to Ask For a New Hearing Date, for more information. Note that if the judge does give you a new court date and if there is a temporary restraining order against you, the judge will usually extend the temporary restraining order until the next court date.





Do I need a lawyer?

It's possible to go through this process without a lawyer. But having a restraining order against you may have a lot of consequences, and you may want to hire a lawyer. If you don't hire a lawyer, you can get free help from your court's self-help center.

Where can I find a self-help center?

Free legal help is available at your court's self-help center. Find your local court's self-help center at selfhelp.courts.ca.gov/find. Self-help center staff will not act as your lawyer but may be able to give you information to help you decide what to do in your case, and help you with the forms. Staff may also refer you to other agencies who may be able to help you.

What if I was arrested or have criminal charges against me?

Anything you write in your court papers or say at a hearing for this case and for any criminal case can be used against you. Talk to a lawyer if you have any concerns about what you can do and say.

What if I have more than one restraining order against me?

If the police are called to enforce the order, they will need to follow the rules of enforcement (see "Priority of Enforcement" listed on the back of form DV-110, DV-130, and CR-160). If you have questions about any of the orders against you, contact your local self-help center or talk to a lawyer. Find your local court's self-help center at selfhelp.courts.ca.gov/find.

What if I have children with the person asking for a restraining order?

A restraining order can include orders for your children, including listing them as protected persons. It can also include child custody and visitation orders and orders to limit your ability to travel with your children.

What if I have access to firearms or ammunition?

If a restraining order is granted against you, and you do not follow the judge's order to turn in your firearms and ammunition, you have violated the restraining order and can be charged with a crime, fined, or go to jail. If you have a child, having illegal access to firearms or ammunition may impact your parenting time and whether you have custody of your children.

What if I need to have a firearm or ammunition for my job?

If the judge grants a restraining order against you, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove 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 have to prove (see Family Code section 6389(h)). For more information, go to [self-help website to be created].

What if I want to leave the county or state?

You must still comply with the restraining order, including custody and visitation orders. The restraining order is valid anywhere in the United States.

Can I use the restraining order to get divorced or end a domestic partnership?

No. These forms will not end your marriage or registered domestic partnership. You must file other forms to end your marriage or registered domestic partnership.

What if I need a restraining order against the other person?

Do not use form DV-120 to request a domestic violence restraining order. For information on how to file your own restraining order, read form DV-505-INFO, How to Ask for a Domestic Violence Restraining Order. You can also ask the court clerk about free or low-cost legal help.

What if I am a victim or survivor of domestic violence?

The National Domestic Violence Hotline provides free and private safety tips. Help is available in over 100 languages. Visit online at thehotline.org or call 1-800-799-7233; 1-800-787-3224 (TTY).

Information about the court process is also available online

selfhelp.courts.ca.gov/respond-to-DV-restraining-order

What if I need an interpreter?

You may use form <u>INT-300</u> to request an interpreter or ask the clerk how you can request one.

Request for Accommodations

You may use form MC-410 to request assistance. Contact the disability/ADA coordinator at your local court for more information.



Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/forms.htm for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

Rev. January 1, 2026

How Can I Respond to a Request for Domestic Violence Restraining Order?
(Domestic Violence Prevention)

DV-120-INFO, Page 4 of 4



(Order of Protection)	
☐ Original Order ☐ Amended Ord	
Protected Person (name):	3.13.25 DRAFT Not approved by
Restrained Person	the Judicial Council
*Full Name:	
*Gender: M F Nonbinary *Race:	Fill in court name and street address:
*Age: (estimate, if age unknown) Date of Birth: _	Superior Court of California, County of
Height:Weight:	
Hair Color: Eye Color:	
Relationship to person in 1:	
Address of restrained person:	Clerk fills in case number when form is filed.
City: State: Zij (Information that has a star (*) next to it is required	
Other Protected People In addition to the person in 1, the following persons are Full name	e protected by orders as indicated in (13) through (16). Relationship to person in (1) Age
In addition to the person in ①, the following persons are	Relationship to person in 1 Age and a separate piece of paper, write "DV-130, Other
In addition to the person in 1, the following persons are Full name Check here if you need to list more people. List them Protected People" at the top, and attach it to this form Expiration Date	Relationship to person in 1 Age on a separate piece of paper, write "DV-130, Other n.
In addition to the person in 1, the following persons are Full name Check here if you need to list more people. List them Protected People" at the top, and attach it to this form Expiration Date This restraining order, except the orders noted below,*	Relationship to person in 1 Age on a separate piece of paper, write "DV-130, Other n. ends on:
In addition to the person in 1, the following persons are Full name Check here if you need to list more people. List them Protected People" at the top, and attach it to this form Expiration Date	Relationship to person in 1 Age on a separate piece of paper, write "DV-130, Other n. ends on:
In addition to the person in 1, the following persons are Full name Check here if you need to list more people. List them Protected People" at the top, and attach it to this form Expiration Date This restraining order, except the orders noted below,*	Relationship to person in 1 Age and a separate piece of paper, write "DV-130, Other in. and a separate pie
In addition to the person in 1, the following persons are Full name Check here if you need to list more people. List them Protected People" at the top, and attach it to this form Expiration Date This restraining order, except the orders noted below,* (date): at (time): • Custody, visitation, child support, and spousal support	Relationship to person in 1 Age and a separate piece of paper, write "DV-130, Other in. a.m. p.m. or midnight orders remain in effect after the restraining order ends. and when the child is 18. ears after the date of the hearing in 6 a.

This order must be enforced throughout the United States. See page 10.

This is a Court Order.







Future Court Hearing The person in person in must attend court on: Date:			Case Numl	oer:
The person in person in must attend court on: Date: Time: a.m. person: a.m. a.m. a.m. a.m. a.m. a.m. a.m. a.m				
Date:	☐ Future Court Hearing			
Department: Room: to review (list issues): with (name of judicial officer): b. These people attended the hearing (check all that apply): The person in The lawyer for the person in (name): The person in The lawyer for the person in (name): The person in or any children listed on form DV-105. If child or spousal support was requested, the court has considered whether failure to make any of the person in or any children listed on form DV-105. To the Person in : To the Person in : To the Person in : The court has granted a long-term restraining order. See : through : If you do nobey these orders, you can be charged with a crime, go to jail or prison, and/or pay	The person in 1	person in 2 must attend	court on:	
Hearing a. The hearing was on (date): with (name of judicial officer): b. These people attended the hearing (check all that apply): The person in ① The lawyer for the person in ② (name): The person in ② The lawyer for the person in ② (name): Court's Decision In making this order, the court has considered whether failure to make any of the orders requested might risk to safety of the person in ① or any children listed on form DV-105. If child or spousal support was requested, the court has considered whether failure to make support orders would risk the safety of the person in ① or any children listed on form DV-105. To the Person in ② : The court has granted a long-term restraining order. See ⑦ through ③ . If you do no obey these orders, you can be charged with a crime, go to jail or prison, and/or pay	(a.m p.r
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obey these orders, you can be charged with a crime, go to jail or prison, and/or pay			_	
	obey these orders, you	can be charged with a crime	e, go to jail or _l	prison, and/or pay a

This is a Court Order.



a. You cannot own, possess, have, buy or try to buy,	nmunition	any other way get any
prohibited item listed below in b.	receive of thy to receive, of the	any other way get any
o. Prohibited items are:		
(1) Firearms;(2) Firearm parts, meaning receivers, frames, and a	any itam that may be used as a	a acciler tramped into a maccier
frame (see Penal Code section 16531); and	any item mai may be used as o	i easily turned into a receive
(3) Ammunition.		
e. Within 24 hours of receiving this order, you must enforcement, any prohibited items you have in you		
d. If law enforcement asks you for your prohibited it	eems, you must turn them over	immediately.
• Within 48 hours of receiving this order, you must	file a receipt with the court the	at proves all prohibited item
have been turned in, sold, or stored. (You may use		
Parts, and Ammunition.) If law enforcement serve	ed you with the restraining ord	er, you must give a copy of
 Parts, and Ammunition.) If law enforcement serve receipt to that law enforcement agency. Permission to Have Firearm or Ammunition for exception under Family Code section 6389(h). 	r Work: The judge has made t	he necessary findings to gran
Parts, and Ammunition.) If law enforcement serve receipt to that law enforcement agency. F. Permission to Have Firearm or Ammunition for exception under Family Code section 6389(h). Firearm or Ammunition for Work. Restrained person has prohibited items	r Work: The judge has made to The orders are included on for	he necessary findings to gran
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Parts, and Ammunition.) If law enforcement serve receipt to that law enforcement agency. Permission to Have Firearm or Ammunition for exception under Family Code section 6389(h). Firearm or Ammunition for Work. Restrained person has prohibited items. The court finds that you have the following prohibited it. Firearms and/or firearm parts Description (include serial number, if known) (1)	r Work: The judge has made to The orders are included on for section of the orders are included on the order of the o	he necessary findings to gran m DV-850, <i>Permission to E</i>

Case Number:

				Case Numb	per:
9	The court finds that you have the following	g prohibited ite	ems:		
	b. Ammunition Description (1)(2) Check here to list additional items. List Has Prohibited Items" at the top, and at	t them on a se	parate piece of paper,		Proof of compliance received by the court (date): (date): (Jate): (Ja
10)	Restrained Person Has Not Co a. The court finds that you have not fully c The court has not received a receipt or p	omplied with	the orders previously	granted or	n (date):
	b. Notify Law Enforcement The court will immediately notify the fo (law enforcement agency or agencies):	_	nforcement agency of		
	c. Notify Prosecutor The court will immediately notify the fo (prosecuting agency):		cuting agency of this	violation	
11)	Court Hearing to Review Firea You must attend the court hearing in 5 to items (described in 8 b) you still have or hearing listed in 5, a judge may find that prosecuting attorney of the violation.	prove that yo	ou have properly turners any items listed in (ed in, sold, 9). If you o	or stored all prohibited do not attend the court
12)	No Body Armor				
	You cannot own, possess, or buy body arm armor you have in your possession.	nor (defined in	n Penal Code section	16288). Yo	ou must relinquish any body

		Case Number:
13)	Cannot Look for Protected People You must not take any action to look for any person protected by this order, If checked, this order was not granted because the court found good cause	
14)	 ☐ Order to Not Abuse You must not do the following things to the person in ① and any perso Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow property, keep under surveillance, impersonate (on the internet, electronic annoy by phone or other electronic means (including repeatedly contact), 	y, stalk, molest, destroy personal cally, or otherwise), block movements,
	 "Disturb the peace" means to destroy someone's mental or emotional cal- indirectly, such as through someone else. This can also be done in any wa online. Disturbing the peace includes coercive control. 	m. This can be done directly or
	• "Coercive control" means a number of acts that unreasonably limit the freperson protected by this restraining order. Examples include isolating the support; keeping them from food or basic needs; controlling or keeping to movements, contacts, actions, money, or access to services; and making to intimidation, including threats based on actual or suspected immigration reproductive coercion meaning controlling someone's reproductive choice intimidation to pressure someone to be or not be pregnant, and to control contraception, birth control, pregnancy, or access to health information.	m from friends, relatives, or other rack of them, including their them do something by force, threat, or status. Coercive control includes es, such as using force, threat, or
15)	□ No-Contact Order	
	a. You must not contact \square the person in \bigcirc , \square the persons in \bigcirc , directly or indirectly, by any means, including by telephone, mail, email	, or other electronic means.
	 b.	ed contact or visits.
	c. Peaceful written contact through a lawyer or process server or another pe to a court case is allowed and does not violate this order.	

This is a Court Order.



│			
a. You must stay at least (specify):	yards away from	(check all that apply).	•
Person in 1.	School of po	erson in 1.	
☐ Home of person in ①.	Persons in (
☐ Job or workplace of person in ①.		chool or child care.	
☐ Vehicle of person in ①.	Other (spec	ify):	
b. Exception to 16a:			
The stay-away orders do not apply:			
(1) For you to exchange your child	dren for court-ordere	d visits. You must do s	so briefly and peacefully.
(2) \square For you to visit with your child	dren for court-ordere	d contact or visits.	
(3) Other (<i>explain</i>):			
)□ Order to Move Out			
You must move out immediately from (aa	ldress):		
☐ Child Custody and Visitation	Order		
The judge has granted orders regarding m		dars are included on fo	orm DV 140
	mor children. The or	ders are included on to	orm DV-140,
and (list other form):			
Protect Animals			
a. You must stay at leastyards	•		
b. ☐ You must not take, sell, hide, molest animals.		, , ,	,
c. The person in 1 is given the sole po	ossession, care, and	control of the animals l	isted below.
Name (or other way to ID animal) Ty	pe of animal	Breed (if known)	Color
		-	
	This is a Court (Order.	

Case Number:

			Cas	se Number:
<u>(21)</u>	☐ Control of Property			
(21)	Only the person in 1 can us	e, control, and possess the f	following property:	
22)	☐ Health and Other Inst	surance		
	The person in in in in in the beneficiaries of any insuration whom support may be ordered	ance or coverage held for th		transfer, dispose of, or change or their children, if any, for
23)	☐ Record Communica	tions		
	The person in 1 may record	communications made by t	the person in 2 that vio	plate this order.
24)	□ Property Restraint			
	including animals, except in notify the other of any new o	the usual course of business r big expenses and explain to to the person in 1. To notif	or for necessities of life them to the court. (If the Ty the person in 1) of no	e. In addition, each person must e court granted the order in (15), the ew or big expenses, have a server er, if they have one.)
25)	□ Pay Debts (Bills) Ow	ed for Property		
	a. You must make these pays	ments until this order ends:		
	(1) Pay to:	For:	Amount: \$	Due date:
	(2) Pay to:	For:	Amount: \$	Due date:
	(3) Pay to:	For:	Amount: \$	Due date:
	b. The court finds that the were the result of abuse	debt or debts listed above is in this case, and made with	` ' _	· /
		This is a Co	ourt Order	

		Case	Number:
□ Pay Expenses	Caused by the Abuse		
You must pay the follo	owing:		
_	For:	Amount: \$	Due date:
	For:		Due date:
Pay to:	For:	Amount: \$	Due date:
☐ Child Support			
	ed on the attached form FL-342		
Spousal Supper	ort		
	and an the attached form EL 2	43, Spousal, Domestic Partr	ner, or Family Support Order
		=	
	er form):	=	
Attachment or (list oth Lawyer's Fees You must pay the follow Pay to:	and Costs owing lawyer's fees and costs: For:	=	
Attachment or (list oth Lawyer's Fees You must pay the follow Pay to:	and Costs owing lawyer's fees and costs:		Due date:
Lawyer's Fees You must pay the follow Pay to: Pay to: Batterer Interval. The person in (2) is proof of completion.	and Costs owing lawyer's fees and costs: For: For: ention Program must go to and pay for a probation to the court.	Amount: \$Amount: \$	Due date:Due date: Due date: er intervention program and sh
☐ Lawyer's Fees You must pay the follow Pay to: Pay to: ☐ Batterer Interval. The person in ② 1 proof of completion	and Costs owing lawyer's fees and costs: For: For: ention Program must go to and pay for a probati	Amount: \$Amount: \$	Due date:Due date: Due date: er intervention program and sh
Attachment or (list oth Lawyer's Fees You must pay the follow Pay to: Pay to: Batterer Interv a. The person in 2 in proof of completion b. The person in 2 in the order is made.	and Costs owing lawyer's fees and costs: For: For: ention Program must go to and pay for a probation to the court.	Amount: \$Amount: \$ion-certified 52-week battered or if no date is liste	Due date:Due date:er intervention program and sh
Attachment or (list oth Lawyer's Fees You must pay the follow Pay to: Pay to: Batterer Interv a. The person in 2 in proof of completion the order is made. c. The person in 2 in Program.	and Costs owing lawyer's fees and costs: For: For: rention Program must go to and pay for a probation to the court. must enroll by (date):	Amount: \$Amount: \$ion-certified 52-week battered or if no date is liste	Due date:Due date:er intervention program and sh

This is a Court Order.

32)	Service (check a, b, or c)				
	a. No other proof of service is needed. The people in 1 and 2 attended the hearing, either physically or remotely (by telephone or videoconference), or agreed in writing to this order.				
	b. The person in 2 was not present. Proof of service of form DV-109 and form DV-110 (if issued) was presented to the court. (Check all that apply):				
	(1) This order can be served by mail. The judge's orders in this form are the same as in form DV-110 except for the expiration date. The person in (2) must be served, either by mail or in person.				
	(2) This order must be personally served. The judge's orders in this form are different from the orders in form DV-110, or form DV-110 was not issued. The person in 2 must be personally served (given) a copy of this order.				
	 (3) ☐ The court has scheduled a firearms and ammunition compliance hearing. The person in ① must have a copy of this order served on the person in ② by: (a) ☐ Personal service by (date): 				
	(b) ☐ Mail at the person in ②'s last known address by (date):				
33)	service is needed. (2) The person in				
34)	☐ Attached Pages				
	All of the attached pages are part of this order. a. Number of pages attached to this 11-page form: b. Attachments include forms (check all that apply): DV-140 DV-145 DV-900 FL-341(C) FL-342 FL-343 Other:				
Jud	ge's Signature				
Date	:				
	Judge or Judicial Officer				
	This is a Court Order.				

Case Number:

Case Nu	nber:		

Certificate of Compliance With VAWA

This restraining (protective) order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 U.S.C. section 2265 (1994) (VAWA) upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and must be enforced as if it were an order of that jurisdiction.

Instructions for Law Enforcement

Start Date and End Date of Orders

This order starts on the earlier of the following dates:

- The hearing date in **(6)**a on page 2; or
- The date next to the judge's signature on this page.

This order ends on the expiration date in (4). If no date is listed, they end three years from the hearing date.

Duties of Officer Serving This Order

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in **(8)**b, or has custody or control of any that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form DV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, in the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Fam. Code, § 6383.)

Consider the restrained person "served" (notified) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person attended the hearing (see 32) or was informed of the order by an officer. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the California Restraining and Protective Order System (CARPOS). (Fam. Code, § 6381(b)–(c).)

This is a Court Order.



Case	Numb	er:		

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

Child Custody and Visitation

Child custody and visitation orders are listed on form DV-140 or another attached form. If the judge made these orders, look at (15) and (16) of this order to see if the judge granted an exception for brief and peaceful contact with the person in (1) as needed to follow court-ordered visits. Contact by the person in (2) that is **not** brief and peaceful is a violation of this order.

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383(h)(2), 6405(b)):

- 1. **Emergency Protective Order (EPO):** If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. **No-Contact Order:** If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item (15) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code section 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. **Civil Restraining Orders:** If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

(The clerk will fill out this part.)

Instructions to Clerk:	You must give up to	three free (certifie	ed, stamped, and	endorsed) copies	of this order to
the protected party.					

Clerk's Certificate [seal]

-Clerk's Certificate-

I certify that this *Restraining Order After Hearing (Order of Protection)* is a true and correct copy of the original on file in the court.

Date: Clerk, by , Dept	Date:	Clerk, by ,]	Dep	วนา	У	1
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This is a Court Order.

DV-850

Permission to Have Firearm or Ammunition for Work

Case Number:		

Co	ourt Findings
Th	e court finds that the restrained person (name):
a.	Is required to carry a specific firearm or ammunition during scheduled work hours as a condition of their continued employment.
b.	Cannot be reassigned by their employer to another position where having a firearm or ammunition is not needed.
c.	Is not otherwise prohibited from having firearms or ammunition under state or federal law.
d.	Does not pose an additional threat of harm to any protected person or the public by having access to a specific firearm or ammunition.
e.	☐ Is a sworn peace officer and:
	(1) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise; and
	(2) The personal safety of the restrained person depends on their ability to carry a specific firearm or ammunition outside of scheduled work hours.
f.	☐ Is not a sworn peace officer and (check 1 or 2):
	(1) \square The court did not order the restrained person to complete a psychological evaluation.
	(2) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise.
g.	☐ Other

This is a Court Order.

Case Number:
Case Nullibel.

2	Court	Order
_ /		

a.	The restrained person is (check one):				
	(1) Not a sworn peace officer and ma	y have the items listed in 2b only	during scheduled work hours.		
(2) A sworn peace officer and (check one):					
	(A) May have the items listed in 2b while on duty.				
	(B) \square May have the items listed in 2b while on or off duty.				
b.	b. This restraining order does not require the listed below:	e restrained person to relinquish t	he specific firearm or ammunition		
	☐ Firearm (make):	(model):	(serial no.):		
	Ammunition (description):				

Warning: The court orders listed above in 2 only apply to this restraining order. If you are prohibited from having firearms or ammunition by another order or law, you may be in violation of state or federal law.

This is a Court Order.

Clear this form

JV-247

Response to Request for Juvenile Restraining Order

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 the form JV-245, *Request for Juvenile Restraining Order*, that was filled out by the person who asked for a restraining order against you.

Clerk stamps date here when form is filed.

DRAFT Not approved by the Judicial Council

	Name of Person Asking for Protection:		Fill in court name and street address:	
	(See form JV-245, item (1) a):	riotection.	Superior Court of California, County of	
•	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 them to fill out this form and give their information.)		Fill in child's name	
S			Child's name:	
			Fill in case number:	
			Case Number:	
	•	-		
(City:	State: Zip:		
(Your contact information The court may use this information eave it blank or provide a safe pho		person in 1 to have this information, e a lawyer, give their information.)	
((1 I	Your contact information The court may use this information eave it blank or provide a safe pho	(optional) n to contact you. If you don't want the pone number or email address. If you have Telephone:	person in 1 to have this information, e a lawyer, give their information.)	
() () () ()	Your contact information The court may use this information eave it blank or provide a safe pho Email Address: Your lawyer's information (if)	(optional) n to contact you. If you don't want the pone number or email address. If you have Telephone:	person in (1) to have this information, e a lawyer, give their information.) Fax:	

This is not a Court Order.

the judge could grant a restraining order that could last up to three years.



pei	we to complete this form: To answer the questions below, look at the form JV-245 filled out by the reson in ①. Tip: When the restraining order forms say "the person in ②," that means you, and "the person ①" means the person who is asking for a restraining order against you.
4	Information About You (see ② on form JV-245) 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	Your Relationship to the Person in 1 In item 2 of form JV-245, has the person in 1 correctly described your relationship with them? Yes No If no, what is your relationship with the person in 1?:
6	☐ Other Protected People If the judge grants a restraining order, it can protect more than one person. See item ④ on form JV-245 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, or describe a different order that you would agree to:
7	 □ Order to Not Abuse (see 7) on form JV-245) a. □ I agree to the order requested.
	 a.
	Explain why you disagree, or describe a different order that you would agree to:
	Explain why you disagree, or describe a different order that you would agree to:

JV-247, Page 2 of 5

Case Number:

		Case Number:
\	□ No-Contact Order (see (8) on form JV-245)	
) ∟ a.		
	 i. ☐ I do not agree to the order requested. 	
ο.	Explain why you disagree, or describe a different order that you would agree	ee to:
	☐ Stay-Away Order (see ⑨ on form JV-245)	
a.	. I agree to the orders requested.	
b.	o. I do not agree to the orders requested.	
	Explain why you disagree, or describe a different order that you would agree	ee to:
) L	□ Order to Move Out (see (10) on form JV-245)	
) a.		
	o. ☐ I do not agree to the order requested.	
	Explain why you disagree, or describe a different order that you would agree	ee to:
	☐ Visitation of Children (see 11) on form JV-245)	
a.	I agree to the orders requested.	
b.	o. I do not agree to the orders requested.	
	Explain why you disagree, or describe a different order that you would agree	ee to:
	You can also complete form JV-205, Visitation (Parenting Time) Order—.	Invenile, and attach it to this form.
) L	☐ Protect Animals (see (12) on form JV-245)	
•⁄ ∟ a.		
	 i. ☐ I do not agree to the orders requested. 	
٠.	Explain why you disagree, or describe a different order that you would agree	ee to:

JV-247, Page 3 of 5

)	Firearms (Guns), Firearm Parts, or Ammunition (see (3) on form JV-245)
	If you were served with form JV-250, <i>Temporary Restraining Order—Juvenile</i> , you must follow the orders in 5 on form JV-250. 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-250. You may use <u>form DV-800/JV-270</u> , <i>Receipt for Firearms</i> , <i>Firearm Parts, and Ammunition</i> .
	(Check all that apply):
	a. I do not own or have any prohibited items (firearms (guns), prohibited firearm parts, or ammunition).
	 b. I have turned in all prohibited items that I have or control to law enforcement or sold/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): i sattached 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 laws that prohibit you from having firearms or ammunition? ☐ No ☐ Yes (explain):
	I don't know <i>(explain):</i>
	(3) (Explain what your job is and why you need a firearm or ammunition):
	Note that 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, go to [self help website to be created], or see Family Code section 6389(h).
	No Body Armor (see 14) on form JV-245)
	If you were served with form JV-250, <i>Temporary Restraining Order—Juvenile</i> , you are prohibited from owning, possessing, or buying body armor. You must also relinquish any body armor you have in your possession. (<i>Check all that apply</i>)
	a. I do not own or have any body armor.
	 b.

JV-247, Page 4 of 5

This is not a Court Order.

15)	Cannot Look for Protected People (see 15) on form JV-245) a. ☐ I agree to the order. b. ☐ I do not agree to the order. Explain why you disagree, or describe a different order that you would agree to:
16)	☐ 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-247, Additional Reasons I Do Not Agree" at the top.
17)	Additional Pages Number of pages attached to this form, if any:
18)	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
19)	Your Lawyer's Signature (if you have one) Date:
	Lawyer's name Lawyer's signature

This is not a Court Order.

	ring	—
Protected Person (n	ame):	DRAFT Not approved by the Judicial Council
Restrained Person		
*Full Name:		
*Gender: M	Nonbinary	Ellin pourh pour au de tract addes
	nate, if age unknown.)	Fill in court name and street address: Superior Court of California, Count
	Height: Weight:	
	Eye Color:	_
*Race:	·	<u> </u>
Relationship to person in	1(1):	Fill in child's name
Address of restrained pe	rson:	Child's name:
City:	State: Zip:	
(Information that has a	star (*) next to it is required to add this	Court fills in case number when form is filed
order into a California po know.)	olice database. Give all the information you	Case Number:
□ Other Protected F	•	
•	n 1, the following persons are protected by	
Full name	Relationship to pers	$\underline{\text{son in}}(1)$ $\underline{\text{Age}}$

(4) Expiration Date

This restraining order, except the orders noted below,* ends on:				
(date):	at (time):	a.m. p.m. or midnight		
*Custody and visitation orders remain in effect after the restraining order ends. Custody and visitation orders usually end when the child is 18.				

• If no date is written, the restraining order ends three years after the date of the hearing in item (6)a.

Check here if you need to list more people. List them on a separate piece of paper, write "JV-255, Other

• If no time is written, the restraining order ends at midnight on the expiration date.

Protected People" at the top, and attach it to this form.

This order must be enforced throughout the United States. See page 6.

This is a Court Order.

Cal. Rules of Court, rules 5.620, 5.625, 5.630

		Case Number:
5 He	earing	
\bigcirc	The hearing was on (date): with (name of judicial	officer):
	These people were at the hearing (check all that apply):	
	\square The person in \bigcirc The lawyer for the person in \bigcirc (name):	
	\square The person in \bigcirc \square The lawyer for the person in \bigcirc (name):	
6 □	Future Court Hearing	
	☐ The person in (1) ☐ The person in (2) must attend court of	on:
	Date: Time: to review (list issues):	·
	Name and address of court if different than on page 1:	
	- 4 -	
	To the Person in (2)	
The c	ourt has granted a long-term restraining order. See 7 through 18. an be charged with a crime, go to jail or prison, and/or pay a fine. It i	If you do not obey these orders,
	ion of this order.	s a felony to take of finde a clind in
7) No	Firearms (Guns), Firearm Parts, or Ammunition	
a.	You cannot own, possess, have, buy or try to buy, receive or try to receiv	e, or in any other way get any
	prohibited item listed below in b.	
b.	Prohibited items are:	
	(1) Firearms;	
	(2) Firearm parts, meaning receivers, frames, and any item that may be us frame (see Penal Code section 16531); and	sed as or easily turned into a receiver or
	(3) Ammunition.	
c	Within 24 hours of receiving this order, you must sell to or store with a li	censed our dealer or turn in to law
0.	enforcement, any prohibited items you have in your immediate possession	•
d.	If law enforcement asks you for your prohibited items, you must turn the	m over immediately.
e.	Within 48 hours of receiving this order, you must file a receipt with the c	ourt that proves all prohibited items
	have been turned in, stored, or sold. (You may use form DV-800/JV-270,	Receipt for Firearms, Firearm Parts,
	and Ammunition.) If law enforcement served you with the restraining ord prohibited items you have upon request by the officer. Within 48 hours, you	•
	that law enforcement agency.	you must give a copy of the receipt to
f.	☐ Permission to Have Firearm or Ammunition for Work: The judge has	made the necessary findings to grant an
	exception under Family Code section 6389(h). The orders are include	
	Firearm or Ammunition for Work.	
	This is a Court Order.	
	This is a Court Order.	JV-255, Page 2 of 8

JV-255, Page 2 of 8

8) Restrained Person Has Prohibited Ite		
The court finds that you have the following prohib	oited items:	
a. Firearms and firearm parts		Proof of compliance
Description	Location, if known	received by the court
(1)		
(2)		[(date):
(3)		☐ (date):
(4)		(date):
b. Ammunition		
Description	ount, if Location, if known	Proof of compliance
KIIOV		received by the court \Box (date):
(1)		[(aate)
(2)		(date): (date):
(3) (4)		
Has Prohibited Items" at the top, and attach it to	o unis form.	
9 ☐ Restrained Person Has Not Complied	d With Surrendering Pro	hibited Items
a. The court finds that you have not fully complied	_	
(date):	The court has not received a re	eceipt or proof of
compliance for all the items listed in (8).		
b. Notify Prosecutor The court will immediately notify the following (prosecuting agency):		
10) ☐ Court Hearing to Review Firearms (G	uns), Firearm Parts, and	d Ammunition Compliance
You must attend the court hearing in 6 to prove the items (described in 7 b) you still have or own, inchearing listed in 6 , a judge may find that you hav	hat you have properly turned in luding any items listed in 8.	n, sold, or stored all prohibited If you do not attend the court

JV-255, Page 3 of 8

	Case Number:	
11)	11) No Body Armor	
	You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must armor you have in your possession.	relinquish any body
12)	(2) Cannot Look for Protected People and Others	
	You must not take any action to look for any person protected by this order or a protected person caretakers, or guardians, including their addresses or locations.	n's family members,
	☐ If checked, this order was not granted because the court found good cause to not make this or	rder.
13)	☐ Order to Not Abuse	
	You must not do the following things to the person in 1 and any person listed in 3:	
	Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), ble annoy by phone or other electronic means (including repeated contact), or disturb the peace.	*
	\square (If this box is checked, this case involves domestic violence and you must not do any of the ac	ctions listed below.)
	 "Disturb the peace" means to destroy someone's mental or emotional calm. This can be dor indirectly, such as through someone else. This can also be done in any way, such as by phor online. Disturbing the peace includes coercive control. 	•
	• "Coercive control" means a number of acts that unreasonably limit the free will and individ person protected by this restraining order. Examples include isolating them from friends, re support; keeping them from food or basic needs; controlling or keeping track of them, inclu movements, contacts, actions, money, or access to services; and making them do something intimidation, including threats based on actual or suspected immigration status. Coercive coreproductive coercion meaning controlling someone's reproductive choices, such as using f intimidation to pressure someone to be or not be pregnant, and to control or interfere with s contraception, birth control, pregnancy, or access to health information.	latives, or other ding their s by force, threat, or ontrol includes force, threat, or
4)	14) No-Contact Order	
	a. You must not contact \square the person in \bigcirc , \square the persons in \bigcirc ,	
	directly or indirectly, by any means, including by telephone, mail, email, or other electronic	means.
	b. Exception to 14a:	
	(1) You may have brief and peaceful contact with the person in 1 only to communicate a children for court-ordered visits.	about your
	(2) You may contact or visit with your children only during court-ordered contact or visits	S.
	(3) Other (explain):	
	c. Peaceful written contact through a lawyer or process server or another person for service of l to a court case is allowed and does not violate this order.	egal papers related
	This is a Court Order.	. IV-255 . Page 4 of 8

JV-255, Page 4 of 8

 Stay-Away Order a. You must stay at least (specify): yards away from (check all that apply): School of person in 1 Persons in 3 Persons in 3 Children's school or childcare Vehicle of person in 1 Other (specify): 	
☐ The person in ①. ☐ School of person in ①. ☐ Persons in ③. ☐ Job or workplace of person in ①. ☐ Children's school or childcare.	
 ☐ Home of person in 1. ☐ Persons in 3. ☐ Job or workplace of person in 1. ☐ Children's school or childcare. 	
☐ Job or workplace of person in 1. ☐ Children's school or childcare.	
	_
b. Exception to 15a:	
The stay-away orders do not apply:	
(1) For you to exchange your children for court-ordered visits. You must do so briefly and pe	acefully.
(2) For you to contact or visit with your children for court-ordered contact or visits.	
(3) Other (explain):	
□ Order to Move Out	
You must move out immediately from (address):	
a. The orders are:	
b. The orders are in the attached form JV-205, Visitation (Parenting Time) Order—Juvenile.	
c. The orders are in an attached document (specify other form or document):	
☐ Protect Animals	
a. You must stay at least yards away from the animals listed below.	
	row against t
b. You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or bor animals listed below.	
 b. You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or bor animals listed below. c. The person in is given the sole possession, care, and control of the animals listed below. 	
b. You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or bor animals listed below.	r
 b. You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or bor animals listed below. c. The person in is given the sole possession, care, and control of the animals listed below. 	r
 b. You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or bor animals listed below. c. The person in is given the sole possession, care, and control of the animals listed below. 	r
 b. You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or bor animals listed below. c. The person in is given the sole possession, care, and control of the animals listed below. 	r

This is a Court Order.

JV-255, Page 5 of 8

	Case Number:
(19) Service	
(Check a or b):	
a. No other proof of service is needed. The person in (2) attended the h	nearing on (date):
b. The person in 2 did not attend the hearing. Proof of service of for was presented to the court. (Check all that apply):	rm JV-249 and form JV-250 (if issued)
(1) This order can be served by mail. The judge's orders in this form a JV-250 except for the expiration date. The person in 2 must be se by mail or in person.	
(2) This order must be personally served. The judge's orders in this for JV-250, or form JV-250 was not issued. The person in (2) must be this order.	
(3) The court has scheduled a firearms and ammunition compliance he a copy of this order served on the person in (2) by:	aring. The person in 1 must have
(a) Personal service by (date):	
(b) Mail at the person in 2's last known address by (date):	
20 Enter Restraining Order Into Database Within one business day, this order must be entered into the California Law System (CLETS).	Enforcement Telecommunications
a. The court will enter the order into CLETS.	
b. The court or someone it designates will send a copy of this order to a If the court designates someone, provide the person's name:	local law enforcement agency.
Date:	
Judicial Officer	•

Certificate of Compliance With Violence Against Women Act

This restraining (protective) order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994), upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

This is a Court Order.

JV-255, Page 6 of 8

Case Number:		

Instructions for Law Enforcement

Start Date and End Date of Orders

The orders *start* on the earlier of the following dates:

- The hearing date in item (5)a on page 2; or
- The date next to the judge's signature on page 6.

The orders *end* on the expiration date in item (4) on page 1. If no date is listed, they end three years from the hearing date in item (**5**)a on page 2.

Duties of Officer Serving This Order

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in (6), or has custody or control of any that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form JV-268 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, in the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Pen. Code, § 836(c)(1); Fam. Code, § 6383.)

Consider the restrained person "served" (notified) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the California Restraining and Protective Order System (CARPOS). (Fam. Code, § 6381(b), (c).)

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code sections 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

This is a Court Order.

JV-255, Page 7 of 8



Case Number:		

Instructions for Law Enforcement

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383(h)(2), 6405(b)):

- 1. **Emergency Protective Order (EPO):** If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. **No-Contact Order:** If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item (14) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Pen. Code, §§ 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. **Civil Restraining Orders:** If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

(The clerk will fill out this part.)			
Clerk's Certificate [seal]		—Clerk's Certificate—	
	•	s <i>Juvenile Restraining Order After Hearing</i> on file in the court.	g is a true and correct copy
	Date:	Clerk, by	, Deputy

This is a Court Order.

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. 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. There is no cost to file this form with the court.

DRAFT
Not approved by
the Judicial Council

	Name of Person Asking for Protection	1:	Fill in court name and street address:
	(See form JV-258, item 1):		Superior Court of California, County
•	Your Name:		
	(1) Address where you can receive court		Fill in child's name
	(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		Child's name:
	may use another address like a post office box or address, if you have their permission and can get		L Fill in case number:
	address, if you have their permission and can get you have a lawyer, work with your lawyer to fill your lawyer's information.)		Case Number:
	Address:		
	Address:	Zip:	_
	Your contact information (optional) (The court could use this information to contact pleave it blank or provide a safe phone number or		
	Email Address:		
	Your lawyer's information (if you have one)		
	Name:	State Bar No:	
	Name.	_ State Dai 110	

This is not a Court Order.

the judge could grant a restraining order that could last up to three years.

Cal. Rules of Court, rules 5.625, 5.630

per	w to complete this form: To answer the questions below, look at the form JV-258 filled out by the son in ①. Tip: When the restraining order forms say "the person in ②" that means you, and the "person 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	 □ 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:

JV-259, Page 2 of 4

9	Firearms (Guns), Firearm Parts, or Ammunition (see (a) on form JV-258) If you were served with form JV-260, Temporary Restraining Order Against a Child, you must follow the orders in (b) 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): i 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 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 that 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, go to [self help website to be created], or see Family Code section 6389(h).
10	 No Body Armor (see 1) 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.)

JV-259, Page 3 of 4

This is not a Court Order.

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
	Type or print your name Sign your name
15)	Your Lawyer's Signature (if you have one)
	Date:
	Lawyer's name This is not a Court Order.

a Child—Order After Hearing	t Clerk stamps date here when form is filed.
☐ Original Order ☐ Amended Order Protected Person (name):	DRAFT Not approved by the Judicial Council
Restrained Person (Child or Youth)	
*Full Name:]
*Gender: M F Nonbinary	Fill in court name and street address:
*Age: (Give estimate, if age unknown.)	Superior Court of California, County of
Date of Birth: Height: Weight:	
Hair Color: Eye Color:	_
*Race:	_
Relationship to person in 1:	Fill in child's name
Address of restrained person:	Child's name:
Address of restrained person: State: Zip:	_
(Information that has a star (*) next to it is required to add this	Court fills in case number when form is filed.
order into a California police database. Give all the information you know.)	Case Number:
In addition to the person in 1, the following persons are protected by of	
Full name Relationship to person Check here is you need to list more people. List them on a separate p Protected People" at the top, and attach it to this form.	
Relationship to person Check here is you need to list more people. List them on a separate perfected People" at the top, and attach it to this form. Expiration Date	
Full name Relationship to person Check here is you need to list more people. List them on a separate p Protected People" at the top, and attach it to this form.	

This is a Court Order.

Juvenile Restraining Order

				Case Number:
5 Hearing a. The hearing	was on <i>(date):</i>	with <i>(n</i>	ame of judic	rial officer):
b. These people ☐ The pers	were at the hearing (checkson in 1) The lawye	k all that apply): er for the person in 1	(name): _	
Da	urt Hearing The person in ① □ The te: Tin partment:	me: a.m	n. 🗌 p.m.	
Na	ame and address of court if	f different than on page	e 1:	
can be charged v		le hall, jail, or prison	hrough (15).	If you do not obey these orders, you ed.

- - a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
 - b. Prohibited items are:
 - (1) Firearms;
 - (2) Firearm parts, meaning, receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
 - (3) Ammunition.
 - c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
 - d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
 - e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, stored, or sold. (You may use form DV-800/JV-270, Receipt for Firearms, Firearm Parts, and Ammunition.) If law enforcement served you with the restraining order, you must immediately surrender any prohibited items you have upon request by the officer. Within 48 hours, you must give a copy of the receipt to that law enforcement agency.
 - f. Permission to Have Firearm or Ammunition for Work: The judge has made the necessary findings to grant an exception under Family Code section 6389(h). The orders are included on form JV-276, Permission to Have Firearm or Ammunition for Work.

JV-265, Page 2 of 7

	Description		Location, if known	Proof of compliance received by the court
	(1)			\Box (date):
	(2)			☐ (date):
	(3)			(date):
	(4)			[date]:
b.	Ammunition	Amount, if		_
	Description	known	Location, if known	Proof of compliance received by the court
	(1)			\Box (date):
	(2)			(date):
	(3)			(data):
	(4)			(date):
a.	Restrained Person Has Not Co The court finds that you have not fully The court has not received a receipt or Notify Prosecutor	complied with the	e orders previously granted	1 on (date):
a. b.	The court finds that you have not fully The court has not received a receipt or Notify Prosecutor	complied with the	e orders previously granted ace for all the items listed i	d on <i>(date)</i> : n 8).
a. b.	The court finds that you have not fully The court has not received a receipt or Notify Prosecutor The court will immediately notify the f	complied with the proof of compliar following prosecut	e orders previously granted ince for all the items listed in the items listed in the items agency of this violation	d on <i>(date):</i> n 8).
a. b.	The court finds that you have not fully The court has not received a receipt or Notify Prosecutor	complied with the proof of compliar following prosecut	e orders previously granted ince for all the items listed in the items listed in the items agency of this violation	d on <i>(date):</i> n 8 .
a. b.	The court finds that you have not fully The court has not received a receipt or Notify Prosecutor The court will immediately notify the f	complied with the proof of compliar following prosecut	e orders previously granted ince for all the items listed in the items listed in the items agency of this violation	d on <i>(date):</i> n 8).

JV-265, Page 3 of 7

		Ca	se number:
11)	No Body Armor		
	You cannot own, possess, or buy body armor (defined in Penal Code so armor you have in your possession.	ection 162	288). You must relinquish any body
12)	Cannot Look for Protected People and Others		
	You must not take any action to look for any person protected by this caretakers, or guardians, including their addresses or locations.	order or a	protected person's family members,
	☐ If checked, this order was not granted because the court found good	cause to	not make this order.
13)	☐ Order to Not Abuse		
	You must not threaten, stalk, or disturb the peace of the person in	1) and a	nny person listed in (3).
	[(If this box is checked, this case involves domestic violence and you below.)	must not	do any of the actions listed
	 "Disturb the peace" means to destroy someone's mental or emotion indirectly, such as through someone else. This can also be done in online. Disturbing the peace includes coercive control. 		
	 "Coercive control" means a number of acts that unreasonably limit person protected by this restraining order. Examples include isolar support; keeping them from food or basic needs; controlling or ke movements, contacts, actions, money, or access to services; and mor intimidation, including threats based on actual or suspected impreproductive coercion meaning controlling someone's reproductive intimidation to pressure someone to be or not be pregnant, and to contraception, birth control, pregnancy, or access to health inform 	ting them eping tracenaking the migration reconstrol on the control of the contro	from friends, relatives, or other ck of them, including their em do something by force, threat, status. Coercive control includes s, such as using force, threat, or
14)	☐ No-Contact Order		
	a. You must not contact \square the person in \bigcirc , \square the persons in \bigcirc directly or indirectly, by any means, including by telephone, mail, e	$\overline{}$	other electronic means.
	b. Exception to item 14a:		
	(1) \(\sum \) You may have brief and peaceful contact with the person in children for court-ordered visits.	1 only	to communicate about your
	(2) \(\sum \) You may contact or visit with your children only during con	art-ordere	ed contact or visits.
	(3) Other (explain):		
	c. Peaceful written contact through a lawyer or process server or anoth to a court case is allowed and does not violate this order.	ner persor	n for service of legal papers related

JV-265, Page 4 of 7

(15) [☐ Protect Animals									
·	a. You must stay at least yard	ds away from the anim	mals listed below.							
1	b. You must not take, sell, hide, moles animals listed below.	st, attack, strike, threa	ten, harm, get rid of, trans	sfer, or borrow against the						
(c. \square The person in \bigcirc is given the sole p	ted below.								
	Name (or other way to ID animal)	Type of animal	Breed (if known)	Color						
				_						
	Service									
	(Check a or b): a. \square No other proof of service is neede	d. The person in (2)	attended the hearing on (d	late):						
	•	•								
	b. The person in 2 did not attend the hearing. Proof of service of form JV-249 and form JV-260 (if issued) was presented to the court. (Check all that apply):									
	(1) This order can be served by mail. The judge's orders in this form are the same as the orders in form JV-260 except for the expiration date. The person in 2 must be served (given) a copy of this order either by mail or in person.									
	(2) This order must be personally served. The judge's orders in this form are different from the orders in JV-260, or form JV-260 was not issued. The person in 2 must be personally served (given) a copy this order.									
	(3) The court has scheduled a firearms and ammunition compliance hearing. The person in 1 must have a copy of this order served on the person in 2 by:									
	(a) Personal service by (date	´ ————								
	(b) \square Mail at the person in \bigcirc	's last known address	by (date):							
(17) I	Enter Restraining Order Into Dat	abase								
,	Within one business day, this order must be entered into the California Law Enforcement Telecommunications System (CLETS).									
á	a. The court will enter the order into CLETS.									
1	b. The court or someone it designates If the court designates someone, p									
Date:										
		\overline{J}	udicial Officer							
		This is a Court C		JV-265 , Page 5 of						

Case Number:		

Certificate of Compliance With Violence Against Women Act

This restraining (protective) order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA) upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

Instructions for Law Enforcement

Start Date and End Date of Orders

The orders *start* on the earlier of the following dates:

- The hearing date in (5)a on page 2; or
- The date next to the judge's signature on page (5).

The orders *end* on the expiration date in item (4) on page 1. If no date is listed, they end three years from the hearing date in item (**5**)a on page 2.

Duties of Officer Serving This Order

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in (7), or has custody or control of any that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form JV-268 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, in the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Pen. Code, § 836(c)(1); Fam. Code, § 6383.)

Consider the restrained person "served" (notified) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the California Restraining and Protective Order System (CARPOS). (Fam. Code, § 6381(b), (c).)

This is a Court Order.

JV-265, Page 6 of 7



Case Number:		

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383 (h)(2), 6405(b)):

- 1. **Emergency Protective Order (EPO):** If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
- 2. **No-Contact Order:** If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item (14) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
- 4. Civil Restraining Orders: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

Clerk's Certificate seal]	-	-Clerk's Certificate-	
		Juvenile Restraining Order Against a Child—Cand correct copy of the original on file in the	<u> </u>
	Date:	Clerk, by	, Deputy

This is a Court Order.

		DRAFT Not approved by the Judicial Council
J	V-276 Permission to Have Firearm or Ammunition for Work	Case Number:
This fo	rm is attached to <i>(check one)</i> : UV-255 UV-265 Other:	
1) C	ourt Findings	
Th	ne court finds that the restrained person (name):	
a.	Is required to carry a specific firearm or ammunition during scheduled continued employment.	work hours as a condition of their
b.	Cannot be reassigned by their employer to another position where having needed.	ng a firearm or ammunition is not
c.	Is not otherwise prohibited from having firearms or ammunition under	state or federal law.
d.	Does not pose an additional threat of harm to any protected person or the firearm or ammunition.	ne public by having access to a specific
e.	☐ Is a sworn peace officer and:	
	(1) The court ordered and reviewed a completed psychological evaluation licensed mental health professional with domestic violence expertitions.	*
	(2) The personal safety of the restrained person depends on their abilit ammunition outside of scheduled work hours.	y to carry a specific firearm or
f.	☐ Is not a sworn peace officer and (check 1 or 2):	
	(1) The court did not order the restrained person to complete a psyc	hological evaluation.

(2) The court ordered and reviewed a completed psychological evaluation of the restrained person by a

licensed mental health professional with domestic violence expertise.



g.

Other

Case Number:	

2 Court Order

a.	The restrained person is <i>(check one)</i> :		
	(1) \square Not a sworn peace officer and may	have the items listed in 2b only of	during scheduled work hours.
	(2) A sworn peace officer and (check o	ne):	
	(A) May have the items listed in 2b	while on duty.	
	(B) \square May have the items listed in 28	while on or off duty.	
b.	This restraining order does not require the listed below:	restrained person to relinquish th	e specific firearm or ammunition
	☐ Firearm (make):	(model):	(serial no.):
	Ammunition (description):		

Warning: The court orders listed above in ② only apply to this restraining order. If you are prohibited from having firearms or ammunition by another order or law, you may be in violation of state or federal law.

This is a Court Order.

Item number: 27

RULES COMMITTEE ACTION REQUEST FORM

Rules Committee Meeting Date: April 11, 2025

Rules Committee action requested [Choose from drop-down menu below]: Circulate for comment (January 1 cycle)

Title of proposal: Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899

Proposed rules, forms, or standards (include amend/revise/adopt/approve):

Adopt forms CH-820, CH-830, CH-840, CH 850, EA-820, EA-830, EA-840, EA-850, GV-820, GV-830, GV-840, WV-820, WV 830, WV-840, and WV-850; and revise forms CH-109, CH-110, CH-116, CH-120, CH-120-INFO, CH-130, CH-200, CH 200 INFO, CH-800, CH-800-INFO, EA 100, EA-109, EA-110, EA-116, EA-120, EA-120 INFO, EA-130, EA-200-INFO, EA 716, EA-800, EA-800-INFO, GV-030, GV-110, GV-116, GV-130, WV-100, WV 109, WV-110, WV-116, WV-120, WV 120-INFO, WV-130, WV-200, WV 200-INFO, WV-800, WV-800-INFO

Committee or other entity submitting the proposal: Civil and Small Claims Advisory Committee

Staff contact (name, phone and email): Madison Orcutt, 916-643-8068, madison.orcutt@jud.ca.gov

Identify project(s) on the committee's annual agenda that is the basis for this item:

Annual agenda approved by Rules Committee on (date): October 22, 2024

Project description from annual agenda: Develop rule and form recommendations as appropriate. SB 899 requires courts to inquire whether a person subject to a civil restraining order has complied with the firearm relinquishment requirement and order the clerk to notify law enforcement if a receipt is not filed within 48 hours of receiving the restraining order. Similar legislation for domestic violence restraining orders was enacted a few years ago SB 320 (Stats. 2021, ch. 685). The Family and Juvenile Law Advisory Committee adopted forms to implement the legislation. Similar forms are needed for the other protective types.

Out of Cycle/Early Implementation: *If requesting July 1 effective date or out of cycle, explain why:* N/A

Additional Information for Rules Committee: (To facilitate Rules Committee's review of your proposal, please include any relevant information not contained in the attached summary.)

Two other spring cycle proposals entitled (1) Protective Orders: Changes to Domestic Violence and Juvenile Forms to Implement AB 2759 and (2) Criminal Law: Implementation of Recent Legislation Regarding Criminal Protective Orders address similar statutory changes affecting domestic violence restraining orders, juvenile restraining orders, and criminal protective orders.

Additional Information for JC Staff

•	Director A	Approval (required f	for all	invitations	to	comment	and	rep	ports)
---	------------	------------	------------	---------	-------------	----	---------	-----	-----	-------	---

This report or invitation to comment was:

- ☑ reviewed by EGG on *(date)* 3/7/2025
- □ approved by Office Director (or Designee) (name) Michael Giden on (date) 3/24/2025

If either of above not checked, explain why:

Complete the following for all reports to be submitted to council (optional for ITCs):

Form Translations (check all that apply)

This proposal:

 \square includes forms that have been translated.

	 □ includes forms or content that are required by statute to be translated. Provide the code section that mandates translation: Click or tap here to enter text. □ includes forms that staff will request be translated.
•	Form Descriptions (for any report with new or revised forms) ☐ The forms in this proposal will require new or revised form descriptions on the JC forms webpage. (If this is checked, the form descriptions should be approved by a supervisor before submitting this RAR.).
•	Self-Help Website (check if applicable) ☐ This proposal may require changes or additions to self-help web content.



Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688 www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

SPR25-27

Title

Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899

Proposed Rules, Forms, Standards, or Statutes

Adopt forms CH-820, CH-830, CH-840, CH-850, EA-820, EA-830, EA-840, EA-850, GV-820, GV-830, GV-840, WV-820, WV-830, WV-840, and WV-850; revise forms CH-109, CH-110, CH-116, CH-120, CH-120-INFO, CH-130, CH-200, CH-200-INFO, CH-800, CH-800-INFO, EA-100, EA-109, EA-110, EA-116, EA-120, EA-120-INFO, EA-130, EA-200-INFO, EA-716, EA-800, EA-800-INFO, GV-030, GV-110, GV-116, GV-130, WV-100, WV-109, WV-110, WV-116, WV-120, WV-120-INFO, WV-300, and WV-800-INFO

Proposed by

Civil and Small Claims Advisory Committee Hon. Donald J. Proietti, Chair

Action Requested

Review and submit comments by May 23, 2025

Proposed Effective Date

January 1, 2026

Contact

Madison Orcutt, 916-643-8068 madison.orcutt@jud.ca.gov James Barolo, 415-865-8928 james.barolo@jud.ca.gov

Executive Summary and Origin

To implement Senate Bill 899 (Stats. 2024, ch. 544), which goes into effect on January 1, 2026, the Civil and Small Claims Advisory Committee proposes the adoption and revision of numerous restraining order forms, including forms for restraining orders based on civil harassment, elder or dependent adult abuse, gun violence, postsecondary school violence, and workplace violence. However, one civil harassment restraining order form and all the postsecondary school violence restraining order forms are addressed in separate spring cycle proposals because they are

This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.

impacted by legislation other than SB 899. The civil harassment restraining order petition (form CH-100) is included in a proposal entitled *Protective Orders: Civil Harassment Forms to Implement Senate Bill 554*. The postsecondary school violence restraining order forms are addressed in a proposal entitled *Protective Orders: Postsecondary School Violence Forms to Implement Assembly Bill 2096*. Comments regarding the implementation of SB 899 in the forms included in those proposals should be directed to this invitation to comment rather than to the other proposals.

Background

Senate Bill 320

In 2022, Senate Bill 320 (Stats. 2021, ch. 685) expanded the court's role in ensuring firearms relinquishment compliance in domestic violence and juvenile restraining order matters. To implement SB 320, the Family and Juvenile Law Advisory Committee proposed a number of changes to domestic violence and juvenile restraining order forms as well as the adoption of several new forms (forms DV-820, DV-830, DV-840/FL-840, JV-272, and JV-274), effective January 1, 2023.¹

SB 899's procedures and requirements for civil harassment, elder or dependent adult abuse, gun violence, postsecondary school violence, and workplace violence restraining orders are similar, but not identical, to those in SB 320. Where possible, the forms attached to this proposal are modeled after the forms revised and adopted pursuant to SB 320, as consistency in protective orders across case type is beneficial to courts, litigants, and law enforcement.

Senate Bill 899

SB 899 creates several requirements and court procedures for civil restraining orders involving firearms and ammunition. As discussed below, some, but not all, of these requirements and procedures affect gun violence restraining orders.

Relinquishment of ammunition, work exemption, and notice to law enforcement and prosecuting attorney

Prior to SB 899, Code of Civil Procedure section 527.9 provided a process for a person subject to a civil harassment, elder or dependent adult abuse, postsecondary school violence, or workplace violence restraining order to relinquish firearms, including firearm parts,² in that person's immediate possession or control, including by filing with the court a receipt showing that the

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¹ Judicial Council of Cal., Advisory Com. Rep., *Domestic Violence; Rule and Form Changes to Implement New Laws* (Sept. 2, 2022), https://jcc.legistar.com/View.ashx?M=F&ID=11229751&GUID=A9339929-3ABD-4F35-BE6D-672A0C40FAD0.

² Pen. Code, § 16520(b)(25).

firearms were surrendered or sold.³ SB 899 provides a process for those persons to relinquish ammunition.⁴

Moreover, SB 899 makes various changes regarding when the court may grant a person subject to a civil harassment, elder or dependent adult abuse, postsecondary school violence, or workplace violence restraining order permission to have a particular firearm or ammunition for work, including all of the following:

- The court may not grant such permission if the restrained person would otherwise be prohibited from having firearms and ammunition by state or federal law;
- The court must find that the restrained person does not pose a "threat of harm to a protected party or the public" by having access to the particular firearm or ammunition;
- If such permission is granted and the restrained person is not a peace officer, the firearm or ammunition may be possessed only during scheduled work hours; and
- The court may order a nonsworn peace officer to complete a psychological evaluation by a licensed mental health professional with domestic violence expertise.⁵

SB 899 additionally requires the court to report violations of a firearms prohibition in a restraining order to the prosecuting attorney within two business days of a court hearing, unless the restrained person shows that they have complied with the relinquishment procedure. SB 899 requires the court to immediately notify law enforcement if the restrained person does not file a receipt confirming relinquishment within 48 hours after receiving an order to relinquish a firearm in their possession. These new notification requirements apply to gun violence restraining orders in addition to civil harassment, elder or dependent adult abuse, postsecondary school violence, and workplace violence restraining orders.

Court findings and review hearing

SB 899 adds section 527.11 to the Code of Civil Procedure and section 18120.5 to the Penal Code. When relevant information is provided to the court at any noticed hearing that the restrained person has a firearm, these statutes require the court to determine whether the person

³ Code Civ. Proc., § 527.9(a)–(b).

⁴ For gun violence restraining orders, Penal Code section 18120 already provided for the relinquishment of ammunition prior to SB 899. Additionally, Penal Code section 18100 defines "ammunition" to include "a magazine" for purposes of chapter 1 (commencing with section 18100) of division 3.2 of title 2 of part 6 of the Penal Code. Therefore, for gun violence restraining orders, ammunition and magazines were required to be relinquished prior to SB 899.

⁵ Code Civ. Proc., § 527.9(f).

⁶ Code Civ. Proc., § 527.9(b); Pen. Code, § 18120(b)(6).

⁷ Ibid.

has a firearm in violation of an order.⁸ When presented with such information, the court has the option of setting a review hearing within 10 court days after the hearing at which the information was presented.⁹ Neither statute discusses ammunition. However, the Legislative Counsel's Digest, final Assembly floor analysis for SB 899, and final Senate floor analysis for SB 899 all describe these statutory provisions as though they apply to ammunition.¹⁰

As a result, the types of items and devices required to be relinquished¹¹ are not coextensive with the types of items and devices subject to SB 899's new court findings and review hearings.¹² For civil harassment, elder and dependent adult abuse, postsecondary school violence, and workplace violence restraining orders, the statutory provisions regarding relinquishment apply to firearms, firearm parts, and ammunition.¹³ However, the new statutory provisions regarding court findings and review hearings only apply to firearms.¹⁴

For gun violence restraining orders, the statutory provisions regarding relinquishment apply to firearms, firearm parts, ammunition, and magazines. ¹⁵ However, the new statutory provisions regarding court findings and review hearings only apply to firearms, which would include firearm parts. ¹⁶

Note that for gun violence restraining orders, the new statutory provisions involving court findings and review hearings do not mention ammunition, which means that they do not mention magazines either. (Pen. Code, §§ 18100 (defining "ammunition" to include magazines) & 18120.5 (mentioning firearms but not ammunition).)

⁸ Code Civ. Proc., § 527.11(a); Pen. Code., § 18120.5(a).

⁹ Code Civ. Proc., § 527.11(c); Pen. Code., § 18120.5(c).

¹⁰ Although not reflected in the statutory language itself, the Legislative Counsel's Digest prepared for SB 899 mentions both firearms and ammunition: "Commencing January 1, 2026, this bill would also require the court, at a noticed hearing related to these orders, to consider information presented that the restrained person has possession or control of a firearm or ammunition. The bill would authorize the court, upon making this finding, to set a review hearing, as specified, to determine whether the person has possession or control of a firearm or ammunition in violation of the above provisions." (Legis. Counsel's Dig., Sen. Bill No. 899 (2023–2024 Reg. Sess.) The final Assembly and Senate floor analyses for SB 899 reflect a similar understanding. (Assem. Com. Rules, Analysis of Sen. Bill No. 899 (2023–2024 Reg. Sess.) as amended Aug. 22, 2024, p. 3; Sen. Com. on Rules, Analysis of Sen. Bill No. 899 (2023–2024 Reg. Sess.) as amended Aug. 22, 2024, p. 6.)

¹¹ Code Civ. Proc., § 527.9; Pen. Code, § 18120.

¹² Code Civ. Proc., § 527.11; Pen. Code, § 18120.5.

¹³ Code Civ. Proc., § 527.9 (mentioning the relinquishment of firearms and ammunition); Pen. Code, § 16520(b)(25) (defining "firearm" for purposes of section 527.9 to include firearm parts).

¹⁴ Code Civ. Proc., § 527.11 (noting that section 527.11 does not mention ammunition, and that Penal Code section 16520(b)(25)'s definition of "firearm" to include firearm parts does not apply to new section 527.11).

¹⁵ Pen. Code., §§ 16520(b)(10) (defining "firearm" for purposes of Penal Code sections 18100 to 18500, inclusive, to include firearm parts), 18100 (defining "ammunition" to include magazines for purposes of Penal Code sections 18100 to 18123, inclusive), & 18120 (mentioning the relinquishment of firearms and ammunition).

¹⁶ Pen. Code, §§ 16520(b)(10) (defining "firearm" for purposes of Penal Code sections 18100 to 18500, inclusive, to include firearm parts) & 18120.5 (mentioning firearms, but not ammunition).

Free service by peace officers and priorities for enforcement

Under existing law, there is no fee for service of process by the sheriff or marshal of civil harassment, postsecondary school violence, and workplace violence restraining orders depending on the underlying actions alleged¹⁷ or if there is a fee waiver.¹⁸ There is no fee for service of process by law enforcement of all elder or dependent adult abuse restraining orders.¹⁹

SB 899 adds section 527.12 to the Code of Civil Procedure. That provision requires peace officers, upon the request of a petitioner, to serve a temporary restraining order, order after hearing, or protective order related to civil harassment, elder or dependent adult abuse, postsecondary school violence, or workplace violence for free.²⁰ The definition of "peace officer" for these purposes is broad. It encompasses not only a sheriff or marshal, but anyone meeting the requirements of Penal Code section 830,²¹ which includes, among other persons, certain harbor police²² and employees of the Department of Fish and Game.²³

Section 527.12 outlines various procedures for peace officers to serve and enforce these orders, including, among other things, by requiring the officer to complete and transmit the proof of service to the issuing court.²⁴ Separately, section 527.12 contains language regarding priorities for enforcement where more than one restraining order has been issued.²⁵

The Proposal

This proposal is needed to implement recently enacted SB 899 and to make other changes.²⁶

Relinquishment of ammunition

The committee proposes revising numerous civil harassment, elder or dependent adult abuse, postsecondary school violence, and workplace violence restraining order forms to reflect SB 899's requirement that restrained persons relinquish ammunition. The committee proposes,

¹⁷ Code Civ. Proc., §§ 527.6(z) (civil harassment), 527.8(y) (workplace violence), & 527.85(x) (postsecondary school violence).

¹⁸ Gov. Code, § 26720.5; Cal. Rules of Court, rule 3.55(5).

¹⁹ Welf. & Inst. Code, § 15657.03(s). Note, however, that the existing elder or dependent adult restraining order forms use "sheriff or marshal" rather than "law enforcement."

²⁰ Code of Civil Procedure section 527.12 does not apply to gun violence restraining orders.

²¹ Code Civ. Proc., § 527.12(e).

²² Pen. Code, § 830.1(a).

²³ Pen. Code, § 830.2(e).

²⁴ Code Civ. Proc., § 527.12(b)(1).

²⁵ Code of Civ. Proc., § 527.12(d)(2).

²⁶ Two other spring cycle proposals entitled *Protective Orders: Changes to Domestic Violence and Juvenile Forms to Implement AB 2759* and *Criminal Law: Implementation of Recent Legislation Regarding Criminal Protective Orders* address similar statutory changes affecting domestic violence restraining orders, juvenile restraining orders, and criminal protective orders. These proposals can be viewed at https://courts.ca.gov/policy-administration/invitations-comment.

among other things, changing the name of forms CH-800, EA-800, SV-800, and WV-800 from *Receipt for Firearms and Firearm Parts* to *Receipt for Firearms, Firearm Parts, and Ammunition* and revising those forms to list ammunition among the items surrendered. The committee also proposes revising these forms to facilitate the sale of ammunition to licensed gun dealers. Similarly, the committee proposes changing the name of forms CH-800-INFO, EA-800-INFO, SV-800-INFO, and WV-800-INFO from *How Do I Turn In, Sell, or Store My Firearms and Firearm Parts?* to *How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?* The committee further proposes adding the word "ammunition" to the remaining forms in this proposal where necessary to reflect that ammunition must be relinquished.

Work exemption

The committee proposes revisions to the response forms (forms CH-120, EA-120, SV-120, and WV-120) to replace the existing work exemption language with a new set of questions that conform to SB 899's requirements for an exemption to carry a firearm or ammunition for work.²⁸ The work exemption is likely to be requested in a relatively small number of all orders, and the requirements of Code of Civil Procedure section 527.9(f) regarding the work exemption are numerous. Therefore, the committee recommends directing respondents to both (1) a self-help website and (2) the relevant code section to obtain additional information regarding what respondents need to show the judicial officer to qualify for the work exemption.

The committee proposes revising the response form information sheets (forms CH-120-INFO, EA-120-INFO, SV-120-INFO, and WV-120-INFO) to provide additional information on the work exemption under the heading "What if I need a firearm or ammunition for my job?" The committee further proposes revising the exemption language on the order after hearing forms (forms CH-130, EA-130, SV-130, and WV-130) and creating a checkbox for the judicial officer to indicate that they have made the necessary findings to grant a work exemption.

Finally, the committee proposes adopting new forms entitled *Permission to Have Firearm or Ammunition for Work* (forms CH-850, EA-850, SV-850, and WV-850) that (1) list the findings required for the court to grant the respondent permission to have a firearm or ammunition for work, (2) contain the orders permitting possession of the specific firearm or ammunition, and (3)

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²⁷ Code of Civil Procedure section 527.9(b) appears to contemplate selling a firearm and ammunition to a licensed gun dealer ("A person ordered to relinquish any firearm and ammunition pursuant to this subdivision shall file with the court a receipt showing the firearm and ammunition were surrendered to the local law enforcement agency or sold to a licensed gun dealer within 48 hours after receiving the order"). While the committee is aware that Penal Code section 29830 also authorizes the transfer of ammunition for storage to an ammunition vendor "whether or not specified in the court order," those provisions predate SB 899 and the relinquishment receipt forms have not previously mentioned ammunition vendors. Moreover, Code of Civil Procedure section 527.9 does not mention ammunition vendors in the context of these relinquishment receipts.

²⁸ Although the definition of "firearm" here includes "firearm parts" pursuant to Penal Code section 16520(b)(25), the proposed CH-850, EA-850, SV-850, and WV-850 forms do not mention "firearm parts" because it appears unlikely that a person would be required to carry "a particular" firearm part for work pursuant to Code of Civil Procedure section 527.9(f).

warn the respondent that they may nevertheless be in violation of state or federal law if they are prohibited from having a firearm or ammunition by another order or law.

Notice to law enforcement and prosecuting attorney, court findings, and review hearing To implement SB 320, the council adopted three new forms: forms DV-820, DV-830, and DV-840. The committee proposes adopting similar forms to implement SB 899.

In the domestic violence context, the relevant statutory language includes firearms, firearm parts, and ammunition across the court findings,²⁹ review hearings,³⁰ and relinquishment provisions.³¹ However, as discussed in the background section of this invitation to comment, the types of items and devices required to be relinquished pursuant to SB 899³² are not coextensive with the types of items and devices subject to the court findings and review hearings.³³

When developing the attached forms, the committee decided that the court findings and review hearings should cover the same devices and items that are subject to relinquishment. There is nothing in statutory law precluding the court from making findings regarding additional devices and items, or from holding a hearing regarding additional devices and items. The committee believes that making specific findings and holding compliance hearings regarding all of the devices and items subject to relinquishment promotes important public safety objectives.

The proposed forms CH-820, EA-820, GV-820, SV-820, and WV-820, *Prohibited Items Finding and Orders*, serve as an attachment to any order form in a restraining order action.³⁴ These forms contain items facilitating court findings, setting a review hearing, and providing notice to law enforcement and the prosecuting agency. Regarding the notice provided to the prosecuting agency, the proposed forms provide that the prosecuting agency will be "immediately notified" if the restrained person is noncompliant, even though the relevant statute provides that notice must be provided to the prosecuting attorney by the court "within two business days of the court hearing." The Civil and Small Claims Advisory committee proposes using the word "immediately" rather than the statutory language to make it clear to the restrained person that notice would happen quickly if they were found noncompliant.³⁶

²⁹ Fam. Code, § 6216 & 6322.5.

³⁰ Ibid.

³¹ Fam. Code, § 6216 & 6389.

³² Code Civ. Proc., § 527.9; Pen. Code, § 18120.

³³ Code Civ. Proc., § 527.11; Pen. Code, § 18120.5.

³⁴ These proposed forms contain a checkbox to attach them to the *Order on Request to Continue Hearing* (forms CH-116, EA-116, GV-116, SV-116, and WV-116).

³⁵ Code Civ. Proc., § 527.9(b); Pen. Code, § 18120(b)(6).

³⁶ Similarly, the proposed forms state that the court will "immediately notify" law enforcement because that is the term used in Code of Civil Procedure section 527.9(b) and Penal Code section 18120(b)(6).

The proposed forms CH-830, EA-830, GV-830, SV-830, and WV-830, *Noncompliance With Firearms and Ammunition Order* or *Noncompliance With Firearms, Ammunition, and Magazines Order*, are notice forms that would be completed by the court to alert law enforcement or the prosecuting agency of the court's orders regarding noncompliance, and serve as a coversheet for the restraining order that has been violated. As with form DV-830, the proposed forms would be confidential. Form DV-830 contains additional items to disclose outstanding warrants and information found during background searches pursuant to Family Code section 6306. Because no similar statutory language exists for civil harassment, elder or dependent adult abuse, gun violence, postsecondary school violence, or workplace violence restraining orders, those items are excluded from the current proposal.

The proposed forms CH-840, EA-840, GV-840, SV-840, and WV-840, *Notice of Compliance Hearing for Firearms and Ammunition* or *Notice of Compliance Hearing for Firearms, Firearm Parts, Ammunition, and Magazines*, would be used when the issue of noncompliance arises after a long-term restraining order has been issued and the court elects to set the matter for a review hearing. For example, in the domestic violence context, if child custody is before the court and the protected person alleges that the restrained person possesses firearms, the court would need to issue a notice of court hearing if the restrained person was not present when the review hearing was set. However, the likelihood of noncompliance arising after a long-term restraining order has issued is less clear for civil harassment, elder or dependent adult abuse, gun violence, postsecondary school violence, and workplace violence restraining orders. The committee therefore seeks specific comment as to whether forms CH-840, EA-840, GV-840, SV-840, and WV-840 are necessary.

In addition to adopting new forms, the committee proposes incorporating some or all of the items on forms CH-820, EA-820, GV-820, SV-820, and WV-820 into Gun Violence Restraining Order After Hearing on EPO-002 (form GV-030), the temporary restraining order (forms CH-110, EA-110, GV-110, SV-110, and WV-110), and the order after hearing (forms CH-130, EA-130, GV-130, SV-130, and WV-130). At the order after hearing on EPO-002 and the temporary restraining order stage, the court may have sufficient information to make a finding regarding firearms or ammunition and may elect to set a review hearing. At the hearing on whether a longterm restraining order should issue, the court would likely have more information, including whether the restrained person has complied with a temporary order, if one was granted. Because more information will be available to the court at the time of granting the restraining order after hearing, the committee proposes incorporating all the findings and orders listed on forms CH-820, EA-820, GV-820, SV-820, and WV-820 into the order after hearing forms. The proposed revisions to the order after hearing forms would additionally include an item facilitating service of the order on the respondent for purposes of the compliance hearing. The Family and Juvenile Law Advisory Committee found it preferable to have all these items in one place on form DV-130 rather than using the attachment (form DV-820). The Civil and Small Claims Advisory Committee proposes maintaining consistency with that approach.

Free service of process by peace officers

To implement the provisions of SB 899 regarding service of process by a peace officer, the committee proposes adding a checkbox to the petition (forms CH-100, EA-100, SV-100, and WV-100) stating that "if the court issues an order, [the petitioner] ask[s] that a peace officer serve it for free." The committee also proposes adding language to the temporary restraining order (forms CH-110, EA-110, SV-110, and WV-110) and order after hearing (forms CH-130, EA-130, SV-130, and WV-130) stating that a peace officer may also serve the order for free, including by cross-referencing the existing information sheets that discuss service of process (forms CH-200-INFO, EA-200-INFO, SV-200-INFO, and WV-200-INFO).

The committee proposes revising those information sheets to provide additional information regarding free service of process by a peace officer, including by pointing court users to a self-help website regarding the various pathways for free service. Where language already exists on the information sheets regarding the sheriff or marshal sending proof of service to the court and California Law Enforcement Telecommunication System (CLETS), the committee proposes adding information indicating that if a peace officer serves the papers, they will also send proof of service to the court and CLETS.³⁷

Priorities for enforcement

Across the existing temporary restraining order forms (forms CH-110, EA-110, SV-110, and WV-110) and the order after hearing forms (forms CH-130, EA-130, SV-130, and WV-130), an item entitled, "Conflicting Orders—Priorities for Enforcement" cross-references Family Code section 6383(h)(2), which is nearly identical to the new Code of Civil Procedure section 527.12(d)(2). Therefore, the committee proposes revising the "Conflicting Orders—Priorities for Enforcement" item for the temporary restraining order (forms CH-110, EA-110, SV-110, and WV-110) and order after hearing (forms CH-130, EA-130, SV-130, and WV-130) to cite to the new Code of Civil Procedure section 527.12(d)(2) alongside the existing references to Family Code section 6383(h)(2).

Miscellaneous changes to improve forms

In addition to the proposed form revisions to implement SB 899, the committee proposes revisions to improve several forms. When reviewing the existing items regarding free service, it came to the committee's attention that the order to reschedule a hearing to renew an elder or dependent adult abuse restraining order (form EA-716) ties entitlement to free service to the underlying action alleged (unlawful violence, a credible threat of violence, or stalking), which is inconsistent with statute.³⁸ Therefore, the committee proposes revising the free service item on form EA-716 to reflect that the sheriff or marshal will serve this order for free, with no

³⁷ See Code Civ. Proc., § 527.12(b)(1).

³⁸ Welfare and Institutions Code section 15657.03(s) provides that "a petitioner shall not be required to pay a fee for law enforcement to serve an order issued" pursuant to Welfare and Institutions Code section 15657.03.

qualifiers. This change is consistent with the other elder or dependent adult abuse restraining order forms.

Additionally, Family Code section 6389(c)(3) requires the forms for protective orders adopted by the Judicial Council to "require the petitioner to describe the number, types, and locations of any firearms or ammunition presently known by the petitioner to be possessed or controlled by the respondent." For gun violence restraining orders, Penal Code section 18107 also contains a similar requirement. Although the statutory language governing civil harassment, elder or dependent adult abuse, postsecondary school violence, and workplace violence restraining orders does not contain this statutory requirement, no statute exists that would prohibit courts from soliciting this information from petitioners. Therefore, the committee proposes asking the petitioner to describe the number, type, and location of these items, when known, on the petition (forms CH-100, EA-100, SV-100, and WV-100) to help the court identify these items at an early juncture. The committee also proposes making various revisions across the attached forms to replace gendered language with gender-neutral language and to make various technical or clarifying changes.³⁹

Finally, as noted in the executive summary of this invitation to comment, a separate proposal involving civil harassment restraining orders is currently circulating for comment and includes form revisions to implement SB 899, which are indicated using gray highlight in that proposal. A second, separate proposal involving postsecondary school violence restraining orders is also currently circulating for comment. That proposal includes form revisions to implement SB 899, which are indicated in gray highlight, and proposes the adoption of four new forms relating to SB 899 (forms SV-820, SV-830, SV-840, and SV-850). Comments involving the implementation of SB 899 should be directed to this proposal rather than to those other proposals.

Alternatives Considered

The committee did not consider the alternative of taking no action because form revisions are needed to comply with SB 899. As discussed in the explanation of the proposal, the committee considered several alternatives when drafting the proposed forms and concluded that the current proposal best satisfies the statutory mandate. To the extent the proposed revisions were not required by the terms of SB 899, the committee considered taking no action but ultimately

³⁹ Among other clarifying corrections, for gun violence restraining orders the committee proposes revisions to items 4b and 4c of the order on request to continue hearing (form GV-116), which previously contained two checkboxes but only one sub-item. The committee also proposes revising form WV-109 to reflect that a restraining order could last up to three years and updating various URLs throughout the proposed forms.

⁴⁰ Protective Orders: Civil Harassment Forms to Implement Senate Bill 554, SPR25-29, available at https://www.courts.ca.gov/policyadmin-invitationstocomment.htm.

⁴¹ Protective Orders: Postsecondary School Violence Forms to Implement Assembly Bill 2096, SPR25-28, available at https://www.courts.ca.gov/policyadmin-invitationstocomment.htm.

determined the revisions were warranted in light of the benefits the revisions would provide to the courts and court users.

As discussed above, the existing forms contemplate free service of process by a sheriff or marshal. By contrast, SB 899 contemplates free service by a peace officer, which is defined to include a sheriff or marshal but is also much broader than that. The committee considered not revising any forms, including those in this proposal, to add language regarding free service by a peace officer given the likelihood of confusing court users. ⁴² However, the committee ultimately determined that the best course of action was to propose implementing this new statutory language in a manner that reflects this broader definition.

Finally, the committee considered whether SB 899's language involving free service by a peace officer should be added to forms other than the temporary restraining order (forms CH-110, EA-110, SV-110, and WV-110), order after hearing (forms CH-110, EA-110, SV-110, and WV-110), and information sheet (forms CH-200-INFO, EA-200-INFO, SV-200-INFO, and WV-200-INFO). Given the scope of orders contemplated by new Code of Civil Procedure section 527.12(a), the committee ultimately determined that only including this language on the temporary restraining order and order after hearing forms was the correct result.

Fiscal and Operational Impacts

The committee anticipates that this proposal would require courts to train court staff and judicial officers on the newly approved and revised forms. Courts will also incur costs to incorporate the revised forms into paper or electronic processes. The committee further anticipates potential operational impacts related to court findings and review hearings for additional prohibited items.

⁴² While the existing free service pathways included on the forms contemplate free service by the sheriff or marshal, SB 899's new free service pathways contemplate free service by peace officers on different facts. Moreover, the definition of a "peace officer" for these purposes would include, but would not be limited to, sheriffs and marshals pursuant to Code of Civil Procedure section 527.12(e).

⁴³ The existing forms that discuss free service of process include, among other forms, the petition (forms CH-100, EA-100, SV-100, and WV-100), temporary restraining order (forms CH-110, EA-110, SV-110, and WV-110), order on request to continue hearing (forms CH-116, EA-116, SV-116, and WV-116), order after hearing (forms CH-130, EA-130, SV-130, and WV-130), order to reschedule to renew (forms CH-716, EA-716, SV-716, and WV-716), and various information sheets.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

- Does the proposal appropriately address the stated purpose?
- The committee has proposed adopting *Notice of Compliance Hearing for Firearms*, *Firearm Parts, and Ammunition* (forms CH-840, EA-840, SV-840, and WV-840) and *Notice of Compliance Hearing for Firearms, Firearm Parts, Ammunition, and Magazines* (form GV-840), but questions their utility in the context of civil harassment, elder or dependent adult abuse, gun violence, postsecondary school violence, and workplace violence restraining orders. The forms proposed for adoption are similar to form DV-840 for domestic violence restraining orders. Are there any reasons why it would not be necessary to replicate form DV-840 for civil harassment, elder or dependent adult abuse, gun violence, postsecondary school violence, and workplace violence restraining orders (forms CH-840, EA-840, GV-840, SV-840, and WV-840)?
- There is a warning appearing on proposed forms CH-850, EA-850, SV-850, and WV-850 that reads, "Warning: The court orders listed above in (2) only apply to this restraining order. If you are prohibited from having a firearm or ammunition by another order or law, you may still be in violation of state or federal law." Should this information exist as a stand-alone warning, or instead be part of the order itself? In other words, should the committee make this statement in item 2c on these forms, rather than in a separate box that appears below the order?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

 Forms CH-109, CH-110, CH-116, CH-120, CH-120-INFO, CH-130, CH-200, CH-200-INFO, CH-800, CH-800-INFO, CH-820, CH-830, CH-840, CH-850, EA-100, EA-109, EA-110, EA-116, EA-120, EA-120-INFO, EA-130, EA-200-INFO, EA-716, EA-800, EA-800-INFO, EA-820, EA-830, EA-840, EA-850, GV-030, GV-110, GV-116, GV-130, GV-820, GV-830, GV-840, WV-100, WV-109, WV-110, WV-116, WV-120, WV-120-INFO, WV-130, WV-200, WV-200-INFO, WV-800, WV-800-INFO, WV-820, WV-830, WV-840, and WV-850, at pages 14–189

- 2. Link A: Sen. Bill 899 (Stats. 2024, ch. 544), https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240SB899
- 3. Link B: Sen. Bill 320 (Stats. 2021, ch. 685), https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220SB320



	CH-109	Notice of Court Hearin	ıg	Clerk stamps date here when form is filed.
1	Person Seeking	•		DRAFT
	a. Your Full Name); 		01/22/2025
	Your Lawyer (if	f you have one for this case):		Not approved by
	Name:	State Ba	r No.:	the Judicial Council
	Firm Name:			
	If you do not hav private, you may	If you have a lawyer, give your lawy ve a lawyer and want to keep your h y give a different mailing address in phone, fax, or email.)	nome address	Fill in court name and street address: Superior Court of California, County of
	Address:			
	City:	State:	Zip:	_
	Telephone:	Fax:		Court fills in case number when form is filed.
	Email Address:			
	Notice of Hearing i	is scheduled on the request fo	_	ders against the person in 2:
	Hearing > Date	e: Time:		
	Date Dept	t.: Room:		
If youIf	you do not attend the ceive a copy of the or Temporary Res a. Temporary Rest for Civil Harass	effective immediately, and you could be hearing, the judge may still grant to order, you could be arrested if you visit aining Orders (Any orders granting Orders for personal conduction of the country	d be arrested if you the restraining orde tolate the order. Tanted are on form of t and stay-away order	r that could last up to five years. After you CH-110, served with this notice.) lers as requested in form CH-100, Request
	` , —	ANTED until the court hearing.		
	(2) \square All DE N	NIED until the court hearing. (Spec	ify reasons for deni	(al in b, below.)

(3) Partly **GRANTED** and partly **DENIED** until the court hearing. (Specify reasons for denial in b, below.)

	b.	Reasons for denial of some or all of those personal conduct and stay-away orders as requested in form CH-100, Request for Civil Harassment Restraining Orders, are:
		(1) The facts as stated in form CH-100 do not sufficiently show acts of violence, threats of violence, or a course of conduct that seriously alarmed, annoyed, or harassed the person in and caused substantial emotional distress.
		(2) Other (specify): As stated on Attachment 4b.
5	Co	onfidential Information Regarding Minor
	a.	☐ A request to keep minor's information confidential was made (see form CH-160) and GRANTED . (<i>See form CH-165</i> , Order on Request to Keep Minor's Information Confidential, <i>served with this form</i> .)
	b.	If the request was granted, the information described in item 7 on the order (form CH-165) must be kept CONFIDENTIAL. The disclosure or misuse of the information is punishable as a sanction, with a fine of up to \$1,000 or other court penalties.
6	Se	ervice of Documents for the Person in 1
	pr	least if ive days before the hearing, someone age 18 or older—not you or anyone to be otected—must personally give (serve) a court's file-stamped copy of this form CH-109 to the person in 2 ong with a copy of all the forms indicated below:
	a.	CH-100, Request for Civil Harassment Restraining Orders (file-stamped)
	b.	☐ CH-110, Temporary Restraining Order (file-stamped) IF GRANTED
	c.	CH-120, Response to Request for Civil Harassment Restraining Orders (blank form)
	d.	CH-120-INFO, How Can I Respond to a Request for Civil Harassment Restraining Orders?
	e.	☐ CH-170, Notice of Order Protecting Information of Minor and CH-165, Order on Request to Keep Minor's Information Confidential (file-stamped) IF GRANTED
	f.	Other (specify):
		Date:
		Judicial Officer

15

Case Number:

Case Number:		

To the Person in 1 :

- The court cannot make the restraining orders after the court hearing unless the person in **(2)** has been personally given (served) a copy of your request and any temporary orders. To show that the person in **(2)** has been served, the person who served the forms must fill out a proof of service form. Form CH-200, *Proof of Personal Service*, may be used.
- For information about service, read form CH-200-INFO, What Is "Proof of Personal Service"?
- You may ask to reschedule the hearing if you are unable to find the person in **2** and need more time to serve the documents, or for other good reasons. Read form CH-115-INFO, *How to Ask for a New Hearing Date*.
- You must attend the hearing if you want the judge to make any of the orders you requested on form CH-100, *Request for Civil Harassment Restraining Orders*. Bring any evidence or witnesses you have. For more information, read form CH-100-INFO, *Can a Civil Harassment Restraining Order Help Me?*

To the Person in 2:

- If you want to respond to the request for orders in writing, file form CH-120, Response to Request for Civil Harassment Restraining Orders, and have someone age 18 or older—not you or anyone to be protected—mail it to the person in (1).
- The person who mailed the form must fill out a proof of service form. Form CH-250, *Proof of Service by Mail*, may be used. File the completed form with the court before the hearing and bring a copy with you to the court hearing.
- Whether or not you respond in writing, go to the hearing if you want the judge to hear from you before making an order. You may tell the judge why you agree or disagree with the orders requested.
- You may bring witnesses and other evidence.
- At the hearing, the judge may make restraining orders against you that could last up to five years and may order you to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns), firearm parts, and ammunition that you own or possess. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). If an order is granted, you will also be prohibited from owning, possessing, or buying body armor and will have to relinquish any body armor you have.
- If you are unable to attend your court hearing or need more time to prepare your case, you may ask to reschedule your court date. Read form CH-115-INFO, *How to Ask for a New Hearing Date*.



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

(Clerk will fill out this part.)

-Clerk's Certificate-

I certify that this <i>Notice</i>	of Court Hearing 1s a	rue and correct copy of	the original on t	file in the court.
-----------------------------------	-----------------------	-------------------------	-------------------	--------------------

Clerk's Certificate [seal]	Date:	_
	Clerk, by	, Deputy

CH-110	Temporary Re	•		
Dans an in 1		n d 2 anh		
Protected Pe a. Your Full Na		i), ana (3) omy.		DRAFT 01/31/2025
	(if you have one for this	s case):		Not approved by
				the Judicial Council
Firm Name:				
If you do not private, you t have to give t	s (If you have a lawyer, g have a lawyer and want nay give a different mail telephone, fax, or email.)	to keep your home addr ling address instead. You	ess	Fill in court name and street address: Superior Court of California, County of
Address:		State: 7im.		
City:		_ State: Zip: Fax:		
Telephone: Email Addres		_ rax:		
Restrained P				Case Number:
to add this order	to the California police	rmation with a star (*) is	own aina	an astimata
*Full Name:		database. If age is unkn		an estimate.) Date of Birth:
*Full Name: _	to the California police Height:	database. If age is unkn	*Age:	Date of Birth:
*Full Name: _ *Race:		database. If age is unkn	*Age: _ Hair	Date of Birth: Color: Eye Color:
*Full Name: _ *Race:	Height:	database. If age is unkn Weight: Home Address:	*Age: _ Hair	Date of Birth:
*Full Name: *Race: *Gender: M City: Relationship to	Height: F Nonbinary Protected Person:	database. If age is unkn Weight: Home Address: State:	*Age: _ Hair	Date of Birth: Color: Eye Color:
*Full Name: *Race: *Gender: _ M City: Relationship to Additional In addition to the the temporary or	Height: F Nonbinary Protected Person: Protected Persons	database. If age is unkn Weight: Home Address: State: he following family or h	*Age: Hair Zip: Ousehold 1 Household Yes [Yes [Yes [Date of Birth: Color: Eye Color: members of that person are protected by Member? Relation to Protected Person No No No
*Full Name: *Race: *Gender: Moditional In addition to the temporary or Check here ig	Height: F Nonbinary Protected Person: Protected Persons person named in ①, the ders indicated below: Full Name Fithere are additional persons as a transfer of the contracted Persons are transfer of the contracted Persons as a transfer of the contracted Persons are transfer of the contracted Persons as a transfer of the contracted Persons are tran	database. If age is unkn Weight: Home Address: State: Gender Age H Gender Age H rsons. List them on an at	*Age: Hair Zip: Ousehold In Yes [Date of Birth: Color: Eye Color: members of that person are protected by Member? Relation to Protected Person No that achment.
*Full Name: *Race: *Gender: M City: Relationship to Additional In addition to the the temporary or Check here if Additional F Expiration Da	Height: F Nonbinary Protected Person: Protected Persons person named in ①, the ders indicated below: Full Name Fithere are additional persons as a transfer of the contracted Persons are transfer of the contracted Persons as a transfer of the contracted Persons are transfer of the contracted Persons as a transfer of the contracted Persons are tran	Meight: Weight: Weight: Home Address: State: Gender Age H Gender Age H rsons. List them on an attitle. You may use form M urt will complete the rest	*Age: Hair Zip: Ousehold is Gousehold is Yes [Yes [Yes [Yes [Yes [Ached she MC-025, Ache of this for Ached she Ached she Machan She Mach	Date of Birth: Color: Eye Color: members of that person are protected by Member? Relation to Protected Person No Metachment.

Case Number:		

To the Person in 2:

The court has granted the temporary orders checked as granted below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

	Not Requested Denied Until	the	Hearing Granted as Follows:
a.	You must not do the following things to the part and to the other protected persons listed		<u> </u>
			stalk, threaten, assault (sexually or otherwise), hit, abuse,
	destroy personal property of, or distu		•
			ectly, in any way, including, but not limited to, in person, by mail, by interoffice mail, by email, by text message, by fax, or
	found good cause not to make this or		dress or location. If this item (3) is not checked, the court has
	(4) Other (specify):	. 1	1 . 1 . 1 . 61 . 6 . 1
	Uther personal conduct orders are att	tache	d at the end of this Order on Attachment 5a(4).
b.			cess server or other person for service of legal papers related
	to a court case is allowed and does not violate	e this	order However you may have your naners served by mail
		c tills	order. However, you may have your papers served by main
	on the person in ①.	e tills	order. However, you may have your papers served by main
	on the person in 1.	c tills	order. However, you may have your papers served by main
St	on the person in 1. tay-Away Order		
	on the person in ①. tay-Away Order Not Requested □ Denied Unti	I the	Hearing ☐ Granted as Follows:
S 1 a.	on the person in 1. tay-Away Order Not Requested Denied Until You must stay at least yards ar	l the way f	Hearing Granted as Follows:
	on the person in 1. tay-Away Order Not Requested	I the	Hearing Granted as Follows: rom (check all that apply): The place of child care of the children of
	on the person in 1. tay-Away Order Not Requested Denied Until You must stay at least yards av (1) The person in 1 (2) Each person in 3	I the way f (7)	Hearing Granted as Follows: From (check all that apply): The place of child care of the children of the person in 1
	on the person in 1. tay-Away Order Not Requested	l the way f	Hearing Granted as Follows: rom (check all that apply): The place of child care of the children of
	on the person in 1. tay-Away Order Not Requested Denied Until You must stay at least yards ar (1) The person in 1 (2) Each person in 3 (3) The home of the person in 1 (4) The job or workplace of the person	I the way f (7)	Hearing Granted as Follows: From (check all that apply): The place of child care of the children of the person in The vehicle of the person in The vehicle of the person in
	tay-Away Order Not Requested Denied Until You must stay at least yards as (1) The person in (1) (2) Each person in (3) (3) The home of the person in (1) (4) The job or workplace of the person in (1)	I the way f (7)	Hearing Granted as Follows: From (check all that apply): The place of child care of the children of the person in The vehicle of the person in The vehicle of the person in
a.	tay-Away Order Not Requested Denied Until You must stay at least yards at (1) The person in (1) (2) Each person in (3) (3) The home of the person in (1) (4) The job or workplace of the person in (1) (5) The school of the person in (1) (6) The school of the children of the person in (1)	(8) (9)	Hearing Granted as Follows: From (check all that apply): The place of child care of the children of the person in The vehicle of the person in The vehicle of the person in
a.	tay-Away Order Not Requested Denied Until You must stay at least yards at (1) The person in (1) (2) Each person in (3) (3) The home of the person in (1) (4) The job or workplace of the person in (1) (5) The school of the person in (1) (6) The school of the children of the person in (1)	(8) (9)	Hearing
a.	tay-Away Order Not Requested Denied Until You must stay at least yards at (1) The person in (1) (2) Each person in (3) (3) The home of the person in (1) (4) The job or workplace of the person in (1) (5) The school of the person in (1) (6) The school of the children of the person in (1)	(8) (9) om go	Hearing Granted as Follows: From (check all that apply): The place of child care of the children of the person in 1 The vehicle of the person in 1 Other (specify):
а. b.	tay-Away Order Not Requested Denied Until You must stay at least yards at (1) The person in (1) (2) Each person in (3) (3) The home of the person in (1) (4) The job or workplace of the person in (1) (5) The school of the person in (1) (6) The school of the children of the person in (1) This stay-away order does not prevent you from Firearms (Guns), Firearm Parts, or	(7) (8) (9)	Hearing Granted as Follows: From (check all that apply): The place of child care of the children of the person in 1 The vehicle of the person in 1 Other (specify):

7)	b.	Prohibited items are:			
		(1) Firearms (guns);			
		(2) Firearm parts, meaning receivers, frames,	•	that may be used as or eas	sily turned into a receiver or
		frame (see Penal Code section 16531); an (3) Ammunition.	10		
	c.	You must: (1) Sall to an store with a licensed gun dealer.	or turn in t	a law anforcement agang	any firanta (auna)
		(1) Sell to or store with a licensed gun dealer firearm parts, and ammunition in your im of being served with this Order.			
		(2) File a receipt with the court within 48 hou firearm parts, and ammunition have been <i>Firearm Parts, and Ammunition</i> (form CI	turned in, so	ld, or stored. (You may us	
	d.	☐ The court has received information that yo	· ·	• /	arm parts, or ammunition.
		_	•	C ,,	•
8		Restrained Person Has Prohibited It	tems		
	Tl	he court finds that you have the following prohi			
		Firearms and/or firearm parts			
		Description (include garied number if he	o)	Logation if Image	Proof of compliance received by the court
		Description (include serial number, if known)		Location, if known	
		(1)			(date):
		(2)			
		(3) (4)			(date):
		(4)		-	[(uuic).
	b.	Ammunition	A		D of of occuption of
		Description	Amount, if known	Location, if known	Proof of compliance received by the court
		(1)		,	☐ (date):
		(2)			
		(3)			
		(4)			
		Check here to list additional items. List them			
	ш	Has Prohibited Items" at the top, and attach it			1-110, Restrained 1 crson
		-			
9	N	o Body Armor			
		ou cannot own, possess, or buy body armor (def	fined in Pena	1 Code section 16288) Vo	ou must relinguish anv body
		mor you have in your possession.	1 0110	. 20de beenon 10200). 10	on musicioninguisically body

	Case Number:
_	
10	☐ Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance
	In addition to the hearing listed on form CH-109, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in (7) b) you still have or own, including any items listed in (8) . If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.
	Name and address of court, if different than court
	address listed on page 1:
	Date: Dept.:
	Time: Room:
11	Other Orders
	☐ Not Requested ☐ Denied Until the Hearing ☐ Granted as Follows (specify):
	inot Requested Defined Offin the flearing Granted as Follows (specify).
	Additional orders are attached at the end of this Order on Attachment 11.
	Additional orders are attached at the end of this Order on Attachment 11.
	To the Person in 1:
12	Mandatory Entry of Order Into CARPOS Through CLETS
	This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):
	a. The clerk will enter this Order and its proof-of-service form into CARPOS.
	b. The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
	c. By the close of business on the date that this Order is made, the person in or his or her lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CARPOS:
	Name of Law Enforcement Agency Address (City, State, Zip)
	Additional law enforcement agains are listed at the and of this Order on Attachment 12
_	Additional law enforcement agencies are listed at the end of this Order on Attachment 12.
13	No Fee to Serve (Notify) Restrained Person
	The sheriff or marshal will serve this Order without charge because:
	a. The Order is based on unlawful violence, a credible threat of violence, or stalking.
	b. The person in is entitled to a fee waiver.
	A peace officer may also serve this Order without charge. See form <u>CH-200-INFO</u> for more information.
	This is a Court Order

	Case Number:
Number of pages attached to this Order, if any:	
Date:	L. J 1 Off
	Judicial Officer

Warnings and Notices to the Restrained Person in 2

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item 7b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in item (7) above. The court will require you to prove that you did so.

Notice Regarding Nonappearance at Hearing and Service of Order

If you have been personally served with this Temporary Restraining Order and form CH-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in item (2).

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

After You Have Been Served With a Restraining Order

- Obey all the orders.
- Read form CH-120-INFO, *How Can I Respond to a Request for Civil Harassment Restraining Orders?*, to learn how to respond to this Order.
- If you want to respond, fill out form CH-120, Response to Request for Civil Harassment Restraining Orders, and file it with the court clerk. You do not have to pay any fee to file your response if the Request claims that you inflicted or threatened violence against or stalked the person in (1).
- You must have form CH-120 served by mail on the person in ① or that person's attorney. You cannot do this yourself. The person who does the mailing should complete and sign form CH-250, *Proof of Service by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at courts.ca.gov/rules-forms/find-your-court-forms. If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to five years. Tell the judge why you disagree with the orders requested.



Case Number:	

Instructions for Law Enforcement

Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in item **(4)** on page 1.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the Proof of Service or confirms that the Proof of Service is on file; or
- The restrained person was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)

Case Number			

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2; Fam. Code, §§ 6383(h)(2), 6405(b)); Code Civ. Proc., § 527.12(d)(2)):

- 1. *Emergency Protective Order (EPO):* If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 5a(2) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).)) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

	(C	Clerk will fill out this part.)	
Clerk's Certificate [seal]	—Clerk's Certificate—		
	I certify that thi original on file	s <i>Temporary Restraining Order</i> is a true a in the court.	nd correct copy of the
	Date:	Clerk, by	, Deputy

CH-116 Order on Request to Continue Hearing	Clerk stamps date here when form is filed.
Complete items 1 and 2 only.	DRAFT
1 Protected Party:	01/22/2025
2 Restrained Party:	Not approved by the Judicial Council
————The court will complete the rest of this form—————	
 Next Court Date a. The request to reschedule the court date is denied. Your court date is:	Fill in court name and street address: Superior Court of California, County of
(2) Your court date is no rescheduled because:	Fill in case number:
	Case Number:
4 Temporary Restraining Order	
 a. There is no <i>Temporary Restraining Order</i> (TRO) in this case until (1) A TRO was not previously granted by the court. 	I the next court date because:.
(2) The court terminates (cancels) the previously granted TRO beca	nuse
b. A Temporary Restraining Order (TRO) is still in full force and effect (1) The court extends the TRO previously granted on (date) It now expires on (date): (If no date is listed, the TRO expires at the end of the court date list (2) The court changes the TRO previously granted and signs a new CH-110).	the Restrained Party: If 4 b is checked, a civil harassment restraining order has been issued against you. You must
c. Other (specify):	



		L	
5)	Reason Court Date Is Resched	duled	
		t served the restrained party.	
	b. ☐ This is the first time that the resc. ☐ The court reschedules the court	trained party has asked for more time to	o prepare.
6)	Serving (Giving) Order to Other	er Party	
	The request to reschedule was made by	-	
	a. Protected party	b. Restrained party	c. Court
	(1) \(\sum \) You do not have to serve the restrained party because they or their lawyer were at the court date or agreed to.	(1) You do not have to serve the protected party because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) Further notice is not required.
	(2) You must have the restrained party personally served with a copy of this order and a copy of all documents listed on form CH-109, item 6 , by (date):	(2) You must have the protected party personally served with a copy of this order by (date):	(2) The court will mail a copy of this order to all parties by (date):
	(3) \(\subseteq \) You must have the restrained party served with a copy of this order. This can be done by mail. You must serve by (date):	(3) \(\sum \) You must have the protected party served with a copy of this order. This can be done by mail. You must serve by \((date): \)	(3) Other:
	(4) The court gives you permission to serve the restrained party as listed on the attached form CH-117.	(4) Other:	-
	(5) Other:		

This is a Court Order.

Rev. January 1, 2026



CH-116, Page 2 of 3

	Case Number:
7	No Fee to Serve (Notify) Restrained Person ☐ Ordered ☐ Not Ordered
	The sheriff or marshal will serve this order for free because:
	a. The order is based on unlawful violence, a credible threat of violence, or stalking.
	b. The person in is entitled to a fee waiver.
8	☐ Other Orders
9	Number of pages attached to this Order, if any:
	Traineer of pages attached to this order, if any.
Date:	Judicial Officer
3	Request for Accommodations



Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

Instructions to Clerk

If the hearing is rescheduled and the court extended, modified, or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

-Clerk's Certificate-

Clerk's Certificate	I certify that this <i>Order</i>	on Request to Continue	Hearing	(Temporary	Restraining

Order) (CLETS-TCH) is a true and correct copy of the original on file in the court. [seal]

Date: Clerk, by ______, Deputy

CH-120

Response to Request for Civil **Harassment Restraining Orders**

Use this form to respond to the Request (form CH-100)

- Read How Can I Respond to a Request for Civil Harassment Restraining *Orders?* (form <u>CH-120-INFO</u>) to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—**not you**—serve the person in (1) or their lawyer by mail with a copy of this form and any attached pages. (Use form CH-250, Proof of Service by Mail.)

Full name of person seeking protection (see form CH-100, item (1)):

Person	From	Whom	Protection	Is	Sought

a. Your Name: Your Lawyer (if you have one for this case)

Name: State Bar No.:

Firm Name:

2

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address:			
City:	State:	Zip:	
Telephone:	Fax	K:	
Email Address:			

□ Personal Conduct Orders

a.

I agree to the orders requested.

b. I do not agree to the orders requested. (Specify why you disagree in item (12) on page 4.)

c.

I agree to the following orders (Specify below or in item (12) on page 4.)

☐ Stay-Away Orders

- a. \(\preceq\) I agree to the orders requested.
- b. \square I do not agree to the orders requested. (Specify why you disagree in item (12) on page 4.)
- c. \square I agree to the following orders (specify below or in item (12) on page 4):

Clerk stamps date here when form is filed.

DRAFT

2025-03-17

Not approved by the Judicial Council

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

from form CH-109 item (3) here:

Hearing Date: _____ Time:

If you were served with a Temporary Restraining Order, you must obey it until the

Present your response and any opposition at the

hearing. Write your hearing date, time, and place

hearing. At the hearing, the court may make orders against you that last for up to five years.

CH-120, Page 1 of 5



5) 🗆 A	dditional Protected Persons	
a. 🗌	I agree that the persons listed in item 3 of form CH-100 may be pro-	tected by the order requested.
b. 🗌	I do not agree that the persons listed in item 3 of form CH-100 may	be protected by the order requested.
Firea If you (guns used a CH-1 firear being Firear b	arms (Guns), Firearm Parts, and Ammunition If were served with form CH-110, Temporary Restraining Order, you So, firearm parts, or ammunition. This includes firearm receivers an as or easily turned into a receiver or frame (see Penal Code section 10.) You must sell to or store with a licensed gun dealer, or turn in tems (guns), firearm parts, and ammunition in your immediate poss served with form CH-110. You must file a receipt with the court. I do not own or control any firearms (guns), firearm parts, or ammun I have turned in my firearms (guns), firearm parts, and ammunition stored them with a licensed gun dealer. A copy of the receipt	u cannot own or possess any firearms and frames, and any item that may be a 16531). (See item 7) of form a to a law enforcement agency, any session or control within 24 hours of You may use Receipt for Firearms, iition. to law enforcement or sold them to or
	Yes (explain):	
(3)) (Explain what your job is and why you need a firearm or ammunitio	on):
O.I.		iii1 C
work, not ne	that you will be required to show the judge that (1) carrying a firearm and (2) your employer is unable to reassign you to another position whereastery. There are other things you will need to prove. For more inform to qualify for this exception, go to [self-help website to be created] or	here carrying a firearm or ammunition is mation on what you need to show the

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527.9(f).)

7)	No E	Body Armor				
	If you	If you were served with form CH-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing, or buying body armor. You must also relinquish any body armor you have in your possession.				
	(Chec	ck 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.)				
8		ossession and Protection of Animals				
	a	I agree to the orders requested.				
	b	I do not agree to the orders requested. (Specify why you disagree in item (12) on page 4.)				
	c	I agree to the following orders (specify below or in item (2) on page 4):				
9		other Orders				
	a. [I agree to the orders requested.				
	u	I do not agree to the orders requested. (Specify why you disagree in item (12) on page 4.)				
	С	I agree to the following orders (specify below or in item (2) on page 4):				
	_					
	_					
10	п р	enial				
10)		not do anything described in item (7) of form CH-100. (Skip to (12).)				
	1 ulu	not do anything described in hem (1) of form C11-100. (Skip to (12).)				

1)	☐ Justification or Excuse If I did some or all of the things that the person in 1 has accused me of, my actions were justified or excused for the following reasons (explain):
	☐ Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 11—Justification or Excuse" as a title. You may use form MC-025, Attachment.
2	☐ Reasons I Do Not Agree to the Orders Requested Explain your answers to each order requested that you do not agree with.
	☐ Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 12—Reasons I Disagree" as a title. You may use form MC-025, Attachment.

			Case Number	er:
13)	☐ No Fee for Filing			
	a. I request that I not be require to be entitled to free filing.	d to pay the filing fee becar	use the person in ① claim	ms in form CH-100 item (13)
	b. I request that I not be require Request to Waive Court Fees		ise I am eligible for a fee	waiver. (Form <u>FW-001</u> ,
14)	☐ Lawyer's Fees and Costs			
$\overline{}$	a. I ask the court to order paym	ent of my Lawyer's fe	ees Court costs.	
	The amounts requested are:			
	<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
		_		\$
		_		
45	 □ Check here if there are more "Attachment 14—Lawyer's I b. □ I ask the court to deny the recosts. 	Gees and Costs" for a title. I	You may use form MC-02	25, Attachment.
15)	Number of pages attached to this for	m, n any:		
	Date:			
	Lawyer's name (if an	y) P-	Lawyer'	s signature
	I declare under penalty of perjury unattachments is true and correct.	der the laws of the State of	California that the inform	mation above and on all
	Date:			
		•		
	Type or print your na	me , -	Sign ye	our name

CH-120-INFO

How Can I Respond to a Request for Civil Harassment Restraining Orders?

What is a civil harassment restraining order?

It is a court order that prohibits you from doing certain things and going to certain places.

What does the order do?

The court can order you to:

- Not contact the person who asked for the order
- Stay away from that person and the person's home and workplace
- Not have any firearms (guns), firearm parts, ammunition, or body armor as long as the order is in effect. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). For more information about the items you would not be allowed to have, please see selfhelp.courts.ca.gov/restraining-orders/prohibited-items.

Who can ask for a civil harassment restraining order?

A person who is worried about safety because they have been or are being:

- Stalked
- Harassed
- Assaulted, including sexually, or
- Threatened with violence

I've been served with a request for civil harassment restraining orders. What do I do now?

Read the papers served on you very carefully. The *Notice* of *Court Hearing* tells you when to appear in court. There may also be a *Temporary Restraining Order* forbidding you from doing certain things. You must obey the order until the hearing.

What if I don't agree with what the order says?

You still must obey the order until the hearing. If you disagree with the orders the person is asking for, fill out form CH-120, Response to Request for Civil Harassment Restraining Orders, before your hearing date and file it with the court. If you need to include attachments, you can use form MC-025. You can get the forms from legal publishers or from the California Courts website at courts.ca.gov/rules-forms/find-your-court-forms. Forms may also be at your local courthouse or county law library.

What if I don't obey the order?

The police can arrest you. You can go to jail and pay a fine

Do I have to serve the other person with a copy of my response?

Yes. Have someone age 18 or older—**not you**—mail a copy of completed form CH-120 to the person who asked for the order (or that person's lawyer). (This is called "service by mail.")

The person who serves the form by mail must fill out form <u>CH-250</u>, *Proof of Service by Mail*. Have the person who did the mailing sign the original. Take the completed form back to the court clerk or bring it with you to the hearing.

Should I go to the court hearing?

Yes. You should go to court on the date listed on form CH-109, *Notice of Court Hearing*. If you do not go to the hearing, the judge can make orders against you without hearing from you.

CH-109 Not	ce of Court Hearing	Clerk stamps date here witen form is filed.
Person Seeking Prote 4. Your Full Name:	ection	
Your Lawyer (if you ha	e one for this case):	
Name:	State Bar No.:	
Firm Name:		
	ve a lawyer, give your lawyer's information.	Fill in court name and street address:
	yer and want to keep your home address different mailing address instead. You do not loo, or email.)	Superior Court of California, County of
Address:		
City:	State: Zip:	
Telephone:	Fax:	Coart tile to case runnier when form is like!
Email Address:		Case Number
2) Person From Whom F	Protection Is Sought	10000
Full Name:	Totelan is dought	-
Contract discount	The court will complete the rest of this for duled on the request for restraining or	
	duled on the request for restraining or	
	duled on the request for restraining or	ders against the person in ②:
A court hearing is sche	duled on the request for restraining ore Name and ad	ders against the person in ②:
A court hearing is sche Hearing → Date: Date Dept.:	duled on the request for restraining or Name and ad Time: Room:	ders against the person in ②: dress of court if different from above:
A court hearing is sche Hearing Date: Dept.: To the person in ②: If you attend the hearing (in pe	duled on the request for restraining or Name and ad Time:	ders against the person in (2): dress of court if different from above; e judge grants a restraining order against
A court hearing is ache Hearing Date: Dept.: If you attend the hearing (in peyout, the order will he effective If you do not attend the hearing	duled on the request for restraining or Name and ad Time: Room:	ders against the person in (2): dress of court if different from above; e judge grants a restraining order against violate the order.
A court hearing is sche Hearing Date: Dept.: To the person in ②: If you attend the hearing (in pe you, the order will be effective. If you do not attend the hearing receive a copy of the order, you	duled on the request for restraining orc Name and ad Time: Room: Room: rson, by phone, or by videoconference) and th immediately, and you could be arrested if you, the judge may still grant the restraining order could be arrested if you violate the order.	ders against the person in (2): dress of court if different from above; e judge grants a restraining order against violate the order. r that could last up to five years. After yo
A court hearing is ache Hearing Date: Dept.: To the person in ②: If you attend the hearing (in pe you, the order will be effective) If you do not attend the hearing receive a copy of the order, you Temporary Restraining Temporary Restraining	duled on the request for restraining ore Name and ad Time: Room: rson, by phone, or by videoconference) and th immediately, and you could be arrested if yos t, the judge may still grant the restraining orde	ders against the person in (2): dress of court if different from above; e judge grants a restraining order against tviolate the order. r that could last up to five years. After yo CH-110, served with this notice.) lets as requested in form CH-100, Requested lets as requested in form CH-100, Requested
A court hearing is ache Hearing Date: Dept.: To the person in ②: If you attend the hearing (in pe you, the order will be effective) If you do not attend the hearing receive a copy of the order, you Temporary Restraining Temporary Restraining	duled on the request for restraining or Name and ad Time: Room: Room: rson, by phone, or by videoconference) and th immediately, and you could be arrested if you, the judge may still grant the restraining order to could be arrested if you related the order. In Orders (Any orders granted are on form Orders for personal conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the check on the check only one box below the check on the check only one box below the check on the check of the check on the check of the check on the check of the check on the che	ders against the person in (2): dress of court if different from above; e judge grants a restraining order against tviolate the order. r that could last up to five years. After yo CH-110, served with this notice.) lets as requested in form CH-100, Requested lets as requested in form CH-100, Requested
A court hearing is ache Hearing Date: Dept.: In the person in (2): If you attend the hearing (in peyou, the order will he effective. If you do not attend the hearing receive a copy of the order, you Temporary Restraining for Cell Harassment & III All GRANTED All GRANTED	duled on the request for restraining or Name and ad Time: Room: Room: rson, by phone, or by videoconference) and th immediately, and you could be arrested if you, the judge may still grant the restraining order to could be arrested if you related the order. In Orders (Any orders granted are on form Orders for personal conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the conduct and stay-away or straining Orders, are (check only one box below the check on the check only one box below the check on the check only one box below the check on the check of the check on the check of the check on the check of the check on the che	ders against the person in ②: dress of court if different from above; e judge grants a restraining order against e violate the order. r that could last up to five years. After yo CH-110, served with this notice.) lets as requested in form CH-100, Requested.

How long does the order last?

If the court issued a temporary restraining order before the hearing, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. Any order issued at the hearing can last for up to five years.

Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required, and you are not entitled to a free, court-appointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

Will I see the person who asked for the order at the court hearing?

Yes. Assume that the person who is asking for the order will attend the hearing. Do not talk to him or her unless the judge or that person's attorney says that you can.

Can I bring a witness to the court hearing?

Yes. You can bring witnesses or documents that support your case to the hearing. But if possible, you should also bring the witnesses' written statements of what they saw or heard. Their statements must be made under penalty of perjury. You can use form MC-030 for this.

Information about the process is also available online.

See selfhelp.courts.ca.gov/CH-restraining-order.

For help in your area, contact:

[Local information may be inserted.]

What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form <u>INT-300</u>, *Request for Interpreter (Civil)*, or a local court form or website to request an interpreter. For more information about court interpreters, go to <u>selfhelp.courts.ca.gov/request-interpreter</u>.

What if I have a firearm (gun), firearm part, or ammunition?

If a restraining order is issued, you cannot own, possess, or have a firearm (gun), firearm parts, ammunition, or body armor while the order is in effect. If you have a firearm (gun), firearm parts, or ammunition in your immediate possession or control, you must sell it to or store it with a licensed gun dealer, or turn it in to a law enforcement agency.

What if I need to have a firearm or ammunition for my job?

If the judge grants a restraining order against you, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove 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 that you will have to prove. For more information, go to[self-help website to be created] or see Code of Civil Procedure section 527.9(f).

Can I agree with the protected person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the protected person would have to file a request with the court to cancel the order.

What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form MC-410, Disability Accommodation Request, to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form MC-410-INFO, How to Request a Disability Accommodation for Court.

C	H-130	Civil Harassn Order After H		ining		Clerk stamps	date here when form is filed.
) F	Protected Per	t complete (1), (2), an	nd (3) only.				DRAFT 2025-03-11
	Your Lawyer (Name:	if you have one for th	is case) State Bar	No.:		1	ot approved by Judicial Council
b	Firm Name: o. Your Address If you do not h private, you mand have to give te	(If you have a lawyer, ave a lawyer and wan ay give a different ma lephone, fax, or email	, give your lawye nt to keep your ho iling address inst	r's infort me addr tead. You	mation. ress u do not		me and street address: ourt of California, County of
	City:		State:	_Zip:			
		3:				Court fills in ca	ase number when form is filed.
8	rive an estimate.)	to the California polic				Date	e of Birth:
	*Race:	Heigh	t: Weig	tht:	Hair	Color:	Eye Color:
- 1	<u></u>	F Nonbin					
- 1	City: Relationship to F	Protected Person:	State:		Zip:		
) L Ii	☐ Additional I	Protected Person person named in 1,	ıs				hat person are protected by
- - -		Full Name			Yes Yes	s No No S No No No No	How are they related to you
/	Additional Pro Expiration Dat	otected Persons" as a te	title. You may us	e form N		neet of paper	and write "Attachment 3—
1	This Order, excep	ot for any award of la	wyer's fees, expi	res at			



				Case Numbe	r.
5) Hea	aring				
а. Т	There was a hearing on (date): Name of judicial officer):				
	These people were at the hearing:			_ made the order	s at the hearing.
(1) ☐ The person in 1 . (3) ☐ The lawyo	er for the	e person in (1)	(name):	
	2) ☐ The person in ②. (4) ☐ The lawyo				
	Additional persons present are listed at the		_		
c. [☐ The hearing is continued. The parties mus	st return	to court on (date	e):	at (time):
	To th	e Pers	on in 22:		
	t has granted the orders checked belo ged with a crime. You may be sent to	_		•	
6 □ F	Personal Conduct Orders				
a. Y	You must not do the following things to the p	erson na	amed in 1		
	and to the other protected persons listed in	n 3 :			
(1) Harass, intimidate, molest, attack, str destroy personal property of, or distu				otherwise), hit, abuse,
(2) Contact the person, either directly or telephone, in writing, by public or prior by other electronic means.	indirectl	y, in any way, i	ncluding, but no	
(3) Take any action to obtain the person' found good cause not to make this or		s or location. If	this item (3) is 1	not checked, the court has
(4) Other (specify):	uci.			
(Other personal conduct orders are att	ached at	the end of this	Order on Attach	ment 6a(4).
	Peaceful written contact through a lawyer or particular court case is allowed and does not violate the			erson for servic	e of legal papers related to
7) 🗆 S	Stay-Away Orders				
a. Y	You must stay at least yards a	way fron	n (<i>check all tha</i>	t apply):	
(1) \square The person in $\boxed{1}$.	(7)	The place of o	child care of the	children of
(2) Each person in 3.		the person in	1.	
(3) \square The home of the person in \bigcirc .	(8)	The vehicle o	f the person in (1.
(4) The job or workplace of the person in 1	(9)	Other (specify	·):	
(5) \square The school of the person in \bigcirc .				
(6) The school of the children of the person in (1).	_			
b. 7	This stay-away order does not prevent you fro		g to or from you	r home or place	of employment.

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8	N	o Fi	rearms (Guns), Firearm Parts, or A	Ammuniti	on				
	a.		You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited items listed below in b.						
	b.	Pro	ohibited items are:						
		(1)	Firearms (guns);						
		(2)	Firearm parts, meaning receivers, frames, frame (see Penal Code section 16531); an	•	that may be used as or easily to	arned into a receiver or			
		(3)	Ammunition.						
	c.	Ify	you have not already done so, you must:						
		•	Within 24 hours of being served with this law enforcement agency, any firearms (gu that you possess or own.						
		•	File a receipt with the court within 48 hou firearm parts, and ammunition have been <i>Firearm Parts</i> , and Ammunition (form CF)	turned in, sol	ld, or stored. (You may use Red	(C 7			
	d.		The court has received information that yo	ou own or pos	ssess a firearm (gun), firearm p	parts, or ammunition.			
 e. Permission to Have Firearm or Ammunition for Work: The judge has made an exception under Code of Civil Procedure section 527.9(f). The orders are Permission to Have Firearm or Ammunition for Work. 9 Restrained Person Has Prohibited Items 									
	Tŀ	The court finds that you have the following prohibited items:							
	a.		rearms and/or firearm parts	oned nems.					
		- 11		,	7 101	Proof of compliance			
		(1)	Description (include serial number, if kno	own)	Location, if known	received by the court (date):			
		(1) (2)			-	(date):			
		(2) (3)				(date):			
		(4)				(date):			
	b.	An	nmunition	Amount, if		Proof of compliance			
			Description	known	Location, if known	received by the court			
		(1)				date):			
		(2)			-	☐ (date):			
		(3)				(date):			
		(4)				(date):			
			eck here to list additional items. List them of s Prohibited Items" at the top, and attach it		piece of paper, write "CH-130	, Restrained Person			

	Restrained Pe	rson Has Not Com	plied With S	urrendering Pro	phibited Items	
		t you have not fully con received a receipt or pro-	-			
		ement nediately notify the followagency or agencies):	•			
		nediately notify the follogy):				
No	Body Armor	ess, or buy body armor	(defined in Pena	al Code section 162	88). You must relinquish	any b
You	u cannot own, poss nor you have in you	ır possession.				
You arm	Court Hearing u must attend the conhibited items (descript hearing listed be	to Review Firearm ourt hearing listed below ribed in 8 b) you still	s (Guns), Figure 19 to prove that y have or own, inc	ou have properly tu cluding any items li	d Ammunition Com arned in, sold, or stored al sted in 9. If you do not a g order and notify law en	ll attend
You arm	Court Hearing u must attend the conhibited items (descript hearing listed be	to Review Firearm ourt hearing listed below ribed in (8) b) you still it low, a judge may find the	to grove that y have or own, ine	ou have properly tu cluding any items li lated the restraining	urned in, sold, or stored al sted in 9 . If you do not a	ll attend forcer
You arm	Court Hearing u must attend the conhibited items (descurt hearing listed bed a prosecuting attor	to Review Firearm ourt hearing listed below ribed in (8) b) you still allow, a judge may find the rney of the violation.	s (Guns), Figure 15 to prove that y have or own, income 15 you have vice	rou have properly tueluding any items liblated the restraining Name and address of address listed on pa	arned in, sold, or stored all sted in 9 . If you do not a g order and notify law en of court, if different than ge 1:	ll attend forcer court
You arm	Court Hearing u must attend the conhibited items (descript hearing listed be	to Review Firearm ourt hearing listed below ribed in (8) b) you still it low, a judge may find the	os (Guns), Find the second of	ou have properly tu cluding any items li lated the restraining Name and address of address listed on pa	arned in, sold, or stored all sted in 9 . If you do not a g order and notify law end of court, if different than	II attend forcer court
You arm	Court Hearing u must attend the conhibited items (descript hearing listed be a prosecuting attendance) Date: Time: Lawyer's Fees	to Review Firearm ourt hearing listed below ribed in 8 b) you still below, a judge may find the riney of the violation. Dept.: Room:	v to prove that y have or own, income that you have vio	rou have properly tueluding any items liblated the restraining Name and address of address listed on pa	arned in, sold, or stored all sted in 9 . If you do not a g order and notify law enter of court, if different than ge 1:	II attend forcer court
You arm	Court Hearing u must attend the conhibited items (descript hearing listed be a prosecuting attendance) Date: Time: Lawyer's Fees	to Review Firearm ourt hearing listed below ribed in (8) b) you still allow, a judge may find the riney of the violation. Dept.: Room:	v to prove that y have or own, income that you have vio	rou have properly tueluding any items liblated the restraining Name and address of address listed on pa	arned in, sold, or stored all sted in 9 . If you do not a g order and notify law enter of court, if different than ge 1:	II attend forcer court
You arm	Court Hearing u must attend the conhibited items (descurt hearing listed bed a prosecuting attendal a prosecution	to Review Firearm ourt hearing listed below ribed in 8 b) you still is blow, a judge may find the rney of the violation. Dept.: Room: costs: Amou	the following	rou have properly tueluding any items liblated the restraining Name and address caddress listed on particular amounts for		



			Case Number:			
14)	a. [□ Possession and Protection of Animals □ The person in ① is given the sole possession, care, and control of the animals listed below, which are owned, possessed, leased, kept, or held by him or her, or reside in his or her household. (Identify animals by, e.g., type, breed, name, color, sex.) 				
	b. [The person in 2 must stay at least yards away from, and molest, attack, strike, threaten, harm, or otherwise dispose of, the	not take, sell, transfer, encumber, conceal, e animals listed above.			
15	□ 0	ther Orders (specify):				
16)	This (To the Person in 1: datory Entry of Order Into CARPOS Through CLETS Order must be entered into the California Restraining and Protective ornia Law Enforcement Telecommunications System (CLETS). (Contractive The clerk will enter this Order and its proof-of-service form into The clerk will transmit this Order and its proof-of-service form the into CARPOS.	ve Order System (CARPOS) through the Wheck one): CARPOS.			
c. By the close of business on the date that this Order is made, the per deliver a copy of the Order and its proof-of-service form to the law enter into CARPOS:						
		Name of Law Enforcement Agency	Address (City, State, Zip)			
		Additional law enforcement agencies are listed at the end of this	Order on Attachment 16.			

	Case Number:
17	Service of Order on Restrained Person
	a. The person in 2 personally attended the hearing, either physically or remotely (by telephone or videoconference). No other proof of service is needed.
	 b. The person in did not attend the hearing. (1) Proof of service of form CH-110, <i>Temporary Restraining Order</i>, was presented to the court. The judge's orders in this form are the same as in form CH-110 except for the expiration date. The person in must be served with this Order. Service may be by mail.
	(2) The judge's orders in this form are different from the temporary restraining orders in form CH-110. Someone—but not anyone in 1 or 3—must personally serve a copy of this Order on the person in 2.
	(3) The court has scheduled a firearms, firearms parts, and ammunition compliance hearing. The person in must have a copy of this order served on the person in 2 by:
	(a) Personal service by (date):
	(b) Mail at the last known address of the person in 2 by (date):
18)	□ No Fee to Serve (Notify) Restrained Person
	The sheriff or marshal will serve this Order without charge because:
	a. The Order is based on unlawful violence, a credible threat of violence, or stalking.
	b. The person in is entitled to a fee waiver.
	A peace officer may also serve this Order without charge. See form <u>CH-200-INFO</u> for more information.
19	Number of pages attached to this Order, if any:
Date:	
	Judicial Officer

Warning and Notice to the Restrained Person in 2:

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

Unless item (8) e is checked, you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item (8) b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in (8) above. The court will require you to prove that you did so.

This is a Court Order.

Rev. January 1, 2026

Case Number:	

Instructions for Law Enforcement

Enforcing the Restraining Order

This Order is enforceable by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing (see 17), the agency must advise the restrained person of the terms of the Order and then must enforce it. Violations of this Order are subject to criminal penalties.

Start Date and End Date of Orders

This Order *starts* on the date next to the judge's signature on page 4 and *ends* on the expiration date in (4) on page 1.

Arrest Required If Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed it, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing (see (17)) or was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified and the restrained person was not present at the court hearing, the agency must advise the restrained person of the terms of the order and then enforce it.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this Order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

Case Number:	

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2;

Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

- 1. *Emergency Protective Order (EPO):* If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 7a(2) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)). Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

Clerk's Certificate [seal]		(Clerk will fill out this part.) —Clerk's Certificate—	
	•	at this Civil Harassment Restraining Order Appy of the original on file in the court.	fter Hearing is a true and
	Date:	Clerk, by	, Deputy

	CH-200 Proof of Personal Service		Clerk stamps date here when form is filed.
1	Person Seeking Protection Name:		
2	Person From Whom Protection Is Sought Name:		-
3	Notice to Server The server must: Be 18 years of age or older. Not be listed in items 1 or 3 of form CH-100. Give a copy of all documents checked in 4 to the person (You cannot send them by mail.) Then complete and sign form and give or mail it to the person in 1.	\sim	Fill in court name and street address: Superior Court of California, County of
	PROOF OF PERSONAL SERV	/ICE	Court fills in case number when form is filed.
4)	I gave the person in (2) a copy of the forms checked below: a. CH-109, Notice of Court Hearing b. CH-110, Temporary Restraining Order c. CH-100, Request for Civil Harassment Restraining Ord d. CH-120, Response to Request for Civil Harassment Re e. CH-120-INFO, How Can I Respond to a Request for Cf. CH-130, Civil Harassment Restraining Order After Hog. CH-250, Proof of Service by Mail (blank form) h. CH-800, Receipt for Firearms, Firearm Parts, and And i. Other (specify):	estraining Or Civil Harassn earing	nent Restraining Orders?
5	I personally gave copies of the documents checked above to t	he person in	2 :
	a. On (date): b. At (time):		a.m. p.m.
	c. At this address:	State:	Zip:
<u>6</u>)	Server's Information		
	Name:		
	Address:		Zip:
	Telephone:		
	(If you are a registered process server):		
	County of registration:	Registrati	on number:
	I declare under penalty of perjury under the laws of the State correct.		
	Date:	•	

Type or print server's name

Server to sign here

DRAFT - no approved by the Judicial Council 2025-03-17

CH-200-INFO

What Is "Proof of Personal Service"?

What is "service"?

Service is the act of giving your court papers to the other party in your case. There are different ways to serve the other party: in person, by mail, and others.

Why do my court papers need to be served?

Before a judge can grant a civil harassment restraining order (which can last up to five years), the person you want a restraining order against must know about your request and have a chance to go to court to explain their side.

Also, if a restraining order is in place, the police cannot arrest the restrained person for violating the restraining order until the restrained person is served with the order.

What is "personal service"?

Personal service is when someone, known as a server, personally delivers your court papers to the other party. In most cases, these forms must be served on the other party by personal service:

- Form <u>CH-109</u>;
- Form CH-100;
- Form <u>CH-110</u>;
- Form CH-120 (leave this form blank);
- Form CH-120-INFO; and
- Form CH-250 (leave this form blank).

Who can serve my court papers?

Any adult who is not protected by the restraining order can serve your court papers. You cannot serve your own court papers.



Some situations may be dangerous. Think about people's safety when deciding who you want to serve your papers.

A sheriff or marshal will serve your court papers for free if:

- The court granted you a fee waiver; or
- The restraining order is based on stalking, violence, or a credible threat of violence.

Another peace officer may also serve the orders for free. See [selfhelp site to be created] for additional information regarding free service by a sheriff, marshal, or other peace officer.

A registered process server is a business you pay to deliver papers. To hire a process server, look for "process server" on the internet or in the yellow pages.

How do I have my court papers served?

O Step 1: Choose a server

The person who gives your court papers to the other party is called a server. Your server must be at least 18 years old. They must not be protected by the restraining order or involved in your case. This means that you cannot serve your own court papers.

Step 2: Have your server give your court papers to the other party

Give your server these instructions:

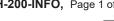
- 1 Before you serve the forms, note which forms you have, including the name of the form and the form number. See form CH-200 for a list of forms.
- 2 Find the person you need to serve. Make sure you are serving the right person by asking the person's name.
- **3** Give the person the papers. If the person refuses to take the papers, put them on the ground or somewhere next to the person. The person doesn't have to touch or sign for the papers. It is okay if they tear them up.
- 4 Fill out form CH-200 completely and sign.
- **5** File form CH-200 with the court or give form CH-200 to the person who is asking for the restraining order so they can file it.

Step 3: File proof with the court

The court needs proof that service happened and that it was done correctly. If your server was successful, have your server fully complete and sign form CH-200. The person you want restrained does not sign anything.

File form CH-200 with the court in your case as soon as possible. This information will automatically go into a restraining order database that police have access to.

If the sheriff or marshal served your court papers, they may use another form for proof besides form CH-200. Make sure a copy is filed with the court and that you get a copy.



When is the deadline to serve my court papers?

It depends. To know the exact date, you need to look at two items on form <u>CH-109</u>. Follow these steps:

Step 1: Look at the court date listed under 3 on page 1.



Step 2: Look at the court date listed under 6 on page 2.



Step 3: Look at a calendar

Subtract the number of days in **6** from the court date. That's the deadline to have your court papers served. It's okay to serve your court papers before the deadline.

If nothing is written in **6**, you must have your court papers served at least five days before your court date.

What happens if I can't get my court papers served before the court date?

You will need to ask the court to reschedule (continue) your court date. Fill out and file form <u>CH-115</u> and form <u>CH-116</u>. These forms ask the judge for a new court date and to make any temporary orders last until the end of the new court date.

If the judge gives you a new court date, the person you want restrained will have to be served with form CH-115, form CH-116 **and** the original papers you filed. You should keep a copy of form CH-115, form CH-116, and a copy of your original paperwork. That way, the police will know your orders are still in effect.

For more information on asking for a new court date, read form CH-115-INFO.

What if the other party is avoiding (evading) service or cannot be located?

If you've tried many times to serve the restrained person, and you can show the judge that the restrained person is avoiding (evading) service or cannot be located, you may ask the court to allow you to serve another way. If you want to make this request, at your first court date tell the judge details about your attempts to have the restrained person served. The judge may require a written statement for this.

Read form <u>CH-205-INFO</u>, What If the Person I Want Protection from Is Avoiding (Evading) Service or Cannot Be Located?, for more information.

	CH-800 Receipt for Firearms, Firearm Parts and Ammunition	Clerk stamps date here when form is filed.			
1	Petitioner Name:	DRAFT			
		2025-03-17			
2	Restrained Person a. Your Name:	Not approved by the Judicial Council			
	Your Lawyer (if you have one for this case): Name: State Bar No.:				
	Firm Name:	Fill in court name and street address:			
	b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.) Address:				
	City: State: Zip:	Court fills in case number when form is filed.			
	City: State: Zip: Telephone: Fax:	Case Number:			
	Email Address:				
	officer or a licensed gun dealer to complete item (4) or (5) . For more infeitems, read form CH-800-INFO, <i>How Do I Turn In, Sell, or Store My Fi</i>	ormation on how to properly turn in your			
4	To Law Enforcement				
	(Complete the section below. Keep a copy and give the original to the pe	erson in 2 .)			
	Name of Law Enforcement Agency:				
	Name of Law Enforcement Agent:				
	Address:				
	Telephone: Email Address:				
	Items Surrendered				
	a. Firearms, firearm parts, and ammunition transferred on: Date: Time: a.m p.m.				
	b. List of items (List all the items surrendered by the person in 2) You agency (e.g., a property report), use item 6), or both. Check below				
	☐ Separate form is attached. (If it does not include all surrendered ite	ems, list additional items in item 6 .)			
	I declare under penalty of perjury under the laws of the State of Californ correct.	ia that the information above is true and			
	Signature of law enforcement agent:				
	F				

Judicial Council of California, courts.ca.gov Rev. January 1, 2026, Optional Form Code of Civil Procedure, §§ 527.6 and 527.9; Penal Code, § 29830

Case I	Numbei	r:		

(Complete the section below. Keep a copy and give the original to the person in (2).)							
•		-					
Name of Licensed Gun Dealer							
License number:							
Address:	E	1 4 1 1					
Telephone:	Ema	II Address:					
Items Stored or Sold							
a. Firearms, firearm parts, and	ammunition transferred on:						
Date:	Time:	a.m p.m.					
I declare under penalty of perj true and correct.	ury under the laws of the Sta	urrendered items, list addition ate of California that the info	rmation a	bove is			
☐ List of Items Surrende							
<u> </u>		Serial Number,			To l		
☐ List of Items Surrende			Sold	Stored			
☐ List of Items Surrende Firearms and firearm parts Make	red Model	Serial Number,		Stored			
List of Items Surrende Firearms and firearm parts Make (1) (2)	red Model	Serial Number, if there is one		Stored			
List of Items Surrende Firearms and firearm parts Make (1) (2) (3)	red Model	Serial Number, if there is one		Stored			
List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4)	red Model	Serial Number, if there is one		Stored			
List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5)	red Model	Serial Number, if there is one		Stored			
List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5)	red Model	Serial Number, if there is one		Stored			
List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5)	red Model	Serial Number, if there is one		Stored	To be destro		
☐ List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5) (6)	red Model	Serial Number, if there is one		Stored	destro		
List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition	Model	Serial Number, if there is one			destro		
List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand	Model	Serial Number, if there is one			destro		
☐ List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand (1)	Model	Serial Number, if there is one			destro		
□ List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand (1) (2)	Model	Serial Number, if there is one			destro		
□ List of Items Surrende Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand (1) (2) (3)	Model	Serial Number, if there is one			destro		

	a. \square I filed a <i>Receipt for Firearms</i> , <i>Firearm Parts</i> with the court on (date):	r, and Ammunition (form CH-800) or other proof for those items					
	b. I am filing the proof for those firearms (gun	s), firearm parts, or ammunition along with this proof.					
	c. I have not yet filed the proof for the other fit (Explain why not):	rearms (guns), firearm parts, or ammunition.					
You	ur signature						
	_	tate of California that the information above is true and correct.					
I dec	_	tate of California that the information above is true and correct.					
I dec	clare under penalty of perjury under the laws of the St	tate of California that the information above is true and correct. Sign your name					
I dec	clare under penalty of perjury under the laws of the St						
Date You	clare under penalty of perjury under the laws of the See: Type or print your name ur Next Steps						
I dec	clare under penalty of perjury under the laws of the St	tate of California that the information above is true and correct.					
I dec	clare under penalty of perjury under the laws of the St						
I dec	clare under penalty of perjury under the laws of the Stee: Type or print your name						
Date You	clare under penalty of perjury under the laws of the See: Type or print your name ur Next Steps	Sign your name					
Date You	clare under penalty of perjury under the laws of the See: Type or print your name ur Next Steps	Sign your name					

CH-800-INFO

DRAFT Not approved by the Judicial Council 2025-01-24

How Do I Turn In, Sell, or Store My Firearms,

Firearm Parts, and Ammunition?

What items do I need to turn in, sell, or store?

You must turn in, sell, or store all of the following prohibited items that you have or control:

- Firearms, including any handgun, rifle, shotgun, and assault weapon;
- Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531), which may also be called ghost guns; and
- Ammunition.

How do I properly turn in, sell, or store the prohibited items?

You must take them to:

• Law enforcement, who will accept all prohibited items and may store them or destroy them;

OR

• A licensed gun dealer, who can buy or store firearms. If you have firearm parts, call ahead for more information.

When do I have to turn in, sell, or store the prohibited items?

Immediately, if law enforcement asks you for the items. Otherwise, within 24 hours.

Who can I turn in, sell, or store the prohibited items with?

Only law enforcement or a licensed gun dealer. You cannot give your prohibited items to a family member, friend, or anyone else.

Where can I sell the prohibited items?

At a licensed gun dealer in your area. You can search the internet for "Gun Dealers" or "Firearms Dealers" to find one. Make sure the dealer is licensed.

Do I have to pay a fee to store prohibited items?

You may have to pay a fee. Contact your local law enforcement agency or a licensed gun dealer about fees and whether they have space to store your items.

How do I turn in the prohibited items to law enforcement?

Call your local law enforcement agency to ask about their procedures. Unload your firearms and take a copy of the court order with you.

Do not bring firearms to court.

If I turn in the prohibited items to law enforcement, how long will they keep them?

It depends. There are procedures for getting your firearms back after the restraining order has expired. Ask the law enforcement agency for more information.

After I turn in the prohibited items to law enforcement, can I change my mind?

Yes. You are allowed to sell firearms to a licensed gun dealer. To do so, the gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the items that you are selling.

Do I have to prove that I have turned in, sold, or stored the prohibited items?

Yes. Within 48 hours you must file a receipt with the court showing that you have surrendered the prohibited items to a law enforcement agency or sold them to or stored them with a licensed gun dealer. You may use *Receipt for Firearms*, *Firearm Parts*, *and Ammunition* (form CH-800) for this purpose.

Additional Questions?

Contact an attorney for legal advice. Call your local law enforcement agency, for example, your city police or county sheriff for their procedures.

Information about prohibited items and how to obey these orders is also available online.

See <u>selfhelp.courts.ca.gov/respond-to-CH-restraining-order/obey-firearms-orders.</u>

For help in your area, contact:

[Local information may be inserted.]

DIV	11 1 2025-01-22 Not approv	ved by the Judicial Counci	I
CH-820 Prohib	oited Items Finding	and Orders Case No	umber:
This form is attached to (check one):	6	
1 Restrained Person Has The court finds that the restra		itams as follows:	
	0, Temporary Restraining O		
b. Listed below:			
Firearms (guns) or firea Description (include serio	=	Location, if known	Proof of compliance received by the court
(1)			(date):
(2)			(date):
(4)			
(4)			(date):
Ammunition Description	Amount, i	if Location, if known	Proof of compliance received by the court
(1)			(date):
(2)			(date):
(4)			(date):
	litional items. List them on a 'a at the top, and attach it to t		ite "CH-820, Restrained Person
2 Court Hearing to Re	view Firearms (Guns)), Firearm Parts, and A	mmunition Compliance
The restrained person must a properly turned in, sold, or st may find that the restrained pattorney of the violation.	cored. If the restrained person	n does not attend the court h	
		Name and address of address listed on the f	court, if different than court

This is a Court Order.

Dept.:

Room:

Date:

Time:

		Case Number:
3 [Restrained Person Has Not Complied With Surrendering Prohibited Items
8	a.	The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on (date): The court has not received a receipt or proof of compliance for all the items listed in 1.
ł	Э.	Notify Law Enforcement The court will immediately notify the following law enforcement agency of this violation (name of agency):
(c.	Notify Prosecutor The court will immediately notify the following prosecuting agency of this violation (prosecuting agency):

CH-830

Noncompliance With Firearms, Firearm Parts, and Ammunition Order

CONFIDENTIAL

Clerk stamps date here when form is filed. This notice is provided to the agency or agencies listed below, as required by the Code of Civil Procedure. **Protected Person** Fill in court name and street address: **Restrained Person** Superior Court of California, County of Name: ☐ Restrained Person Has Not Complied with Surrendering Firearms (Guns), Firearm Parts, and Ammunition Court fills in case number when form is filed. The court has found that the person listed in (2) has firearms (guns), Case Number: firearm parts, or ammunition in violation of a restraining order. The restraining order granted by the court is attached to this form. (Check all that apply): a. Notice to Law Enforcement Agency (name of agency or agencies): (Notice is provided pursuant to Code of Civil Procedure section 527.9(b).) b. Notice to Prosecuting Agency (name of agency): (Notice is provided pursuant to Code of Civil Procedure section 527.9(b).) Number of pages attached to this form, if any: **Judge's Signature** Judge or Judicial Officer



Case Number:	

-Clerk's Certificate-

I certify that I am not a party to this case and that a true copy of the *Noncompliance with Firearms, Firearm Parts, and Ammunition Order* (form CH-830) was sent to the agency or agencies listed on page 1:

a.		Law enforcement agency listed in 3a	
	(1)	by fax, email, or other electronic means by personal delivery	
	(2)	2) (Phone number, email address, or address):	
	(3)	B) Date of transmission or delivery:	
b.		Prosecuting agency listed in 3b	
	(1)	by fax, email, or other electronic means by personal delivery	
	(2)	2) (Phone number, email address, or address):	
	(3)	Date of transmission or delivery:	
c.		Law enforcement agency listed in 4, if different than 3a	
	(1)	by fax, email, or other electronic means by personal delivery	
	(2)	2) (Phone number, email address, or address):	
	(3)	B) Date of transmission or delivery:	
		[seal] Date:	
		Clerk, by	, Deputy

CH-840

Notice of Compliance Hearing for Firearms, Firearm Parts, and Ammunition

Clerk stamps date here when form is filed.

DRAFT 1/21/2025 Not approved by the Judicial Council

1 Protected Person

(name):

Restrained Person

(name):

Notice of Compliance Hearing

To the person in (2):

The court has issued a civil harassment restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, or ammunition that you have or own, as required in the restraining order and listed below in (4).

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

Date:Time:	_ Dept.: Room:	Name and address of court, if different from the one listed above:

- 4 No Firearms (Guns), Firearm Parts, or Ammunition
 - a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
 - b. Prohibited items are:
 - (1) Firearms (guns);
 - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
 - (3) Ammunition.
 - c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
 - d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
 - e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use form <u>CH-800</u>, *Receipt for Firearms*, *Firearm Parts*, *and Ammunition*.) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

<u>5</u>		Restrained Person Has Prohibited	Items		
	Th	ne court has found that you have the following		items:	
		Firearms and/or firearm parts			
		Description (in all descript annuls on if he are	-)	I agatian if Irmayyn	Proof of compliance received by the court
		Description (include serial number, if known	•	Location, if known	•
		(1)(2)			
		(2)			(date):
		(4)			
	h	Ammunition			
	υ.		Amount,		Proof of compliance
		Description		Location, if known	received by the court
		(1)			
		(2)			(date):
		(3)(4)			
		Check here to list additional items. List then			
(6)		The court finds that you have not fully comp (date): The court has not reconstituted Notify Law Enforcement The court will immediately notify the follows:	olied with (coeived a rece	beyed) the orders previous	sly granted on e for all the items listed in 5 .
	c.	Notify Prosecutor The court will immediately notify the follow (prosecuting agency):			
7		Service			
		ne person in 2) does not have notice of these		person in 1 must have the	e person in 2 served by:
	a.	Personal service by (date):			
	b.	☐ Mail, at the person in ②'s last known ad	ldress by (de	ate):	
Jud	ge'	s Signature			
Date	:				
				Judge or J	Iudicial Officer
		Th	is is a Co	urt Order.	

Notice of Compliance Hearing for Firearms, Firearm Parts and Ammunition (Civil Harassment Prevention)

DRAFT - Not approved by the Judicial Council 2025-03-17

CH-850

Permission to Have Firearm or Ammunition for Work

Case Number:		

C	ourt Findings
Th	the court finds that the restrained person (name):
a.	Is required to carry a specific firearm or ammunition during scheduled work hours as a condition of their continued employment.
b.	Cannot be reassigned by their employer to another position where having a firearm or ammunition is not need
c.	Is not otherwise prohibited from having firearms or ammunition under state or federal law.
d.	Does not pose an additional threat of harm to any protected person or the public by having access to a specific firearm or ammunition.
e.	☐ Is a sworn peace officer and:
	(1) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licen mental health professional with domestic violence expertise; and
	(2) The personal safety of the restrained person depends on their ability to carry a specific firearm or ammunition outside of scheduled work hours.
f.	☐ Is not a sworn peace officer and (check 1 or 2):
	(1) \Box The court did not order the restrained person to complete a psychological evaluation.
	(2) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise.
g.	☐ Other

Case Number:		

2	Court	Order
· — /		

a.	The restrained person is (check one):		
	(1) \square Not a sworn peace officer and ma	y have the items listed in 2 b onl	ly during scheduled work hours.
	(2) A sworn peace officer and (check	one):	
	(a) \square May have the items listed in (2) b while on duty.	
	(b) \square May have the items listed in (2) b while on or off duty.	
b.	This restraining order does not require the listed below:	restrained person to relinquish th	e specific firearm or ammunition
	☐ Firearm (make):	_(model):	(serial no.):
	Ammunition (description):		

Warning: The court orders listed above in ② only apply to this restraining order. If you are prohibited from having a firearm or ammunition by another order or law, you may still be in violation of state or federal law.

EA-100

Request for Elder or Dependent Adult Abuse Restraining Orders

Read Can a Restraining Order to Prevent Elder or Dependent Adult Abuse Help Me? (form EA-100-INFO) before completing this form. Also fill out Confidential CLETS Information (form CLETS-001) with as much information as you know.

	der or Dependent Adult in Need of P	rotection		Not approved by the Judicial Council	
Ge	nder: M F Nonbinary Age:				
Pe	Person From Whom Protection Is Sought			Fill in court name and street address:	
	ll Name:			Superior Court of California, County of	
	dress (if known):				
Cit	y: State:	Zip:			
	erson Requesting Order				
Wh	no is asking the court for protection? (Check a,	<i>b, or c):</i>		Court fills in case number when form is filed.	
a.	\square The elder or dependent adult named in \bigcirc).		Case Number:	
b.	Name:				
c.	of the person named in ①, appointed by (Case No.: Other (name)				
	(Show this person's legal authority to make th Information About Person Requesting Protect	•		v	
Cc	ontact Information				
Co	ntact information for the person asking the cou	rt for protecti	on		
a.	Your Lawyer (if you have one for this case)				
	Name:	State Bar	No.:		
	Firm Name:				
b.	Your Address (If you have a lawyer, give your keep your home address private, you may give have to give telephone, fax, or email.)			• •	
	Address:				
	Address:		Zip:		

This is not a Court Order.



Clerk stamps date here when form is filed.

DRAFT

2025-03-17

) D	escription of Protected Person			
,	ne person named in (1) (check a or b):			
a.	☐ Is age 65 or older and a resident of €	California		
b.			manaan haa mhyydiaal an manta	al limitations that
0.	☐ Is a resident of California and an adrestrict their ability to carry out norm on the attached sheet of paper or for for a title.)	nal activities or to pro	tect his or her rights. (Briefly	describe limitation
) A	dditional Protected Persons			
a.	Are you asking for protection for any of dependent adult listed in (1) ? \square Yes	•		vator of the elder o
	Full Name	Gender Age		<u>Lives with perso</u>
	<u>r un rvaine</u>	Gender Age	relation to person in 1).	
				$_$ \square Yes \square No
-				_
				_
_				_
	Check here if there are more persons. A Persons" for a title. You may use form 1	0 1 1	and write "Attachment 6a—.	
 b.		MC-025, Attachment.	and write "Attachment 6a—.	
b.	Persons" for a title. You may use form l	MC-025, Attachment. Explain below): ace for your answer. I	Put your complete answer on	Additional Protect
b.	Persons" for a title. You may use form I Why do these people need protection? (A Check here if there is not enough specific production).	MC-025, Attachment. Explain below): ace for your answer. I	Put your complete answer on	Additional Protect
b.	Persons" for a title. You may use form I Why do these people need protection? (A Check here if there is not enough specific production).	MC-025, Attachment. Explain below): ace for your answer. I	Put your complete answer on	Additional Protect
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) R	Persons" for a title. You may use form? Why do these people need protection? (Check here if there is not enough spenaper or form MC-025 and write "A	MC-025, Attachment. Explain below): ace for your answer. Attachment 6b—Why Comment 1 (a)? (Explain below) for your answer. Put	Put your complete answer on Others Need Protection" for a way. wwww.: your complete answer on the	Additional Protect
R	Persons" for a title. You may use form? Why do these people need protection? (Check here if there is not enough spenaper or form MC-025 and write "A elationship of Parties ow does the person in 1 know the person Check here if there is not enough space	MC-025, Attachment. Explain below): ace for your answer. Attachment 6b—Why Comment 1 (a)? (Explain below) for your answer. Put	Put your complete answer on Others Need Protection" for a way. wwww.: your complete answer on the	Additional Protect
R	Persons" for a title. You may use form? Why do these people need protection? (Check here if there is not enough spenaper or form MC-025 and write "A elationship of Parties ow does the person in 1 know the person Check here if there is not enough space	MC-025, Attachment. Explain below): ace for your answer. Attachment 6b—Why Comment 1 (a)? (Explain below) for your answer. Put	Put your complete answer on Others Need Protection" for a way. wwww.: your complete answer on the	Additional Protect the attached sheet title.
R	Persons" for a title. You may use form? Why do these people need protection? (Check here if there is not enough spenaper or form MC-025 and write "A elationship of Parties ow does the person in 1 know the person Check here if there is not enough space	MC-025, Attachment. Explain below): ace for your answer. Attachment 6b—Why Comment 1 (a)? (Explain below) for your answer. Put	Put your complete answer on Others Need Protection" for a way. wwww.: your complete answer on the	Additional Protect the attached sheet a title.
) R	Persons" for a title. You may use form? Why do these people need protection? (Check here if there is not enough spenaper or form MC-025 and write "A elationship of Parties ow does the person in 1 know the person Check here if there is not enough space	MC-025, Attachment. Explain below): ace for your answer. Attachment 6b—Why Comment 1 (a)? (Explain below) for your answer. Put	Put your complete answer on Others Need Protection" for a way. wwww.: your complete answer on the	Additional Protect

EA-100, Page 2 of 10

			Case Number.
De	escr	ription of Abuse	
		use means either:	
		Physical abuse, neglect, financial abuse, abandonment, isolation, abresulting physical harm or pain or mental suffering; or The withholding by a caretaker of goods or services that are necessary suffering.	
b. Tel		the court about the last time the person in (2) abused the person in	1).
(1)		When did it happen? (Provide date or estimated date):	
	(2)	Who else was there?	
(3)	(3)	Describe what happened below.	
		Check here if there is not enough space for your answer. Put you sheet of paper or form MC-025 and write "Attachment 8b(3)—.	
	(4)	Was the abuse solely financial abuse unaccompanied by force, three other form of abuse? Yes, only financial abuse. No, the abuse included other forms	·
	(5)	Did the person in ② use or threaten to use a gun or any other weap ☐ Yes ☐ No (If yes, explain below): ☐ Check here if there is not enough space for your answer. Put you sheet of paper or form MC-025 and write "Attachment 8b(5)—6	ur complete answer on the attached
	(6)	Was the person in 1 harmed or injured as a result of the acts of all Yes No (If yes, explain below): Check here if there is not enough space for your answer. Put you sheet of paper or form MC-025 and write "Attachment 8b(6)—It	ur complete answer on the attached
	(7)	Did the police come?	gency Protective Order? Yes No

8	c.	c. Is the person in 2 a care custodian who deprived the person person to have or receive, or did not provide the person wi physical harm or mental suffering? Yes No (If yes, describe below what the person was deprived of an Check here if there is not enough space for your answer paper or form MC-025 and write "Attachment 8c—De	th) goods or s d how that a <u>f</u> er. Put your c	services that the person needed to avoid ffected the person): complete answer on the attached sheet of	
	d.	d. Has the person in ② abused the person in ① at other time Yes No (If yes, describe prior incidents and prov Check here if there is not enough space for your answer paper or form MC-025 and write "Attachment 8d—Pr	vide dates bel er. Put your c	complete answer on the attached sheet o	of.
_					
9	Ve	Venue			
_	W	Why are you filing in this county? (Check all that apply):			
	a.				
	b.		his county.		
	c.				_
10)		Other Court Cases		. a	
	a.	a. Has the person in 1 or any of the persons named in 6 be in 2? No Yes (If yes, specify the kind of each		in another court case with the person licate where and when each was filed):	
			County/State)
		(1) Elder or Dependent Adult Abuse	•	-	_
		(2) Civil Harassment			_
		(3) Domestic Violence			_
		(4) Divorce, Nullity, Legal Separation			
		(5) Paternity, Parentage, Child Custody			
		(6) Eviction			_
		(7) Guardianship			_
		(8) Workplace Violence			_
		(9) Small Claims			_
		(10) Criminal		<u> </u>	_
		(11) Other (specify):			_
	b.	b. Are there now any protective or restraining orders in effect named in 6 and the person in 2 ? \square No \square Yes			
				n a copy ij you nave one.)	
		This is not a Cour	: Order.		

Ch	eck the orders you want. ☑
¬	· —
Lac	Personal Conduct Orders
	sk the court to order the person in 2 not to do any of the following things to the person in 1 or to any person be protected listed in 6 :
	Physically abuse, financially abuse, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, harass, destroy the personal property of, or disturb the peace of the person.
b.	Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
c.	Other (<i>specify</i>):
	☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 11c—Other Personal Conduct Orders" for a title.
	e person in (2) will be ordered not to take any action to get the addresses or locations of any protected person ess the court finds good cause not to make the order.
	Stay-Away Orders
a.	I ask the court to order the person in 2 to stay at least yards away from (check all that apply):
	(1) The elder or dependent adult in 1.
	(2) \square The persons in \bigcirc .
	(3) The home of the elder or dependent adult.
	(4) The job or workplace of the elder or dependent adult.
	(5) The vehicle of the elder or dependent adult.
	(6) Other (specify):
	If the court orders the person in 2 to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job? Yes No (If no, explain below):
	Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 12b—Stay-Away Orders" for a title.

....

Rev. January 1, 2026

		Case Number.
3		Move-Out Order
	I as	sk the court to order the person in 2 to move out from and not return to the residence at (address):
		e person in ① will suffer physical or emotional harm if the person in ② does not leave the residence. The person ② is not named in the title or lease of the residence, either alone or with others beside the person in ①.
		I ask for this move-out order right away to last until the hearing, because:
	a.	The person in (2) assaulted or threatened the person in (1); and
	b.	The person in 1 has the right to live at the above residence. (Explain below):
		☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 13b—My Right to Residence" for a title.
14)		Order for Counseling or Anger Management Courses
		This item is only available in instances of alleged physical abuse or deprivation of care, not in cases with only alleged financial abuse.
	a.	I request the person in item ② be ordered by the court to attend clinical counseling or anger management courses provided by a professional (a counselor, psychologist, psychiatrist, therapist, clinical social worker, or mental or behavioral health professional licensed in the State of California to provide counseling or anger management courses).
	b.	Explain why you are requesting an order that the person in item (2) attend clinical counseling or anger management courses.
		☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 14b— Counseling or Anger Management" for a title.

	Does the Respondent Have Firearms (Guns), Firearm Parts, or Ammunition? Does the person in 2 own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code				
	section 16531).				
	a.				
	b. No				
	c. Yes (If you have information, complete the section below.)				
	Describe Firearms (Guns), Firearm Parts, or Ammunition Number or Amount Location, if known				
	(1)				
	(2)				
	(3)				
	(4)				
	(5)				
	(6)				
	ammunition while the protective order is in effect. The person in ② will also be ordered to turn in to law enforcement, or sell to or store with a gun dealer, any firearms (guns), firearm parts, and ammunition within the respondent's immediate possession or control. If an order is granted, the person in ② will also be prohibited from				
	owning, possessing, or buying body armor and would have to relinquish any they have.				
)					
)	☐ Temporary Restraining Order I request that a Temporary Restraining Order (TRO) be issued against the person in ② to last until the hearing.				
)					
)	☐ Temporary Restraining Order I request that a Temporary Restraining Order (TRO) be issued against the person in ② to last until the hearing. am presenting form EA-110, <i>Temporary Restraining Order</i> , for the court's signature together with this <i>Request</i> Has the person in ② been told that you were going to go to court to seek a TRO against them? ☐ Yes ☐ No (If you answered no, explain why below):				
)	☐ Temporary Restraining Order I request that a Temporary Restraining Order (TRO) be issued against the person in ② to last until the hearing am presenting form EA-110, <i>Temporary Restraining Order</i> , for the court's signature together with this <i>Request</i> Has the person in ② been told that you were going to go to court to seek a TRO against them? ☐ Yes ☐ No (If you answered no, explain why below):				
)	 ☐ Temporary Restraining Order I request that a Temporary Restraining Order (TRO) be issued against the person in ② to last until the hearing am presenting form EA-110, Temporary Restraining Order, for the court's signature together with this Request Has the person in ② been told that you were going to go to court to seek a TRO against them? ☐ Yes ☐ No (If you answered no, explain why below): ☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of 				

		Case Number:	
. □ Request to	Give Less Than Five Da	avs' Notice of Hearing	
You must have yo court orders a sho	our papers personally served on orter time for service. (Read for all papers. Form EA-200, Proof	the person in (2) at least five days before the hear means and the means of the personal Service, may be used to show the control of the personal Service, may be used to show the control of the personal Service, may be used to show the control of the personal Service, may be used to show the control of the personal Service, may be used to show the control of the personal Service.	vice"?, to learn
	•	en service and the hearing, explain why:	
		our answer. Put your complete answer on the atta nt 17—Request to Give Less Than Five Days' Not	
)	sed by Financial Abuse		
	•	nat certain debts or bills you have were caused by	the person in
You can ask the jute (2)'s financial ab	udge to decide at the hearing th suse. This may help you defend o	against the debt if you are sued in another case.	-
You can ask the junction (2)'s financial about a. If you want the in (2)'s financial Check here	udge to decide at the hearing the nuse. This may help you defend one judge to make this special finitial abuse. The if you want to list additional of the number of the n		used by the perso
You can ask the jace 2's financial ab a. If you want the in 2's financial Check her form MC-	udge to decide at the hearing the nuse. This may help you defend one judge to make this special finitial abuse. The if you want to list additional of the number of the n	against the debt if you are sued in another case. ding, list the debts or bills you have that were cau debts or bills that were caused by financial abuse.	used by the perso
You can ask the ju 2's financial ab a. If you want the in 2's financial Check her form MC-	udge to decide at the hearing the buse. This may help you defend a me judge to make this special finicial abuse. The if you want to list additional a company of the compa	against the debt if you are sued in another case. ding, list the debts or bills you have that were caudebts or bills that were caused by financial abuse. —Additional Debts" for a title. For	sed by the perso
You can ask the ju 2's financial ab a. If you want the in 2's financial Check her form MC-	udge to decide at the hearing the buse. This may help you defend a me judge to make this special finicial abuse. The if you want to list additional a company of the compa	against the debt if you are sued in another case. Iding, list the debts or bills you have that were caudebts or bills that were caused by financial abuse. I—Additional Debts" for a title. For	sed by the perso
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	e amounts requested are: <u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>		
		- \$ \$		\$ \$		
		\$		\$		
	Check here if there are more items. and write "Attachment 19—Lawyer			of paper or form MC-02		
	☐ Possession and Protection of Animals					
I as	sk the court to order the following:					
a.	☐ That the person in ① be given to own, possess, lease, keep, or how (Identify animals by, e.g., type, be a superson of the control of the c	ld, or which reside in the		als listed below, which t		
	I request sole possession of the anim Check here if there is not enoug paper or form MC-025 and writ	h space for your answer.	Put your complete ansv	ver on the attached shee		
b.	☐ That the person in ② must stay conceal, molest, attack, strike, the					

22)	☐ Additional Orders Requested					
	I ask the court to make the following additional orders (specify):					
	☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 22—Additional Orders Requested" for a title.					
3)	Number of pages attached to this form, if any:					
3)						
3)						
lec						
	Lawyer's name (if any) Lawyer's signature lare under penalty of perjury under the laws of the State of California that the information above and on all himents is true and correct.					

This is not a Court Order.

Rev. January 1, 2026

Request for Elder or Dependent Adult Abuse Restraining Orders (Elder or Dependent Adult Abuse Prevention)

EA-100, Page 10 of 10

EΑ	\-109	Notice of Court Hearing	Clerk stamps date here when form is filed.
1) Eld	ler or Depe	endent Adult in Need of Protection	DRAFT
a.]	Full Name: _		_ 01/23/2025
	different (questing protection for the elder or dependent adult, if person named in item (3) of form EA-100): e:	Not approved by the Judicial Council
1	Lawyer for pe Name:	erson named above (if any for this case): State Bar No.:	
I	Firm Name: _		Fill in court name and street address: Superior Court of California, County of
l f	lawyer's infor for the person address priva	rerson named above (If you have a lawyer, give your rmation. If you do not have a lawyer, give information a requesting the order. If you want to keep your home te, you may give a different mailing address instead. It is give telephone, fax, or email.):	
1	Address:		Court fills in case number when form is filed.
(City:	State: Zip:	Case Number:
		Fax:	
		SS:	
	ourt hearing	g is scheduled on the request for restraining or	ders against the person in 2:
			ss of court if different from above.
Hear	, "	: Time:	
Da	Dept	.: Room:	
If you a you, the If you coreceive	e order will be do not attend a copy of the	aring (in person, by phone, or by videoconference) and the effective immediately, and you could be arrested if you the hearing, the judge may still grant the restraining order order, you could be arrested if you violate the order. estraining Orders (Any orders granted are on form	violate the order. In that could last up to five years. After you
	for Elder on I	estraining Orders for personal conduct and stay-away ord Dependent Adult Abuse Restraining Orders, are (check of	•
($(1) \Box \text{All } \mathbf{G}$	RANTED until the court hearing.	
($(2) \Box \text{All } \mathbf{D}$	ENIED until the court hearing. (Specify reasons for den	ial in b, below.)
((3) \square Partly	GRANTED and partly DENIED until the court hearing	g. (Specify reasons for denial in b, below.)

Notice of Court Hearing (Elder or Dependent Adult Abuse Prevention)

EA-109, Page 1 of 3



4	Temporary Restraining Orders (Continued) b. Reasons for denial of some or all of those personal conduct and stay-away orders as requested in form EA-100, Request for Elder or Dependent Adult Abuse Restraining Orders, are:	
	(1) The facts as stated in form EA-100 do not sufficiently show reasonable proof of a past act or acts of abuse of the elder or dependent adult by the person in 2.	
	(2) Other (specify): As stated on Attachment 4b.	
5	Service of Documents by the Person in (1)	
	At least five days before the hearing, someone age 18 or older—not you or anyone protected—must personally give (serve) a court file-stamped copy of this form EA-109, <i>Notice of Court Hea</i> to the person in 2 along with a copy of all the forms indicated below:	
	a. EA-100, Request for Elder or Dependent Adult Abuse Restraining Orders (file-stamped)	
	b. EA-110, Temporary Restraining Order (file-stamped) IF GRANTED	
	c. <u>EA-120</u> , Response to Request for Elder or Dependent Adult Abuse Restraining Orders (blank form)	
	d. <u>EA-120-INFO</u> , How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders e. Other(specify):	?
	Date:	
	Judicial Officer	_
	To the Person in 1:	

- The court cannot make the restraining orders after the court hearing unless the person in (2) has been personally given (served) a copy of your request and any temporary orders. To show that the person in (2) has been served, the person who served the forms must fill out a proof of service form. Form EA-200, Proof of Personal Service, may be used.
- For information about service, read form <u>EA-200-INFO</u>, What Is "Proof of Personal Service"?
- You may ask to reschedule the hearing if you are unable to find the person in (2) and need more time to serve the documents, or for other good reasons. Read form <u>EA-115-INFO</u>, How to Ask for a New Hearing Date.
- You must attend the hearing if you want the judge to make any of the orders you requested on form EA-100, Request for Elder or Dependent Adult Abuse Restraining Orders. Bring any evidence or witnesses you have. For more information, read form <u>EA-100-INFO</u>, Can a Restraining Order to Prevent Elder or Dependent Adult Abuse Help Me?



Case Number:	

To the Person in 2:

- If you want to respond to the request for orders in writing, file form EA-120, Response to Request for Elder or Dependent Adult Abuse Restraining Orders, and have someone age 18 or older—not you or anyone to be protected—mail it to the person in (1).
- The person who mailed the form must fill out a proof of service form. Form <u>EA-250</u>, *Proof of Service of Response by Mail*, may be used. File the completed form with the court before the hearing and bring a copy with you to the court hearing.
- Whether or not you respond in writing, go to the hearing if you want the judge to hear from you before making an order. You may tell the judge why you agree or disagree with the orders requested.
- You may bring witnesses and other evidence.
- At the hearing, the judge may make restraining orders against you that could last up to five years and may order you to sell or turn in any firearms (guns), firearm parts, and ammunition that you own or possess. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). If an order is granted, you will also be prohibited from owning, possessing, or buying body armor and will have to relinquish any body armor you have.
- If you are unable to attend your court hearing or need more time to prepare your case, you may ask to reschedule your court date. Read form EA-115-INFO, *How to Ask for a New Hearing Date*.



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

(Clerk will fill out this part.)

-Clerk's Certificate-

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Clerk's Certificate			
[seal]	Date:	Clerk, by	, Deputy

EA-110	Temporary Restraining Order	Clerk stamps date here when form is filed.
Person in 1 must com	uplete items (1), (2), and (3) only.	DRAFT
	ler or Dependent Adult	2025-03-11
☐ Person rec	questing protection for the elder or dependent adult, if (person named in item 3) of form EA-100):	Not approved by the Judicial Council
Lawyer for pe	erson named above (if any, for this case):	_
• •	State Bar No.:	Fill in court name and street address:
Firm Name:		Superior Court of California, County of
If you do not h private, you n have to give to	s (If you have a lawyer, give your lawyer's information. have a lawyer and want to keep your home address nay give a different mailing address instead. You do not elephone, fax, or email.):	t
Address:		Court fills in case number when form is filed.
City:	State: Zip:	Case Number:
Telephone: _	Fax:	_
Email Addres	ss:	
*Full Name:	is unknown, give an estimate.) *Ag	
•	Height: Weight: H	air Color: Eye Color:
*Gender: M	I ☐ F ☐ Nonbinary Home Address:	
City:	State: Zip:	
Relationship to	Protected Person:	
3	Protected Persons	
In addition to the	e elder or dependent adult named in ①, the following far protected by the temporary orders indicated below:	amily or household members or conservator
	Yes	
	Yes	
·	there are additional protected persons. List them on ar 3—Additional Protected Persons" as a title. You may u	v 1 1
4 Expiration Da	ite	
This Order expir	es at the end of the hearing scheduled for the date and	d time below:
Date:	Time:	a.m p.m.
	This is a Court Order.	

Judicial Council of California, courts.ca.gov Rev. January 1, 2026, Mandatory Form Code of Civil Procedure, §§ 527.9, 527.11, and 527.12; Welfare and Institutions Code, § 15657.03 Approved by DOJ Temporary Restraining Order (CLETS-TEA or TEF)
(Elder or Dependent Adult Abuse Prevention)

EA-110, Page 1 of 7



Case Number:	

To the Person in 2:

The court has issued the temporary orders checked as granted below. If you do not obey these orders, you can be arrested and charged with a crime. You may have to go to jail for up to one year, pay a fine of up to \$1,000, or both.

Not Requested Denied Until the Hearing Granted as Follows: You must not do the following things to the elder or dependent adult named in and to the other protected persons listed in and to the other protected persons listed in and to there is a small to the other protected persons listed in and to the other protected person listed in and to the other person. and to the person listed in and to the person listed in and to the person. Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text messages, by fax, or by other electronic means. Take any action to obtain the person's address or location. If this item is not checked, the court has found good cause not to make this order. Take any action to obtain the person's address or location. If this item is not checked, the court has found good cause not to make this order. The contact the person listed in and in a
You must not do the following things to the elder or dependent adult named in 1 and to the other protected persons listed in 3: (1) Physically abuse, financially abuse, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, harass, destroy personal property of, or disturb the peace of the person. (2) Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text messages, by fax, or by other electronic means. (3) Take any action to obtain the person's address or location. If this item 3 is not checked, the court has found good cause not to make this order. (4) Other (specify):
and to the other protected persons listed in 3: (1) Physically abuse, financially abuse, intimidate, molest, attack, strike, stalk, threaten, assault (sexually of otherwise), hit, harass, destroy personal property of, or disturb the peace of the person. (2) Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text messages, by fax, or by other electronic means. (3) Take any action to obtain the person's address or location. If this item 3 is not checked, the court has found good cause not to make this order. (4) Other (specify):
 Physically abuse, financially abuse, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, harass, destroy personal property of, or disturb the peace of the person. Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text messages, by fax, or by other electronic means. Take any action to obtain the person's address or location. If this item 3 is not checked, the court has found good cause not to make this order. Other (specify):
otherwise), hit, harass, destroy personal property of, or disturb the peace of the person. (2) Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text messages, by fax, or by other electronic means. (3) Take any action to obtain the person's address or location. If this item (3) is not checked, the court has found good cause not to make this order. (4) Other (specify):
telephone, in writing, by public or private mail, by interoffice mail, by email, by text messages, by fax, or by other electronic means. (3) Take any action to obtain the person's address or location. If this item (3) is not checked, the court has found good cause not to make this order. (4) Other (specify):
found good cause not to make this order. (4) ① Other (specify):
y-Away Orders Not Requested Denied Until the Hearing Granted as Follows:
You must stay at least yards away from (check all that apply):
(1) The elder or dependent adult in (1) The vehicle of the person in (1)
$(2) \Box \text{Each person in } (3) \qquad \qquad (6) \Box \text{Other } (specify):$
(3) The home of the elder or dependent adult
(4) The job or workplace of the elder or dependent adult
This stay-away order does not prevent you from going to or from your home or place of employment.
ve-Out Order
Not Requested Denied Until the Hearing Granted as Follows:
n must immediately move out from and not return to (address):

8	N	o Fi	irearms (Guns), Firearm Parts, or	Ammuniti	on			
			ot Issued (financial abuse only)		Granted as	s Follows:		
	Th		order must be granted unless only finance		O			
	a.		u cannot own, possess, have, buy or try to shibited items listed in b below.	buy, receive	or try to receiv	e, or in any othe	r wa	y get any
	b.	Pro	ohibited items are:					
		(1)	Firearms (guns);					
		(2)	Firearm parts, meaning receivers, frames frame (see Penal Code section 16531); and	•	that may be us	sed as or easily tu	ırnec	d into a receiver or
		(3)	Ammunition.					
	c.	Yo	u must:					
		(1)	Sell to or store with a licensed gun dealer firearm parts, and ammunition in your in of being served with this Order.				-	,
		(2)		turned in, so	ld, or stored. ((C)
	d.		The court has received information that ye		• /	n (gun), firearm p	arts,	, or ammunition.
<u>a</u>		R۵	strained Person Has Prohibited I	toms				
	T1		ourt finds that you have the following prob					
			rearms and/or firearm parts	noned hems.				
	a.	1,11	earms and/or mearm parts					oof of compliance
			Description (include serial number, if kn	own)	Location, if l	known	rec	eived by the court
		(1)						(date):
		(2)						(date):
		(3)						(date):
		(4)						(date):
	b.	An	<mark>amunition</mark>				-	0.0.1:
			Description	Amount, if known	Location, if l			oof of compliance eived by the court
		(1)	*				rec	(date):
		(1)						
		(2)						(date):
		(3)						(date):
		(4)					Ш	(date):
			eck here to list additional items. List them s Prohibited Items" at the top, and attach it			r, write "EA-110	, Re	strained Person
10)	No	οВ	ody Armor					
			order in (8) is granted, you cannot own, po	ossess, or buy	body armor (defined in Penal	Cod	e section 16288).
		You must relinquish any body armor you have in your possession.						
			This is	s a Court C	Order.			

		Case Number:
11)	☐ Court Hearing to Review Firearms (Guns)	, Firearm Parts, and Ammunition Compliance
	In addition to the hearing listed on form EA-109, you muchave properly turned in, sold, or stored all prohibited item items listed in (9). If you do not attend the court hearing l restraining order and notify law enforcement and a prosection.	ns (described in 8 b) you still have or own, including any isted below, a judge may find that you have violated the
		Name and address of court, if different than court address listed on page 1:
	Date: Dept.:	
	Time: Room:	
12	Financial Abuse	
	This case does not does involve solely finance intimidation, or any other form of abuse.	ial abuse unaccompanied by force, threat, harassment,
13	Possession and Protection of Animals	
	□ Not Requested □ Denied Until the He	earing Granted as Follows (specify):
	a. The person in 1 is given the sole possession, care owned, possessed, leased, kept, or held by him or (Identify animals by, e.g., type, breed, name, color	
	b. The person in 2 must stay at least yards aw molest, attack, strike, threaten, harm, or otherwise	vay from, and not take, sell, transfer, encumber, conceal, dispose of, the animals listed above.
14)	Other Orders	
	□ Not Requested □ Denied Until the He	aring Granted as Follows (specify):
	Hot Requested Defined Offin the He	aring _ Cranted as I onows (specify).
	Additional orders are attached at the end of this Order	on Attachment 14.
	This is a Cou	ırt Order.

Case Number:		

To the Person in 1:

15	Mandatory Entry of Order Into CARPOS Through CLETS
	This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):
	a. The clerk will enter this Order and its proof of service form into CARPOS.
	b. The clerk will transmit this Order and its proof of service form to a law enforcement agency to be entered into CARPOS.
	c. By the close of business on the date that this Order is made, the petitioner or the petitioner's lawyer should deliver a copy of the Order and its proof of service form to the law enforcement agencies listed below to enter into CARPOS:
	Name of Law Enforcement Agency Address (City, State, Zip)
	Additional law enforcement agencies are listed at the end of this Order on Attachment 15.
16)	No Fee to Serve (Notify) Restrained Person
	If the sheriff or marshal serves this Order, the sheriff or marshal will do so for free. A peace officer may also serve this Order for free. See form <u>EA-200-INFO</u> for more information.
17	Number of pages attached to this Order, if any:
Date	:
	Judicial Officer

Warnings and Notices to the Restrained Person in 2

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

If the court grants the orders in item (8), you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item 8b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in item (8). The court will require you to prove that you did so.

Notice Regarding Nonappearance at Hearing and Service of Order

If you have been personally served with this Temporary Restraining Order and form EA-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that does not differ from this order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in item (2).

If this address is not correct or you wish to verify that the temporary restraining order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

Case Number:

After You Have Been Served With a Restraining Order

- Obey all the orders.
- Read form <u>EA-120-INFO</u>, *How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?*, to learn how to respond to this Order.
- If you want to respond, fill out form <u>EA-120</u>, *Response to Request for Elder or Dependent Adult Abuse Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response.
- You must have form EA-120 served on the person in (1) (the person asking the court for protection of the elder or dependent adult or the elder or dependent adult if no other person is named in that item), or that person's attorney, by mail. You cannot do this yourself. The person who does the mailing should complete and sign form EA-250, *Proof of Service of Response by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at courts.ca.gov/rules-forms/find-your-court-forms. If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to five years. Tell the judge why you disagree with the orders requested.

Instructions for Law Enforcement

Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in item **4** on page 1.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the proof of service or confirms that the proof of service is on file; or
- The restrained person was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.



Case Number:

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2; Fam. Code, § 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

- 1. *Emergency Protective Order (EPO):* If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 5a(2) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

	(Clerk will fill out this part.)	
Clerk's Certificate	—Clerk's Certificate—		
[seal]	I certify that this <i>Temporary Restraining Order</i> is a true and correct copy of the original on file in the court.		he
	Date:	Clerk, by	, Deputy

EA-116 Hearing	Clerk stamps date here when form is filed.
Complete items 1 and 2 only.	DRAFT
1 Protected Party:	01/23/2025
2 Restrained Party:	Not approved by the Judicial Council
The court will complete the rest of the this form	
3 Next Court Date	Fill in court name and street address: Superior Court of California, County of
a. The request to reschedule the court date is denied . Your court date is:	
(1) Any <i>Temporary Restraining Order</i> (form <u>EA-110</u>) already granted stays in full force and effect until the next court date.	
(2) Your court date is not rescheduled because:	Fill in case number:
	Case Number:
A New Court Date: Dept.: Dept.: Dept.: Room: Time: Room: Room: Temporary Restraining Order a. □ There is no Temporary Restraining Order (TRO) in this case until	
(1) \(\sum \) A TRO was not previously granted by the court.	
(2) The court terminates (cancels) the previously granted TRO beca	nuse:
b. \[\begin{align*} \textbf{A Temporary Restraining Order (TRO) is still in full force and effects of the court extends the TRO previously granted on (date) \[\textbf{It now expires on (date):} \] \[\text{(If no date is listed, the TRO expires at the end of the court date lists of the court changes the TRO previously granted and signs a new EA-110).} \]	the Restrained Party: If 4 b is checked, an elder or dependent abuse restraining order has been issued against you. You
	dittil tiley expire.



<u>5</u>	Reason Court Date Is Rescheduled					
	1 1	le the court date (check one): served the restrained party.				
	h This is the first time that the rese	trained months has called for mone time to				
	b. This is the first time that the restc. The court reschedules the court	trained party has asked for more time to	prepare.			
	c The court reschedules the court	date on its own motion.				
6)	Serving (Giving) Order to Othe	er Party				
	The request to reschedule was made by	the:				
	a. Protected party	b. Restrained party	c. Court			
	(1) \(\sum \) You do not have to serve the restrained party because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) You do not have to serve the protected party because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) Further notice is not required.			
	(2) You must have the restrained party personally served with a copy of this order and a copy of all documents listed on form <u>EA-109</u> , item (5) , by (date):	(2) \(\sum \) You must have the protected party personally served with a copy of this order by (date):	(2) The court will mail a copy of this order to all parties by (date):			
	(3) You must have the restrained party served with a copy of this order. This can be done by mail. You must serve by (date):	(3) You must have the protected party served with a copy of this order. This can be done by mail. You must serve by (date):	(3) Other:			
	(4) Other:	(4) Other:				

This is a Court Order.

		Case Number:
7	No Fee to Serve	
	The sheriff or marshal will serve this order for free . Bring a copy of all the papers that need to be served to the sheriff or marshal.	
8	☐ Other Orders	
9	Number of pages attached to this Order, if any:	
Date:	e:	
2000		Judicial Officer
	Paguast for Accommodations	



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for *Request for Accommodations by Persons With Disabilities and Response* (form MC-410). (Civ. Code, § 54.8.)

Instructions to Clerk

If the hearing is rescheduled and the court extended, modified or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

-Clerk's Certificate-

Clerk's Certificate	I certify that this Order on Request to Continue Hearing (Temporary Restraining		
	Order) (CLETS-TEA or TEF) (form EA-116) is a true and correct copy of the original		
[seal]	on file in the court.		

 Date:	Clerk, by:, l	Dep	ρut	Ŋ
Date:	CICIK, UV.	$\boldsymbol{\mathcal{L}}$	put	١

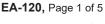
EA-120

Response to Request for Elder or Dependent Adult Abuse Restraining Orders

Use this form to respond to the *Request* (form EA-100)

- Read *How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?* (form <u>EA-120-INFO</u>) to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—not you—serve the person requesting protection in 1 by mail with a copy of this form and any attached pages. (*Use form* EA-250, Proof of Service of Response by Mail.)

FId		dult Seeking Protection	Fill in court name and street address:
Nan	•	dan occanig i rotcotion	Superior Court of California, County of
		for the protection, if different (This is the request (form EA-100).)	is the
Per	rson From Whom F	Protection Is Sought	
a.	Your Name:		Court fills in case number when form is filed.
1	Your Lawyer (<i>if you hav</i> Name: Firm Name:	ee one for this case) State Bar No.:	Case Number:
			
i S G	information. If you do no your home address privo address instead. You do email.)	we a lawyer, give your lawyer's of have a lawyer and want to keep of the you may give a different mailing of have to give telephone, fax, or	Present your response and any opposition at the hearing. Write your hearing date, time, and place from form EA-109, item (3), here: Hearing Date Time: Room:
		State: Zip:	-
	City: Telephone:	StateZip Fax:	_ If you were served with a Temporary Restraining Order, you must obey it until the
	- <u> </u>	1 u.v	hearing. At the hearing, the court may make orders against you that last for up to five years.
	Personal Conduct	Orders	
a. [I agree to the orders	requested.	
b. [☐ I do not agree to the	orders requested. (Specify why you d	disagree in item (15) on page 4.)
c. [I agree to the following	ng orders (specify below or in item ((15) on page 4):
-			
	Stay-Away Orders		
	I agree to the orders	requested.	
a. [_ 0	•	
a. [b. [orders requested. (Specify why you d	disagree in item (15) on page 4.)



Clerk stamps date here when form is filed.

DRAFT

2025-03-17

Not approved by

the Judicial Council

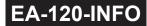


		Case Number:
5	 Move-Out Orders a. ☐ I agree to the orders requested. b. ☐ I do not agree to the orders requested. (Specify why you disagree) c. ☐ I agree to the following orders (specify below or in item (15) on following) 	
6	 ☐ Additional Protected Persons a. ☐ I agree that the persons listed in item 6 of form EA-100 may be b. ☐ I do not agree that the persons listed in item 6 of form EA-100 may be 	
7	 □ Order for Counseling or Anger Management Course □ This item is only available in instances of alleged physical abuse only alleged financial abuse. a. □ I agree to the orders requested. b. □ I do not agree to the orders requested. (Specify why you disagree.) c. □ I agree to the following orders (specify below or in item 15) on page 15. 	use or deprivation of care, not in cases with the in item (15) on page 4.)
8	Firearms (Guns), Firearm Parts, and Ammunition If you were served with form EA-110, Temporary Restraining Orde (guns), firearm parts, or ammunition. This includes firearm receiv used as or easily turned into a receiver or frame (see Penal Code see EA-110.) You must sell to or store with a licensed gun dealer, or tu firearms (guns), firearm parts, and ammunition in your immediate being served with form EA-110. You must file a receipt with the confirearms, Firearm Parts, and Ammunition, for the receipt. a. I do not own or control any firearms (guns), firearm parts, or and ammunition.	vers and frames, and any item that may be ection 16531). (See item 8) of form arn in to a law enforcement agency, any e possession or control within 24 hours of ourt. You may use form EA-800, Receipt for
	 b.	

) <mark>c</mark>	·. (2)	Are there any orders or laws that prohibit you from having firearms or ammunition? No I don't know (explain):
		Yes (explain):
	(3)	(Explain what your job is and why you need a firearm or ammunition):
w n jı	vork, a ot nec	essary. There are other things you will need to prove. For more information on what you need to show the o qualify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section
n ju 5	vork, and necoudge to 527.9(f	and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equalify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section ().)
n ju 5	vork, and necoudge to 527.9(f	and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equalify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section ().) Ody Armor were served with form EA-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing
n ju 5	work, and necessary of the second sec	and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equalify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section ().) Ody Armor were served with form EA-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing the body armor. You must also relinquish any body armor you have in your possession.
m jų 5	work, and necoudge to 527.9(f	and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equalify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section ().) Ody Armor were served with form EA-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing
m n jų 55	work, and neckers of the control of	and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equalify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section ().) Ody Armor were served with form EA-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing ng body armor. You must also relinquish any body armor you have in your possession. all that apply):
m n jų 55	No Boot buying Check	and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equalify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section (2).) Ody Armor were served with form EA-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessinging body armor. You must also relinquish any body armor you have in your possession. all that apply): I do not own or have any body armor. I have relinquished all body armor that I have in my possession.
m ju	No Bo f you vor buying. Check c	Ind (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equality for this exception, go to [self-help website to be created] or see Code of Civil Procedure section (a).) Ody Armor were served with form EA-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing in body armor. You must also relinquish any body armor you have in your possession. All that apply): I do not own or have any body armor. I have relinquished all body armor that I have in my possession. 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
m ju	No Bo f you vor buying. Check c. De	nd (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equalify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section (a). Dody Armor Were served with form EA-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing ng body armor. You must also relinquish any body armor you have in your possession. All that apply): I do not own or have any body armor. I have relinquished all body armor that I have in my possession. I was granted an exception, or will ask for an exception, to have body armor. Note: This exception is grant 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.)
No. No. No.	No Boot buying Checker.	nd (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition essary. There are other things you will need to prove. For more information on what you need to show the equalify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section (a).) ody Armor were served with form EA-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing in body armor. You must also relinquish any body armor you have in your possession. all that apply): If do not own or have any body armor. If have relinquished all body armor that I have in my possession. If was granted an exception, or will ask for an exception, to have body armor. Note: This exception is grant 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.)

11)	□ Possession and Protection of Animals	•
	a. I agree to the orders requested.	,
	 b. I do not agree to the orders requested. (Specifical Action of the orders requested) 	y why you disagree in item (15) on page 4)
	c. I agree to the following orders (specify below	
	- I agree to the following orders (specify below	or in tiem (19 on page 4).
12	☐ Other Orders	
	a. I agree to the orders requested.	
	 b. I do not agree to the orders requested. (Specif 	y why you disagree in item (15) on page 4)
	c. \[\] I agree to the following orders (specify below	or in tiem (19) on page 4).
13	□ Denial	
	I did not do anything described in item (8) of form E	A-100. (Skip to (15).)
14)	☐ Justification or Excuse If I did some or all of the things that the person in (1)	has accused me of, my actions were justified or excused for
	the following reasons (explain):) has accused the of, my actions were justified of excused for
	☐ Check here if there is not enough space below for	r your answer. Put your complete answer on an attached sheet
	of paper and write "Attachment 14–Justification	or Excuse" as a title. You may use form MC-025, Attachment.

15) ☐ Reasons I Do Not Agree to	the Requests		
Explain your answers to each order of	or finding requested that y	ou do not agree with.	
☐ Check here if there is not enough of paper and write "Attachment 1			
Lawyer's Fees and Costs	out of our		
a. I ask the court to order payme Item	ent of my lawyer's Amount \$	fees court costs. 11	ne amounts requested are <u>Amount</u> \$
	\$		\$
	\$		\$
☐ Check here if there are more iten "Attachment 16—Lawyer's Fees			
b. I ask the court to deny the req lawyer's fees and costs.	uest of the person asking	for protection named in 1	that I pay his or her
Number of pages attached to this for	m, if any:		
Date:			
Lawyer's name (if any)		Lawyer's	signature
declare under penalty of perjury under the ll attachments is true and correct.	e laws of the State of Calif	Fornia that the information a	bove and on
Date:			
Type or print your name		Sign voi	ır name



How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?

What is an elder or dependent adult abuse restraining order?

It is a court order that prohibits you from doing certain things and going certain places.

What does the order do?

The court can order you to:

- Not contact the person who is protected by the order
- Stay away from that person and the person's home and workplace
- Move out of the place where you and that person are living together
- Not have any firearms (guns), firearm parts, ammunition, or body armor as long as the order is in effect. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

For more information about the items you would not be allowed to have, please see <u>selfhelp.courts.ca.gov/restraining-orders/prohibited-items.</u>

Who can ask for a restraining order?

A person who is being:

- Financially abused
- Abandoned or abducted
- Harmed
- Neglected
- Isolated

 Deprived by a caregiver of goods or services necessary to live on

A conservator may seek an order on behalf of an elder or dependent adult.

I've been served with a request for elder or dependent adult abuse restraining orders. What do I do now?

Read the papers served on you very carefully. The *Notice* of *Court Hearing* tells you when to appear in court. There may also be a *Temporary Restraining Order* forbidding you from doing certain things. You must obey the order until the hearing.

What if I don't obey the order?

The police can arrest you. You can go to jail and pay a fine.

What if I don't agree with what the order says?

You still must obey the order until the hearing. If you disagree with the orders the person is asking for, fill out form EA-120, Response to Request for Elder and Dependent Adult Abuse Restraining Orders, before your hearing date and file it with the court. If you need to include attachments, you can use form MC-025. You can get the forms from legal publishers or from the California Courts website at courts.ca.gov/rules-forms/find-your-court-forms. You also may be able to find them at your local courthouse or county law library.

Do I have to serve the other person with a copy of my response?

Yes. Have someone age 18 or older—**not you**—mail a copy of completed form EA-120 to the person who asked for the order (or that person's lawyer). (This is called "service by mail.")

The person who serves the form by mail must fill out form <u>EA-250</u>, *Proof of Service of Response by Mail*. Have the person who did the mailing sign the original. Take the completed form back to the court clerk or bring it with you to the hearing.

Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required, and you are not entitled to a free, court-appointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form <u>INT-300</u>, *Request for Interpreter (Civil)* or a local court form or website to request an interpreter. For more information about court interpreters, go to <u>selfhelp.courts.ca.gov/request-interpreter</u>.

What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form MC-410, Disability Accommodation Request, to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form MC-410-INFO, How to Request a Disability Accommodation for Court.



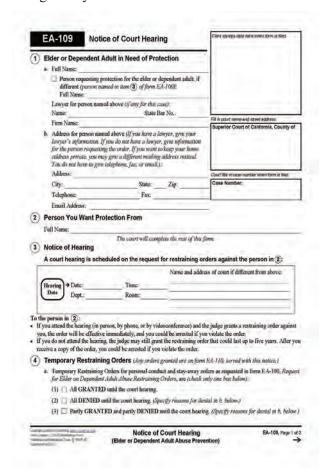




How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?

Should I go to the court hearing?

Yes. You should go to court on the date listed on form EA-109, *Notice of Court Hearing*. If you do not go to the hearing, the judge can make orders against you without hearing from you.



Will I see the person who asked for the order at the court hearing?

Yes. Assume that the person who is asking for the order will attend the hearing. Do not talk to him or her unless the judge or that person's attorney says that you can.

Can I bring a witness to the court hearing?

Yes. You can bring witnesses or documents that support your case to the hearing. But if possible, you should also bring the witnesses' written statements of what they saw or heard. Their statements must be made under penalty of perjury. You can use form MC-030 for this.

How long does the order last?

If the court issued a temporary restraining order before the hearing, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. Any order issued at the hearing can last for up to five years.

What if I have a firearm (gun), firearm part, or ammunition?

If a restraining order is issued, unless the order is to prevent financial abuse only, you cannot own, possess, or have a firearm (gun), firearm parts, ammunition, or body armor while the order is in effect. If you have a firearm (gun), firearm parts, or ammunition in your immediate possession or control, you must sell it to or store it with a licensed gun dealer or turn it in to a law enforcement agency.

What if I need to have a firearm or ammunition for my job?

If the judge grants a restraining order against you, unless the order is to prevent financial abuse only, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove 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 that you will have to prove. For more information, go to[self-help website to be created] or see Code of Civil Procedure section 527.9(f).

Can I agree with the protected person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the protected person would have to file a request with the court to cancel the order.

Information about the process is also available online.

See <u>selfhelp.courts.ca.gov/EA-restraining-order.</u>

For help in your area, contact:

[Local information may be inserted.]

EA-130

Elder or Dependent Adult Abuse Restraining Order After Hearing

Clerk stamps date here when form is filed.

Person in (1) must complete (1), (2), and (3) only.

☐ Name of person asking for the protection, if different person named in item 3 of the request (form EA-10)	t (This is the the Judicial Council
Full Name:	<i>(</i>).)
Lawyer for person named above (if any for this case):	
Name: State Bar No	Fill in court name and street address:
Firm Name:	Superior Court of California, County of
b. Your Address (If you have a lawyer, give your lawyer's If you do not have a lawyer and want to keep your home private, you may give a different mailing address instead have to give telephone, fax, or email.) Address:	address l. You do not
City: State: Zip	: Court fills in case number when form is filed
Telephone: Fax:	Case Number:
Email Address:	
*Full Name: *Race: Height: Weight: *Gender: M F Nonbinary Home Address:	Hair Color: Eye Color:
City: State:	Zip:
Relationship to Protected Person:	
Additional Protected Persons In addition to the elder or dependent adult named in 1, the of the elder or dependent adult named in 1 are protected by Full Name Gender A	
Check here if there are additional protected persons. Lis "Attachment 3—Additional Protected Persons" as a title	t them on an attached sheet of paper and write
E. Justin Bata	
Expiration Date This Order, except for any award of lawyer's fees, expires	

This is a Court Order.

If no expiration date is written here, this Order expires three years from the date of issuance.

Judicial Council of California, <u>courts.ca.gov</u> Rev. <u>January 1, 2026,</u> Mandatory Form Welfare and Institutions Code, § 15657.03 Code of Civil Procedure, §§ 527.9, 527.11, and 527.12 Approved by DOJ

Elder or Dependent Adult Abuse Restraining Order After Hearing (CLETS-EAR or EAF) (Elder or Dependent Adult Abuse Prevention)

5 Heari	ng			
	ere was a hearing on (date):			
	me of judicial officer):		made the orders a	at the hearing.
	ese people were at the hearing:			
1.1	☐ The elder or dependent adult in need of	•		
` ′	The lawyer for the elder or dependent a			
(3)	The person in 1 asking for protection			
(4)	The lawyer for the person in 1 asking	for protection (name)	·	
` ′	The person in (2)			
(6)	The lawyer for the person in 2 (name)			
. \Box	Additional persons present are listed at			-
с	The hearing is continued. The parties must r	eturn to court on (date)):	at (time):
	To the	Person in 2 :		
	as granted the orders checked below.			
and charge	d with a crime. You may be sent to jail	for up to one year,	pay a fine of u	p to \$1,000, or both.
6 □ Pe	rsonal Conduct Orders			
a. Yo	u must not do the following things to the eld-	er or dependent adult r	named in 1	
	and to the other protected persons listed in (3 :		
(1)	☐ Physically abuse, financially abuse, inti	midate, molest, attack,	strike, stalk, thre	aten, assault (sexually o
	otherwise), hit, harass, destroy personal		-	_
(2)	Contact the person, either directly or inc		•	
	telephone, in writing, by public or private by other electronic means.	ite mail, by interoffice	mail, by email, by	y text message, by fax, o
(3)	☐ Take any action to obtain the person's a	address or location. If t	his itam (2) is not	chacked the court has
(3)	found good cause not to make this orde		ills itelli (3) is ilot	checked, the court has
(4)	Other (specify):	•		
()	Other personal conduct orders are attack	hed at the end of this C	order on Attachme	ent 6a(4).
b. Pea	ceful written contact through a lawyer or a p	rocess server or other	person for service	of legal papers related
to a	court case is allowed and does not violate the	nis order.	•	C A A
(7) □ Sta	ay-Away Orders			
a. Yo	u must stay at least yards away	from (check all that ap	oply):	
(1)	☐ The elder or dependent adult in 1.	(5) \square The vehicle	of the elder or dep	endent adult.
(2)	☐ Each person in ③.	(6) Other (specif	y):	
(3)	☐ The home of the elder or dependent adult.			
(4)	☐ The job or workplace of the elder or dependent adult.			
b. Thi	s stay-away order does not prevent you from	going to or from your	home or place of	employment.
		a Court Order.	_	

Elder or Dependent Adult Abuse Restraining

8		Move-Out Order You must immediately move out from and not return to (address):
		and must take only the personal clothing and belongings you need.
9		Order for Counseling or Anger Management
	a.	The person in (2) is ordered to attend:
		clinical counseling for(specify number) sessions; or
		an anger management course
		provided by a professional (a counselor, psychologist, psychiatrist, therapist, clinical social worker, or mental or behavioral health professional licensed in the State of California to provide counseling or anger management courses).
	b.	The person in ② must schedule clinical counseling or enroll in an anger management course by (date):, or if no date is listed, within 30 days after this order is made. The person in ② is ordered to file written proof of scheduling or enrollment with the court.
	c.	Written proof of completion of the ordered number of clinical counseling sessions or written proof of completion of the court-ordered anger management course must be filed with the court by (date): or the person in (2) must appear for a court date on:
		(date): at (time): in Dept.: Room:
10		
10)	□ Tl	No Firearms (Guns), Firearm Parts, or Ammunition anis Order must be granted unless the abuse is financial only.
		·
	a.	You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited items listed below in b.
	b.	Prohibited items are:
		 Firearms (guns); Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and Ammunition.
	c.	If you have not already done so, you must:
		• Within 24 hours of being served with this Order, sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your custody or control, or that you possess or own.
		• File a receipt with the court within 48 hours of receiving this Order that proves that your firearms (guns), firearm parts, and ammunition have been turned in, sold, or stored. (You may use form <u>EA-800</u> , <i>Receipt for Firearms</i> , <i>Firearm Parts</i> , and Ammunition for the receipt.)
	d.	☐ The court has received information that you own or possess a firearm (gun), firearm parts, or ammunition.
		This is a Court Order.

Th	Restrained Person Has Prohibite court finds that you have the following			
a.	Description (include serial number) (1) (2) (3) (4)			Proof of compliance received by the coun (date): (date): (date): (date):
b.	Ammunition Description (1) (2) (3) (4) Check here to list additional items. List Has Prohibited Items" at the top, and att	Amount, if known them on a separate	Location, if known	Proof of complianc received by the cou (date): (date): (date): (date): (date):
	Restrained Person Has Not Co The court finds that you have not fully of The court has not received a receipt or p Notify Law Enforcement The court will immediately notify the for (law enforcement agency or agencies): Notify Prosecutor The court will immediately notify the for	complied with the operation of compliance of some of the compliance of the complianc	rders previously granted of for all the items listed in ement agency of this violation	n (<i>date</i>): 11 . ution
If	prosecuting agency): Description of the order in 10 is granted, you cannot over must relinquish any body armor you have the country the formula of the order.	vn, possess, or buy	body armor (defined in Pe	nal Code section 16288).

_		have violated the restraining	order and notify law enforcer
and a prosecuting attorney	of the violation.	Name and address of address listed on pag	f court, if different than court ge 1:
Date:	Dept.:		
Time:	Room:		
Financial Abuse			
This case does not		inancial abuse unaccompanie	ed by force, threat, harassmen
intimidation, or any other	form of abuse.		
☐ Possession and F	Protection of Animals	6	
a. The person in i	is given the sole possession	n, care, and control of the anin	
		m or her, or reside in his or her	r household.
•	leased, kept, or held by hir g., type, breed, name, colo		r household.
			r household.
•			r household.
b. (Identify animals by, e.	g., type, breed, name, colo	ards away from, and not take,	sell, transfer, encumber, conc
b. (Identify animals by, e.	g., type, breed, name, colo	or, sex.)	sell, transfer, encumber, conc
b. (Identify animals by, e.	g., type, breed, name, colo	ards away from, and not take,	sell, transfer, encumber, conc
b. The person in ② n molest, attack, strik Specific Debts The court finds (decides) t	g., type, breed, name, color nust stay at least ya te, threaten, harm, or other	ards away from, and not take,	sell, transfer, encumber, concisted above.
b. The person in ② n molest, attack, strik Specific Debts The court finds (decides) t	g., type, breed, name, color nust stay at least ya te, threaten, harm, or other that the following debts we	ards away from, and not take, swise dispose of, the animals li	sell, transfer, encumber, concisted above.
b. The person in 2 n molest, attack, strik Specific Debts The court finds (decides) the person in 2	g., type, breed, name, color nust stay at least ya te, threaten, harm, or other that the following debts we	er, sex.) ards away from, and not take, swise dispose of, the animals litere incurred as a result of finar	sell, transfer, encumber, concisted above. ncial abuse of the person in 1 Amount:
b. The person in 2 n molest, attack, strik Specific Debts The court finds (decides) the person in 2	g., type, breed, name, color nust stay at least ya xe, threaten, harm, or other hat the following debts we	er, sex.) ards away from, and not take, swise dispose of, the animals livere incurred as a result of finar For:	sell, transfer, encumber, concisted above. ncial abuse of the person in 1 Amount:
b. The person in and molest, attack, strik Specific Debts The court finds (decides) to the person in Money Owed The court finds (decides) to the Money Owed The court finds (decides) to the	g., type, breed, name, color nust stay at least ya xe, threaten, harm, or other hat the following debts we	ards away from, and not take, swise dispose of, the animals livere incurred as a result of finar	sell, transfer, encumber, concisted above. ncial abuse of the person in 1 Amount:
b. The person in 2 n molest, attack, strik Specific Debts The court finds (decides) the person in 2 Money Owed 1	g., type, breed, name, color nust stay at least ya te, threaten, harm, or other that the following debts we tached at the end of this O	ards away from, and not take, swise dispose of, the animals livere incurred as a result of finar	sell, transfer, encumber, concisted above. ncial abuse of the person in 1 Amount:
b. The person in 2 m molest, attack, strik Specific Debts The court finds (decides) the person in 2 Money Owed 1 Additional debts are at	g., type, breed, name, color nust stay at least ya te, threaten, harm, or other that the following debts we tached at the end of this O d Costs	er, sex.) ards away from, and not take, swise dispose of, the animals livere incurred as a result of finare. For: rder on Attachment 17.	sell, transfer, encumber, concisted above. ncial abuse of the person in Amount: \$ \$ \$ \$ \$ \$
b. The person in 2 m molest, attack, strik Specific Debts The court finds (decides) to the person in 2 Money Owed 1 Additional debts are at	g., type, breed, name, color nust stay at least ya te, threaten, harm, or other that the following debts we tached at the end of this O d Costs	ards away from, and not take, swise dispose of, the animals livere incurred as a result of finar	sell, transfer, encumber, concisted above. ncial abuse of the person in 1 Amount: \$ \$ \$ \$ \$
b. The person in 2 m molest, attack, strik Specific Debts The court finds (decides) to the person in 2. Money Owed 1. Additional debts are at the court finds (decides) to the person in 2.	g., type, breed, name, color must stay at least ya te, threaten, harm, or other that the following debts we tached at the end of this O d Costs n in 1 the following amo Amount	er, sex.) ards away from, and not take, swise dispose of, the animals livere incurred as a result of finare. For: rder on Attachment 17.	sell, transfer, encumber, concisted above. ncial abuse of the person in 1 Amount: \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$

			Case Number:
19	_ O	ther Orders (specify):	
	☐ Ac	ditional orders are attached at the end of this Order on Attachment 19).
		To the Person in 1 :	
20	Mand	atory Entry of Order Into CARPOS Through CLETS	
		rder must be entered into the California Restraining and Protective Crnia Law Enforcement Telecommunications System (CLETS). (Chec	• • •
	a. 🗌	The clerk will enter this Order and its proof of service form into CA	RPOS.
	b. 🗌	The clerk will transmit this Order and its proof of service form to a l into CARPOS.	aw enforcement agency to be entered
	c. 🗌	By the close of business on the date that this Order is made, you or y Order and its proof of service form to the law enforcement agency li CARPOS:	
		Name of Law Enforcement Agency Address	ess (City, State, Zip)
		Additional law enforcement agencies are listed at the end of this Oro	ler on Attachment 20.
21)	Servi	ce of Order on Restrained Person	
	a. 🗌	The person in 2 personally attended the hearing, either physically videoconference). No other proof of service is needed.	or remotely (by telephone or
	b. 🗌	The person in ①was at the hearing. The person in ②was not.	
	(1)	☐ Proof of service of form EA-110, <i>Temporary Restraining Order</i> orders in this form are the same as in form EA-110 except for the served with this Order. Service may be by mail.	
	(2)	Proof of service of form EA-110, <i>Temporary Restraining Order</i> orders in this form are different from the orders in form EA-110 (1) or (3)—must personally serve a copy of this Order on the p	. Someone—but not anyone in
	(3)	The court has scheduled a firearms, firearms parts, and ammuni must have a copy of this order served on the person in 2 by	
		(a) Personal service by (date):	
		(b) Mail at the last known address of the person in 2 by (date	·):
		This is a Court Order.	

22	No Fee to Serve (Notify) Restrained Person
	If the sheriff or marshal serves this Order, they will do so for free. A peace officer may also serve this Order for free. See form <u>EA-200-INFO</u> for more information.
3	Number of pages attached to this Order, if any:
	Date:
	Judicial Officer

Warning and Notice to the Restrained Person in 2:

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

If the court grants the orders in ① on page 3 (unless item ① on page 4 is checked), you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item ① b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, or ammunition that you have or control as stated in ①. The court will require you to prove that you did so.

Instructions for Law Enforcement

Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing (see 21), the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

Start Date and End Date of Order

This order *starts* on the date next to the judge's signature on page 6. The order *ends* on the expiration date in **4** on page 1.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing (see (21)) or was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.

This is a Court Order.

EA-130, Page 7 of 8

Case Number:	

Instructions for Law Enforcement

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2;

Fam. Code §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

- 1. *Emergency Protective Order (EPO):* If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 7a(2) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

Clerk's Certificate [seal] (Clerk will fill out this part.)

-Clerk's Certificate-

I certify that this *Elder or Dependent Adult Abuse Restraining Order After Hearing* is a true and correct copy of the original on file in the court.

		_
Date:	Clerk, by	, Deputy
Date.	CICIK, U y	, 1 ,

EA-200-INFO

What Is "Proof of Personal Service"?

What is "Service"?

Service is the act of giving your legal papers to the other party. There are many kinds of service—in person, by mail, and others. This form is about personal or "in-person service." The following types of restraining order forms must be served "in person": Request for Elder or Dependent Adult Abuse Restraining Orders (form EA-100), the Notice of Court Hearing (form EA-109), Temporary Restraining Order (form EA-110), Request for Elder or Dependent Adult Restraining Order Allowing Contact (form EA-300), and Notice of Court Hearing to Allow Contact (form EA-309). That means that someone must personally "serve" (give) a copy of the forms to the person to be restrained. These forms cannot be served by mail.

Service lets the other person know:

- What orders you are asking for
- The hearing date
- · How to respond

Why do I have to get the orders served?

- The police cannot arrest anyone for violating an order unless that person knows about the order.
- The judge cannot make the orders permanent unless the restrained person was served.



Don't serve it by mail!

Who can serve?

Ask someone you know, a process server, or a law enforcement agency to personally serve (give) a copy of the forms to the person to be restrained. You **cannot** send the forms to that person by mail. The server must:

- Be 18 years of age or older
- Not be you or anyone whom you are asking to be protected by the orders.

The sheriff or marshal may be authorized to serve the court's orders **for free.** Another peace officer may also serve the orders for free. See [selfhelp site to be created] for additional information regarding free service by a sheriff, marshal, or other peace officer.

A "registered process server" is a business you pay to deliver court forms. Look for "Process Serving" in the Yellow Pages or on the internet. (If a law enforcement agency or the process server uses a different proof of service form, make sure it lists the forms served.)

How to serve

Ask the server to:

- Walk up to the person to be served.
- Make sure it is the right person. Ask the person's name.
- Give the person copies of all papers checked on form EA-200, *Proof of Personal Service*.
- Fill out and sign the *Proof of Personal Service* form.
- Give the signed *Proof of Personal Service* to you.

What if the person won't take the papers or tears them up?

- If the person won't take the papers, just leave them near the person.
- It doesn't matter if the person tears them up. Service is still complete.

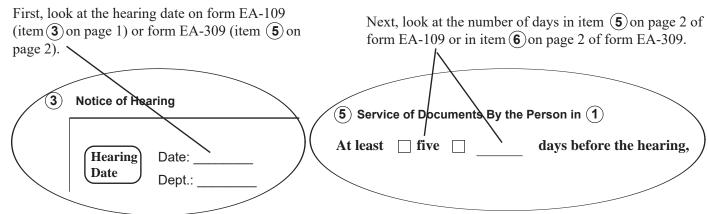


EA-200-INFO

What Is "Proof of Personal Service"?

When do the orders have to be served?

It depends. To know the exact date, you have to look at two things on form EA-109, *Notice of Court Hearing* or form EA-309, *Notice of Court Hearing to Allow Contact*:



Look at a calendar. Subtract the number of days in item (5) on form EA-109 or the number of days in item (6) on form EA-309 from the hearing date. That is the final date to have the orders served. It is always OK to serve earlier than that date. If nothing is checked or written in (5) on form EA-109 or (6) on form EA-309, you must serve the orders at least five days before the hearing.

Who signs the Proof of Personal Service?

Only the person who serves the forms can sign form EA-200, *Proof of Personal Service*. You do not sign it; the restrained person does not need to sign it.

What do I do with the completed Proof of Personal Service?

If someone other than the sheriff serves the papers, you should:

- Make several copies.
- File the original with the court before your hearing.
- Bring a copy of the completed *Proof of Personal Service* to your hearing.
- Ask the clerk to enter the *Proof of Service* (unless for form EA-300) into the California Law Enforcement Telecommunications System (CLETS), a special computer system that lets police all over the state find out about the orders protecting you.
- If the clerk tells you that the court cannot enter it into the computer, take a copy of the *Temporary Restraining Order* (form EA-110) and *Proof of Personal Service* (form EA-200) to your local police. They will put the information into the state computer system. That way, police all over the state will know that your restraining order has been served.
- Always keep an extra copy of the restraining orders with you for your safety.
- Note: Restraining orders to allow contact (which use the EA-300 form series) are not entered into CLETS.

If the sheriff or another peace officer serves the papers, they will send proof of service to the court and CLETS for you.

What happens if I can't get the orders served before the hearing date?

Before your hearing, fill out and file form <u>EA-115</u>, *Request to Continue Court Hearing* (or form <u>EA-315</u>, if you are trying to serve forms EA-300 or EA-309). This form asks the court for a new hearing date and makes your orders last until then. Ask the clerk for the form. After the court has reissued the orders, attach a copy of form EA-116, *Order on Request to Continue Hearing*, (or form EA-316) to a copy of your original orders. Ask the clerk to enter form EA-116 into CLETS, or the clerk may ask you or your attorney to deliver a copy to the police. That way, the police will know your orders are still in effect.

EA-716 Order to Reschedule Hearing to Renew Restraining Order	Clerk stamps date here when form is filed.
(Complete 1) and 2 only. The court will complete the rest of this form.)	DRAFT 2025-01-30 Not approved by
1 Protected Party:	the Judicial Council
2 Restrained Party:	Fill in court name and street address: Superior Court of California, County of
3 Next Court Date	
a. Denied: The request to reschedule the court date is denied.	
Your court date is:	Fill in case number:
(1) The Elder or Dependent Adult Abuse Restraining Order After Hearing (EA-130) granted in this case stays in full force and effect until your court date.	Case Number:
(2) Your court date is not rescheduled because:	
b. Granted: The request to reschedule the court date is granted. Your time listed below. The current restraining order stays in effect until expiration date, whichever is later. See 4-7 for more informat	the hearing date below or the original
Name and add	dress of court, if different from above:
New → Date: Time:	

Warning and Notice to the Restrained Party:

You must obey the restraining order while it is in effect.

Room:

This is a Court Order.



Court

Date

Dept.:

Reason Court Date Is Resche	duled	
a. The protected party has not ser	ved the restrained party.	
b. Other reason:		
Serving (Giving) Order to Oth	er Party	
The request to reschedule was made b	y the:	
a. Protected party	b. Restrained party	c. Court
(1) You do not have to serve the restrained party because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) You do not have to serve the protected party because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) Further notice is not required
(2) \(\sum \) You must have the restrained party personally served with a copy of all the forms listed on form \(\frac{EA-710}{}, \) item \(\begin{aligned} \begin{aligned} \text{4} \\ \end{aligned}, \) by \((date): \(\sum \)	(2) \(\sum \) You must have the protected party personally served with a copy of this order by \((date): \(\)	(2) The court will mail a copy of this order to all parties by (date):
(3) You must have the restrained party served with a copy of this order. This can be done by mail. You must serve by (date):	(3) \(\sum \) You must have the protected party served with a copy of this order. This can be done by mail. You must serve by (date): \(\sum \)	(3) Other:
(4) Other:	(4) Other:	

This is a Court Order.



EA-716, Page 2 of 3

					Case Number:	
6	The sheri		will serve this or papers that need	rder for free . I to be served to the sheriff or m	arshal.	
7	Othe	er Orders				
Date:			_	>	Judicial Officer	
		Assistive lis	e if you ask at lea	computer-assisted real-time capt set five days before the hearing. d-your-court-forms for Disabili	Contact the clerk's office or go	o to
1				Instructions to Clerk court must enter this order into ust be done within one business		
Clerk	c's Certific [seal]	ate	EA-716) is a tr	—Clerk's Certificate— is Order to Reschedule Hearing rue and correct copy of the origin		,
			Date:	Clerk, by:		, Deputy

Name	tected Person e:			DRAFT
				2025-03-17
	trained Person			Not approved by
	Your Name:			the Judicial Council
	Your Lawyer (if you have			
		State	Bar No.:	
F	irm Name:			Fill in court name and street address: Superior Court of California, Count
If pr he	Your Address (If you have f you do not have a lawyed rivate, you may give a diffave to give telephone, fax address:	r and want to keep you ferent mailing address	r home address	
		State:	Zip:	Court fills in case number when form is file
	elephone:	 Fax:	· ·	Case Number:
				
To t If a jureceir 1653 office	vers, frames, or any item 1)—use this form to prover or a licensed gun deale	urn in, sell, or store you that may be used as or re to the judge that you r to complete item 4)	easily turned into a rehave obeyed their or or (5). For more info	nmunition, and firearm parts—mean eceiver or frame (see Penal Code see ders. Take this form to a law enforce rmation on how to properly turn in y
To t If a jureceir 1653 office	the Restrained Personal United Section 1. The Indiana Personal United Section 1. The Indiana Personal	that may be used as or to the judge that you r to complete item (4) or O, How Do I Turn In, S	easily turned into a rhave obeyed their or or 5 . For more info sell, or Store My Fire	eceiver or frame (see Penal Code sed ders. Take this form to a law enforce
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To t If a ju receir 1653 office items (Com	the Restrained Person udge has ordered you to the vers, frames, or any item 1)—use this form to prover or a licensed gun dealers, read form EA-800-INFO	that may be used as or that may be used as or the to the judge that you or to complete item (4) or to, How Do I Turn In, Some To Law Keep a copy and give the gency:	easily turned into a rehave obeyed their or or (5). For more informed, or Store My Fire Enforcement the original to the per	eceiver or frame (see Penal Code see ders. Take this form to a law enforce rmation on how to properly turn in y arms, Firearm Parts, and Ammunities on in (2).)
To t If a ju receiv 1653 office items (Com Name	the Restrained Personal Landschaff (1988). The Restrained Personal Landschaff (1988) and the Restrained Personal Landschaff (1988) and the Restrained Personal Landschaff (1988). The Restrained Personal Landschaff (1988) and the Restrained Landschaff (1988) and th	urn in, sell, or store you that may be used as or re to the judge that you re to complete item (4) or O, How Do I Turn In, So To Law Keep a copy and give to gency: gent:	easily turned into a rhave obeyed their or or (5). For more informed, or Store My Fire Enforcement the original to the per	eceiver or frame (see Penal Code sed ders. Take this form to a law enforce rmation on how to properly turn in yarms, Firearm Parts, and Ammuniti
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	Case Number:
5	To Licensed Gun Dealer
0	(Complete the section below. Keep a copy and give the original to the person in ②.)
	Name of Licensed Gun Dealer:

(Complete the section below. Keep	p a copy and give the orig	ginal to the person in (2).)			
Name of Licensed Gun Dealer:					
Telephone:	Ema	il Address:			
Items Stored or Sold					
a. Firearms, firearm parts, and an	nmunition transferred on:				
Date:					
 b. List of items (List all the items Department of Justice's Reporattached a separate form): Separate form is attached. (I declare under penalty of perjurtrue and correct. Signature of licensed gun declared. 	t of Firearms Acquisition (If it does not include all so y under the laws of the St	or you may use item 6 . Chesurrendered items, list additionate of California that the info	eck below onal items i	if you in item	have (6).)
☐ List of Items Surrendere Firearms and firearm parts Make	d Model	Serial Number, if there is one	Sold	Storad	To be destroye
				Siorea	destroye
(1)			_		
(2)					
(4)					
(5)					
Ammunition					T 1
Brand	Type	Amount	Sold	Stored	To be destroye
(1)	<i>J</i> 1				
(2)					
(3)		-			
(4)		_			
(5)					
(6)					

☐ Check here if there is not enough space above for your answer. Use a separate sheet of paper to list other items. Write "EA-800, item 6" at the top, and attach it to this form.

7	To the Restrained Person:									
	Besides the items listed on page 2 or in an attached form, do you have or own any other firearms (guns), firearm parts, or ammunition?									
	□ No									
	☐ Yes (If yes, check one of the boxes below):									
	a. I filed a <i>Receipt for Firearms</i> , <i>Firearm Parts</i> , <i>and Ammunition</i> (form EA-800) or other proof for those items with the court on (date):									
	b. I am filing the proof for those firearms (guns), firearm parts, or amn	nunition along with this proof.								
	c. I have not yet filed the proof for the other firearms (guns), firearm pa (Explain why not):									
You	r signature									
I decl	lare under penalty of perjury under the laws of the State of California that the	e information above is true and correct.								
Date:										
Duter										
	Type or print your name	Sign your name								
	ype o personal and a									
You	ır Next Steps									
• A	After the form is complete, make two additional copies. Take the copies and	original to the court clerk to file.								
• k	Keep a copy for yourself.									

Note that failure to file a receipt with the court is a violation of the court's order.

DRAFT Not approved by the Judicial Council 2025-01-23



How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?

What items do I need to turn in, sell, or store?

You must turn in, sell, or store all of the following prohibited items that you have or control:

- Firearms, including any handgun, rifle, shotgun, and assault weapon; and
- Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531), which may also be called ghost guns; and
- Ammunition.

How do I properly turn in, sell, or store the prohibited items?

You must take them to:

• Law enforcement, who will accept all prohibited items and may store them or destroy them;

OR

• A licensed gun dealer, who can buy or store firearms. If you have firearm parts, call ahead for more information.

When do I have to turn in, sell, or store the prohibited items?

Immediately, if law enforcement asks you for the items. Otherwise, within 24 hours.

Who can I turn in, sell, or store the prohibited items with?

Only law enforcement or a licensed gun dealer. You cannot give your prohibited items to a family member, friend, or anyone else.

Where can I sell the prohibited items?

At a licensed gun dealer in your area. You can search the internet for "Gun Dealers" or "Firearms Dealers" to find one. Make sure the dealer is licensed.

Do I have to pay a fee to store prohibited items?

You may have to pay a fee. Contact your local law enforcement agency or a licensed gun dealer about fees and whether they have space to store your items.

How do I turn in the prohibited items to law enforcement?

Call your local law enforcement agency to ask about their procedures. Unload your firearms and take a copy of the court order with you.

Do not bring firearms to court.

If I turn in the prohibited items to law enforcement, how long will they keep them?

It depends. There are procedures for getting your firearms back after the restraining order has expired. Ask the law enforcement agency for more information.

After I turn in the prohibited items to law enforcement, can I change my mind?

Yes. You are allowed to sell firearms to a licensed gun dealer. To do so, the gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the items that you are selling.

Do I have to prove that I have turned in, sold, or stored the prohibited items?

Yes. Within 48 hours you must file a receipt with the court showing that you have surrendered the prohibited items to a law enforcement agency or sold them to or stored them with a licensed gun dealer. You may use *Receipt for Firearms*, *Firearm Parts*, *and Ammunition* (form <u>EA-800</u>) for this purpose.

Additional Questions?

Contact an attorney for legal advice. Call your local law enforcement agency, for example, your city police or county sheriff for their procedures.

Information about prohibited items and how to obey these orders is also available online.

See <u>selfhelp.courts.ca.gov/respond-to-EA-restraining-order/obey-firearms-orders</u>.

For help in your area, contact:

[Local information may be inserted.]

5.6 ti 1 2020 01 20 110t app	norod by the oddicial oddicin	
EA-820 Prohibited Items Findin	g and Orders Case Number:	
This form is attached to (<i>check one</i>): ☐ EA-110 ☐ EA-	116 Other:	
Restrained Person Has Prohibited Items		
The court finds that the restrained person has prohibite	ed items as follows:	
a. Listed on form EA-110, Temporary Restraining	g Order	
b. Listed below:		
Firearms and/or firearm parts		
Description (include serial number, if known)	Location, if known Proof of compare received by the	
(1)	(date):	
(2)	(date):	
(3)	(date):	
(4)	(date):	
Ammunition	ount if Proof of comp	liance

A	m	m	uı	ni	ti	0	n

		Amount, n		1 1001 of compliance
	Description	known	Location, if known	received by the court
(1)				(date):
(2)				(date):
(3)				(date):
(4)				(date):

Check here to list additional items. List them on a separate piece of paper, write "EA-820, Restrained Person Has Prohibited Items" at the top, and attach it to this form.

☐ Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance

The restrained person must attend the court hearing listed below to prove that all prohibited items have been properly turned in, sold, or stored. If the restrained person does not attend the court hearing listed below, a judge may find that the restrained person has violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.

			Name and address of court, if different than court address listed on the front of this order:
氚	Date:	Dept.:	
	Time:	Room:	
$\overline{}$			



3 □ a.	
	(date): The court has not received a receipt or proof of compliance for all the items listed in 1.
b.	Notify Law Enforcement
	The court will immediately notify the following law enforcement agency of this violation (name of agency):
c.	Notify Prosecutor
	The court will immediately notify the following prosecuting agency of this violation (prosecuting agency):

EA-830

Noncompliance With Firearms, Firearm Parts, and Ammunition Order

CONFIDENTIAL

Clerk stamps date here when form is filed. This notice is provided to the agency or agencies listed below, as required by the Code of Civil Procedure. **Protected Person** Fill in court name and street address: **Restrained Person** Superior Court of California, County of ☐ Restrained Person Has Not Complied with Surrendering Firearms (Guns), Firearm Parts, and Ammunition Court fills in case number when form is filed. The court has found that the person listed in (2) has firearms (guns), Case Number: firearm parts, or ammunition in violation of a restraining order. The restraining order granted by the court is attached to this form. (Check all that apply): a. Notice to Law Enforcement Agency (name of agency or agencies): (Notice is provided pursuant to Code of Civil Procedure section 527.9(b).) b. Notice to Prosecuting Agency (name of agency): (Notice is provided pursuant to Code of Civil Procedure section 527.9(b).) Number of pages attached to this form, if any:



Date:

Judge or Judicial Officer



EA-830, Page 1 of 2

Case Number:	

-Clerk's Certificate-

а.		Law enforcement agency listed in 3a	
	(1)	 □ by fax, email, or other electronic means □ by personal delivery 	
	(2)	(Phone number, email address, or address):	
	(3)	Date of transmission or delivery:	
b.		Prosecuting agency listed in 3b	
	(1)	 □ by fax, email, or other electronic means □ by personal delivery 	
	(2)	(Phone number, email address, or address):	
	(3)	Date of transmission or delivery:	
c.		Law enforcement agency listed in 4, if different than 3a	
	(1)	 □ by fax, email, or other electronic means □ by personal delivery 	
	(2)	(Phone number, email address, or address):	
	(3)	Date of transmission or delivery:	
Cl	lerk':	s Certificate	

EA-840

Notice of Compliance Hearing for Firearms, Firearm Parts, and Ammunition

Clerk stamps date here when form is filed.

DRAFT 1/23/2025 Not approved by the Judicial Council

Superior Court of California, County of

1 Protected Person

(name):

Restrained Person

(name):

Fill in court name and street address:

3 Notice of Compliance Hearing To the person in (2):

The court has issued an elder or dependent adult abuse restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, or ammunition that you have or own, as required in the restraining order and listed below in (4).

Court fills in case number when form is filed.

	MI	mak.	
Case	NU	шо	em

Date:Time:	Dept.:Room:	Name and address of court, if different from the one listed above:

- 4 No Firearms (Guns), Firearm Parts, or Ammunition
 - a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
 - b. Prohibited items are:
 - (1) Firearms (guns);
 - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
 - (3) Ammunition.
 - c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
 - d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
 - e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use form <u>EA-800</u>, *Receipt for Firearms, Firearm Parts, and Ammunition.*) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

(5)		Restrained F	Person Has Prohib	ited Items		
	Th	ne court has found	d that you have the follow	owing prohibited	items:	
	a.	Firearms and/o	or firearm parts			Proof of compliance
		Description (inc	clude serial number, if l	known)	Location, if known	received by the court
		•		•		[] (date):
		(2)				(date):
		(2)				
		(4)				
	b.	Ammunition				
		Description		Amount,	Location, if known	Proof of compliance received by the court
		Description (1)			· ·	•
						EA-840, Restrained Person
6	 a.	The court finds	that you have not fully	complied with (o	Surrendering Prohib beyed) the orders previous cipt or proof of compliance	
	1.					
	D.	Notify Law Enf		following law enf	orcement agency of this vi-	olation (name of agency):
	c.		mmediately notify the f		ting agency of this violation	
7		Service				
		ne person in 2) d		these orders. The	person in 1 must have the	e person in 2 served by:
	b.	☐ Mail, at the 1			ate):	
Jud	ge'	's Signature				
Date	:					
2410	_				Judge or J	udicial Officer
				This is a Co	urt Order.	

New January 1, 2026

DRAFT - Not approved by the Judicial Council 2025-03-17

EA-850

Permission to Have Firearm or **Ammunition for Work**

Case Number:		

C	ourt Findings
Th	the court finds that the restrained person (name):
a.	Is required to carry a specific firearm or ammunition during scheduled work hours as a condition of their continued employment.
b.	Cannot be reassigned by their employer to another position where having a firearm or ammunition is not needed
c.	Is not otherwise prohibited from having firearms or ammunition under state or federal law.
d.	Does not pose an additional threat of harm to any protected person or the public by having access to a specific firearm or ammunition.
e.	☐ Is a sworn peace officer and:
	(1) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise; and
	(2) The personal safety of the restrained person depends on their ability to carry a specific firearm or ammunition outside of scheduled work hours.
f.	☐ Is not a sworn peace officer and (check 1 or 2):
	(1) \square The court did not order the restrained person to complete a psychological evaluation.
	(2) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise.
g.	☐ Other

Case Number:		

2	Court	Order
. — /		

a.	The restrained person is (check one):			
	(1) \(\subseteq \) Not a sworn peace officer and may have the items listed in \(\bar{2} \) b only during scheduled work hours.				
	(2) A sworn peace officer and (check one):				
	(a) May have the items listed in 2 b while on duty.				
	(b) \square May have the items list	ted in 2 b while on or off du	ıty.		
b.	. This restraining order does not require the restrained person to relinquish the specific firearm or ammunition listed below:				
	Firearm (make):	(model):	(serial no.):		
	Ammunition (description):				

Warning: The court orders listed above in ② only apply to this restraining order. If you are prohibited from having a firearm or ammunition by another order or law, you may still be in violation of state or federal law.

GV-030

Gun Violence Restraining Order After Hearing on EPO-002

The court will complete this form.

Requesting Agency or Officer

(A petition may be filed in the name of the law enforcement agency in which the officer is employed.)

Law enforcement agency or officer that applied for the Gun Violence

Clerk stamps date here when form is filed.

DRAFT

01/27/2025

Not approved by the Judicial Council

		Fill in court name and street address:		
2 Restrained	Person	Superior Court of California, County of		
Full Name:				
•	re is one for this case): State Bar I			
Address:		Court fills in case number when form is filed.		
City:	State: 2	Zip:	Case Number:	
Telephone:	Fax:			
	:			
	Description of R	estrained Per	son	
Gender: M	☐ F ☐ Nonbinary Height:	Weight:	Date of Birth:	
Hair Color:	Eye Color:	A ge:	Race:	
		1150		
Home Address:			e:Zip:	
Home Address: City: Expiration [Date			
Home Address: City:	Date			
Home Address: City: B Expiration I This order exp	Date ires at:	State		
Home Address: City: This order exp (Time):	Date ires at:	State	e: Zip:	
Home Address: City: This order exp (Time): If no expiration	Date ires at: □ a.m. □ p.m. □ midr	State	e: Zip:	
Home Address: City: This order exp (Time): If no expiration Hearing	Date ires at: a.m p.m midr n date is written here, this order expires	State night on (date): one year from the	e:Zip:e date of issuance.	
Home Address: City: This order exp (Time): If no expiration Hearing a. There was a	Date ires at: a.m. p.m. midr date is written here, this order expires a hearing on (date): attacks of a content of a	State night on (date): one year from the	e: Zip: e date of issuance. in Dept.: Room:	
Home Address: City: This order exp (Time): If no expiration Hearing a. There was a (Name of justice)	Date ires at: a.m p.m midr n date is written here, this order expires	State night on (date): one year from the	e: Zip: e date of issuance. in Dept.: Room:	

Gun Violence Restraining Order

This is a Court Order.



GV-030, Page 1 of 6

5	Fi	indings
	a.	☐ The court finds by clear and convincing evidence that the following are true:
		 The Restrained Person poses a significant danger of causing personal injury to themself or another person by having in their custody or control, owning, purchasing, possessing, or receiving firearms, firearm parts, ammunition, or magazines. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). A gun violence restraining order is necessary to prevent personal injury to the Restrained Person or to another person because less restrictive alternatives either have been tried and found to be ineffective, or have been determined to be inadequate or inappropriate for the current circumstances.
	b.	☐ The court has received credible information that the Restrained Person owns or possesses one or more firearms, firearm parts, ammunition, or one or more magazines.
	c.	☐ The facts as stated in the <i>Gun Violence Emergency Protective Order</i> (form EPO-002) and supporting documents submitted at the time of the hearing, which are incorporated here by reference, and for the reasons set forth below, establish sufficient grounds for the issuance of this Order.
		See the attached <i>Attachment</i> (form MC-025).
6	N	o Firearms (Guns), Firearm Parts, Ammunition, and Magazines
	a.	You cannot have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, any prohibited items listed below in b.
	b.	Prohibited items are:
		(1) Firearms (guns);
		(2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531);
		(3) Ammunition; and (4) Magazines (ammunition feeding devices)
		(4) Magazines (ammunition feeding devices).

Rev. January 1, 2026

) c.	You must surrender (turn in, sell, or store) a own. If a law enforcement officer asks you request is made by a law enforcement office served with this Order. You may surrender licensed gun dealer, or storing them with a order granted at the hearing in item (4) is in	to turn over per, you must these items be licensed gun	prohibited items, you r surrender all prohibite by turning them in to la	must do so immediately. If no d items within 24 hours of being aw enforcement, selling them to
d.	Within 48 hours of receiving this Order, yo prohibited items have been turned in, sold, <i>Ammunition, and Magazines</i> (form GV-800 law enforcement agency that served you wi VIOLATION OF THIS ORDER.	or stored. (You) for the rece	ou may use <i>Receipt for</i> eipt.) You must also fil	r Firearms, Firearm Parts, le a copy of the receipt with the
e.	☐ Order dissolving (terminating) <i>Gun V</i>	iolence Eme	ergency Protective Ord	der.
	The court dissolves (terminates) the Gur			
	originally issued on(date):			
	Description (include serial number, if know (1)		Location, if known	Proof of compliance received by the court (date):
	(2)			□ <mark>(date):</mark>
	(3)			(date):
	(4)			(<mark>date):</mark>
b.	Ammunition			
	Description	Amount, if known	Location, if known	Proof of compliance received by the court
	(1)		•	
	(2)			\Box (date):
	(3)			$\Box (data).$
	(4)			□ <mark>(date):</mark>
	Check here to list additional items. List the			
	Has Prohibited Items" at the top, and attach	*		

After Hearing on EPO-002

Rev. January 1, 2026

GV-030, Page 3 of 6

t Hearing to F	Review Firearms	
perly turned in, so	isted on form GV-009 old, or stored all prohil	(Guns), Firearm Parts, Ammunition, and Magazine 7, you must attend the court hearing listed below to prove that you pited items (described in 6 b) you still have or own, including any
g order and notif	y law enforcement and	hearing listed below, a judge may find that you have violated the d a prosecuting attorney of the violation. Name and address of court, if different than court address listed on page 1:
ly Armor	or buy body armor (do	efined in Penal Code section 16288). You must relinquish any body
e of Order on the Restrained Perseded. The clerk holence Restraining the Restrained Perse	the Restrained Person was present in courses provided the Restrate of Order (form GV-60) son was not present in	art at the time the order was issued. No other proof of service is ained Person with a blank copy of <i>Request to Terminate Gun</i> 0), if a restraining order was granted. court at the time the order was issued. The Restrained Person must
un Violence Restr	caining Order (form G	nped copy of this order and a blank copy of <i>Request to Terminate</i> V-600), if a restraining order was granted.
		Judicial Officer
	Date: Time: Date: Time: Of Order on the Restrained Perseded. The clerk his indence Restrained Persequent Violence Restraining the Restrained Persequent Violence Restrained Persequent V	Date: Time: Dept.: Room: Date Room: Dept.: Time: Dept.: Time: Dept.: Room: Room: Dept.: Room: Room: Dept.: Room: Room: Dept.: Room: Room: Room: Room: Room:

Case Number:	

Warnings and Notices to the Restrained Person

To the restrained person: This order will last until the expiration date and time noted on page 1. If you have not done so already, you must surrender all firearms, ammunition, and magazines that you own or possess in accordance with section 18120 of the Penal Code. You may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive a firearm, ammunition, or magazine, while this Order is in effect. Pursuant to section 18185, you have the right to request a hearing on an annual basis to terminate this Order during its effective period. You may seek the advice of an attorney as to any matter connected with the order.

Violation of this Order is a misdemeanor punishable by a \$1,000 fine or imprisonment for six months or both. (Pen. Code, §§ 19, 18205.) If you violate this Order, you will be prohibited from having in your custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, any prohibited items listed in item 6b, above, for a period of up to five years. This Order must be enforced by any law enforcement officer in the state of California who is aware of or shown a copy of this Order. The Order remains enforceable regardless of the acts of the parties; it may be terminated only by an order of the court.

Instructions for Law Enforcement

Duties of Officer Serving This Order

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in item 6b, above, or has custody or control of any of those items that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form GV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

Duties of Agency on Surrender of Firearms, Firearm Parts, Ammunition, and Magazines

The law enforcement agency that has received the surrendered prohibited items listed in item 6b, above, must do the following:

- Retain the prohibited items until the expiration of this Order or of any other gun violence restraining order issued by the court.
- On the expiration of this order or of any later gun violence restraining order issued by the court, return the prohibited items to the Restrained Person as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850). Section 34000 provides for the sale or destruction of any unclaimed items.
- If someone other than the Restrained Person claims title to any of the prohibited items surrendered, determine whether that person is the lawful owner. If so, return the prohibited items to that person as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850).

This is a Court Order.

Rev. January 1, 2026

GV-030, Page 5 of <mark>6</mark>

Case Number:		

Instructions for Law Enforcement

(Continued)

Enforcing This Order

The law enforcement officer should determine if the Restrained Person had notice of the order. Consider the Restrained Person "served" (given notice) if:

- The officer sees a copy of the proof of service or confirms that the proof of service is on file;
- The Restrained Person was informed of the order by an officer; or
- Item 7a is checked, indicating the Restrained Person was present in court at the time the order was issued.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the respondent cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it (see above: Duties of Officer Serving This Order).

The provisions in this Gun Violence Restraining Order After Hearing on EPO-002 do not affect those of any other protective or restraining order in effect, including a criminal protective order. The provisions in another existing protective order remain in effect.

> (Clerk will fill out this part.) -Clerk's Certificate-

Clerk's Certificate [seal]

I certify that this Gun Violence Restraining Order After Hearing on EPO-002 (CLETS-HGV) (form GV-030) is a true and correct copy of the original on file in the court.

Date:	Clerk, by	, Deputy
-------	-----------	----------

This is a Court Order.

Rev. January 1, 2026 **Gun Violence Restraining Order** After Hearing on EPO-002

(CLETS-HGV) (Gun Violence Prevention)

Print this form

Clear this form

GV-030, Page 6 of 6

GV-110

Temporary Gun Violence Restraining Order

Clerk stamps date here when form is filed.

DRAFT

Petitioner must complete items (1) and (2) only.

Petitioner

a. Your Full Name or Nan	ne of Law Enforcen	nent Agency:		2025-01-27 Not approved by the Judicial Council
I am:	2.1			
☐ A family member of☐ An officer of a law of☐ An employer of the	enforcement agency	,	Fill	ill in court name and street address:
☐ A coworker of the re ☐ An employee or tead that the respondent l ☐ A roommate of the r	espondent cher of a secondary has attended in the lespondent. dating relationship	ast 6 months with the responde	school	Superior Court of California, County of California, County of Court fills in case number when form is filed.
☐ A person who has a	child in common w	in the respondent	·	Case Number:
b. Your Lawyer (if you ha	ve one for this case):		
Name:	S	tate Bar No.:		
Firm Name:				
	s private, you may g . Law enforcement (rive a different ma officer, give agend	iling address y informatior	ou do not have a lawyer and want to s instead. You do not have to give on.)
City:	Stat	e:Zip:		
Telephone:	Fax:			
Email Address:				
Respondent				
(Give all the information ye database. If age is unknown	·	, ,	s required to	o add this order to the California pol
*Full Name:			*Age:	Date of Birth:
*Race:	Height:	Weight:	Hair Co	
*Gender: \(\sum M \) \(\subseteq \ \text{F}	☐ Nonbinary H	ome Address:		

The court will complete the rest of this form.

Expiration Date

Relationship to Protected Person:

This Order expires at the end of the hearing scheduled for the date and time below:

City: _____ State: ____ Zip: ____

Date:	Time:	☐ a.m. ☐ p.m.

							Case Number:
4)	Fi	ndings					
		Having exam	ined	[petitioner	and other wit	nesses under oath,
		Having consi	dered the decla	arations of	petitioner	and other with	nesses under penalty of perjury,
	a.	The court find	ds that there is	a substantial	likelihood tha	at both of the follow	wing are true:
		person b	y having in the nmunition, or n	ir custody or nagazines. Th	control, owninis includes fi	ng, purchasing, po	personal injury to themself or another essessing, or receiving firearms, firearms d frames, and any item that may be us 6531).
		another p	person because	less restricti	ve alternatives		personal injury to the respondent or to tried and found to be ineffective, or ent circumstances.
	b.		has received carts, ammunition			e respondent owns	or possesses one or more firearms,
	c.						re incorporated here by reference, e reasons stated below.
				(0)	(C. 00 f)		
		See the at	tached <i>Attachn</i>	nent (form <u>M</u>	<u>(C-025</u>).		
5)	No	Fee to Se	rve (Notify)	Restraine	d Person		
	If	ne sheriff or n	narshal serves	this order, se	rvice will be f	ree.	
					ic ic a Cau	rt Ordor	

Case Num	ber:		

	$\overline{}$					
1	໌ ເ	No Firearme	(Cune)	Eiroarm Darte	Ammunition	, and Magazines
1	U	ino i il callilo i	(Guii5 <i>)</i> ,	i ii c ai iii rai is,	Allillullilloll	, anu mayazines

a. You cannot have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, any prohibited items listed below in b.

b. Prohibited items are:

- (1) Firearms (guns);
- (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531);
- (3) Ammunition; and
- (4) Magazines (ammunition feeding devices).
- c. You must surrender (turn in, sell, or store) all prohibited items in your custody or control or that you possess or own. If a law enforcement officer asks you to turn over your prohibited items, you must do so immediately. If no request is made by a law enforcement officer, you must surrender all prohibited items within 24 hours of being served with this Order. You may surrender these items by turning them in to law enforcement, selling them to a licensed gun dealer, or storing them with a licensed gun dealer for as long as this Order or any more permanent order granted at the hearing in item (3) is in effect.
- d. Within 48 hours of receiving this Order, you must file a receipt with the court that proves that all your prohibited items have been turned in, sold, or stored. (You may use *Receipt for Firearms, Firearm Parts, Ammunition, and Magazines* (form GV-800) for the receipt.) You must also file a copy of the receipt with the law enforcement agency that served you with this order. **FAILURE TO FILE THIS RECEIPT IS A VIOLATION OF THIS ORDER.**

7	☐ Restrained Person Has Prohibit	ed Items		
\bigcirc	The court finds that you have the following	prohibited items	: <mark>:</mark>	
	a. Firearms, firearm parts, and/or maga	<mark>zines</mark>		
				Proof of compliance
	Description (include serial number, if kn	nown)	Location, if known	received by the court
	(1)			
	(2)			☐
	(3)			☐ <mark>(date):</mark>
	(4)			☐ <mark>(date):</mark>
	b. Ammunition			
		Amount,		Proof of compliance
	Description	if known	Location, if known	received by the court
	(1)			(date):
	(2)			(date):
	(3)			

This is a Court Order.

Check here to list additional items. List them on a separate piece of paper, write "GV-110, Restrained Person

Has Prohibited Items" at the top, and attach it to this form.

		Case Number:
8	☐ Court Hearing to Review Firearms (G	Guns), Firearm Parts, Ammunition, and Magazine
	have properly turned in, sold, or stored all prohibit	you must attend the court hearing listed below to prove that you ted items (described in 6 b) you still have or own, including any earing listed below, a judge may find that you have violated the a prosecuting attorney of the violation.
	Date: Dept.:	Name and address of court, if different than court address listed on page 1:
	Time: Room:	
9	No Body Armor You cannot own, possess, or buy body armor (definance you have in your possession.	ined in Penal Code section 16288). You must relinquish any body
10	Number of pages attached to this Order. if any:	
	Date:	Judicial Officer

Warnings and Notices to the Respondent

To the restrained person: This Order is valid until the expiration date and time noted on page 1. You are required to surrender all firearms, ammunition, and magazines that you own or possess in accordance with section 18120 of the Penal Code and you may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, any firearm, ammunition, or magazines while this order is in effect. A hearing will be held on the date and at the time noted on Page 1 to determine if a more permanent gun violence restraining order should be issued. Failure to appear at the hearing may result in a court making an order against you that is valid for a period between one and five years. You may seek the advice of an attorney as to any matter connected with the order. The attorney should be consulted promptly so that the attorney may assist you in any matter connected with the order.



Case Number:		

Warnings and Notices to the Respondent

(Continued)

Violation of this Order is a misdemeanor. If you violate this Order, you will be prohibited from having in your custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, any prohibited items listed in item 6b, above, for a period of five years. This Order must be enforced by any law enforcement officer in the state of California who is aware of or shown a copy of this Order. The Order remains enforceable regardless of the acts of the parties; it may be changed only by an order of the court.

After You Have Been Served With a Temporary Order

- Obey the order by turning in all firearms (guns), firearm parts, ammunition, and magazines to a law enforcement agency or selling them to or storing them with a licensed gun dealer.
- Read *How Can I Respond to a Petition for Gun Violence Restraining Order?* (form <u>GV-120-INFO</u>) to learn how to respond to this Order.
- If you do not oppose the petition, fill out *Consent to Gun Violence Restraining Order and Surrender of Firearms* (form <u>GV-125</u> and file it with the court clerk.
- If you disagree with the petition, fill out *Response to Petition for Gun Violence Restraining Order* (form <u>GV-120</u>) and file it with the court clerk.
- You must have form GV-120 served by mail on the Petitioner or the Petitioner's attorney. You cannot do this yourself. The person who does the mailing should complete and sign *Proof of Service by Mail* (form <u>GV-250</u>). File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use *Declaration* (form MC-030) for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at court-forms. If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also attend the hearing. You and your witnesses may attend the hearing remotely (check with your court for instructions).
- At the hearing, the judge can make a gun violence restraining order against you that lasts between one to five years. Tell the judge why you disagree with the order requested.

Instructions for Law Enforcement

Duties of Officer Serving This Order

The officer who serves this order on the restrained person must do the following:

- Ask if the restrained person is in possession of any of the prohibited items listed in item 6b, above, or has custody or control of any that they have not already turned in.
- Order the restrained person to immediately surrender to you all prohibited items.
- Issue a receipt to the restrained person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form GV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.



Case Numb	er:		

Instructions for Law Enforcement

(Continued)

Duties of Agency on Surrender of Firearms, Firearm Parts, Ammunition, or Magazines

The law enforcement agency that has received the surrendered prohibited items listed in item 6b, above, must do the following:

- Retain the prohibited items until the termination or expiration of this Order or of any other gun violence restraining order issued by the court.
- On the expiration of this Order or of any later gun violence restraining order issued by the court, return the prohibited items to the respondent as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850). Section 34000 provides for the sale or destruction of any unclaimed items.
- If someone other than the respondent claims title to any of the prohibited items surrendered, determine whether that person is the lawful owner. If so, return the prohibited items to that person as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850).

Enforcing This Order

The law enforcement officer should determine if the respondent had notice of the order. Consider the respondent "served" (given notice) if:

- The officer sees a copy of the proof of service or confirms that the proof of service is on file; or
- The respondent was informed of the order by an officer; or
- The officer sees a filed copy of form GV-125.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the respondent cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it (see above: Duties of Officer Serving This Order).

The provisions in this Temporary Gun Violence Restraining Order do not affect those of any other protective or restraining order in effect, including a criminal protective order. The provisions in any other another existing protective order remain in effect.

Clerk's Certificate [seal]		(Clerk will fill out this part.) —Clerk's Certificate—	
	•	Temporary Gun Violence Restraining Ordes a true and correct copy of the original on	
	Date:	Clerk, by	, Deputy

Rev. January 1, 2026

This Form button after you have printed the form.

Save this form

	GV-116 Order on Request to Continue Hearing	Clerk stamps date here when form is filed.
Com	plete items (1) and (2) only.	DRAFT
1)	Petitioner:	3/3/2025 Not approved by
2	Respondent:	the Judicial Council
	The court will complete the rest of this form—	
3	Next Court Date	Fill in court name and street address:
	a. The request to reschedule the court date is denied . Your court date is:	Superior Court of California, County of
	(1) Any Temporary Gun Violence Restraining Order (form GV-110) or Gun Violence Emergency Protective Order (form EPO-002) already granted stays in full force and effect until the next court	
	date.	Fill in case number:
	(2) Your court date is not rescheduled because:	Case Number:
	Hearing Date: Time:	
4	Temporary Gun Violence Restraining Order or Gun Violence a. There is no Temporary Gun Violence Restraining Order (TRO) in (1) A TRO was not previously granted by the court.	ce Emergency Protective Order
4	Temporary Gun Violence Restraining Order or Gun Violence a. There is no Temporary Gun Violence Restraining Order (TRO) in	ce Emergency Protective Order n this case because:
4	Temporary Gun Violence Restraining Order or Gun Violence. a. There is no Temporary Gun Violence Restraining Order (TRO) in (1) A TRO was not previously granted by the court. (2) The court terminates (cancels) the previously granted TRO becomes the court of the court terminates.	ce Emergency Protective Order In this case because: ause: Warning and Notice to the Restrained Party: If 4 b or c is checked,
4	Temporary Gun Violence Restraining Order or Gun Violence a. There is no Temporary Gun Violence Restraining Order (TRO) is (1) A TRO was not previously granted by the court. (2) The court terminates (cancels) the previously granted TRO becomes b. A Temporary Gun Violence Restraining Order (form GV-110) is full force and effect because: The court extends the order previously granted on (date): It now expires on (date): (If no date is listed, the TRO expires at the end of the court date listed is full force and effect.	still in Warning and Notice to the Restrained Party: If 4 b or c is checked, a gun violence restraining order has been issued against you. You must
4	Temporary Gun Violence Restraining Order or Gun Violence a. There is no Temporary Gun Violence Restraining Order (TRO) is (1) A TRO was not previously granted by the court. (2) The court terminates (cancels) the previously granted TRO becomes b. A Temporary Gun Violence Restraining Order (form GV-110) is full force and effect because: The court extends the order previously granted on (date): It now expires on (date): (If no date is listed, the TRO expires at the end of the court date listed is c. A Gun Violence Emergency Protective Order (form EPO-002) is a second content of the court date listed in the court date listed	still in Warning and Notice to the Restrained Party: If 4 b or c is checked, a gun violence restraining order has been issued against you. You must follow the orders until they expire.



				C	ase Numb	per:
5)	Reaso	on Court Date Is Resched	luled			
	a. 🔲 '	There is good cause to reschedu	le the co	urt date (check one):		
	(1) (2)	☐ The protected party has not ☐ Other		he restrained party.		
	b. 🗌	The court reschedules the court	date on i	ts own motion.		
6		ng (Giving) Order to Othe	-	/		
8		uest to reschedule was made by to titioner/Requesting Agency	_	Respondent/Restrained Party	c. \Box	Court
	(1)	You do not have to serve the respondent/restrained party because they or their lawyer were at the court date or agreed to reschedule the court date.	(1)	You do not have to serve the petitioner because they or their lawyer were at the court date or agreed to reschedule the court date.	(1)	Further notice is not required.
	(2)	You must have the restrained party personally served with a copy of this order and a copy of all documents listed on form GV-109, item (5), by (date):	(2)	You must have the petitioner personally served with a copy of this order by (date):	(2)	The court will mail a copy of this order to all parties by (date):
	(3)	You must serve the respondent/restrained party with a copy of this order. This can be done by mail. You must serve by (date):	(3)	You must serve the petitioner with a copy of this order. This can be done by mail. You must serve by (date):		Other
	(4)	Other	(4)	Other	-	

	Case Number:	
7)	No Fee to Serve	
	The sheriff or marshal will serve this order for free . Bring a copy of all the papers that need to be served to the sheriff or marshal.	
8	Remote Appearances	
	You may attend your hearing listed in item 3 remotely, such as by phone or videoconference. For more information, go to the court's website for the county listed above. To find the court's website, go to courts.ca.gov/find-my-court.	·e
9	◯ Other Orders	
10	Number of pages attached to this Order, if any:	
Date:	te:	
	Request for Accommodations Assistive listening systems, computer-assisted real-time captioning, or sign language interpretare available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for Disability Accommodation Request (form (Civ. Code, § 54.8.)	0
cou	Instructions to Clerk The hearing is rescheduled and the court extended, modified, or terminated a temporary restraining order, to burt must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must eithin one business day from the day the order is made.	
	—Clerk's Certificate—	

of the original on file in the court.

I certify that this Order on Request to Continue Hearing (EPO-002 or Temporary

Date: Clerk, by ______, Deputy

Restraining Order) (CLETS-EGV or CLETS-TGV) (form GV-116) is a true and correct copy

[seal]

Clerk's Certificate

GV-130

Gun Violence Restraining Order After Hearing or Consent to Gun Violence Restraining Order

Petitioner must complete items 1 and 2 only.

1 Petitioner

Clerk stamps date here when form is filed.

DRAFT 2025-02-11 Not approved by the Judicial Council

a.	Your Full Name or Name of Law Enforcement Agency:	the Judicial Council		
	I am:			
	☐ A family member of the respondent.			
	☐ An officer of a law enforcement agency (A petition may be filed in	Fill in court name and street address:		
	the name of the law enforcement agency in which the officer is employed).	Superior Court of California, County of		
	☐ An employer of the respondent.			
	☐ A coworker of the respondent.			
	☐ An employee or teacher of a secondary or postsecondary school			
	that the respondent has attended in the last 6 months.	Court fills in case number when form is filed.		
	☐ A roommate of the respondent.	Case Number:		
	☐ A person who has a dating relationship with the respondent.	Case Number.		
	☐ A person who has a child in common with the respondent.			
b.	Your Lawyer (if you have one for this case):			
	Name: State	e Bar No.:		
	Firm Name:			
	keep your home address private, you may give a different mailing address telephone, fax, or email. Law enforcement officer, give agency informa Address:	tion.)		
	City: State: Zip:			
	Email Address:	Fax:		
Re	espondent			
	ive all the information you know. Information with a star (*) is required lice database. If age is unknown, give an estimate.)	to add this order to the California		
*	Full Name: *Age:	Date of Birth:		
*	Race: Height: Weight: Hair	Color: Eye Color:		
*	Gender: M F Nonbinary Home Address:			
(City: State:	Zip:		
R	Relationship to Protected Person:			
_	The court will complete the rest of this for	<i>m</i> .		
	cpiration Date iis Order expires at:			
(Time): a.m p.m midnight on (date):			
If	no expiration date is written here, this Order expires one year from the d	ate of issuance.		

This is a Court Order.

 $(\mathbf{2})$

3

I)	Hearing a. ☐ There was a hearing (date):	·at (<i>time</i>):	in Dept.:	Room:
	b. These people attended the h	earing.		
		☐ The lawyer for the petitioner☐ The lawyer for the respondent		
	c. There was not a hearing becauserender of Firearms (form	ause the respondent filed a <i>Consent to</i> a GV-125).	Gun Violence Res	training Order and
5)	Findings			
	a. The court finds by clear and con	nvincing evidence that the following a	re true:	
	their custody or control, ow or magazines. This include	cant danger of causing personal injury vning, purchasing, possessing, or rece is firearm receivers and frames, and ar be Penal Code section 16531).	iving firearms, fire	arm parts, ammunition,
	person because less restrict	order is necessary to prevent personal tive alternatives either have been tried te or inappropriate for the current circu	and found to be in	
	b. The court has received credit firearm parts, ammunition, or	ible information that the respondent or one or more magazines.	wns or possesses o	ne or more firearms,
		tition and supporting documents, which for the issuance of this Order. Any rea		
	See the attached <i>Attachment</i>	t (form MC-025).		
		This is a Court Order.		

Case Number:

				Case Number:	:	
5	d. [The respondent filed <i>Consent to Gun Violence Restrat</i> The court finds that the respondent agreed not to have possess, or receive a firearm, firearm part, ammunition items until: (expiration date)	in the respond	lent's custody of	or control, own, pu	rchase,
6	No I	Fee to Serve				
	If the	e sheriff or marshal serves this order, service will be free	e.			
7	No I	Firearms (Guns), Firearm Parts, Ammunitio	n, and Maga	azines		
		ou cannot have in your custody or control, own, purcha eceive, any prohibited items listed below in b.	se, possess, or	receive, or atte	empt to purchase of	r
	b. P	rohibited items are:				
	,	Firearms (guns); Firearm parts, meaning receivers, frames, and any items.	em that may be	e used as or eas	ily turned into a re	eceiver
	(6	or frame (see Penal Code section 16531);				
	`	A) Ammunition; and				
	(4) Magazines (ammunition feeding devices).					
	c. You must surrender (turn in, sell, or store) all prohibited items in your custody or control or that you possess or own. If a law enforcement officer asks you to turn over your prohibited items, you must do so immediately. If no request is made by a law enforcement officer, you must surrender all prohibited items within 24 hours of being served with this Order. You may surrender these items by turning them in to law enforcement, selling them to a licensed gun dealer, or storing them with a licensed gun dealer for as long as this Order is in effect.					ely. If s of ing
	pr A la	Within 48 hours of receiving this Order, you must file a rohibited items have been turned in, sold, or stored. (You mmunition, and Magazines (form GV-800) for the receive enforcement agency that served you with this order. TOLATION OF THIS ORDER.	u may use <i>Rec</i> pt.) You must	eipt for Firear also file a copy	ms, Firearm Parts, of the receipt wit	
8		estrained Person Has Prohibited Items				
		court finds that you have the following prohibited items				
	a. F	irearms, firearm parts, and/or magazines			Proof of complia	ance
	D	Description (include serial number, if known)	Location, if l	known	received by the	
	(1				_ [date):	
	(2	2)				
	(3				_	
	(4	4)			_ [date):	



						ase Number:	
8	b.	Ammunition					D C C 1:
		Description		Amount, if known	Location, if know	11/12	Proof of compliance received by the court
		(1)					
		(2)					☐(date):
		(2)					☐(date):
							(date):
			dditional items. List then as" at the top, and attach			, write "GV-1	30, Restrained Person
9		Restrained Pers	on Has Not Compl	lied with S	Surrendering P	rohibited	Items
	a.		you have not fully com			• •	
		The court has not re	eceived a receipt or proo	of of complia	nce for all the iten	ns listed in (8	<u>3).</u>
	b.	Notify Law Enforce	cement				
		The court will imme	ediately notify the follow):		Forcement agency of		on (law enforcement
	c.	Notify Prosecutor					
	٠.	<u> </u>	ediately notify the follow	wing prosect	iting agency of thi	s violation (p	rosecuting agency):
			J			11	0 0 0,
10)	No	Body Armor					
	Yo	ou cannot own, posse	ss, or buy body armor (o	defined in Pe	enal Code section	16288). You	must relinquish any body
	arr	nor you have in your	possession.				
1			o Review Firearms	(Guns), F	irearm Parts,	Ammunitio	on, and Magazine
		Compliance					
			urt hearing listed below				
							If you do not attend the notify law enforcement
		d a prosecuting attorn		at you have	violated the restrai	illing order an	id notify law emolection
			,	Noma	and addragg of acre	ut if different	than court address listed
	1	^		on nage	: 1:	•	
	j	Date:	Dept.: Room:				
		Time:	Room:				
			This	is a Cour	t Order		
			11119	to a co ai	Cordon.		



	Case Number:
12 Service of Order on Respondent	
a. The respondent was present in court, either physically or remotely time the order was issued. No other proof of service is needed. The blank copy of Request to Terminate Gun Violence Restraining Order.	e clerk has provided the respondent with a
b. The respondent was not present in court at the time the order was served with a court file-stamped copy of this Order and a blank concentration of the c	ppy of Request to Terminate Gun Violence
c. This is an order based on the respondent's filing of a <i>Consent to Consent to Consent of Firearms</i> (form GV-125). The court will provide not	e e
d. The respondent was not present in court at the time the order was firarms (guns), firearm parts, ammunition, and magazine compliant copy of this order served on the respondent by:	
Personal service by (date):	
Mail at the respondent's last known address by (date):	
Number of pages attached to this Order, if any:	
Date:	

Warnings and Notices to the Respondent

To the restrained person: This Order is valid until the expiration date and time noted on page 1. If you have not done so already, you must surrender all firearms, ammunition, and magazines that you own or possess in accordance with section 18120 of the Penal Code. You may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive a firearm, ammunition, or magazine, while this Order is in effect. Pursuant to section 18185, you have the right to request a hearing on an annual basis to terminate this Order during its effective period. You may seek the advice of an attorney as to any matter connected with the order.

Violation of this Order is a misdemeanor punishable by a \$1,000 fine or imprisonment for six months or both. (Pen. Code, §§ 19, 18205.) If you violate this Order, you will be prohibited from having in your custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, any prohibited items listed in item 7b, above, for a period of five years. This Order must be enforced by any law enforcement officer in the State of California who is aware of or shown a copy of this Order. The Order remains enforceable regardless of the acts of the parties; it may be terminated only by an order of the court.



Case Num	ber:		

Instructions for Law Enforcement

Duties of Officer Serving This Order

The officer who serves this order on the restrained person must do the following:

- Ask if the restrained person is in possession of any of the prohibited items listed in item 7b, above, or has custody or control of any that they have not already turned in.
- Order the restrained person to immediately surrender to you all prohibited items.
- Issue a receipt to the restrained person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. The officer may use form <u>GV-200</u> for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

Duties of Agency on Surrender of Firearms, Firearm Parts, Ammunition and Magazines

The law enforcement agency that has received surrendered prohibited items listed in item 7b, above, must do the following:

- Retain the prohibited items until the expiration of this order or of any other gun violence restraining order issued by the court.
- On the expiration of this order or of any later gun violence restraining order issued by the court, return the prohibited items to the respondent as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850). Section 34000 provides for the sale or destruction of any unclaimed items.
- If someone other than the respondent claims title to any of the prohibited items surrendered, determine whether that person is the lawful owner. If so, return the prohibited items to that person as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850).

Enforcing This Order

The law enforcement officer should determine if the respondent had notice of the order. Consider the respondent "served" (given notice) if:

- The officer sees a copy of the proof of service or confirms that the proof of service is on file; or
- The respondent was informed of the order by an officer.
- Item 12a or 12c is checked.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the respondent cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it (see above: Duties of Officer Serving This Order).

The provisions in this *Gun Violence Restraining Order After Hearing or Consent to Gun Violence Restraining Order* (form GV-130) do not affect those of any other protective or restraining order in effect, including a criminal protective order. The provisions in any other existing protective order remain in effect.



Case Number:

Instructions to Clerk

This order must be served on all parties by the court, if it is made following the filing of a Consent to Gun Violence Restraining Order and Surrender of Firearms (form GV-125).

Clerk's Certificate	
[seal]	

(Clerk will fill out this part.)

-Clerk's Certificate-

I certify that this Gun Violence	Restraining O	Order After Hearing or Consent to Gun
Violence Restraining Order (CL	ETS-OGV) (f	form GV-130) is a true and correct copy of
the original on file in the court.		
Date:	Clerk, by	, Deput

This is a Court Order.

133

GV-820

Prohibited Items Finding and Orders

Case Number:		

	rained Person Ha			f-11	
	ourt finds that the rest Listed on form GV-1			as follows:	
	Listed below:	10, Temporary Resi	ranning Oraci		
Fire	earms (guns), firearm	n parts, or magazines			Proof of compliance
	Description (includ	e serial number, if k	nown)	Location, if known	received by the cour
(1)					(date):
(2)					
(3)					
(4)					[(date):
Δπ	nmunition				
7 111.	mumuon		Amount, if		Proof of compliance
	Description		known	Location, if known	received by the cour
(1)			_		
(2)					
(3)					
(4)					(date):
	Has Prohibited Item			rate piece of paper, write rrm.	
The respropers	strained person must ly turned in, sold, or	attend the court hear	ring listed belo	earm Parts, Ammun w to prove that all prohib s not attend the court hear order and notify law enfo	ited items have been ing listed below, a judge
The respropers	strained person must ly turned in, sold, or nd that the restrained ey of the violation.	attend the court hear stored. If the restrair person has violated	ring listed belo	w to prove that all prohibs not attend the court hear order and notify law enfo	ited items have been ing listed below, a judge preement and a prosecuting art, if different than court
The respropers	strained person must ly turned in, sold, or nd that the restrained	attend the court hear	ring listed belo	w to prove that all prohibs not attend the court hear order and notify law enformance. Name and address of courts.	ited items have been ing listed below, a judge preement and a prosecuting art, if different than court

3 [Restrained Person Has Not Complied With Surrendering Prohibited Items
a.	The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on (date): The court has not received a receipt or proof of compliance for all the items listed in 1.
b.	Notify Law Enforcement The court will immediately notify the following law enforcement agency of this violation (name of agency):
c.	Notify Prosecutor The court will immediately notify the following prosecuting agency of this violation: (prosecuting agency):

Case Number:

GV-830

Noncompliance With Firearms, Firearm Parts, Ammunition, and Magazines Order

CONFIDENTIAL

	Clerk stamps date here when form is filed.
This notice is provided to the agency or agencies listed below, as required by the Penal Code.	
1 Petitioner/Requesting Agency Name:	_
O Bastaland Bassa	Fill in court name and street address:
Restrained Person Name:	Superior Court of California, County of
3 ☐ Restrained Person Has Not Complied with Surrendering Firearms (Guns), Firearm Parts, Ammunition, and Magazines The court has found that the person listed in ② has firearms (guns), firearm parts, ammunition, or magazines in violation of a restraining	Court fills in case number when form is filed. Case Number:
order. The restraining order granted by the court is attached to this form. (Check all that apply):	
a. Notice to Law Enforcement Agency (name of agency or agencies)) <i>:</i>
(Notice is provided pursuant to Penal Code section 18120(b)(6).)	
b. Notice to Law Enforcement Agency (name of agency):	
(Notice is provided pursuant to Penal Code section 18120(b)(6).)	
4 Number of pages attached to this form, if any:	
Judge's Signature	
Date:	
	Judge or Judicial Officer



Case Number:	

-Clerk's Certificate-

-		I am not a party to this case and that a true cop and Magazines Order (form GV-830) was ser	· -	arm Parts,
a.		Law enforcement agency listed in 3a		
	(1)	by fax, email, or other electronic means	☐ by personal delivery	
	(2)	(Phone number, email address, or address):		
	(3)	Date of transmission or delivery:		
b.		Prosecuting agency listed in 3b		
	(1)	☐ by fax, email, or other electronic means	☐ by personal delivery	
	(2)	(Phone number, email address, or address):		
	(3)	Date of transmission or delivery:		
c.		Law enforcement agency listed in 4, if diff	erent than 3a	
	(1)	☐ by fax, email, or other electronic means	□ by personal delivery	
	(2)	(Phone number, email address, or address):		
	(3)	Date of transmission or delivery:		
	Cle	erk's Certificate Dat	e:	
		[Seal]		
			rk, by	, Deputy
			• •	

New January 1, 2026

C 7	V/	Q/	J
G		OE	10

Notice of Compliance Hearing for Firearms, Firearm Parts, Ammunition, and Magazines

Clerk stamps date here when form is filed.

1 Petitioner/Requesting Agency

(name):

DRAFT 2025-01-27 Not approved by the Judicial Council

2 Restrained Person

(name):

Fill in court name and street address:

3 Notice of Compliance Hearing

To the person in (2):

The court has issued a gun violence restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, ammunition, or magazines that you have or own, as required in the restraining order and listed below in (4).

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

_		Name and address of court, if different from the one listed above:
Date:	Dept.:	
Time:	Room:	

- (4) No Firearms (Guns), Firearm Parts, Ammunition, and Magazines
 - a. You cannot have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, any prohibited items listed below in b.
 - b. Prohibited items are:
 - (1) Firearms (guns);
 - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531);
 - (3) Ammunition; and
 - (4) Magazines (ammunition feeding devices).
 - c. You must surrender (turn in, sell, or store) all prohibited items in your custody or control or that you possess or own. If a law enforcement officer asks you to turn over your prohibited items, you must do so immediately. If no request is made by a law enforcement officer, you must surrender all prohibited items within 24 hours of being served with this Order. You may surrender these items by turning them in to law enforcement, selling them to a licensed gun dealer, or storing them with a licensed gun dealer for as long as this Order is in effect.

				Case Number:	
5	☐ Restrained Person Has Prohibited Ite The court has found that you have the following property.		items:		
	a. Firearms, firearm parts, and/or magazines				
	Description (include serial number, if known)		Location, if k	nown	Proof of compliance received by the court
	(1)		_		(date):
	(2)				☐ (date):
	(3)				☐ (date):
	(4)				(date):
	b. Ammunition	mount,			Proof of compliance
			Location, if kn	own	received by the court
	(1)		<i>'</i>		·
	(2)				
	(3)				☐(date):
	(4)				(date):
(6)	 Restrained Person Has Not Complied a. The court finds that you have not fully complied (date): The court has not received b. Notify Law Enforcement The court will immediately notify the following c. Notify Prosecutor The court will immediately notify the following (prosecuting agency): 	ed with (co ed a rece g law enf	beyed) the order ipt or proof of co forcement agency	rs previously grompliance for a y of this violation	anted on ll the items listed in (5).
7	☐ Service The person in ② does not have notice of these ord a. ☐ Personal service by (date): b. ☐ Mail, at the person in ②'s last known addressed in a service of these ord b. ☐ Mail, at the person in ②'s last known addressed in a service of these ord contact the person in ②'s last known addressed in a service of these ord contact the person in ③'s last known addressed in a service of these ord contact the person in ③'s last known addressed in a service of these ord contact the person in ③'s last known addressed in a service of these ord contact the person in ③'s last known addressed in a service of these ord contact the person in ③'s last known addressed in a service of the service of these ord contact the person in ③'s last known addressed in a service of the ser				son in 2 served by:
Jud	ge's Signature				
Date	:				
		is a Co	urt Order.	Judge or Judici	al Officer
New Ja	nuary 1, 2026	f Com	dianas Haari		GV-840 Page 2 of 2

Notice of Compliance Hearing

GV-840, Page 2 of 2

for Firearms, Firearm Parts, Ammunition, and Magazines (Gun Violence Prevention)

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

139 Print this form

Save this form

Clear this form

WV-100

Petition for Workplace Violence Restraining Orders

Clerk stamps date here when form is filed.

Read *How Do I Get an Order to Prohibit Workplace Violence* (form WV-100-INFO) before completing this form. **NOTE: Petitioner must be an employer with standing to bring this action under Code of Civil Procedure section 527.8.** Also fill out *Confidential CLETS Information* (form CLETS-001) with as much information as you know

DRAFT 01/30/2025 Not approved by the Judicial Counci

as much information as you know. Petitioner (Employer or Co		the Judicial Council
Representative)	oneouve Bargannig	
o Nomo:		
is a Employer		Fill in court name and street address:
Collective BargainingSpecify union:	g Representative	Superior Court of California, County o
and is filing this suit on behalf	f of the employee identified in item 2).	
b. Lawyer for Petitioner (if any f		
Name:	State Bar No.:	
Firm Name:		
	oner has a lawyer, give the lawyer's	Court fills in case number when form is filed.
information.)		Case Number:
c. Address:	State: Zip:	-
Talanhana.	State: Zip: Fax:	_
	Fax:	_
Email Address:		_
Employee Who Suffered H	larassment, Violence, or Threat	of Violence
Full Name:		
Gender: M F [Workplace Address:	Nonbinary Age:	
City:	State: Zi	ip:
	named in any restraining order issued as	
Additional employees suffere	d harassment, violence, or a threat of vio	lence. Those employees, and whether
they decline to be named in an	ny restraining order issued as a result of	this petition, are listed in Attachment 2.
Respondent (Person From	Whom Protection Is Sought)	
Full Name:		Age:
Address (if known):		<u> </u>
City:	State:	Zip:
Protected Persons Not Lis		
a. Are you asking for protection	for any family or household members of or at other workplaces of the petitioner?	the employee or for any other employe
☐ Yes ☐ No (If yes, list		
Full Name		old Mambar? Palationship to Employe

This is not a Court Order.

Additional protected persons are listed in Attachment 4a.

☐ Yes ☐ No☐ Yes ☐ No

b. Rela	Althy do these people need protection? (Explain Response is stated in Attachment 4b. Attachment 4b.	dent (Describe):	ner. (Expla	in any decisi	n Attachment 5a.
a. H b. R	low does the employee know the respondent?	(Describe):	ner. (Expla	in any decisi	
- -					ion to retain terminate o
- Non				se is stated if	Attachment 5b.
Why a. b. c.	are you filing in this county? (Check all that The respondent lives in this county. The respondent has caused physical or emo Other (specify):		ne petitione	er's employe	ee in this county.
	er Court Cases	:	1 !	1	
а. _П	[as the employee or any of the persons named] No Yes If yes, check each kind of co	_			
	Kind of Case	Filed in (Count			l <u>Case Number (<i>if known</i></u>
(1)				
(2					
(3	<i>,</i> —				
(4					
(6					
(7	´ =				
3)	3) Small Claims			<u> </u>	
(9	P) Destsecondary School Violence				
`	(0) Criminal				
(1	11) Other (specify):				
ЬЛ	re any restraining orders or criminal protective.	ve orders now in	offoot rolat	ing to the en	nloves or ony of the

D.	population of Boonandont's Conduct
	escription of Respondent's Conduct
a.	Respondent has (check one or more):
	 Assaulted, battered, or stalked the employee. Made a credible threat of violence against the employee by making knowing or willful statements or engaging in a course of conduct that would place a reasonable person in fear for his or her safety or the safety of his or her immediate family.
	(3) Engaged in a course of conduct that seriously alarmed, annoyed, or harassed the employee and caused the employee substantial emotional distress. (A course of conduct is more than one act.)
b.	One or more of these acts (check either or both):
	(1) Took place at the employee's workplace.
	(2) Can reasonably be construed to be carried out in the future at the employee's workplace. Address of workplace:
c.	Describe what happened. (Provide details; include the dates of all incidents beginning with the most recent; tell who did what to whom; identify any witnesses): Response is stated in Attachment 8c.
d.	Was the employee harmed or injured? ☐ Yes ☐ No (If yes, describe harm or injuries): ☐ Response is stated in Attachment 8d.
e.	Did the respondent use or threaten to use a gun or any other weapon? ☐ Yes ☐ No (If yes, describe): ☐ Response is stated in Attachment 8e.

Case Number:

					Case Number:	
8	If yes, ☐ Yes If yes, ☐ the	y of the incidents described did the employee or the rests No I don't know the order protects (check all employee I the rate of a copy of the order if you have	pondent receive an E w l that apply): espondent	mergency Protect		эw
9	☐ Pers I ask the c be protecte a. ☐ Han per b. ☐ Con c. ☐ Fol d. ☐ Con tele oth e. ☐ Ent f. ☐ Oth	onal Conduct Orders ourt to order the respondent ed listed in (4): rass, intimidate, molest, attassonal property of, or disturb mmit acts of unlawful viole low or stalk the person durintact the person, either direct ephone, in writing, by public er electronic means. eer the person's workplace. her (specify): stated in Attachment 9f.	e not to do any of the ack, strike, stalk, three the peace of the per nee on or make threat ng work hours or to actly or indirectly, by	aten, assault (sexuson. Its of violence to the place of	nally or otherwise), hit, ab the person. of work. ling, but not limited to, in	ouse, destroy
10	The respondingless the	ndent will be ordered not to court finds good cause not -Away Orders ne court to order the respondence to the employee. The other persons listed in the employee's workplace. The employee's school. The employee's school. The school of the employee children. The place of child care of children.	dent to stay at least		s away from (check all the	

	Case Number:
	 b. If the court orders the respondent to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job? ☐ Yes ☐ No (If no, explain): ☐ Response is stated on Attachment 10b.
1)	Does the Respondent Have Firearms (Guns), Firearm Parts, or Ammunition?
ン	Does the respondent own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).
	a.
	Yes (If you have information, complete the section below.)
	Describe Firearms (Guns), Firearm Parts, or Ammunition Number or Amount Location, if known
	(1) (2)
	(3)
	(4)
	(5) (6)
	If the judge grants a protective order, the respondent will be prohibited from owning, possessing, purchasing, receiving, or attempting to purchase or receive firearms (guns), firearm parts, and ammunition while the protective order is in effect. The respondent will also be ordered to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns), firearm parts, and ammunition within their immediate possession or control. If an order is granted, the respondent will also be prohibited from owning, possessing, or buying body armor and would have to relinquish any they have.
2	☐ Temporary Restraining Order
	I request that a Temporary Restraining Order (TRO) be issued against the respondent to last until the hearing. I am presenting form WV-110, <i>Temporary Restraining Order</i> , for the court's signature together with this Petition.
	Has the respondent been told that you were going to go to court to seek a TRO against him or her? Yes No (If you answered no, explain why below):
	☐ Reasons are stated in Attachment 12.
	This is not a Court Order.

	Case Number:
13	□ Request for Less Than Five Days' Notice of Hearing You must have your papers personally served on the respondent at least five days before the hearing, unless the court orders a shorter time for service. (Form WV-200-INFO explains what is proof of personal service. Form WV-200, Proof of Personal Service, may be used to show the court that the papers have been served.) If you want there to be fewer than five days between service and the hearing, explain why: □ Reasons are stated in Attachment 13.
14)	 ☐ No Fee for Filing I ask that there be no filing fee because the respondent has threatened violence against the employee, or stalked the employee, or acted or spoken in a manner that has placed the employee in reasonable fear of violence.
15)	 No Fee to Serve Orders a. □ I ask the court to order the sheriff or marshal to serve the respondent with the orders for free because this request for orders is based on a credible threat of violence or stalking. b. □ If the court issues an order, I ask that a peace officer serve it for free.
16)	☐ Court Costs I ask the court to order the respondent to pay my court costs.
17)	 ☐ Additional Orders Requested I ask the court to make the following additional orders (specify): ☐ Additional orders requested are stated in Attachment 17.
18)	Number of pages attached to this form, if any:

	Case Number:
Date:	
	•
Lawyer's name (if any)	Lawyer's signature
I declare under penalty of perjury under the laws of the State of attachments is true and correct.	California that the information above and on all
Date:	
	•
Name of petitioner	Signature
Title	

	WV-109 Notice	of Court Hearing	Clerk stamps date here when form is filed.
1	Petitioner (Employer o Representative)	r Collective Bargaining	DRAFT 2025-03-13
	a. Name:		Not approved by the Judicial Council
	Lawyer for Petitioner (if a	any for this case):	
	Name:	State Bar No.:	
			Fill in court name and street address: Superior Court of California, County of
		wyer, give your lawyer's information.):	
		State: Zip:	
	Telephone:	Fav	
	1	I ax.	Fill in acce number
2	Email Address:	Pax:Fax:	Case Number:
2	Email Address: Employee Who Petition Full Name: Respondent (Person F	ner Asserts Suffered Harassment,	Case Number: Violence, or Threat of Violence
2 3	Email Address: Employee Who Petition Full Name: Respondent (Person F	ner Asserts Suffered Harassment,	Case Number: Violence, or Threat of Violence
3	Email Address: Employee Who Petition Full Name: Respondent (Person F	ner Asserts Suffered Harassment,	Case Number: Violence, or Threat of Violence
3	Employee Who Petition Full Name: Respondent (Person F Full Name: Notice of Hearing	ner Asserts Suffered Harassment,	Case Number: Violence, or Threat of Violence form.
3	Employee Who Petition Full Name: Respondent (Person F Full Name: Notice of Hearing	ner Asserts Suffered Harassment, rom Whom Protection Is Sought) The court will complete the rest of this guided on the request for restraining o	Case Number: Violence, or Threat of Violence form.
3	Employee Who Petition Full Name: Respondent (Person F Full Name: Notice of Hearing	rom Whom Protection Is Sought) The court will complete the rest of this uled on the request for restraining o Name and a	Case Number: Violence, or Threat of Violence form.

To the person in (3):

- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
- If you do not attend the hearing, the judge may still grant the restraining order that could last up to three you receive a copy of the order, you could be arrested if you violate the order.



5		•	ry Restraining Orders (Any orders granted are on form WV-110, served with this notice.)
	a.	•	ary Restraining Orders for personal conduct and stay-away orders as requested in form WV-100, for Workplace Violence Restraining Orders, are (check only one box below):
		(1) \[\] A	All GRANTED until the court hearing.
		(2)	All DENIED until the court hearing. (Specify reasons for denial in b, below.)
		(3) \square I	Partly GRANTED and partly DENIED until the court hearing. (Specify reasons for denial in b, below.)
	b.		that Temporary Restraining Orders as requested in form WV-100, <i>Petition for Workplace Violence ing Orders</i> , for personal conduct or stay-away are denied are:
		S	The facts as stated in form WV-100 do not sufficiently show reasonable proof that the employee has suffered harassment, unlawful violence, or a credible threat of violence by the respondent, and that great or irreparable harm to the employee would result if a temporary restraining order is not issued.
		(2) 🗌 (Other (specify): As stated on Attachment 5b.
6	Se	ervice o	f Documents by the Petitioner
	pr		five days before the hearing, someone age 18 or older—not you or anyone to be must personally give (serve) a court file-stamped copy of this form WV-109, <i>Notice of Court Hearing</i> , adent along with a copy of all the forms indicated below:
	a.	WV-100	, Petition for Workplace Violence Restraining Orders (file-stamped)
	b.		110, Temporary Restraining Order (file-stamped) IF GRANTED
	c.		, Response to Petition for Workplace Violence Restraining Orders (blank form)
	d.		-INFO, How Can I Respond to a Petition for Workplace Violence Restraining Orders?
	e.	Othe	er (specify):
Date:			
			Judicial Officer

Case Number:

Case N	umber:		

To the Petitioner:

- The court cannot make the restraining orders after the court hearing unless the respondent has been personally given (served) a copy of your request and any temporary orders. To show that the respondent has been served, the person who served the forms must fill out a proof of service form. Form <u>WV-200</u>, *Proof of Personal Service*, may be used.
- You may ask to reschedule the hearing if you are unable to find the respondent and need more time to serve the documents, or for other good reasons. Read form <u>WV-115-INFO</u>, *How to Ask for a New Hearing Date*.
- For information about service, read form <u>WV-200-INFO</u>, What Is "Proof of Personal Service"?
- You must attend the hearing if you want the judge to make any of the orders you requested on form WV-100, *Petition for Workplace Violence Restraining Orders*. Bring any evidence or witnesses you have. For more information, read form WV-100-INFO, *How Do I Get an Order to Prohibit Workplace Violence?*

To the Respondent:

- If you want to respond to the request for orders in writing, file form <u>WV-120</u>, Response to Petition for Workplace Violence Restraining Orders, and have someone age 18 or older—not you or anyone to be protected—mail it to the petitioner.
- The person who mailed the form must fill out a proof of service form. Form <u>WV-250</u>, *Proof of Service of Response by Mail*, may be used. File the completed form with the court before the hearing and bring a copy with you to the court hearing.
- Whether or not you respond in writing, go to the hearing if you want the judge to hear from you before making an order. You may tell the judge why you agree or disagree with the orders requested.
- You may bring witnesses and other evidence.
- At the hearing, the judge may make restraining orders against you that could last up to three years and may order you to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns), firearm parts, and ammunition that you own or possess. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). If an order is granted, you will also be prohibited from owning, possessing, or buying body armor and will have to relinquish any body armor you have.



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

	(Clerk will fill out this part.)
Clerk's Certificate	—Clerk's Certificate—
[seal]	

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Date:(Clerk, by	_, Deputy
--------	-----------	-----------

1	WV-110	Temporary Res	training Ord	er	Cierk stamps d	
)	Representativ	nployer or Collective e)		DRAFT 2025-03-19		
		titioner (if any, for this ca			1	t approved by
					tne .	Judicial Council
		(If you have a lawyer, giv			Fill in court nar	me and street address:
						ourt of California, County of
		· · · · · · · · · · · · · · · · · · ·				
		3:				
	Protected Pers	son or Persons			Court fills in ca	se number when form is filed.
	Full Name:					
	TO 11 3 T					
	Respondent (I	stected persons are listed a Restrained Person) Transition you know. Inform				rder to the California polic

	database. If age is	s unknown, give an estima	nte.)	*Age·	Data	o of Right
		s unknown, give an estima	·		Date	-
	*Full Name:*Race:	s unknown, give an estima	Weight:	Hair	Color:	Eye Color:
	*Full Name:*Race:*Gender: M	s unknown, give an estima	Weight: Home Address:	Hair	Color:	Eye Color:

☐ a.m. ☐ p.m.

Date:

Case Num	ber:		

To the Respondent:

The court has issued the temporary orders checked as granted below. If you do not obey these orders, you can be arrested and charged with a crime. You may have to go to jail for up to one year, pay a fine of up to \$1,000, or both.

Pe	ersonal Conduct Orders
	Not Requested Denied Until the Hearing Granted as Follows:
a.	You are ordered not to do the following things to the protected person or persons listed in 2
	(1) Harass, molest, strike, assault (sexually or otherwise), batter, abuse, destroy personal property of, or disturb the peace of the person.
	(2) Commit acts of violence or make threats of violence against the person.
	(3) Follow or stalk the person during work hours or to or from the place of work.
	(4) Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by email, by fax, or by other electronic means.
	(5) Enter the workplace of the person.
	(6) Take any action to obtain the person's address or locations. If this item is not checked, the court has found good cause not to make this order.
	(7) Other (specify):
	☐ Other personal conduct orders are attached at the end of this Order on Attachment 5a(7).
b.	Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order. However, you may have your papers served by mail on the petitioner.
St	ay-Away Order
	Not Requested Denied Until the Hearing Granted as Follows:
a.	You must stay at least yards away from (check all that apply):
	(1) \square Each protected person listed in 2 (3) \square Other (specify):
	(2) For each protected person listed in 2
	(a) The person's workplace
	(b) The person's home
	(c) The person's school
	(d) L The person's children's school
	(d) ☐ The person's children's school(e) ☐ The person's children's place of childcare
	□ a. b.



7		No Firearms (Guns), Firearm Parts, or Ammunition a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited items listed in b.				ıy get any	
		•					
	b.		Shibited items are:				
		` ′	Firearms (guns);	٠,	. 1 1	.1	1
			Firearm parts, meaning receivers, frames frame (see Penal Code section 16531); ar Ammunition.		that may be used as c	er easily turne	d into a receiver or
		` ′					
	c.		ı must:				
		(1)	Sell to or store with a licensed gun dealer firearm parts, and ammunition in your im of being served with this Order.				
		(2)	File a receipt with the court within 48 hor (guns), firearm parts, and ammunition ha Firearms, Firearm Parts, and Ammunition	ve been turne	d in, sold, or stored.	(You may use	
	d.		The court has received information that yo	ou own or pos	ssess a firearm (gun),	firearm parts	, or ammunition.
8	П	Re	strained Person Has Prohibited I	tems			
			ourt finds that you have the following proh				
				ioned nems.			
	a.	FIF	earms and/or firearm parts			Pro	oof of compliance
			Description (include serial number, if known	own)	Location, if known	rec	ceived by the court
		(1)					(date):
		(2)					(date):
		(3)					(date):
		(4)					(date):
	h	A 200	munition				
	υ.	AII		Amount, if		Pro	oof of compliance
			Description	known	Location, if known		ceived by the court
		(1)					(date):
		(2)					(date):
		(3)					(date):
		(4)					(date):
			eck here to list additional items. List them Prohibited Items" at the top, and attach it		piece of paper, write	"WV-110, R	estrained Person
9			ody Armor	C 1 : D	C-1	V	-1:i-hh - d
	You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any bod armor you have in your possession.				ennquish any body		

			Case Number:
In achave	ddition to the hearing le properly turned in, so is listed in 8 . If you d	listed on form WV-109, old, or stored all prohibit do not attend the court he	Guns), Firearm Parts, and Ammunition Complian you must attend the court hearing listed below to prove that you ted items (described in (7)b) you still have or own, including a tearing listed below, a judge may find that you have violated the a prosecuting attorney of the violation.
	Date: Time:	Dept.: Room:	Name and address of court, if different than court address listed on page 1
Oth	ner Orders Not Requested	□ Denied Until th	ne Hearing Granted as Follows (specify):
	Not Nequested		
	Not Requested		
		uttached at the end of this	s Order on Attachment 11.
			s Order on Attachment 11. e Petitioner:
	Additional orders are a		ne Petitioner:
☐ A Mai	Additional orders are a ndatory Entry of Corder must be entered	To the Order Into CARPOS and into the California Res	ne Petitioner:
☐ A Mai	Additional orders are a ndatory Entry of C Order must be entered fornia Law Enforceme	To the Order Into CARPOS and into the California Resent Telecommunications	Through CLETS Straining and Protective Order System (CARPOS) through the
Mai This Cali	Additional orders are a ndatory Entry of C order must be entered fornia Law Enforceme The clerk will enter	To the Order Into CARPOS and into the California Resent Telecommunications or this Order and its proof	S Through CLETS Straining and Protective Order System (CARPOS) through the System (CLETS). (Check one):
Mai This Cali: a. [b. [Additional orders are a ndatory Entry of C order must be entered fornia Law Enforceme The clerk will enter The clerk will trans into CARPOS. By the close of busi	Order Into CARPOS ed into the California Res ent Telecommunications or this Order and its proof esmit this Order and its pr	S Through CLETS Straining and Protective Order System (CARPOS) through the System (CLETS). (Check one): f-of-service form into CARPOS.
Mai This Cali: a. [b. [Additional orders are a ndatory Entry of Corder must be entered fornia Law Enforceme The clerk will enter into CARPOS. By the close of busing deliver a copy of the	Order Into CARPOS ed into the California Res ent Telecommunications or this Order and its proof esmit this Order and its pr esiness on the date that thi ne Order and its proof-of- S:	S Through CLETS Straining and Protective Order System (CARPOS) through the System (CLETS). (Check one): f-of-service form into CARPOS. roof-of-service form to a law enforcement agency to be entered is Order is made, the employer or the employer's lawyer should
Mai This Cali: a. [b. [Additional orders are a ndatory Entry of C order must be entered fornia Law Enforceme The clerk will enter The clerk will trans into CARPOS. By the close of busi deliver a copy of th enter into CARPOS	To the Order Into CARPOS and into the California Resent Telecommunications or this Order and its proof smit this Order and its prosiness on the date that this ine Order and its proof-of-S: ment Agency	S Through CLETS Straining and Protective Order System (CARPOS) through the System (CLETS). (Check one): f-of-service form into CARPOS. roof-of-service form to a law enforcement agency to be entered is Order is made, the employer or the employer's lawyer should contain the contained of the law enforcement agencies listed below to

	Case Number:
13	No Fee to Serve (Notify) Restrained Person ☐ Ordered ☐ Not Ordered
	The sheriff or marshal will serve this Order without charge because:
	a. The Order is based on a credible threat of violence or stalking.
	b. The petitioner is entitled to a fee waiver.
	A peace officer may also serve this Order without charge. See form <u>WV-200-INFO</u> for more information.
14	Number of pages attached to this Order, if any:
_	
Date:	Judicial Officer

Warnings and Notices to the Restrained Person in 3

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item 7b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in item (7) above. The court will require you to prove that you did so.

Notice Regarding Nonappearance at Hearing and Service of Order

If you have been personally served with this Temporary Restraining Order and form WV-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in item (3).

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.



Cas	e Numb	er:		

After You Have Been Served With a Restraining Order

- Obey all the orders. Any intentional violation of this Order is a misdemeanor punishable by a fine or by imprisonment in a county jail, or by both fine and imprisonment. (Pen. Code, § 273.6.)
- Read form <u>WV-120-INFO</u>, *How Can I Respond to a Petition for Orders to Stop Workplace Violence?*, to learn how to respond to this Order.
- If you want to respond, fill out form <u>WV-120</u>, *Response to Petition for Workplace Violence Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response if the petition claims that you threatened violence against or stalked the employee, or placed the employee in reasonable fear of violence.
- You must have form WV-120 served on the petitioner or the petitioner's attorney by mail. You cannot do this yourself. The person who does the service should complete and sign form <u>WV-250</u>, *Proof of Service of Response by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at courts.ca.gov/rules-forms/find-your-court-forms. If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to three years. Tell the judge why you disagree with the orders requested.

Instructions for Law Enforcement

Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). Agencies are encouraged to enter violation messages into CARPOS. If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in item **4** on page 1.

If a Protected Person Contacts the Restrained Person

Even if a protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)



Case Number:		

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting a protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2;

Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

- 1. *Emergency Protective Order (EPO):* If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 5a(4) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

(Clerk will fill out this part.)

-Clerk's Certificate-

Clerk's Certificate [seal]

I certify that this *Temporary Restraining Order* is a true and correct copy of the original on file in the court.

Date:	Clerk, by	, Deput	у

\	WV-116 Order Hearin	on Request to Continue g	Clerk stamps date here when form is filed.	
Com ₂	plete items (1) and (2) only. Petitioner (Employer or Representative)	DRAFT 1/16/2025 Not approved by		
2	Respondent:		the Judicial Council	
	———The court will con	nplete the rest of this form————		
3	Next Court Date		Fill in court name and street address:	
		ule the court date is denied .	Superior Court of California, County of	
		raining Order (form WV-110) already orce and effect until the next court date.		
	(2) Your court date is not	rescheduled because:	Fill in case number:	
			Case Number:	
	listed below. See 4)— Hearing > Date:	ule the court date is granted . Your court of 8 for more information. Name and Time: Room:	l address of court, if different from above:	
4	Temporary Restraining	Order		
		y Restraining Order (TRO) in this case	until the next court date because:	
		reviously granted by the court.		
	(2) The court termina	tes (cancels) the previously granted TRO	because:	
	b. A Temporary Restrain	ning Order (TRO) is still in full force an	d effect. Warning and Notice	
	(1) The court extends It now expires on (da	the TRO previously granted on (date)	to the respondent: If (4)b is checked, a	
	_	ne TRO expires at the end of the court date	temporary restraining order has been issued	
	(2) The court changes (form WV-110).	the TRO previously granted and signs a	against you. You must follow the orders until they expire.	
	c. Other (specify):			
	c	This is a Court Order		

This is a Court Order.



Judicial Council of California, courts.ca.gov Rev. January 1, 2026, Mandatory Form Code of Civil Procedure, § 527.8(p)

oner has not served the	e court date (check one):	
-		
nedules the court date	ent has asked for more time to pre on its own motion.	pare.
Order to Other Pa	arty	
ule was made by the: b. [☐ Respondent	c. Court
e to serve the use they or re at the court o reschedule	You do not have to serve the petitioner because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) Further notice is not required
the respondent ed with a copy listed on form 6 , by	You must have the petitioner personally served with a copy of this order by (date):	(2) The court will mail a copy of this order to all parties by (date):
the respondent his order. This mail. You	You must serve the petitioner with a copy of this order. This can be done by mail. You must serve by (date):	(3) Other:
(4)	Other:	-

Order on Request to Continue Hearing

Rev. January 1, 2026

	Case Number:
No Fee to Serve (Notify) Respondent	□ Ordered □ Not Ordered
The sheriff or marshal will serve this order for free bed	cause:
a. The order is based on unlawful violence, a cred	lible threat of violence, or stalking.
b. \square The person in \bigcirc is entitled to a fee waiver.	
Other Orders	
Number of pages attached to this Order, if any:	<u> </u>
ata.	
ate:	Judicial Officer
Request for Accommodations	
	ed real-time captioning, or sign language interpreter serv
	fore the hearing. Contact the clerk's office or go to orms for Request for Accommodations by Persons With



Disabilities and Response (form MC-410). (Civ. Code, § 54.8.)

Instructions to Clerk

If the hearing is rescheduled and the court extended, modified, or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

-Clerk's Certificate-

[seal]

I certify that this Order on Request to Continue Hearing (Temporary Restraining Order) (CLETS-TWH) (form WV-116) is a true and correct copy of the original on file in the court.

Date:______, Clerk, by ______, Deputy

This is a Court Order.

Rev. January 1, 2026 Order on Request to Continue Hearing (Temporary Restraining Order) (CLETS-TWH)

(Workplace Violence Prevention)

159

Print this form

Save this form

Clear this form

WV-116, Page 3 of 3

WV-120

Response to Petition for Workplace Violence Restraining Orders

Use this form to respond to the Petition (form WV-100)

- Read *How Can I Respond to a Petition for Workplace Violence Restraining Orders?* (form <u>WV-120-INFO</u>) to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—**not you**—serve the petitioner or the petitioner's lawyer by mail with a copy of this form and any attached pages. (*Use form* WV-250, Proof of Service of Response by Mail.)

1	Rep	Petitioner (Employer or Collective Bargaining Representative) Name:				t of California, County of	
2	Viole	ence, or Threat of	oner Asserts Suffered Ha Violence	·	Fill in case number: Case Number:		
3			From Whom Protection I				
	Na	our Lawyer (if you hav ame: rm Name:		No.:			
	to la		give a mailing address if you wess private; skip this if you have	The cour hearing.	•	our response at the ang date, time, and place 14 here:	
	Ci	ity:	State: Zip:	— Hearing	Date:		
		elephone:	Fax:	Date	Dept.:	Room:	
	Er	nail Address:			vere served with		
4	T I DIODIIAI GOIIAADI GIADIO				aining Order, you must obey it until the ng. At the hearing, the court may make		
	a. 🗌	a. I agree to the orders requested.			orders against you that last for up to three years.		
	b. □ c. □	I do not agree to the (Specify why you dis.) I agree to the following	item (12) on pag	ge 4):			
					,		
5)	□ S	Stay-Away Orders					
	a. 🗌	I agree to the orders					
	b. 🗌	ge 4.)					
	c. 🗌	I agree to the followi	ng orders (specify below or in	item <mark>12</mark> on pag	ge 4):		

Clerk stamps date here when form is filed.

DRAFT

2025-03-17

Not approved by

the Judicial Council

Fill in court name and street address:

6		Pro	otected Persons Not Listed in ②
	a.		I agree that the persons listed in item 4 of the Petition may be protected by the order requested.
	b.		I do not agree that the persons listed in item 4 of the Petition may be protected by the order requested.
7	Fii	rear	rms (Guns), Firearm Parts, and Ammunition
	(gu or sell and mu	ins), easil l or s d am ist fil	were served with form WV-110, <i>Temporary Restraining Order</i> , you cannot own or possess any firearms firearm parts, or ammunition. This includes firearms receivers and frames, and any item that may be used as y turned into a receiver or frame (see Penal Code section 16531). (See item 7 of form WV-110.) You must store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, munition in your immediate possession or control within 24 hours of being served with form WV-110. You le a receipt with the court. You may use form WV-800, <i>Receipt for Firearms</i> , <i>Firearm Parts</i> , <i>and</i> witton, for the receipt.
	a.		I do not own or control any firearms (guns), firearm parts, or ammunition.
	b.		I have turned in my firearms (guns), firearm parts, and ammunition to law enforcement or sold them to or stored them with a licensed gun dealer. A copy of the receipt
		(1)	is attached.
		` /	has already been filed with the court.
	c.		ask for an exception to carry a firearm or ammunition for work. (Complete items (1)–(3) below):
		(1)	Are you a sworn peace officer?
			□ No □ Yes
		(2)	Are there any orders or laws that prohibit you from having firearms or ammunition?
		(2)	No
			I don't know (explain):
			Yes (explain):
		(3)	(Explain what your job is and why you need a firearm or ammunition):
	wo	rk, a	hat you will be required to show the judge that (1) carrying a firearm or ammunition is required for your and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition is
	jud		essary. There are other things you will need to prove. For more information on what you need to show the p qualify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section ().)

WV-120, Page 2 of 5

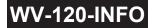


Rev. January 1, 2026

8	No B	ody Armor
	•	were served with form WV-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing, ing body armor. You must also relinquish any body armor you have in your possession.
	(Check	k 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.)
9)	□ Ot	ther Orders
	a. 🗌	I agree to the orders requested.
	b. 🗌	I do not agree to the orders requested. (Specify why you disagree in item (12) on page 4.)
	c.	I agree to the following orders (specify below or in item (12) on page 4):
10)	□ D (enial
•••		ot do anything described in item (8) of form WV-100. (Skip to (12).)
	1 616 11	or so my many account of or form 100. (swep to (my.))

	stification or Excuse
If I die	I some or all of the things that the petitioner has accused me of, my actions were justified or excused for the ing reasons (explain):
	eck here if there is not enough space below for your answer. Put your complete answer on an attached sheet paper and write "Attachment 11—Justification or Excuse" as a title. You may use form MC-025, Attachment
	easons I Do Not Agree to the Orders Requested
Explai	easons I Do Not Agree to the Orders Requested In your answers to each order requested that you do not agree with. I eck here if there is not enough space below for your answer. Put your complete answer on an attached sheet paper and write "Attachment 12—Reasons I Disagree" as a title. You may use form MC-025, Attachment.
Explai	n your answers to each order requested that you do not agree with. eck here if there is not enough space below for your answer. Put your complete answer on an attached sheet
Explai	n your answers to each order requested that you do not agree with. eck here if there is not enough space below for your answer. Put your complete answer on an attached sheet
Explai	n your answers to each order requested that you do not agree with. eck here if there is not enough space below for your answer. Put your complete answer on an attached sheet
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Explai	n your answers to each order requested that you do not agree with. eck here if there is not enough space below for your answer. Put your complete answer on an attached sheet

13) No Fee for Filing			
a. I ask the court to waive to free filing.	e the filing fee because the po	etitioner claims in form W	VV-100 item (14) to be entitled
_	equired to pay the filing fee of the filed separate	_	a fee waiver. (Form FW-001,
14) 🗆 Costs			
a. I ask the court to order	the petitioner to pay my cou	rt costs. The amounts requ	uested are:
<u>Item</u>	Amount \$	<u>Item</u>	Amount \$
	\$ \$		\$ \$
"Attachment 14—Costs	e more items. Put the items as s" for a title. You may use for the request of the person ask	rm MC-025, Attachment.	ed sheet of paper and write ay his or her lawyer's fees and
Number of pages attached to the	nis form, if any:		
Date:			
		•	
Lawyer's name (if any	y)	Lawye	er's signature
I declare under penalty of perjury und	der the laws of the State of C	California that the informa	tion above is true and correct.
Date:			
		•	
Type or print your nan		Sign	



How Can I Respond to a Petition for Workplace **Violence Restraining Orders?**

What is a workplace violence restraining order?

It is a court order that prohibits you from doing certain things and going certain places.

What does the order do?

The court can order you to:

- Not contact people who are protected by the order.
- Stay away from people protected by the order and their home, workplace, and other places.
- Not have any firearms (guns), firearm parts, ammunition, or body armor as long as the order is in effect. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). For more information about the items you would not be allowed to have, please see selfhelp.courts.ca.gov/ restraining-orders/prohibited-items.

Who can ask for a workplace violence restraining order?

An employer or collective bargaining representative can ask for an order on behalf of an employee who has suffered harassment, violence, or a credible threat of violence at the workplace, or members of their household or other employees.

I've been served with a petition for private workplace violence restraining orders. What do I do now?

Read the papers served on you very carefully. The *Notice* of Court Hearing tells you when to appear in court. There may also be a *Temporary Restraining Order* forbidding you from doing certain things. You must obey the order until the hearing.

What if I don't agree with what the order says?

Judicial Council of California, courts.ca.gov

Rev. January 1, 2026, Optional Form Code of Civil Procedure, §§ 527.8 and 527.9

You still must obey the order until the hearing. If you disagree with the orders the person is asking for, fill out form WV-120, Response to Petition for Workplace Violence Restraining Orders, before your hearing date and file it with the court. If you need to include attachments, you can use form MC-025. You can get the forms from legal publishers or from the California Courts website at courts.ca.gov/rules-forms/find-your-court-forms. You also may be able to find them at your local courthouse or county law library.

What if I don't obey the order?

The police can arrest you. You can go to jail and pay a

Do I have to serve the other person with a copy of my response?

Yes. Have someone age 18 or older—not you—mail a copy of completed form WV-120 to the person named in item (1) of the petition form WV-100 (or that person's lawyer). (This is called "service by mail.")

The person who serves the form by mail for you must fill out form WV-250, Proof of Service of Response by Mail. Have the person who did the mailing sign the original. Take the completed form back to the court clerk or bring it with you to the hearing.

Should I go to the court hearing?

Yes. You should go to court on the date listed on form WV-109, Notice of Court Hearing. If you do not go to the hearing, the judge can make orders against you without hearing from you.

10.1	/-109	Notice of Cou	* 1		
	uoner (Empl resentative)	oyer or Collectiv	e Barga	ining	
a. N	lame:				
ī	awyer for Petiti	oner (if any for this co	isë);		
N	ame:		State I	Bar No.:	Fill in court name and street address:
F	om Name:				Superior Court of California, County o
	ddress (If you h	ave a lawyer, give yo	v lawyer	s information,1:	
C	itye		State:	Zip:	
	elephone:		Fass		
	mail Address:				Case Number:
~					
-	oloyee Who I Name:	Petitioner Assert	s Suffer	ed Harassment	, Violence, or Threat of Violence
Full?	Name:	Petitioner Assert	energy and a		
Full?	Name: pondent (Pe	rson From Whon	n Protec		
Full? Resp Full?	Name: pondent (Pe Name:	rson From Whon The court	Protec	tion is Sought)	
Full? Resp Full?	Name: pondent (Pe Name:	rson From Whon The court	Protec	tion is Sought) cleic the rest of this for restraining o	form.
Full? 3 Resp. Full? 4 Noti	pondent (Pe Name: loc of Hearin burt hearing is	rson From Whon The court g scheduled on the	will comp	tion is Sought) cleic the rest of this for restraining o	form. orders against the respondent:
Full? 3 Resp. Full? 4 Noti	Name: pondent (Pe Name: lice of Hearing is	rson From Whon The court g scheduled on the	will comp	tion is Sought) cleic the rest of this for restraining o	form. orders against the respondent:
Full? Resp. Full? A co	pondent (Pe Name: lice of Hearing burt hearing is paring Date: Dept.	rson From Whon The court g scheduled on the	will comp	tion is Sought) cleic the rest of this for restraining o	form. orders against the respondent:
Full? Resi Full? Noti A co	pondent (Pe Name: ce of Hearing is urrithearing is Date Date Dept.	g scheduled on the	will comp	tion Is Sought) lete the rest of this for restraining c Name and c	form. Indices of court if different from above: the judge grants a restraining order agains

WV-120-INFO, Page 1 of 2



How Can I Respond to a Petition for Workplace Violence Restraining Orders?

How long does the order last?

If the court issued a temporary restraining order before the hearing, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. Any order issued at the hearing can last for up to three years.

Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required, and you are not entitled to a free, court-appointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

Will I see the people to be protected at the court hearing?

Yes. Assume that the people to be protected will attend the hearing. Do not talk to them unless the judge or that person's attorney says that you can.

Can I bring a witness to the court hearing?

Yes. You can bring witnesses or documents that support your case to the hearing. But if possible, you should also bring the witnesses' written statements of what they saw or heard. Their statements must be made under penalty of perjury. You can use form MC-030 for this.

Information about the process is also available online.

See selfhelp.courts.ca.gov/WV-restraining-order.

For help in your area, contact:

[Local information may be inserted.]

What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form <u>INT-300</u>, *Request for Interpreter (Civil)*, or a local court form or website to request an interpreter. For more information about court interpreters, go to <u>selfhelp.courts.ca.gov/request-interpreter</u>.

What if I have a firearm (gun), firearm part, or ammunition?

If a restraining order is issued, you cannot own, possess, or have a firearm (gun), firearm parts, ammunition, or body armor while the order is in effect. If you have a firearm (gun), firearm parts, or ammunition in your immediate possession or control, you must sell it to or store it with a licensed gun dealer, or turn it in to a law enforcement agency.

What if I need to have a firearm or ammunition for my job?

If the judge grants a restraining order against you, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove 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 that you will have to prove. For more information, go to[self-help website to be created] or see Code of Civil Procedure section 527.9(f).

Can I agree with the protected person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the employer would have to file a request with the court to cancel the order.

What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form MC-410, Disability Accommodation Request, to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form MC-410-INFO, How to Request a Disability Accommodation for Court.

WV-130

Workplace Violence Restraining Order After Hearing

Clerk stamps date here when form is filed.

	epresentative)	DRAFT 2025-03-19	
a.	Name:		Not approved by
	Lawyer for Petitioner		the Judicial Council
		State Bar No.:	
h			
υ.		have a lawyer, give your lawyer's infor	FIII In court name and street address:
	City:	State: Zip:	Superior Court of California, Count
		Fax:	
\ D	rotected Person o	r Parsans	Court fills in case number when form is filed
/			Coop Number
Fl	uli Name:		
Fu	ill Name:		
	ull Name:	persons are listed at the end of this Ord	
	-	-	
(C	espondent (Restra Give all the information atabase. If age is unkno	you know. Information with a star (*) i	is required to add this order to the California p
da	Give all the information at abase. If age is unkno	you know. Information with a star (*) iown, give an estimate.)	
(C)	Give all the information atabase. If age is unkno *Full Name:	you know. Information with a star (*) i	is required to add this order to the California p *Age: Date of Birth: Hair Color: Eye Color:
(C)	Give all the information atabase. If age is unkno *Full Name:*Race:	you know. Information with a star (*) is youn, give an estimate.) Height: Weight:	*Age: Date of Birth: Hair Color: Eye Color:
(C) da	Give all the information atabase. If age is unkno *Full Name:*Race:*Gender: M	you know. Information with a star (*) is own, give an estimate.) Height: Weight: F \[\sum \text{Nonbinary Home Address:}	*Age: Date of Birth: Hair Color: Eye Color:
(C) da	Give all the information atabase. If age is unkno *Full Name: *Race: *Gender: M	you know. Information with a star (*) is youn, give an estimate.) Height: Weight:	*Age: Date of Birth: Hair Color: Eye Color: Zip:
(C) da (C) da (C) (C) da (C)	Five all the information atabase. If age is unknot that the information of the information with the information with the information in the inform	you know. Information with a star (*) is own, give an estimate.) Height: Weight: F	*Age: Date of Birth: Hair Color: Eye Color: Zip:
(CC ddd	Five all the information atabase. If age is unknot that the information of the information with the information with the information in the inform	you know. Information with a star (*) is sown, give an estimate.) Height: Weight: F Nonbinary Home Address: State: ed Person:	*Age: Date of Birth: Hair Color: Eye Color: Zip:

	Case Number:
5) Hearing	
a. There was a hearing on (date): at (time): (Name of judicial officer):	
b. These people were at the hearing: (1) The petitioner(name):	
(2) The lawyer for the petitioner (name):	
(3) \square The respondent (4) \square The lawyer for the respondent (na	ıme):
☐ Additional persons present are listed at the end of this Order on A	ttachment 5b.
c. The hearing is continued. The parties must return to court on (date)	te): at (time):
To the Respondent:	
The court has granted the orders checked below. If you do not arrested and charged with a crime. You may be sent to jail for u \$1,000, or both.	
Personal Conduct Orders	
 a. You are ordered not to do the following things to the protected person (1) Harass, molest, strike, assault (sexually or otherwise), batter, 	
disturb the peace of the person.	
(2) ☐ Commit acts of violence or make threats of violence against t(3) ☐ Follow or stalk the person during work hours or to or from the	-
(4) Contact the person, either directly or indirectly, in any way, i telephone, in writing, by public or private mail, by interoffice or by other electronic means.	ncluding, but not limited to, in person, by
(5) Enter the person's workplace.	
(6) Take any action to obtain the person's address or locations. If found good cause not to make this order.	this item is not checked, the court has
(7) Other (specify):	Onder an Association of (2)
Other personal conduct orders are attached at the end of this	Order on Attachment 6a(7).
b. Peaceful written contact through a lawyer or a process server or other to a court case is allowed and does not violate this order.	person for service of legal papers related
This is a Court Order.	

7	Stay-Away Orders		
	a. You must stay at least yards away from (check all that apply):	
	(1) Each protected person listed in (2) (3)	Other (<i>specify</i>):	
	(2) For each protected person listed in 2		
	(a) The person's workplace		
	(b) The person's home		
	(c) The person's school		
	(d) The person's children's school		
	(e) The person's children's place of child care		
	(f) The person's vehicle		
	b. This stay-away order does not prevent you from going to	•	f employment.
(8)	No Firearms (Guns), Firearm Parts, or Ammuni		
	a. You cannot own, possess, have, buy or try to buy, receiv prohibited items listed below in b.	e or try to receive, or in any ot	her way get any
	b. Prohibited items are:		
	(1) Firearms (guns);		
	(2) Firearm parts, meaning receivers, frames, or any iter frame (see Penal Code section 16531); and	m that may be used as or easily	turned into a receiver or
	(3) Ammunition.		
	c. If you have not already done so, you must:		
	• Within 24 hours of being served with this Order, sell t enforcement agency, any firearms (guns), firearm part you possess or own.		
	• File a receipt with the court within 48 hours of receiving firearm parts, and ammunition have been turned in, so <i>Firearm Parts</i> , and Ammunition (form WV-800) for the	ld, or stored. (You may use Re	· · · · · · · · · · · · · · · · · · ·
	d. The court has received information that you own or process of the court has received in the court has received in the c	1 /	n parts, or ammunition.
	e. Permission to Have Firearm or Ammunition for Wor		_
	an exception under Code of Civil Procedure section of Permission to Have Firearm or Ammunition for Wor	527.9(f). The orders are includ	
9	☐ Restrained Person Has Prohibited Items		
	The court finds that you have the following prohibited items	:	
	a. Firearms and/or firearm parts		
	Description (include serial number, if known)	Location, if known	Proof of compliance received by the court
	(1)		(date):
	(1) (2)		☐ (date):
	(3)		(date):
	(4)		(date):
	This is a Court	Order.	
Rev. Jai	Workplace Vic	olence	WV-130, Page 3 of <mark>8</mark>

b.	Ammuniti	on					
			Amount, if	T	Proof of compliance		
	Descri		known	Location, if known	received by the cour		
	2.5						
	(4)						
			ms. List them on a separate	piece of paper, write "WV	V-130, Restrained Person		
	Has Prohib	ited Items" at the top	o, and attach it to this form.				
	D	I.D III	Not Occupied Mills O	and the state of t	1. 14		
	Restrain	ed Person Has	Not Complied With Su	rrendering Prohibite	ed Items		
a.		•	ot fully complied with the o				
	The court h	as not received a rec	ceipt or proof of compliance	for all the items listed in	9.		
b.	Notify Law	Enforcement					
			ify the following law enforc	ement agency of this viol	ation		
			encies):	•			
	(····· 5 5 - ·						
c.	Notify Pros	ecutor					
			ify the following prosecuting				
	(prosecutin	g agency):					
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Y	ou cannot ow	n, possess, or buy b	ody armor (defined in Penal	Code section 16288). Yo	ou must relinquish any bod		
ar	mor you hav	e in your possession					
	Court He	aring to Review	/ Firearms (Guns), Fire	earm Parts, and Am	munition Complianc		
Y	You must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all						
) you still have or own, incl				
			may find that you have viol	ated the restraining order	and notify law enforcement		
ar	nd a prosecut	ing attorney of the v	iolation.				
				Name and address of court	t, if different than court		
	_			ddress listed on page 1:			
~	Date		Dept.:				
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	_	osts		for costs to the	atitionam		
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			\$				
	_		\$			\$	
	_	A 11'4' 1	 \$		0.1	\$	
		Additional amounts an	e attached a	it the end of this	Order on Attachment 13	•	
4	□ O	ther Orders (specify):				
-							
	—————————————————————————————————————	dditional orders are atta	ched at the e	end of this Order	on Attachment 14		
		damonar orders are atta	ened at the c	end of this order	on recomment 11.		
				To the Borse	on in Ω :		
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15	Mano	datory Entry of Or	der Into C				
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	This C	Order must be entered in	nto the Calif	CARPOS Thro		•	POS) through the
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WV-130, Page 5 of 8

Rev. January 1, 2026

16	b. The respondent did not attend the hearing.
	(1) Proof of service of form WV-110, <i>Temporary Restraining Order</i> , was presented to the court. The judge's orders in this form are the same as in form WV-110 except for the expiration date. The respondent must be served with this Order. Service may be by mail.
	(2) The judge's orders in this form are different from the temporary restraining orders in form WV-110. Someone—but not the petitioner or anyone protected by this order—must personally serve a copy of this Order on the respondent.
	 (3) The court has scheduled a firearms, firearms parts, and ammunition compliance hearing. The petitioner must have a copy of this order served on the respondent by: (a) Personal service by (date): (b) Mail at respondent's last known address by (date):
17)	No Fee to Serve (Notify) Restrained Person ☐ Ordered ☐ Not Ordered
	The sheriff or marshal will serve this Order without charge because:
	a. The Order is based on a credible threat of violence or stalking.
	b. The petitioner is entitled to a fee waiver.
	A peace officer may also serve this Order without charge. See form <u>WV-200-INFO</u> for more information.
18	Number of pages attached to this Order, if any:
Date:	

Warning and Notice to the Respondent:

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

Unless item (8) e is checked, you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item (8) b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in (8) above. The court will require you to prove that you did so.

Case Number:

Instructions for Law Enforcement

Enforcing the Restraining Order

This Order is enforceable by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). Agencies are encouraged to enter violation messages into CARPOS. If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing (see $(\mathbf{16})$), the agency must advise the restrained person of the terms of the Order and then must enforce it. Violations of this Order are subject to criminal penalties.

Start Date and End Date of Orders

This Order starts on the date next to the judge's signature on page 5 and ends on the expiration date in (4) on page 1.

If a Protected Person Contacts the Restrained Person

Even if a protected person invites or consents to contact with the restrained person, this Order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting a protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2;

Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

- 1. Emergency Protective Order (EPO): If one of the orders is an Emergency Protective Order (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. No-Contact Order: If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 6a(4) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc. §, 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. Civil Restraining Orders: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

This is a Court Order.

WV-130, Page 7 of 8

Case Number:	

Clerk's Certificate [seal]

(Clerk will fill out this part.)
—Clerk's Certificate—

I certify that this *Workplace Violence Restraining Order After Hearing* is a true and correct copy of the original on file in the court.

Date:	Clerk, by	, Deputy
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Clerk stamps date here when form is filed. WV-200 **Proof of Personal Service** Petitioner (Employer or Collective Bargaining Representative) **DRAFT** Name: 2024-12-24 **Employee Who Suffered Harassment, Violence, or Threat** Not approved by the Judicial Council Name: **Respondent (Person From Whom Protection Is Sought)** Fill in court name and street address: **Notice to Server** Superior Court of California, County of The server must: • Be 18 years of age or older. • Not be listed in items (1), (2), or (4) of form WV-100. • Give a copy of all documents checked in (5) below to the respondent. (You cannot send them by mail.) Then complete and sign this form and give or mail it to the petitioner. Court fills in case number when form is filed. **PROOF OF PERSONAL SERVICE** Case Number: I gave the respondent a copy of the forms checked below: a. WV-109, Notice of Court Hearing b. ☐ WV-110, Temporary Restraining Order c. WV-100, Petition for Workplace Violence Restraining Orders d. WV-120, Response to Petition for Workplace Violence Restraining Orders (blank form) e. WV-120-INFO, How Can I Respond to a Petition for Workplace Violence Restraining Orders? f. WV-130, Workplace Violence Restraining Order After Hearing g. WV-250, *Proof of Service by Mail* (blank form) h. WV-800, *Receipt for Firearms*, *Firearm Parts*, and Ammunition (blank form) i. \(\text{Other (specify):} \) **6**) I personally gave copies of the documents checked above to the respondent a. On (date): \square a.m. \square p.m. c. At this address: State: Zip: Server's Information Name: Address:

Judicial Council of California, courts.ca.gov Rev. January 1, 2026, Optional Form Code of Civil Procedure, §§ 527.8, 1011

correct.

(If you are a registered process server):

Date: _____

Type or print server's name

City: _____ State: ____ Zip: ____

County of registration: _____ Registration number: _____

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

Server to sign here

WV-200-INFO What Is "Proof of Personal Service"?

What is "Service"?

Service is the act of giving legal papers to the other party. There are many kinds of service—in person, by mail, and others. This form is about personal or "in-person" service. The *Petition for Workplace Violence Restraining Orders* (form WV-100), the *Notice of Court Hearing* (form WV-109), and the *Temporary Restraining Order* (form WV-110) must be served in person. That means that someone must personally "serve" (give) a copy of the forms to the person to be restrained. These forms cannot be served by mail.

Service lets the other person know:

- What orders you are asking for
- · The hearing date
- · How to respond

Why do I have to get the orders served?

- The police cannot arrest anyone for violating an order unless that person knows about the order.
- The judge cannot make the orders permanent unless the restrained person was served.



Don't serve it by mail!

Who can serve?

Ask someone you know, a process server, or a law enforcement agency to personally serve (give) a copy of the forms to the person to be restrained. You **cannot** send the forms to that person by mail.

The server must:

- Be 18 years of age or older
- Not be you or anyone whom you are asking to be protected by the orders

The sheriff or marshal may be authorized to serve the court's orders for free if the orders are based on claims of stalking, unlawful violence, or a credible threat of violence. Another peace officer may also serve the orders for free. See [selfhelp site to be created] for additional information regarding free service by a sheriff, marshal, or other peace officer.

A registered process server is a business you pay to deliver court forms. Look for "Process Serving" in the Yellow Pages or on the internet.

(If a law enforcement agency or the process server uses a different proof-of-service form, make sure it lists the forms served.)

How to serve

Ask the server to:

- Walk up to the person to be served.
- Make sure it is the right person. Ask the person's name.
- Give the person copies of all papers checked on form WV-200, *Proof of Personal Service*.
- Fill out and sign the *Proof of Personal Service*.
- Give the signed *Proof of Personal Service* to you.

What if the person won't take the papers or tears them up?

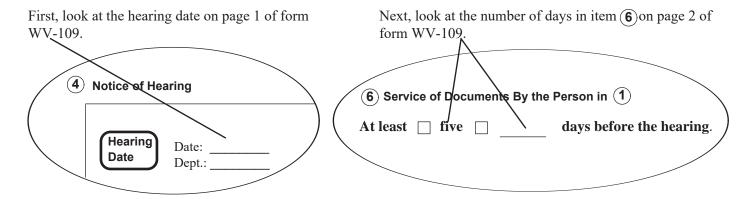
- If the person will not take the papers, just leave them near him or her.
- It does not matter if the person tears them up. Service is still complete.



NV-200-INFO What Is "Proof of Personal Service"?

When do the orders have to be served?

It depends. To know the exact date, you have to look at two things on form WV-109, Notice of Court Hearing.



Look at a calendar. Subtract the number of days in (6) from the hearing date. That is the final date to have the orders served. It is always OK to serve earlier than that date.

If nothing is checked or written in (6), you must serve the orders at least five days before the hearing.

Who signs the *Proof of Personal Service*?

Only the person who serves the forms can sign form WV-200, Proof of Personal Service. You do not sign it; the restrained person does not need to sign it.

What do I do with the completed *Proof of Personal Service*?

If someone other than the sheriff serves the papers, you should:

- Make several copies.
- File the original with the court before your hearing.
- Ask the clerk to enter it into the California Law Enforcement Telecommunications System (CLETS), a special computer system that lets police all over the state find out about the orders protecting you.
- If the clerk tells you that the court cannot enter it into the computer, take a copy of the *Temporary Restraining Order* (form WV-110) and *Proof of Personal Service* (form WV-200) to your local police. They will put the information into the state computer system. That way, police all over the state will know that your restraining order has been served.
- Bring a copy of the completed *Proof of Personal Service* to your hearing.
- Always keep an extra copy of the restraining orders with you for your safety.

If the sheriff or another peace officer serves the papers, they will send proof of service to the court and CLETS for you.

What happens if I can't get the orders served before the hearing date?

Before your hearing, fill out and file form WV-115, *Request to Continue Court Hearing*. This form asks the court for a new hearing date and makes your orders last until then. Ask the clerk for the form. After the court has reissued the orders, attach a copy of form WV-116, Order on Request to Continue Hearing to a copy of your original orders. Ask the clerk to enter form WV-116 into CLETS or the clerk may ask you or you attorney to deliver a copy to the police. That way, the police will know your orders are still in effect.

WV-800

Receipt for Firearms, Firearm Parts, and Ammunition

Clerk stamps date here when form is filed.

Petitioner (Employ Name:	er)	DRAFT
Employee in Need	of Protection	2025-03-17
Full Name:		Not approved by
-	on From Whom Protection Is Sought)	the Judicial Council
Your Name:		
Your Lawyer (if you hav	va one for this case):	
*		Fill in court name and street address:
Firm Name:	State Bar No.:	Superior Court of California, County
If you do not have a law private, you may give a c have to give telephone, f	eve a lawyer, give your lawyer's information. Iyer and want to keep your home address Idifferent mailing address instead. You do not Ifax, or email.):	
Address:	~	Court fills in case number when form is filed.
	State: Zip:	Case Number:
Telephone:	Fax:	
Email Address:		
receivers, frames, or any 16531)—use this form to	ou to turn in, sell, or store your firearms (guns) <mark>, an</mark> item that may be used as or easily turned into a re o prove to the judge that you have obeyed their ord	eceiver or frame (see Penal Code sect ders. Take this form to a law enforcer
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If a judge has ordered your receivers, frames, or any 16531)—use this form to officer or a licensed gunitems, read form WV-80 (Complete the section be Name of Law Enforcem Name of Law Enforcem Address: Telephone: Items Surrendered a. Firearms, firearm paragraphics b. List of items (List all agency (e.g., a proper	to to turn in, sell, or store your firearms (guns), and item that may be used as or easily turned into a reso prove to the judge that you have obeyed their orded dealer to complete item (5) or (6). For more inform 00-INFO, How Do I Turn In, Sell, or Store My Fire 100-INFO, How Do I Turn In, Sell, or Store My Fi	eceiver or frame (see Penal Code sect ders. Take this form to a law enforcer mation on how to properly turn in you earms, Firearm Parts, and Ammunities on in 3.) m. p.m. p.m. pay attach a separate form from your you have attached a separate form):
If a judge has ordered your receivers, frames, or any 16531)—use this form to officer or a licensed gunitems, read form WV-80 (Complete the section be Name of Law Enforcem Name of Law Enforcem Address: Telephone: Items Surrendered a. Firearms, firearm par Date: b. List of items (List all agency (e.g., a proper Separate form is a second secon	to turn in, sell, or store your firearms (guns), and item that may be used as or easily turned into a reso prove to the judge that you have obeyed their ordedealer to complete item (5) or (6). For more inform 00-INFO, How Do I Turn In, Sell, or Store My Fire 10	eceiver or frame (see Penal Code seceiders. Take this form to a law enforcemation on how to properly turn in your earms, Firearm Parts, and Ammunities on in 3.) m. p.m. p.m. pay attach a separate form from your you have attached a separate form): ms, list additional items in item 7.

Case Number:	

To Licensed Gun Dealer					
(Complete the section below. Ke	eep a copy and give the origi	nal to the person in (3) .)			
Name of Licensed Gun Dealer:					
License number:					
Address:					
Telephone:	Emai	l Address:			
Items Stored or Sold					
a. Firearms, firearm parts, and a	ammunition transferred on:				
Date:		☐ a.m. ☐ p.m.			
 b. List of items (List all the item Department of Justice's Reportant attached a separate form): Separate form is attached. 	ort of Firearms Acquisition)	or you may use item (7). Ch	eck below	v if you	have
I declare under penalty of perjur					.,
true and correct.	•				
☐ List of Items Surrender					
List of Items Surrender Firearms and firearm parts Make (1)	red Model	Serial Number, if there is one	Sold		To be destroy
List of Items Surrender Firearms and firearm parts Make (1) (2)	red Model	Serial Number, if there is one	Sold		To be
List of Items Surrender Firearms and firearm parts Make (1) (2) (3)	red Model	Serial Number, if there is one	Sold		To be
List of Items Surrender Firearms and firearm parts Make (1) (2) (3) (4)	Model	Serial Number, if there is one	Sold		To be
List of Items Surrender Firearms and firearm parts Make (1) (2) (3) (4)	red Model	Serial Number, if there is one	Sold		To be
☐ List of Items Surrender Firearms and firearm parts Make (1) (2) (3) (4) (5)	Model	Serial Number, if there is one	Sold		To be destroy
☐ List of Items Surrender Firearms and firearm parts Make (1) (2) (3) (4) (5) (6)	Model	Serial Number, if there is one	Sold	Stored	To be destroy
List of Items Surrender Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition	Model	Serial Number, if there is one	Sold	Stored	To be destroy
List of Items Surrender Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand	Model	Serial Number, if there is one	Sold	Stored	To be destroy
☐ List of Items Surrender Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand (1)	Model	Serial Number, if there is one	Sold	Stored	To be destroy
List of Items Surrender Firearms and firearm parts Make	Model	Serial Number, if there is one	Sold	Stored	To be destroy
List of Items Surrender Firearms and firearm parts Make	Model	Serial Number, if there is one Amount	Sold	Stored	To be

	_
8 To the Restrained Person:	
Besides the items listed on page 2 or in an attached form, do you have or own any other firearms (guns), firearm parts, or ammunition?	
□ No	
☐ Yes (If yes, check one of the boxes below):	
a. I filed a <i>Receipt for Firearms</i> , <i>Firearm Parts</i> , <i>and Ammunition</i> (form WV-800) or other proof for thos items with the court on (date):	9
b. I am filing the proof for those firearms (guns), firearm parts, or ammunition along with this proof.	
c.	
Your signature declare under penalty of perjury under the laws of the State of California that the information above is true and orrect. Date:	
Type or print your name Sign your name	
Your Next Steps After the form is complete, make two additional copies. Take the copies and original to the court clerk to file.	
Keep a copy for yourself.	
Note that failure to file a receipt with the court is a violation of the court's order.	

DRAFT Not approved by the Judicial Council 2025-01-21



How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?

What items do I need to turn in, sell, or store?

You must turn in, sell, or store all of the following prohibited items that you have or control:

- Firearms, including any handgun, rifle, shotgun, and assault weapon;
- Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531), which may also be called ghost guns; and
- Ammunition.

How do I properly turn in, sell, or store the prohibited items?

You must take them to:

• Law enforcement, who will accept all prohibited items and may store them or destroy them;

OR

• A licensed gun dealer, who can buy or store firearms. If you have firearm parts call ahead for more information.

When do I have to turn in, sell, or store the prohibited items?

Immediately, if law enforcement asks you for the items. Otherwise, within 24 hours.

Who can I turn in, sell, or store the prohibited items with?

Only law enforcement or a licensed gun dealer. You cannot give your prohibited items to a family member, friend, or anyone else.

Where can I sell the prohibited items?

At a licensed gun dealer in your area. You can search the internet for "Gun Dealers" or "Firearms Dealers" to find one. Make sure the dealer is licensed.

Do I have to pay a fee to store prohibited items?

You may have to pay a fee. Contact your local law enforcement agency or a licensed gun dealer about fees and whether they have space to store your items.

How do I turn in the prohibited items to law enforcement?

Call your local law enforcement agency to ask about their procedures. Unload your firearms and take a copy of the court order with you.

Do not bring firearms to court.

If I turn in the prohibited items to law enforcement, how long will they keep them?

It depends. There are procedures for getting your firearms back after the restraining order has expired. Ask the law enforcement agency for more information.

After I turn in the prohibited items to law enforcement, can I change my mind?

Yes. You are allowed to sell firearms to a licensed gun dealer. To do so, the gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the items that you are selling.

Do I have to prove that I have turned in, sold, or stored the prohibited items?

Yes. Within 48 hours you must file a receipt with the court showing that you have surrendered the prohibited items to a law enforcement agency or sold them to or stored them with a licensed gun dealer. You may use *Receipt for Firearms*, *Firearm Parts*, *and Ammunition* (form <u>WV-800</u>) for this purpose.

Additional Questions?

Contact an attorney for legal advice. Call your local law enforcement agency, for example, your city police or county sheriff for their procedures.

Information about prohibited items and how to obey these orders is also available online.

See selfhelp.courts.ca.gov/respond-to-WV-restraining-order/obey-firearms-orders.

For help in your area, contact:

[Local information may be inserted.]

DRAFT 20201-16 Not approved by the Judicial Council

WV-820

Prohibited Items Finding and Orders

Case Number:		

Restrained Person H	as Prohibited Items		
The court finds that the res	trained person has prohibited	items as follows:	
a. Listed on form WV-	-110, Temporary Restraining	Order	
b. Listed below:			
Firearms (guns) or fire	-		Proof of compliance
Description (include se	rial number, if known)	Location, if known	received by the cour
(1)			(date):
(2)			(date):
(4)			[(date):
Ammunition	Amount,	. if	Proof of compliance
Description	known	Location, if known	received by the cour
(1)			(date):
(2)			
(2)			
	ted Items" at the top, and atta		
The restrained person must properly turned in, sold, or	stored. If the restrained person	ed below to prove that all prohice on does not attend the court hear raining order and notify law en	bited items have been aring listed below, a judge
The restrained person must properly turned in, sold, or may find that the restrained attorney of the violation.	t attend the court hearing lister stored. If the restrained person d person has violated the restr	ed below to prove that all prohi on does not attend the court hea raining order and notify law en	bited items have been aring listed below, a judge forcement and a prosecution ourt, if different than court of this order



a.	The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on (date): The court has not received a receipt or proof of compliance for all the items listed in 1.
b.	Notify Law Enforcement The court will immediately notify the following law enforcement agency of this violation (name of agency):

WV-830

Noncompliance With Firearms, Firearm Parts, and Ammunition Order

CO			
	\sim	 \mathbf{N}	
			 _

Clerk stamps date here when form is filed.

	Oldel	.
	his notice is provided to the agency or agencies listed below, as equired by the Code of Civil Procedure.	
1	Petitioner (Employer or Collective Bargaining Representative)	
	Name:	Fill in court name and street address:
2	Restrained Person Name:	Superior Court of California, County of
3	☐ Restrained Person Has Not Complied with Surrendering Firearms (Guns), Firearm Parts, and Ammunition	Court fills in case number when form is filed.
	The court has found that the person listed in ② has firearms (guns), firearm parts, or ammunition in violation of a restraining order. The restraining order granted by the court is attached to this form. (Check all that apply):	Case Number:
	a. Notice to Law Enforcement Agency (name of agency or agencies)):
	(Notice is provided pursuant to Code of Civil Procedure section 527.9	(b).)
	b. Notice to Prosecuting Agency (name of agency):	
	(Notice is provided pursuant to Code of Civil Procedure section 527.9	(b).)
4	Number of pages attached to this form, if any:	
Jud	ge's Signature	
Date:		
		Judge or Judicial Officer

Case Number:	

-Clerk's Certificate-

I certify that I am not a party to this case and that a true copy of the *Noncompliance with Firearms, Firearm Parts, and Ammunition Order* (form WV-830) was sent to the agency or agencies listed on page 1:

a.		Law enforcement ag	ency listed in 3a		
	(1)	☐ by fax, email, or o	other electronic means	□ by personal delivery	
	(2)	(Phone number, emai	l address, or address):		
	(3)	Date of transmission of	or delivery:		_
b.		Prosecuting agency l	listed in 3b		
	(1)	☐ by fax, email, or o	other electronic means	☐ by personal delivery	
	(2)	(Phone number, emai	l address, or address):		
	(3)	Date of transmission of	or delivery:		
c.		Law enforcement ag	ency listed in 4, if diffe	erent than 3a	
	(1)	_	other electronic means		
	(2)	(Phone number, emai	l address, or address):		
	(3)	Date of transmission of	or delivery:		
		[seal]			
			Date	::	
			Cleri	k, by	, Deputy

WV-840

Notice of Compliance Hearing for Firearms, Firearm Parts, and Ammunition

Clerk stamps date here when form is filed.

Petitioner (Employer or Collective Bargaining Representative)

DRAFT 1/21/2025 Not approved by the Judicial Council

Superior Court of California, County of

Restrained Person

(name):

(name):

Fill in court name and street address:

Notice of Compliance Hearing To the person in (2):

The court has issued a workplace violence restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, or ammunition that you have or own, as required in the restraining order and listed below in (4).

Court fills in case number when form is filed.

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	2	~	Δ	_		ır	n	n	Δ	r	ľ

		Name and address of court, if different from the one
		listed above:
Date:	Dept.:	
Time:	Room:	

No Firearms (Guns), Firearm Parts, or Ammunition

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. Prohibited items are:
 - (1) Firearms (guns);
 - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
 - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use form WV-800, Receipt for Firearms, Firearm Parts, and Ammunition.) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

<u>5</u>		Restrained Person Has Prohibited	l Items							
	Th	The court has found that you have the following prohibited items:								
	a. Firearms and/or firearm parts									
		Denovirus (* 1.1. i.i. 1. i.i.	1	T 101	Proof of compliance					
		Description (include serial number, if know	Location, if known	received by the court						
		(1)(2)			[(date):					
		(0)								
					(unic).					
	b.	Ammunition	Amount,		Proof of compliance					
		Description	if known	Location, if known	received by the court					
		(1)								
		(2)		_						
		(3)								
		(4)								
(6)		Restrained Person Has Not Comp The court finds that you have not fully com (date): The court has not re Notify Law Enforcement The court will immediately notify the follow	nplied with (conceived a reco	beyed) the orders previous	sly granted on for all the items listed in (5).					
	c.	c. Notify Prosecutor The court will immediately notify the following prosecuting agency of this violation (prosecuting agency):								
7	a.	Service ne person in ② does not have notice of these Personal service by (date): Mail, at the person in② 's last known a		-						
			5 (0)	····/·	-					
Jud	ge'	s Signature								
Date	:									
				Judge or J	udicial Officer					
		T	his is a Co	ourt Order.						

New January 1, 2026

DRAFT - Not approved by the Judicial Council 2025-03-17

WV-850

Permission to Have Firearm or **Ammunition for Work**

Case Number:	

Co	ourt Findings
Th	e court finds that the restrained person (name):
a.	Is required to carry a specific firearm or ammunition during scheduled work hours as a condition of their continued employment.
b.	Cannot be reassigned by their employer to another position where having a firearm or ammunition is not needed
c.	Is not otherwise prohibited from having firearms or ammunition under state or federal law.
d.	Does not pose an additional threat of harm to any protected person or the public by having access to a specific firearm or ammunition.
e.	☐ Is a sworn peace officer and:
	(1) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise; and
	(2) The personal safety of the restrained person depends on their ability to carry a specific firearm or ammunition outside of scheduled work hours.
f.	☐ Is not a sworn peace officer and (check 1 or 2):
	(1) \Box The court did not order the restrained person to complete a psychological evaluation.
	(2) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise.
g.	Other

(Case Number:		

2	Court	Order
. — /		0.00

a.	The restrained person is (check on	e):		
	(1) Not a sworn peace officer	and may have the items listed	l in 2 b only during scheduled work l	nours.
	(2) A sworn peace officer and	d (check one):		
	(a) May have the items list	sted in 2 b while on duty.		
	(b) \square May have the items list	sted in 2 b while on or off du	ty.	
b.	This restraining order does not reclisted below:	quire the restrained person to re	elinquish the specific firearm or amm	unition
	☐ Firearm (make):	(model):	(serial no.):	
	Ammunition (description):			

Warning: The court orders listed above in **(2)** only apply to this restraining order. If you are prohibited from having a firearm or ammunition by another order or law, you may still be in violation of state or federal law.

Item number: 28

RULES COMMITTEE ACTION REQUEST FORM

Rules Committee Meeting Date: April 11, 2025

Rules Committee action requested [Choose from drop-down menu below]: **Circulate for comment (January 1 cycle)**

Title of proposal: Protective Orders: Postsecondary School Violence Forms to Implement Assembly Bill 2096

Proposed rules, forms, or standards (include amend/revise/adopt/approve):

Adopt forms SV-820, SV-830, SV-840, and SV-850; revise forms SV-100, SV-100-INFO, SV-109, SV-110, SV-115, SV-115-INFO, SV-116, SV-120, SV-120-INFO, SV-130, SV-200, SV-200-INFO, SV-250, SV-260, SV-600, SV-610, SV-620, SV-630, SV-700, SV-710, SV-715, SV-716, SV-720, SV-730, SV-800, and SV-800-INFO

Committee or other entity submitting the proposal: Civil and Small Claims Advisory Committee

Staff contact (name, phone and email): Madison Orcutt, 916-643-8068, madison.orcutt@jud.ca.gov

Identify project(s) on the committee's annual agenda that is the basis for this item:

Annual agenda approved by Rules Committee on (date): October 22, 2024

Project description from annual agenda: Develop form recommendations as appropriate. AB 2096 expands the definition of postsecondary educational institutions in school violence restraining orders to include public institutions, broadens the criteria for seeking restraining orders to include any form of unlawful violence, and removes the condition that the violent conduct must occur off-campus or be construed to occur on campus. The current forms should be revised to reflect the expanded definition and criteria for school violence restraining orders.

Out of Cycle/Early Implementation: If requesting July 1 effective date or out of cycle, explain why: N/A

Additional Information for Rules Committee: (To facilitate Rules Committee's review of your proposal, please include any relevant information not contained in the attached summary.)

For some of these forms, the only proposed revision is to delete out "private" from "private postsecondary school violence." The deletion of existing form language is not able to be shown using highlight. Therefore, for some of the revised forms, the only highlighted change is the revision date in the footer. Additionally, the attached forms contain proposed revisions to implement Senate Bill 899 (Stats. 2024, ch. 544), as well as the proposed adoption of four new forms to implement that law. A separate proposal entitled Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899 explains that new law and proposes form revisions and the adoption of new forms for other categories of protective orders.

Additional Information for JC Staff

•	Director A	Approval (required f	for all	invitations	to	comment	and	rep	orts)
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This report or invitation to comment was:

- ⊠ reviewed by EGG on *(date)* 3/4/2025
- ☐ approved by Office Director (or Designee) (name) Michael Giden on (date) 3/24/2025

If either of above not checked, explain why:

Complete the following for all reports to be submitted to council (optional for ITCs):

Form Translations (check all that apply) This proposal:

☐ includes forms that have been translated.

	 □ includes forms or content that are required by statute to be translated. Provide the code section that mandates translation: Click or tap here to enter text. □ includes forms that staff will request be translated.
•	Form Descriptions (for any report with new or revised forms) ☐ The forms in this proposal will require new or revised form descriptions on the JC forms webpage. (If this is checked, the form descriptions should be approved by a supervisor before submitting this RAR.).
•	Self-Help Website (check if applicable) ☐ This proposal may require changes or additions to self-help web content.



Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688 www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

SPR25-28

Title

Protective Orders: Postsecondary School Violence Forms to Implement Assembly Bill 2096

Proposed Rules, Forms, Standards, or Statutes Adopt forms SV-820, SV-830, SV-840, and SV-850; revise forms SV-100, SV-100-INFO, SV-109, SV-110, SV-115, SV-115-INFO, SV-116, SV-120, SV-120-INFO, SV-130, SV-200, SV-200-INFO, SV-250, SV-260, SV-600, SV-610, SV-620, SV-630, SV-700, SV-710, SV-715, SV-716, SV-720, SV-730, SV-800, and SV-800-INFO

Proposed by

Civil and Small Claims Advisory Committee Hon. Donald J. Proietti, Chair

Action Requested

Review and submit comments by May 23, 2025

Proposed Effective Date January 1, 2026

Contact

Madison Orcutt, 916-643-8068 madison.orcutt@jud.ca.gov James Barolo, 415-865-8928 james.barolo@jud.ca.gov

Executive Summary and Origin

The Civil and Small Claims Advisory Committee proposes the revision of all 26 forms in the private postsecondary school violence form set to implement Assembly Bill 2096 (Stats. 2024, ch. 947), which goes into effect on January 1, 2026, and to make other necessary changes to accurately reflect current law. The attached forms also contain proposed revisions to implement Senate Bill 899 (Stats. 2024, ch. 544), as well as the proposed adoption of four new forms to implement that law. A separate proposal entitled *Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899* explains that new law and proposes form revisions and the adoption of new forms for other categories of protective orders.

The Proposal

This proposal is needed to implement AB 2096 (see Link A), which will go into effect on January 1, 2026. The committee proposes revisions to the private postsecondary school violence form group to (1) remove the word "private" as a modifier across all 26 of these forms, (2) include additional criteria establishing the basis of a protective order, (3) add a prohibition against stalking to the list of personal conduct orders, (4) revise the explanation of the circumstances meriting free filing, and (5) revise the explanation of the circumstances meriting free service by the sheriff or marshal.

Removing "private"

Under existing law, Code of Civil Procedure section 527.85 defines "postsecondary educational institution" to mean "a private institution of vocational, professional, or postsecondary education." AB 2096 removes the word "private" from the definition of "postsecondary educational institution," thereby expanding the definition to include public institutions. The committee therefore proposes deleting existing uses of "private" as a modifier in all 26 revised forms included in this proposal, for example, by renaming *Notice of Hearing to Renew Restraining Order (Private Postsecondary School Violence Prevention)* to *Notice of Hearing to Renew Restraining Order (Postsecondary School Violence Prevention)* (form SV-710). Please note that proposed revised forms are highlighted in the attached forms, to the extent possible. However, deletions do not show in highlighting.

Criteria for seeking a protective order or injunction

Under existing law, Code of Civil Procedure section 527.85(a) authorizes certain postsecondary educational institution officers and employees to seek a temporary restraining order or injunction on behalf of a student who suffers a credible threat of violence "made off the school campus or facility from any individual which can reasonably be construed to be carried out or to have been carried out at the school campus or facility." AB 2096 removes the location language quoted above and broadens the criteria for seeking these orders to include unlawful violence in addition to credible threats of violence. The specific revisions proposed by the committee in this regard are discussed below.

Removing the location language

The committee proposes removing the language regarding a credible threat of violence made off the campus or facility that can reasonably be construed to be carried out or to have been carried out at the campus or facility from item 8 of the petition (form SV-100), item 5 of the notice of court hearing (form SV-109), and two information sheets (forms SV-100-INFO and SV-120-INFO).¹

¹ Alongside the location language, existing item 8.b of the petition (form SV-100) contains space to list the address of the campus or facility. The committee proposes deleting existing item 8.b and instead creating a new space to list the address of the student's campus or facility in item 2.

Adding "unlawful violence"

In addition to credible threats of violence, AB 2096 includes protections for students who have suffered unlawful violence, which Code of Civil Procedure section 527.85(b) defines as "assault or battery, or stalking as prohibited in Section 646.9 of the Penal Code," but which excludes "lawful acts of self-defense or defense of others." The committee therefore proposes revising item 5 of the notice of court hearing (form SV-109) and one information sheet (form SV-100-INFO) to additionally mention assault, battery, or stalking.²

Personal conduct orders

Existing Code of Civil Procedure section 527.85(j) requires the court to issue an order prohibiting further threats of violence if the judge finds that the respondent made a credible threat of violence. AB 2096 requires the judge's findings and the order to include "unlawful violence" as well.

As described above, the definition of "unlawful violence" in Code of Civil Procedure section 527.85(b) contemplates assault, battery, and stalking. The personal conduct orders on the temporary restraining order (form SV-110 in item 6a(1)) and order after hearing (form SV-130 in item 7a(1)) currently address assault and battery but do not mention stalking. The committee therefore proposes adding "stalking" to the personal conduct orders on the temporary restraining order (form SV-110) and order after hearing (form SV-130).

Circumstances meriting free filing

Existing Code of Civil Procedure section 527.85(w) provides that there is no filing fee for a petition that alleges that a person has "threatened violence against a student of the petitioner, or stalked the student, or acted or spoken in any other manner that has placed the student in reasonable fear of violence." Under AB 2096, there is no filing fee for a petition that alleges that a person has "inflicted unlawful violence, including stalking, or made a credible threat against a student of the petitioner." Accordingly, the committee proposes revising item 14 on the petition (form SV-100) to reflect the legislation's expansion of free filing to include allegations of assault or battery, in addition to stalking.

Circumstances meriting free service of process

Existing Code of Civil Procedure section 527.85(x)(1) provides that there is no fee for the service of process by a sheriff or marshal of a temporary restraining order or order after hearing if the order issued is based upon a credible threat of violence or stalking. AB 2096 prohibits fees for such service if a temporary restraining order or order after hearing is based upon "unlawful violence, including stalking" or "a credible threat of violence." The committee therefore proposes revising all existing mentions of free service by the sheriff or marshal in this form

² The committee is not proposing revisions to form SV-100 to implement this provision because the description of the respondent's conduct on that form already mentions assault, battery, or stalking. As discussed below, the personal conduct orders on the temporary restraining order (form SV-110) and order after hearing (form SV-130) already mention assault and battery, but the committee proposes revising those personal conduct orders to additionally mention stalking.

group to reflect the language of AB 2096. The proposed revisions include item 15 of the petition (form SV-100), item 14 of the temporary restraining order (form SV-110), item 7 of the order on request to continue (form SV-116), item 18 of the order after hearing (form SV-130), item 6 of the order to reschedule to renew (form SV-716), and one information sheet (form SV-200-INFO).

Other revisions and the implementation of Senate Bill 899

It came to the committee's attention that, unlike the other free service items for postsecondary school violence restraining orders,³ the existing free service language on the order after hearing (form SV-130) did not mention free service because of the petitioner's entitlement to a fee waiver.⁴ Therefore, the committee proposes revising the free service language on form SV-130 so that it mirrors the language seen on the other forms within this form set. Additionally, the committee proposes making various technical corrections and revisions to replace gendered language with gender-neutral language. The committee also proposes various revisions to enhance clarity and reflect current law.⁵

A separate proposal which is concurrently circulating for comment, *Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899*, also affects the postsecondary school violence form set.⁶ The proposed form revisions that appear in yellow highlight relate to AB 2096, while the form revisions implementing SB 899 that are the subject of the separate proposal appear in gray highlight. Additionally, the four forms proposed for adoption all relate to SB 899 (forms SV-820, SV-830, SV-840, and SV-850). Comments involving the implementation of SB 899 should be directed to *Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899* rather than to this proposal.

Alternatives Considered

The committee did not consider the alternative of taking no action because form revisions are needed to comply with AB 2096. To the extent the proposed revisions were not required by the terms of AB 2096, the committee considered taking no action but ultimately determined the

³ For example, see existing forms SV-110, SV-116, and SV-716, all of which (1) contain checkboxes indicating whether free service was ordered and (2) provide language regarding free service because of the petitioner's entitlement to a fee waiver.

⁴ Gov. Code, § 26720.5; Cal. Rules of Court, rule 3.55.

⁵ The committee proposes the following: (1) revising item 1 in forms SV-110 and SV-130 to additionally list the name of the postsecondary educational institution, (2) revising text appearing under the heading "After You Have Been Served with a Restraining Order" on form SV-110 to reflect current law by indicating that the petition alleges certain actions against students rather than against employees, (3) revising form SV-109 to reflect that a restraining order could last up to three years, (4) updating various URLs throughout the proposed forms, and (5) revising text under the heading "Who can get this school violence protection order?" on form SV-100-INFO by replacing "may request court orders prohibiting credible threats of violence against a student" with "may request these court orders" because proposed revisions on the same page of SV-100-INFO already flag both credible threats of violence and assault, battery, or stalking.

⁶ Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899, SPR25-27, available at https://www.courts.ca.gov/policyadmin-invitationstocomment.htm.

revisions were warranted in light of the benefits the revisions would provide to the courts and court users.

The committee discussed whether to use "unlawful violence" across these forms, or to instead use "assault, battery, or stalking." The committee proposes using "assault, battery, or stalking," as those terms are more readily understood than "unlawful violence" and there is existing precedent for using "assault, battery, or stalking" within this form group.⁸

Fiscal and Operational Impacts

The committee anticipates that this proposal will result in some costs incurred by courts to train court staff and incorporate new forms into their paper or electronic processes. Most of the impacts arising from this new law—including education of judicial officers, staff, and justice partners as to the new provisions—are a result of the changes in statute, not the forms proposal, and therefore cannot be avoided.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

• Does the proposal appropriately address the stated purpose?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

1. Forms SV-100, SV-100-INFO, SV-109, SV-110, SV-115, SV-115-INFO, SV-116, SV-120, SV-120-INFO, SV-130, SV-200, SV-200-INFO, SV-250, SV-260, SV-600, SV-610,

⁷ The definition of "unlawful violence" in Code of Civil Procedure section 527.85(b)(9) is "any assault or battery, or stalking as prohibited in Section 646.9 of the Penal Code, but shall not include lawful acts of self-defense or defense of others."

⁸ See, for example, item 8a(1) of the existing petition (form SV-100).

- SV-620, SV-630, SV-700, SV-710, SV-715, SV-716, SV-720, SV-730, SV-800, SV-800-INFO, SV-820, SV-830, SV-840, and SV-850, at pages 7–85
- 2. Link A: Assem. Bill 2096 (Stats. 2024, ch. 947), https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240AB2096
- 3. Link B: Sen. Bill 899 (Stats. 2024, ch. 544), https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240SB899



SV-100

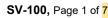
Petition for Postsecondary School Violence Restraining Orders

Read How do I Get a Postsecondary School Violence Restraining Order? \boldsymbol{C} k

	TS Inform	-INFO) before completing this form. Also fill out <i>Confidential</i> nation (form CLETS-001) with as much information as you	2025-03-19
1	Petitic a. Nan	ner (Educational Institution Officer or Employee) is	Not approved by the Judicial Council
	□ t	he chief administrative officer	
		n officer or employee designated by the chief administrative	Fill in court name and street address:
		officer to maintain order on the campus or facility of name of postsecondary educational institution):	Superior Court of California, County of
	- 8	nd is filing this petition on behalf of the student in 2).	-
	Nan	yer for Petitioner (if any for this case) ue: State Bar No.:	_
		-	Court fills in case number when form is filed.
		ioner's Address (If the petitioner has a lawyer, give the lawyer's mation.) ress:	Case Number:
	City	State: Zip:	
	Tele	phone: Fax:	
	Ema	il Address:	
2	Full Na Gender		
3	Respo	ndent (Person From Whom Protection Is Sought)	
	Full Na	•	Age:
	Address	(if known):	
	City:	State:	Zip:
4	Additi	onal Protected Persons	
		you asking for protection for any family or household members of ity who are similarly in need of protection? Yes No Full Name Gender Age House	
		-	Yes No
			Ves No
	-		Yes □ No
			.05 110

This is not a Court Order.





Clerk stamps date here when form is filed.

DRAFT



☐ Additional protected persons are listed in Attachment 4a.

b.	Why do these people need protection? (Explain		Respons	se is stated in	n Attachmer	
	elationship of Student and Responde		□ Posmono	o is stated i	n Attochmoo	at 50
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b.	Respondent is is not a current stuesciple, or otherwise discipline the respondent):	-			any decision n Attachmen	
	enue ny are you filing in this county? (Check all that	apply):				
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a. b. c.	☐ The respondent has caused physical or emo	otional injury to	the student i	in this coun	ty.	
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Petition for Postsecondary

Case Number:

Rev. January 1, 2026

)	escription of Respondent's Conduct Respondent has (check one or more):	
	 Assaulted, battered, or stalked the student. Made a credible threat of violence against the student by making knowing or willful statements engaging in a course of conduct that served no legitimate purpose and that would place a reason person in fear for their safety or the safety of their immediate family. 	
	Describe what happened. (Provide details; include the dates of all incidents beginning with the most receive who did what to whom; identify any witnesses): Response is stated in Attachment 8b.	cent; tell
	Was the student harmed or injured? Yes No (If yes, describe harm or injuries):	
	Response is stated in Attachment 8c.	
	Did the respondent use or threaten to use a gun or any other weapon? Yes No (If yes, de. Response is stated in Attachment 8d.	scribe):
	For any of the incidents described above, did the police come?	
	This is not a Court Order.	

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he	ck the orde	rs you want. ☑			
9)	Personal C	onduct Orders			
✓	I ask the cour protected liste		o any of the follow	ving things to the student or to any person t	o be
		, intimidate, molest, attack, strike al property of, or disturb the peac		ssault (sexually or otherwise), hit, abuse, d	estroy
		hreats of violence against the per			
		or stalk the person during schoo		-	
	telepho	•	• • •	eans, including, but not limited to, in perso fice mail, by email, by text message, by far	
	e. 🗌 Enter t	he person's school campus or fac	ility.		
		specify): ted in Attachment 9f.			
	_	nt will be ordered not to take any ort finds good cause not to make t	_	addresses or locations of any protected per	son
0	unless the cou		_	addresses or locations of any protected per	son
0	unless the cou	rt finds good cause not to make t	he order.	addresses or locations of any protected per yards away from (check all that app	
0	unless the coul ☐ Stay-Av a. I ask the c	rt finds good cause not to make t	he order. ay at least		oly):
0	unless the could be stay-Av a. I ask the c (1) ☐ Th	vay Order ourt to order the respondent to sta	the order. ay at least	yards away from (check all that app	oly):
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1)			
	Does the Respondent Have Firearms (Guns), Fire	arm Parts, or Am	munition?
	Does the respondent own or possess any firearms (guns), firearm receivers and frames, and any item that may be used as or easily section 16531).	•	
	a. 🔲 I don't know		
	b. \square No		
	c. Yes (If you have information, complete the section below	·.)	
	Describe Firearms (Guns), Firearm Parts, or Ammunition	Number or Amount	Location, if known
	(1)		
	(2)		
	(3)		
	(4)	-	
	(5)	-	
	(6)	-	
	If the judge grants a protective order, the respondent will be pro		
		bited trom owning no	ossessing or huving hody
	armor and would have to relinquish any they have.	bited from owning, po	ossessing, or buying body
	· · · · · · · · · · · · · · · · · · ·	bited from owning, po	ossessing, or buying body
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	armor and would have to relinquish any they have.	gainst the respondent	to last until the hearing. I a
	□ Temporary Restraining Order I request that a Temporary Restraining Order (TRO) be issued a presenting form SV-110, Temporary Restraining Order, for the Has the respondent been told that you were going to go to court	gainst the respondent court's signature toge to seek a TRO agains	to last until the hearing. I a
	armor and would have to relinquish any they have. ☐ Temporary Restraining Order I request that a Temporary Restraining Order (TRO) be issued a presenting form SV-110, Temporary Restraining Order, for the	gainst the respondent court's signature toge to seek a TRO agains	to last until the hearing. I ather with this Petition.
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	Temporary Restraining Order I request that a Temporary Restraining Order (TRO) be issued a presenting form SV-110, Temporary Restraining Order, for the Has the respondent been told that you were going to go to court ☐ Yes ☐ No (If you answered no, explain why below	gainst the respondent court's signature toge to seek a TRO agains	to last until the hearing. I ther with this Petition.

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13)	□ Request for Less Than Five Days' Notice of Hearing You must have your papers personally served on the respondent at least five days before the hearing, unless the court orders a shorter time for service. (Form SV-200-INFO explains what is proof of personal service. Form SV-200. Proof of Personal Service, may be used to show the court that the papers have been served.) If you want there to be fewer than five days between service and the hearing, explain why: □ Reasons are stated in Attachment 13.
14)	No Fee for Filing There is no filing fee for a petition alleging that the respondent made a credible threat against or assaulted, battered, or stalked a student of the petitioner.
15)	 □ Request for No Fee to Serve Orders a. □ I ask the court to order the sheriff or marshal to serve the respondent. There is no fee for service of process by a sheriff or marshal if the order is based upon a credible threat of violence or assault, battery, or stalking. b. □ If the court issues an order, I ask that a peace officer serve it for free.
16)	☐ Court Costs I ask the court to order the respondent to pay my court costs.
17)	 ☐ Additional Orders Requested I ask the court to make the following additional orders (specify): ☐ Additional orders requested are stated in Attachment 17.
18)	Number of pages attached to this form, if any: This is not a Court Order.

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Date:	
Lawyer's name (if any)	Lawyer's signature
I declare under penalty of perjury under the laws of the St all attachments is true and correct.	ate of California that the information above and on
Date:	
Name of petitioner	Signature
Title	
I consent to the filing of the Petition.	
Date:	
	•
Name of student	Signature



How Do I Get an Order to Prohibit Postsecondary School Violence? DRAFT 2025-03-13

2025-03-13
Not approved by the Judicial Council

These instructions cannot cover all of the questions that may arise in a particular case. If you do not know what to do to protect your rights, you should see a lawyer.

What is a postsecondary school violence protection order?

Under California law (Code Civ. Proc., § 527.85), courts can make orders to protect a student from being subjected to assault, battery, or stalking, or to a credible threat of violence. The procedure is only available with regard to students at postsecondary institutions.

The court can order a person not to:

- Harass or threaten the student;
- Contact or go near the student; and
- Have any firearms (guns), firearm parts, ammunition, or body armor. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).
 For more information about the items a restrained person cannot have, please see <u>selfhelp.courts.ca.gov/restraining-orders/prohibited-items</u>.

These orders will be enforced by law enforcement agencies.

Who can get a postsecondary school violence protection order?

The chief administrative officer of a postsecondary educational institution, or an officer or employee designated by the chief administrative officer to maintain order on the school campus or facility, may request these court orders. These orders must be requested by an officer of the institution that the student attends or is applying to.

- A "chief administrative officer" is the principal, president, or highest-ranking official of the postsecondary educational institution.
- A "postsecondary educational institution" is a institution of vocational, professional, or postsecondary education.

The statute differs from other California laws that allow victims of unlawful violence or credible threats of violence to ask the court for these orders **themselves.** If anyone other than a school officer wishes to apply to the court for an order prohibiting harassment, see *Can a Civil Harassment Restraining Order Help Me?* (form CH-100-INFO.

Who can be protected under this law?

Under this statute, the school officer can obtain a court order on behalf of a student. The court order can last up to three years. The order can also protect family or household members of the student and other students at the campus or facility who are similarly situated.

- A "student" is an adult currently enrolled in or applying for admission to a postsecondary educational institution.
- The "respondent" is the person against whom the school official is requesting the protective order.

A school official may seek protection under this law if:

- 1. The student has suffered assault, battery, or stalking, or a credible threat of violence;
- 2. The respondent's conduct is not allowable as part of a legitimate labor dispute as permitted by Code of Civil Procedure section 527.3; and
- 3. The respondent is not engaged in constitutionally protected activity.

What forms must be used to get the order?

A school official may seek protection under this law if:

- 1. *Petition for Postsecondary School Violence Restraining Orders* (Petition) (form <u>SV-100</u>). This form tells the judge the facts of the case and what orders the petitioner and student want the court to make.
- Confidential CLETS Information (form CLETS-001). This form will provide law enforcement agencies with the information needed to enforce any orders that are granted.
- 3. *Notice of Court Hearing* (form <u>SV-109</u>). This form tells the parties when the hearing on the petition will be held.
- 4. Temporary Restraining Order (TRO) (form SV-110). A TRO can be issued to provide protection to the student until the hearing is held. It can be issued by the judge either with or without notice to the respondent.



SV-100-INFO

How Do I Get an Order to Prohibit Postsecondary **School Violence?**

5. Postsecondary School Violence Restraining Order After Hearing (Order) (form SV-130). This form is signed by the court following the hearing. The order can last for up to three years depending on what the judge rules.

These forms are all **mandatory**—that is, they must be used in the school violence prevention proceeding.

6. *Proof of Personal Service* (form <u>SV-200</u>). This form is used to show that the other party has been served with the petition and other forms as required by law.

Where can I get these forms?

You can get the forms from legal publishers or from the California Courts website at courts.ca.gov/rules-forms/ find-your-court-forms. You also may be able to find them at your local courthouse or county law library.

Do I need a lawyer?

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The school official may be represented by a lawyer, but one is not required by law. Because the school official's lawyer will generally be representing the interests of the student, the student usually does not need their own lawyer. Whether or not the school official has a lawyer, the respondent may have one.

What steps are needed to get the court orders?

- 1. Fill in the **Petition** (form SV-100) completely and fill in items 1–3 of the Notice of Court Hearing (form SV-109). If you are seeking a **TRO**, also fill out form SV-110.
- 2. If you are seeking orders based on information from your student and others and not based on what you have personally observed, you must have each of those persons complete a declaration to attach to the **Petition** (form SV-100). You may use form MC-031, Attached Declaration.
- 3. Fill in Confidential CLETS Information (form CLETS-001) with as much information as you know. If the judge grants the order, the information on this form will be entered into a statewide protective-order database that will be available to law enforcement agencies if the order needs to be enforced.

4. If you are applying for a **TRO**, fill out form SV-110 completely. The petition and declarations must give the details of assault, battery, or stalking, or the credible threat of violence, and the problems they have caused your student.

To obtain a **TRO**, you must notify the respondent of the request for the temporary order unless both of the following requirements are satisfied:

- a. It appears from facts shown on the petition that great or irreparable injury will result before the matter can be heard on notice; and
- b. You or your attorney certifies one of the following to the court under oath:
 - (1) That within a reasonable time before presenting the petition to the court to ask for a TRO, you informed the respondent or the respondent's attorney when and where the request for a TRO would be made;
 - (2) That you in good faith attempted but were unable to inform the respondent and the respondent's attorney, specifying the efforts made to contact them; or
 - (3) That for reasons specified, you should not be required to inform the respondent or the respondent's attorney.
- 5. Take your original completed forms and copies to the clerk's office at the court. You will need at least three copies: one for you, one for the student, and one to serve on the respondent. If there are other persons to be protected by the order, you will need additional copies of the TRO. A protected person will need a copy of the **TRO** if it is necessary to call the police. The clerk will file the originals, assign a case number, and return the copies "file-stamped" to you. The clerk will write your hearing date on the *Notice of Court Hearing* (form SV-109).
- 6. If you are seeking a TRO (form SV-110), the clerk will tell you where and how to present your proposed order to a judge for consideration and signature. The court will decide within 24 hours whether or not to make the order. Sometimes the court decides right away. Ask the clerk if you should wait or come back later. If your request for a TRO is granted while you are still at the court, take the signed original back to the clerk to be filed.





How Do I Get an Order to Prohibit Postsecondary School Violence?

7. If a **TRO** has been issued, ask the clerk whether you or your lawyer will need to deliver a file-stamped copy of the TRO to each law enforcement agency (police, marshal, or sheriff's office) that might be called on to enforce the order. If so, do so immediately.

If the court issues a TRO, it will last until the hearing date.

- 8. If the student does not speak English, when you file your papers, ask the clerk if a court interpreter will be available for the hearing. You can also use form INT-300, Request for Interpreter (Civil) or a local court form or website to request an interpreter. For more information about court interpreters, go to selfhelp.courts.ca.gov/request-interpreter.
- 9. Have the respondent personally **served** with copies of the **Petition** (form SV-100), the *Notice of Court Hearing* (form SV-109), the **TRO** (form SV-110) (if issued), a blank **Response** (form SV-120), and a blank *Proof of Service of Response by Mail* (form SV-250). You **cannot** serve the respondent yourself. Service may be made by a licensed process server, the sheriff's department, or any person 18 years of age or older, other than you, the student, or anyone to be protected by the order. For help with service, ask the court clerk for form SV-200-INFO, *What Is "Proof of Personal Service"?*

Service is essential. It tells the respondent about the order and the hearing. Without it, there cannot be a court hearing, and your temporary orders will no longer be good unless they are extended by the court. The respondent should be personally served immediately after the orders are signed by the judge, unless the court specifies a different time for service.

10. After the respondent has been personally **served**, the person who served the respondent must complete and sign the original *Proof of Personal Service* (form SV-200). Take the signed original and copies back to the court clerk. The clerk will file the original and return "file-stamped" copies to you. Ask the clerk whether you should take a file-stamped copy to each law enforcement agency that might be called on to enforce the order. If so, do so immediately.

11. Go to court on the date shown at item 4 on the *Notice of Court Hearing* (form SV-109). You do not need to bring any witnesses, but it helps to have more proof of the violence or threats than just one person's word.

You can bring to the hearing:

- Witnesses
- Written statements from witnesses made under oath
- Photos
- Medical or police reports
- Damaged property
- Threatening letters, emails, or telephone messages

The court may or may not let witnesses speak at the hearing. So, if possible, you should bring their written statements under oath to the hearing. (You can use form MC-030, *Declaration*.)

The respondent has the right to attend the hearing, but the respondent does not have the right to speak to the student or to any other person seeking protection. If anyone is afraid, tell the court officer.

SV-109 Notice of Court Hea	ring Cark stamps date nere when form u	Blect
Petitioner (Educational Institution Office a. Name:	r or Employee)	
Lawyer for Petitioner (if any for this case):		
the state of the s	Bar No.:	
Firm Name:		
b. Address (If you have a lawyer, give your lawyer	s information.i: Fill in court name and street address	
Address:	Superior Court of California, Co	ounty of
City: State:	Zip:	
Telephone: Fax:		
Email Address:		
Student in Need of Protection	Fill in case number:	
Full Name:	Case Number:	
Notice of Hearing	olete the rest of this form.	
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How Do I Get an Order to Prohibit Postsecondary School Violence?

- 12.If the judge signs the **Order** (form SV-130), ask the clerk to provide you with a file-stamped copy for each person to be protected. Ask the clerk whether you or your attorney will need to deliver a file-stamped copy of the **Order** to each law enforcement agency that might be called on to enforce the order. If so, do so immediately.
- 13.If the respondent attended the hearing and heard the terms of the **Order** from the court, no additional proof of service is necessary. If the respondent did not attend the hearing, but the **Order** issued is the same as the TRO (except for the termination date), the **Order** may be served on the respondent by mail. File form SV-260, *Proof of Service of Order After Hearing by Mail*. If the respondent did not attend the hearing and the **Order** differs from the TRO, arrange to have the respondent personally **served** with a copy of the **Order**. File the completed *Proof of Personal Service* (form SV-200) with the court. Give a file-stamped copy of the **Order** and proof of service to your student and to each other protected person. Keep at least one copy for yourself.
- 14. Once the order is issued, only the judge can change or cancel it. You or the respondent would have to file a request with the court to cancel the order.
- 15. If the respondent does not obey the order, call the police. The respondent can be arrested and charged with a crime.

What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form MC-410, Disability Accommodation Request, to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form MC-410-INFO, How to Request a Disability Accommodation for Court.

Information about the process is also available online.

See selfhelp.courts.ca.gov/SV-restraining-order.

For help in your area, contact:

[Local information may be inserted.]

Petitioner (Educational Institution Officer or Employee) a. Name: Lawyer for Petitioner (if any for this case): Name: State Bar No.: Firm Name: b. Address: City: Telephone: Email Address: Email Address: 2 Student in Need of Protection Full Name: The court will complete the rest of this form. A court hearing is scheduled on the request for restraining orders against the respondent: The court will complete the rest of this form. Name and address of court if different from above: Pattern Patte		SV-109 Notice	of Court Hearing		Clerk stamps date here when form is filed.
Lawyer for Petitioner (if any for this case): Name:	$\overline{1}$	Petitioner (Educational	Institution Officer or	Employee)	DRAFT
Name: State Bar No.: The Judicial Council		a. Name:			2025-03-13
b. Address (If you have a lawyer, give your lawyer's information.): Address: Address:		Name:		o.:	
City:			yer, give your lawyer's info	rmation.):	Fill in court name and street address:
Telephone: Fax: Email Address: 2 Student in Need of Protection Full Name: Case Number: The court will complete the rest of this form. 4 Notice of Hearing A court hearing is scheduled on the request for restraining orders against the respondent: Name and address of court if different from above: Name and address of court if different from ab		Address:			· · · · · · · · · · · · · · · · · ·
Email Address: 2 Student in Need of Protection Full Name: The court will complete the rest of this form. 4 Notice of Hearing A court hearing is scheduled on the request for restraining orders against the respondent: Name and address of court if different from above:					1
2 Student in Need of Protection Full Name: The court will complete the rest of this form. The court will complete the rest of this form. A court hearing is scheduled on the request for restraining orders against the respondent: Name and address of court if different from above: Name and address of court if different from above: Name and address of court if different from above: Name and address of court if different from above: Name and address of court if different from above: Name and address of court if different from above: If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order. If you do not attend the hearing, the judge may still grant the restraining order that could last up to three years. After you receive a copy of the order, you could be arrested if you violate the order. Temporary Restraining Orders (Any orders granted are on form SV-110, served with this notice.) Temporary Restraining Orders for personal conduct and stay-away orders as requested in form SV-100, Request for Postsecondary School Violence Restraining Orders, are (check only one box below): (1)					_
Full Name:	2				
3 Respondent (Person From Whom Protection Is Sought) Full Name: The court will complete the rest of this form. 4 Notice of Hearing A court hearing is scheduled on the request for restraining orders against the respondent: Name and address of court if different from above:					
To the person in ③: • If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order. • If you do not attend the hearing, the judge may still grant the restraining order that could last up to three years. After you receive a copy of the order, you could be arrested if you violate the order. 5 Temporary Restraining Orders (Any orders granted are on form SV-110, served with this notice.) a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form SV-100, Request for Postsecondary School Violence Restraining Orders, are (check only one box below): (1) □ All GRANTED until the court hearing.	4	•	ıled on the request for r	estraining or	ders against the respondent:
To the person in 3: • If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order. • If you do not attend the hearing, the judge may still grant the restraining order that could last up to three years. After you receive a copy of the order, you could be arrested if you violate the order. 5 Temporary Restraining Orders (Any orders granted are on form SV-110, served with this notice.) a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form SV-100, Request for Postsecondary School Violence Restraining Orders, are (check only one box below): (1) All GRANTED until the court hearing.				Name and ad	dress of court if different from above:
To the person in ③: • If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order. • If you do not attend the hearing, the judge may still grant the restraining order that could last up to three years. After you receive a copy of the order, you could be arrested if you violate the order. 5 Temporary Restraining Orders (Any orders granted are on form SV-110, served with this notice.) a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form SV-100, Request for Postsecondary School Violence Restraining Orders, are (check only one box below): (1) □ All GRANTED until the court hearing.			Time:		
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(2) All DENIED until the court hearing. (Specify reasons for denial in b, below.)	If youIf you	you attend the hearing (in person, the order will be effective in you do not attend the hearing, to bu receive a copy of the order, you receive a copy of the order, you remporary Restraining a. Temporary Restraining Or Request for Postsecondary (1) All GRANTED up	nmediately, and you could be the judge may still grant the rou could be arrested if you could be arrested if your orders (Any orders grant ders for personal conduct and School Violence Restraining that the court hearing.	restraining order violate the order ted are on form and stay-away order orders, are (continuous continuous con	r that could last up to three years. After strain s
		(2) All DENIED until	the court hearing. (Specify	reasons for den	ial in b, below.)

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	b.	Reasons that Temporary Restraining Orders as requested in form SV-100, <i>Petition for Postsecondary School Violence Restraining Orders</i> , for personal conduct or stay-away are denied are:
		(1) The facts as stated in form SV-100 do not sufficiently show reasonable proof that the student has suffered assault, battery, or stalking, or a credible threat of violence, and that great or irreparable harm would result to the student if a temporary restraining order is not issued.
		(2) Other (specify): As stated on Attachment 5b.
6	Se	ervice of Documents by the Petitioner
	pr	least five days before the hearing, someone age 18 or older—not you or anyone to be otected—must personally give (serve) a court file-stamped copy of this form SV-109, <i>Notice of Court Hearing</i> , the respondent along with a copy of all the forms indicated below:
	a.	SV-100, Petition for Postsecondary School Violence Restraining Orders (file-stamped)
	b.	SV-110, Temporary Restraining Order (file-stamped) IF GRANTED
	c.	SV-120, Response to Petition for Postsecondary School Violence Restraining Orders (blank form)
	d.	<u>SV-120-INFO</u> , How Can I Respond to a Petition for Postsecondary School Violence Restraining Orders?
	e.	Other (specify):
		Date:
		Judicial Officer
		To the Petitioner:

- The court cannot make the restraining orders after the court hearing unless the respondent has been personally given (served) a copy of your request and any temporary orders. To show that the respondent has been served, the person who served the forms must fill out a proof of service form. Form SV-200, Proof of Personal Service, may be used.
- For information about service, read form <u>SV-200-INFO</u>, What Is "Proof of Personal Service"?
- You may ask to reschedule the hearing if you are unable to find the respondent and need more time to serve the documents, or for other good reasons. Read form SV-115-INFO, How to Ask for a New Hearing Date.
- You must attend the hearing if you want the judge to make any of the orders you requested on form SV-100, Petition for Postsecondary School Violence Restraining Orders. Bring any evidence or witnesses you have. For more information, read form SV-100-INFO, How Do I Get an Order to Prohibit Postsecondary School Violence?

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Case Number:		

To the Respondent:

- If you want to respond to the request for orders in writing, file form SV-120, Response to Petition for Postsecondary School Violence Restraining Orders, and have someone age 18 or older—not you or anyone to be protected—mail it to the petitioner.
- The person who mailed the form must fill out a proof of service form. Form <u>SV-250</u>, *Proof of Service of Response by Mail*, may be used. File the completed form with the court before the hearing and bring a copy with you to the court hearing.
- Whether or not you respond in writing, go to the hearing if you want the judge to hear from you before making an order. You may tell the judge why you agree or disagree with the orders requested.
- You may bring witnesses and other evidence.
- At the hearing, the judge may make restraining orders against you that could last up to three years and may order you to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns), firearm parts, and ammunition that you own or possess. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). If an order is granted, you will also be prohibited from owning, possessing, or buying body armor and will have to relinquish any body armor you have.
- If you are unable to attend your court hearing or need more time to prepare your case, you may ask to reschedule your court date. Read form SV-115-INFO, *How to Ask for a New Hearing Date*.



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

(Clerk will fill out this part.)

—Clerk's Certificate—

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Clerk's Certificate	
[seal]	
Date:	
Clerk, by	, Deputy

SV-110	Temporary Res	straining	Orde	r	Clerk stamps	date here when it	min io mou.
Petitioner (Ed	ucational Institutio	n Officer o	r Emp	oloyee)		DRAFT	
a. Name:						2025-03-1	2
Lawyer for Pe	titioner (if any, for this c	case):				2025-05-1	3
Name:		State Bar	No.:		N	lot approve	d by
Firm Name:					the	Judicial C	ouncil
b. Your Address Address:	(If you have a lawyer, g	ive your lawye	er's info	ormation.):			
City:		State:	Zip:			ame and street add	
Telephone:		Fax:	-		Superior	Sourt of Californ	nia, County o
Email Addres	S:						
	ostsecondary Education	al Institution:					
Student (Prot	ected Person)				Court fills in a	case number when	form is filed.
•					Case Num	nber:	
Respondent (Restrained Person) mation you know. Inform to the California police of) mation with a		known,			
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Case Number:	

To the Person in 2:

The court has issued the temporary orders checked as granted below. If you do not obey these orders, you can be arrested and charged with a crime. You may have to go to jail for up to one year, pay a fine of up to \$1,000, or both.

both.		
(6) Pei □	rsonal Conduct Orders Not Requested Denied Until the Hearing Granted as Follows:	
a. `	You are ordered not to do the following things to the student	
	and to the other protected persons listed in 4:	
((1) Harass, molest, strike, stalk, assault (sexually or otherwise), batter, abuse, destroy personal or disturb the peace of the person.	property of,
	(2) Commit acts of violence or make threats of violence against the person.	
	(3) Follow or stalk the person during school hours or to or from the school.	
((4) Contact the person, either directly or indirectly, in any way, including, but not limited to, in telephone, in writing, by public or private mail, by email, by fax, or by other electronic mea	
	(5) Enter the person's school.	
((6) Take any action to obtain the person's address or locations. If this item is not checked, the c found good cause not to make this order.	ourt has
((7) Other (specify):	
	Other personal conduct orders are attached at the end of this Order on Attachment 6a(7)	
1	Peaceful written contact through a lawyer or a process server or other person for service of legal parto a court case is allowed and does not violate this order. However, you may have your papers serve on the petitioner.	•
7 Sta	ay-Away Order	
\bigcirc		
	Not Requested	
a.	You must stay at least yards away from (check all that apply):	
((1) The student (7) The student's children's place of child ca	are
((2) Each other protected person listed in (4) (8) The student's vehicle	
((3) \square The school (9) \square Other (specify):	
((4) The student's home	
((5) The student's job or workplace	
((6) The student's children's school	
·		
b. 7	This stay-away order does not prevent you from going to or from your home or place of employmen	nt.



8	N	o Firearms (Guns), Firearm Parts, or	Ammuniti	on	
	a.	You cannot own, possess, have, buy or try to prohibited items listed in b.	buy, receive	or try to receive, or in any othe	r way get any
	b.	Prohibited items are:			
		(1) Firearms (guns);			
		(2) Firearm parts, meaning receivers, frames frame (see Penal Code section 16531); ar	-	that may be used as easily turn	ed into a receiver or
		(3) Ammunition.			
	c.	You must: (1) Sell to or store with a licensed gun dealer firearm parts, and ammunition in your im of being served with this Order.			
		(2) File a receipt with the court within 48 ho firearm parts, and ammunition have been <i>Firearm Parts</i> , and Ammunition (form S	turned in, so	ld, or stored. (You may use Re	(C
	d.	☐ The court has received information that yo	ou own or po	ssess a firearm (gun), firearm p	arts, or ammunition.
9		Restrained Person Has Prohibited I	tems		
	T1	he court finds that you have the following proh	ibited items:		
	a.	Firearms and/or firearm parts			D 0 0 1:
		Description (include serial number, if known	own)	Location, if known	Proof of compliance received by the court
		(1)			(date):
		(2)			(date):
		(3)			☐ (date):
		(4)			(date):
	b.	Ammunition	A :6		D C . C 1'
		Description	Amount, if known	Location, if known	Proof of compliance received by the court
		(1)		·	
		(0)			(date):
		(3)			(date):
		(4)			☐ (date):
		Check here to list additional items. List them Has Prohibited Items" at the top, and attach it	on a separate	piece of paper, write "SV-110	, Restrained Person
10	Yo	o Body Armor ou cannot own, possess, or buy body armor (de	fined in Pena	l Code section 16288). You mu	ust relinquish any body
	arı	mor you have in your possession.			

	Case Number:
11)	☐ Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance
	In addition to the hearing listed on form SV-109, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in 3 b) you still have or own, including any items listed in 9 . If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.
	Name and address of court, if different than court address listed on page 1
	Date: Dept.: Room:
12)	Other Orders
	□ Not Requested □ Denied Until the Hearing □ Granted as Follows (specify):
	Additional orders are attached at the end of this Order on Attachment 12.
	<u> </u>
_	To the Person in 1:
13	Mandatory Entry of Order Into CARPOS Through CLETS
	This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):
	a. The clerk will enter this Order and its proof-of-service form into CARPOS.
	b. The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
	c. By the close of business on the date that this Order is made, the petitioner or the petitioner's lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agencies listed below to enter into CARPOS:
	Name of Law Enforcement Agency Address (City, State, Zip)
	Additional law enforcement agencies are listed at the end of this Order on Attachment 13.
14)	No Fee to Serve (Notify) Restrained Person ☐ Ordered ☐ Not Ordered
	The sheriff or marshal will serve this Order without charge because:
	a. The Order is based on assault, battery, or stalking, or a credible threat of violence.
	b. The petitioner is entitled to a fee waiver.
	A peace officer may also serve this Order without charge. Please see form SV-200-INFO for more information.
	This is a Court Order.

	Case Number:
Number of pages attached to this Order, if any:	
Date:	Judicial Officer

Warnings and Notices to the Restrained Person in 3

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item 8b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in item (8) above. The court will require you to prove that you did so.

Notice Regarding Nonappearance at Hearing and Service of Order

If you have been personally served with this Temporary Restraining Order and form SV-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in item (3).

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

After You Have Been Served With a Restraining Order

- Obey all the orders. Any intentional violation of this Order is a misdemeanor punishable by a fine or by imprisonment in a county jail, or by both fine and imprisonment. (Pen. Code, § 273.6.)
- Read form <u>SV-120-INFO</u>, *How Can I Respond to a Petition for Postsecondary School Violence Restraining Orders?*, to learn how to respond to this Order.
- If you want to respond, fill out form <u>SV-120</u>, *Response to Petition for Postsecondary School Violence Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response if the petition claims that you made a credible threat against the student or assaulted, battered, or stalked the student.
- You must have form SV-120 served on the petitioner or the petitioner's attorney by mail. You cannot do this yourself. The person who does the service should complete and sign form <u>SV-250</u>, *Proof of Service of Response by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at court-forms. If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to three years. Tell the judge why you disagree with the orders requested.



Case	Number:		

Instructions for Law Enforcement

Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). Agencies are encouraged to enter violation messages into CARPOS. If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in item 5 on page 1.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2; Fam. Code, §§ 6383(h) (2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

- 1. *Emergency Protective Order (EPO):* If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 6a(4) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.



Case N	umber:		

(Clerk will fill out this part.)

Clerk's Certif	icate
[seal]	

-Clerk's Certificate-

I certify that this Temporary Restraining Order is a true and correct copy of the original on file in the court.

Date:______, Deputy

This is a Court Order.

Rev. January 1, 2026

SV-110, Page 7 of 7

Save this form

SV-115

Request to Continue Court Hearing

Instructions: Use this form to ask the court to reschedule the court date listed on Notice of Court Hearing (form SV-109). Read How to Ask for a New Hearing Date (form SV-115-INFO) for more information.

Clerk stamps date here when form is filed.

DRAFT

2024-12-10

Not approved by

My Information		the Judicial Council			
a. My name is:					
b. I am the:		Fill in court name and street address:			
(1) Petitioner (education (skip to 2)).	nal institution officer or employee)	Superior Court of California, County of			
(2) Respondent (give yo	our contact information below).				
Address where I can re	eceive mail:				
This address will be used by the court and other party to notify		Fill in case number:			
you can use another add	you in this case. If you want to keep your home address private, you can use another address like a post office box or another person's address, if you have their permission. If you have a				
	e's address and contact information.				
Address:		_			
City:	State: Zip:	_			
My contact informatio	n (optional):				
Telephone:	Fax:				
Email Address:					
Lawyer's information	Lawyer's information (skip if you do not have one):				
Name:	State Bar	No.:			
Information About My Ca					
a. The other party in this case is	s (full name):				
b. I have a court hearing current	tly scheduled for (date):				



		Case Number:			
3	Is a Temporary Restraining Order in effect?				
	☐ Yes. Date the order was made, if known: Please attach a copy of the order if you have one. ☐ No.				
	☐ I don't know.				
	Notice : If the court date is rescheduled, the <i>Temporary Restraining</i> until the end of the new court date, unless otherwise ordered by the				
4	hy does the court date need to be rescheduled?				
	a. \square I need more time to have the respondent personally served.				
	b. \square I am the respondent, and this is my first request to reschedule	e the court date.			
	c. Other reason:				
I dec	lare under penalty of perjury under the laws of the State of California	that the information above is true and correct.			
Date:	:				
	<u> </u>				
	Type or print your name	Sign your name			
Date:	·				
	Lawyer's name, if you have one	Lawyer's signature			

SV-115-INFO

How to Ask for a New Hearing Date

DRAFT
2025-03-13
Not approved by the Judicial Council

1

You may need to ask for a new court date if:

- You are the petitioner and are unable to have *Notice of Court Hearing* (form <u>SV-109</u>) and other papers served in time before your court date.
- You are the respondent and are making your first request to reschedule your court date.
- You have a good reason for needing a new court date. (The court may grant your request to reschedule your court date on a showing of good cause.)

(2) What does form SV-115 do?

Use *Request to Continue Hearing* (form SV-115) to ask the court to reschedule your court date. If your court date is rescheduled and a *Temporary Restraining Order* (TRO; form SV-110) was granted, the TRO will be extended until the end of your new court date unless the court decides to modify or terminate it. "Extend" means to keep any temporary orders in effect until the new court date.

3 Follow these steps:

- Fill out all of form SV-115.
- Fill out items (1) through (2) on *Order on Request to Continue Hearing* (form <u>SV-116</u>).
- The judge will need to review your papers. In some courts, you must give your papers to the clerk. Ask the court clerk for information on how you ask the judge to review your papers.
- After you turn in your forms as required by your local court, check with the clerk's office to see if the judge approved (granted) your request to reschedule your court date.
- If the judge signed form SV-116, the court will give you a new court date. If the judge did NOT sign the form, you should go to court at the date, time, and location that is on form <u>SV-109</u>.
- Next, file both forms SV-115 and SV-116 with the clerk. The clerk will make up to three file-stamped copies for you. Keep at least one copy to bring to your court date.
- The other party must be served with a copy of the court papers as described in item (6) on form SV-116.
- Ask the person who serves the papers to complete a proof of service form and give it to you. If service was in person, use *Proof of Personal Service* (form <u>SV-200</u>). If service was by mail, use *Proof of Service—Civil* (form <u>POS-040</u>). Make two copies of the completed forms.
- File the completed and signed proof of service form with the clerk's office before your court date.
- If the court reschedules your court date and extends the TRO to the new court date, the clerk will send the TRO to law enforcement. It will be entered into a statewide computer system that lets police know about the order so that it can be enforced.

(4) Go to your court date

- Take at least two copies of your documents and filed forms to your court date. Include a filed proof of service form. "Documents" may include exhibits, declarations, and financial statements, and the court may enter them into evidence at its discretion.
- If you are the petitioner and you do not go to your court date, the TRO will expire at the end of your new court date.
- If you are the respondent and you do not go to your court date, the court can still make orders against you that can last for up to three years.

5 Need help?

Ask the court clerk about free or low-cost legal help that may be available in your county.

Order on Request Hearing	to Continue	Clerk stamps d	ate here when form is filed.	
lete items (1) and (2) only.			DRAFT	
Petitioner (Educational Institution Of	fficer or Employee):		2025-03-13	
Respondent:			Not approved by the Judicial Council	
		_		
The court will complete the rest of	f this form———	- Fill in a continuo		
Next Court Date			ne and street address: Durt of California, County	
a. \square The request to reschedule the court date	is denied.		art or camorma, county	
Your court date is:				
(1) Any <i>Temporary Restraining Order</i> (for granted stays in full force and effect un				
(2) Your court date is not rescheduled beca	ause:	Fill in case num	nber:	
		Case Numb		
b. The request to reschedule the court date listed below. See 4-8 for more info	ormation. Name and	address of cour	t, if different from above	
	Name and ne: om: der (TRO) in this case up by the court.	address of cour	t, if different from above	
listed below. See 4 − 8 for more info Hearing Date: Time Room Temporary Restraining Order a. □ There is no Temporary Restraining Order (1) □ A TRO was not previously granted	Name and ne:	address of cour ntil the next con ecause: effect.	t, if different from above	

This is a Court Order.



Judicial Council of California, courts.ca.gov Revised <mark>January 1, 2026,</mark> Mandatory Form Code of Civil Procedure, § 527.85(p)

5) Reason Court Date Is Resched	duled	
a. There is good cause to reschedu (1) The petitioner has not serve (2) Other	· · · · · · · · · · · · · · · · · · ·	
b. This is the first time that the res	spondent has asked for more time to prep	pare.
c. The court reschedules the court	date on its own motion.	
6 Serving (Giving) Order to Other The request to reschedule was made by	-	
a. Petitioner	b. Respondent	c. Court
(1) \(\sum \) You do not have to serve the respondent because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) You do not have to serve the petitioner because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) Further notice is not required.
(2) You must have the respondent personally served with a copy of this order and a copy of all documents listed on form SV-109, item (6) , by (date):	(2) You must have the petitioner personally served with a copy of this order by (date):	(2) The court will mail a copy of this order to all parties by (date):
(3) \(\sum \) You must serve the respondent with a copy of this order. This can be done by mail. You must serve by \((date): \(\sum \)	(3) \(\sum \) You must serve the petitioner with a copy of this order. This can be done by mail. You must serve by \((date): \(\sum \)	(3) Other
(4) Other	(4) Other	
	This is a Court Order	



(7) N	No Fee to Serve (Notify) Restrained Person Ordered Not Ordered
Т	The sheriff or marshal will serve this order for free because:
a	a. The order is based on assault, battery, or stalking, or a credible threat of violence.
b	o. The person in is entitled to a fee waiver.
8	Other Orders
- -	
(9) N	Number of pages attached to this Order, if any:
Date:_	
	Judicial Officer



Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for *Request for Accommodations by Persons With Disabilities and Response* (form MC-410). (Civ. Code, § 54.8.)

Instructions to Clerk

If the hearing is rescheduled and the court extended, modified, or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

-Clerk's Certificate-

Clerk's Certificate	I certify that this Order on Request to Continue Hearing (Temporary Restraining
[seal]	Order) (CLETS-TSV) (form SV-116) is a true and correct copy of the original on file in
[Sear]	the court.

Date: Clerk, by , Deputy

This is a Court Order.

Response to Petition for Postsecondary School Violence Restraining Orders

Use this form to respond to the *Petition* (form SV-100)

- Read *How Can I Respond to a Petition for Postsecondary School Violence Restraining Orders?* (form SV-120-INFO) to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—not you—serve the petitioner or the petitioner's lawyer by mail with a copy of this form and any attached pages. (*Use form SV-250*, Proof of Service of Response by Mail.)

(Use joint <u>3v-230</u> , Froot of Service of Response by Mail.)	Superior Court of California, County of
Petitioner (Educational Institution Officer or Em	
2 Student Seeking Protection	
Full Name:	 Fill in case number:
Respondent (Person From Whom Protection Is Sa. Your Name:	Case Number:
Your Lawyer (if you have one for this case)	
Name: State Bar No. Firm Name:	:
 Your Address (You may give a mailing address if you wan to keep your street address private; skip this if you have a lawyer.) Address: 	The court will consider your response at the hearing. Write your hearing date, time, and place from form SV-109, item (4) here:
City: State: Zip:	Hearing → Date: Time:
Telephone: Fax:	Date Dept.: Room:
Email Address:	If you were served with a Temporary
Personal Conduct Orders	Restraining Order, you must obey it until the hearing. At the hearing, the court may make
a. I agree to the orders requested.	orders against you that last for up to three years.
b. I do not agree to the orders requested.	
 (Specify why you disagree in item (12) on page 4.) c. ☐ I agree to the following orders (specify below or in ite. 	m (2) on page (1):
e ragree to the following orders (specify below of in the	m (12) on page 4).
5	
a. I agree to the orders requested.	
b. I do not agree to the orders requested. (Specify why you	u disagree in item 📵 on page 4.)
c. I agree to the following orders (specify below or in ite.)	m (12) on page 4):
<u>-</u>	

Clerk stamps date here when form is filed.

DRAFT

2025-03-19

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the Judicial Council

Fill in court name and street address:

3)	□ A a. □ b. □	dditional Protected Persons I agree that the persons listed in item 4 of the Petition may be protected by the order requested. I do not agree that the persons listed in item 4 of the Petition may be protected by the order requested.
7	Firea	arms (Guns), Firearm Parts, and Ammunition
J	If you (guns used a SV-11 firear being	were served with form SV-110, Temporary Restraining Order, you cannot own or possess any firearms, firearm parts, or ammunition. This includes firearm receivers and frames, and any item that may be as or easily turned into a receiver or frame (see Penal Code section 16531). (See item 8) of form [0.) You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any rms (guns), firearms parts, and ammunition in your immediate possession or control within 24 hours of served with form SV-110. You must file a receipt with the court. You may use Receipt for Firearms, rm Parts, and Ammunition (form SV-800) for the receipt.
	a. 🗌	I do not own or control any firearms (guns), firearm parts, or ammunition.
	b. 🗌	I have turned in my firearms (guns), firearm parts, and ammunition to law enforcement or sold them to or stored them with a licensed gun dealer. A copy of the receipt
	(1)	\Box is attached.
	(2)	has already been filed with the court.
	c. 🗌	I ask for an exception to carry a firearm or ammunition for work. (Complete items (1)–(3) below):
	(1)	
		□ No
	(2	Yes Are there any orders or laws that prohibit you from having firearms or ammunition?
	(2)	No
		☐ I don't know(explain):
		Yes (explain):
	(3)	(Explain what your job is and why you need a firearm or ammunition):
	work, not ne judge	that you will be required to show the judge that (1) carrying a firearm or ammunition is required for your and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition is cessary. There are other things you will need to prove. For more information on what you need to show the to qualify for this exception, go to [self-help website to be created] or see Code of Civil Procedure section
	527.9	

SV-120, Page 2 of 5



8	No B	ody Armor
		were served with form SV-110, <i>Temporary Restraining Order</i> , you are prohibited from owning, possessing, ing body armor. You must also relinquish any body armor you have in your possession.
	(Checi	k 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.)
9	□ 0	ther Orders
	a. [I agree to the orders requested.
	b. 🗆	I do not agree to the orders requested. (Specify why you disagree in item (12) on page 4.)
	c. \Box	I agree to the following orders (specify below or in item (12) on page 4):
10)	□ D	enial
	I d	id not do anything described in item (8) of form SV-100. (Skip to (12).)

☐ Justificat	tion or Excuse
	all of the things that the petitioner has accused me of, my actions were justified or excused for the
	if there is not enough space below for your answer. Put your complete answer on an attached sh d write "Attachment 11—Justification or Excuse" as a title. You may use form MC-025, Attachm
	if there is not enough space below for your answer. Put your complete answer on an attached sha I write "Attachment 12—Reasons I Disagree" as a title. You may use form MC-025, Attachment.
-	

3			
	ve the filing fee because the	petitioner claims in form	n SV-100 item (14) to be entitle
	required to pay the filing for ourt Fees, must be filed separ		for a fee waiver. (Form FW-00)
4 Costs			
	er the petitioner to pay my o		
<u>Item</u>	<u>Amount</u> \$	<u>Item</u>	<u>Amount</u> \$
	\$		\$
			\$
ate:			
		•	
Lawyer's name (if a	any)	La	wyer's signature
declare under penalty of perjury torrect.	under the laws of the State of	of California that the info	rmation above is true and
vate:			
		•	
Type or print your n	ame	S	Sign your name

SV-120-INFO

How Can I Respond to a Petition for Postsecondary School Violence Restraining Orders?

What is a postsecondary school violence restraining order?

It is a court order that prohibits you from doing certain things and going certain places.

What does the order do?

The court can order you to:

- Not contact the student who is protected by the order
- Stay away from the student and the student's home, school, and other places
- Not have any firearms (guns), firearm parts, ammunition, or body armor as long as the order is in effect. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

For more information about the items you would not be allowed to have, please see <u>selfhelp.courts.ca.gov/restraining-orders/prohibited-items</u>.

Who can ask for a postsecondary school violence restraining order?

The chief administrative officer of a postsecondary educational institution, or an officer or employee designated by the chief administrative officer to maintain order on the school campus or facility, may request these court orders.

I've been served with a petition for postsecondary school violence restraining orders. What do I do now?

Read the papers served on you very carefully. The *Notice* of *Court Hearing* tells you when to appear in court. There may also be a *Temporary Restraining Order* forbidding you from doing certain things. You must obey the order until the hearing.

What if I don't agree with what the order says?

You still must obey the order until the hearing. If you disagree with the orders the person is asking for, fill out form SV-120, Response to Petition for Postsecondary School Violence Restraining Orders, before your hearing date and file it with the court. If you need to include attachments, you can use form MC-025. You can get the forms from legal publishers or from the California Courts website at courts.ca.gov/rules-forms/find-your-court-forms. You also may be able to find them at your local courthouse or county law library.

What if I don't obey the order?

The police can arrest you. You can go to jail and pay a fine.

Do I have to serve the other person with a copy of my response?

Yes. Have someone age 18 or older—**not you**—mail a copy of completed form SV-120 to the person named in item 1 of the petition form SV-100 (or to that person's lawyer). (This is called "service by mail.")

The person who serves the form by mail for you must fill out form <u>SV-250</u>, *Proof of Service of Response by Mail*. Have the person who did the mailing sign the original. Take the completed form back to the court clerk or bring it with you to the hearing.

Should I go to the court hearing?

Yes. You should go to court on the date listed on form SV-109, *Notice of Court Hearing*. If you do not go to the hearing, the judge can make orders against you without hearing from you.

SV-109 Notice of Court He	earing	Clers stamps date here when form is filed.
Petitioner (Educational Institution Off a. Name:	icer or Employee)	10 7 - 4
Lawyer for Petitioner (d'any for this case). Name: St	tate Bar No.:	12-2-
 Address (If you have a lawyer, give your law Address: 	yer's information.):	Fill in court name and sincer address Superior Court of California, County of
City: State Telephone: Fax Email Address:		Superior Court of Camorina, County of
2) Student in Need of Protection		Fill in case number
Full Name:		Case Number:
Full Name: The court will of Notice of Hearing	complete the rest of this fi	
Full Name: The court will e	complete the rest of this fi	
Full Name: The court will of Notice of Hearing	complete the rest of this fi	ders against the respondent:
Full Name: The court will of Notice of Hearing A court hearing is scheduled on the requirement Hearing > Date: Time:	est for restraining ore Name and ad	ders against the respondent: dress of court if different from above; e judge grants a restraining order against
Full Name: The court will of the court hearing is scheduled on the requirement of the court hearing is scheduled on the requirement of the court will of th	est for restraining ore Name and ad ryidooconference) and the second for the providence of the provi	ders against the respondent: dress of court if different from above; e judge grants a restraining order against violate the order. that could last up to five years. After
Full Name: The court will of Notice of Hearing A court hearing is scheduled on the requestion of the court hearing bate: Dept: Room: Time: Dept: Room: If you attend the bearing (in person, by phone, or by you, the order will be effective immediately, and you If you do not attend the bearing, the judge may still	Name and ad Videoconference) and the u could be arrested if you grant the restraining one of if you violate the order for granted are on form order and stay-away on	dress of court if different from above; e judge grants a restraining order against violate the order. that could last up to five years. After SV-110. served with this notice.) less as requested in form SV-100.
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Full Name: The court will of Notice of Hearing A court hearing is scheduled on the requ Hearing Date: Dept.: Room: Time: Dept.: Room: To the person in (3): If you attend the hearing (in person, by phone, or by you, the order will be effective immediately, and yo If you do not attend the hearing, the judge may still you receive a copy of the order, you could be arrested. Temporary Restraining Orders for personal or Request for Personal or Request for Personal Control of Person	est for restraining ore Name and ad videoconference) and the se could be arrested if you grant the restraining orde ed if you violate the order lers granted are on form onduct and stay-away or officence Restraining Order ng.	dress of court if different from above; e judge grants a restraining order against violate the order. that could last up to five years. After (SV-110, served with this notice.) lens as requested in form SV-100, s, are icheck only one box below);

How Can I Respond to a Petition for Postsecondary School Violence Restraining Orders?

How long does the order last?

If the court issued a temporary restraining order before the hearing, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. Any order issued at the hearing can last for up to three years.

Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required, and you are not entitled to a free, court-appointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

Will I see the student at the court hearing?

Yes. Assume that the student will attend the hearing. Do not talk to the student unless the judge or that person's attorney says that you can.

Can I bring a witness to the court hearing?

Yes. You can bring witnesses or documents that support your case to the hearing. But if possible, you should also bring the witnesses' written statements of what they saw or heard. Their statements must be made under penalty of perjury. You can use form MC-030 for this.

Information about the process is also available online.

See selfhelp.courts.ca.gov/SV-restraining-order.

For help in your area, contact:

[Local information may be inserted.]

What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form <u>INT-300</u>, *Request for Interpreter (Civil)*, or a local court form or website to request an interpreter. For more information about court interpreters, go to <u>selfhelp.courts.ca.gov/request-interpreter</u>.

What if I have a firearm (gun), firearm part, or ammunition?

If a restraining order is issued, you cannot own, possess, or have a firearm (gun), firearm parts, ammunition, or body armor while the order is in effect. If you have a firearm (gun), firearm parts, or ammunition in your immediate possession or control, you must sell it to or store it with a licensed gun dealer, or turn it in to a law enforcement agency.

What if I need to have a firearm or ammunition for my job?

If the judge grants a restraining order against you, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove 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 that you will have to prove. For more information, go to [self-help website to be created] or see Code of Civil Procedure section 527.9(f).

Can I agree with the protected person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the school official would have to file a request with the court to cancel the order.

What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form MC-410, *Disability Accommodation Request*, to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form MC-410-INFO, *How to Request a Disability Accommodation for Court.*

Postsecondary School Violence Restraining Order After Hearing

Clerk stamps date here when form is filed.

a. N	Name:					2025-03-13
	Lawyer for Petitioner (if					2020-00-10
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F	Firm Name:				the	Judicial Council
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(City:		ate: Zip			ourt of California, Count
]	Telephone:					
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If no expiration date is written here, this Order expires three years from the date of issuance.

Time:

This is a Court Order.

Date:

☐ a.m. ☐ p.m.



	Case Number.
6 Hearing	
 a. There was a hearing on (date): at (time):	made the orders at the hearing. me): (name): Attachment 6b.
To the Respondent:	
The court has granted the orders checked below. If you do not arrested and charged with a crime. You may be sent to jail for \$1,000, or both. Personal Conduct Orders	
 a. You are ordered not to do the following things to the student and to the other protected persons listed in (4): 	
(1) Harass, molest, strike, stalk, assault (sexually or otherwise) or disturb the peace of the person.), batter, abuse, destroy personal property of,
(2) Commit acts of violence or make threats of violence agains	st the person.
(3) Follow or stalk the person during school hours or to or from	
(4) Contact the person, either directly or indirectly, in any way telephone, in writing, by public or private mail, by interoff by other electronic means.	
(5) Enter the person's school.	
(6) Take any action to obtain the person's address or locations found good cause not to make this order.	. If this item is not checked, the court has
(7) Other (specify): Other personal conduct orders are attached at the end of th	is Order on Attachment 7a(7).
h Peaceful written contact through a lawyer or a process server or oth	her nerson for service of legal naners related

This is a Court Order.

to a court case is allowed and does not violate this order.

8)	St	ay-Away Orders		
	a.	You must stay at least yards away from (a	heck all that apply):	
		$(1) \Box \text{The student.} \tag{7} \Box$	The student's children's place	of child care.
		(2) Each other protected person listed in 4). (8)	The student's vehicle.	
		$(3) \Box \text{ The school.} \qquad \qquad (9) \Box$	Other (specify):	
		(4) The student's home.		
		(5) The student's job or workplace.		
		(6) The student's children's school.		
	b.	This stay-away order does not prevent you from going to	or from your home or place of e	employment.
9	No	o Firearms (Guns), Firearm Parts, or Ammuni	tion	
	a.	You cannot own, possess, have, buy or try to buy, received prohibited items listed below in b.	e or try to receive, or in any othe	r way get any
	b.	Prohibited items are:		
		(1) Firearms (guns);		
		(2) Firearm parts, meaning receivers, frames, or any item	n that may be used as or easily to	urned into a receiver or
		frame (see Penal Code section 16531); and (3) Ammunition.		
	C	If you have not already done so, you must:		
	C.	 Within 24 hours of being served with this Order, sell 	to or store with a licensed gun of	dealer, or turn in to a
		law enforcement agency, any firearms (guns), firearr that you possess or own.		
		• File a receipt with the court within 48 hours of receiv		(C /
		firearm parts, and ammunition have been turned in, s Firearm Parts, and Ammunition (form <u>SV-800</u>) for t	· · · · · · · · · · · · · · · · · · ·	ceipt for Firearms,
	d	☐ The court has received information that you own or p	- · ·	parts or ammunition
	e.	Permission to Have Firearm or Ammunition for Work		
	C.	an exception under Code of Civil Procedure section 5 Permission to Have Firearm or Ammunition for Work	27.9(f). The orders are included	
_		Termission to Have Firearm of Ammunition for Work	·•	
10		Restrained Person Has Prohibited Items		
	Th	e court finds that you have the following prohibited items:		
	a.	Firearms and/or firearm parts		Proof of compliance
		Description (include serial number, if known)	Location, if known	received by the court
		(1)	_	☐ (date):
		(2)		☐ (date):
		(3)	_	(date):
		(4)		☐ (date):

10)	b.	Ammunition Description (1) (2) (3) (4) Check here to list additional items. List them of the Has Prohibited Items" at the top, and attach it	on a separate			Proof of compliance received by the court (date): (date): (date): (date): (date): Restrained Person
11)		Restrained Person Has Not Complie	ed With Su	rrendering	g Prohibited It	ems
	a.	The court finds that you have not fully compli		•		nte):
	1.	The court has not received a receipt or proof o	f compliance	for all the ite	ems listed in (10).	
	D.	Notify Law Enforcement The court will immediately notify the followir (law enforcement agency or agencies):	•		of this violation:	
	c.	Notify Prosecutor				
		The court will immediately notify the following (prosecuting agency):	ng prosecuting	g agency of the	nis violation:	
12)	Yo	D Body Armor ou cannot own, possess, or buy body armor (definion you have in your possession.	ined in Penal	Code section	n 16288). You mu	st relinquish any body
13)		Court Hearing to Review Firearms (Guns), Fire	earm Parts	s, and Ammun	ition Compliance
	pro	ou must attend the court hearing listed below to phibited items (described in 9 b) you still have urt hearing listed below, a judge may find that you a prosecuting attorney of the violation.	or own, inclu	ding any iten	ns listed in 10. If	you do not attend the
	1	^		Tame and add		fferent than court
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This is a Court Order.

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SV-130, Page 5 of 7

	Case Number:
17	b. (3) The court has scheduled a firearms, firearms parts, and and ammunition compliance hearing. The petitioner must have a copy of this order served on the respondent by:
	(a) Personal service by (date):
	(b) Mail at respondent's last known address by (date):
18	No Fee to Serve (Notify) Restrained Person Ordered Not Ordered
	The sheriff or marshal will serve this Order without charge because:
	a. The Order is based on assault, battery, or stalking, or a credible threat of violence.
	b. The petitioner is entitled to a fee waiver.
	A peace officer may also serve the Order without charge. See form SV-200-INFO for more information.
19	Number of pages attached to this Order, if any:
Date:	
	Judicial Officer

Warning and Notice to the Respondent:

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

Unless item **9** e is checked, you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item **9** b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in **9** above. The court will require you to prove that you did so.

Instructions for Law Enforcement

Enforcing the Restraining Order

This Order is enforceable by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). Agencies are encouraged to enter violation messages into CARPOS. If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing (see 17), the agency must advise the restrained person of the terms of the Order and then must enforce it. Violations of this Order are subject to criminal penalties.

Start Date and End Date of Orders

This Order *starts* on the date next to the judge's signature on page 6 and *ends* on the expiration date in (5) on page 1.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this Order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

This is a Court Order.

Case Number:	

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2; Fam. Code, §§ 6383(h) (2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

- 1. *Emergency Protective Order (EPO):* If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 7a(4) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

Clerk's Certificate	
[seal]	

(Clerk will fill out this part.)

—Clerk's Certificate—

I certify that this *Postsecondary School Violence Restraining Order After Hearing* is a true and correct copy of the original on file in the court.

-	o1 1 1	D .
Date:	Clerk, by	, Deput

This is a Court Order.

Rev. January 1, 2026

Postsecondary School Violence
Restraining Order After Hearing (CLETS-SVO)
(Postsecondary School Violence Prevention)

SV-130, Page 7 of 7

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Print this form

Save this form

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Proof of Personal Service

DRAFT Petitioner (Educational Institution Officer or Employee) 01/24/2025 Student in Need of Protection Not approved by the Judicial Council **Respondent (Person From Whom Protection Is Sought)** Name: **Notice to Server** Fill in court name and street address: The server must: Superior Court of California, County of • Be 18 years of age or older. • Not be listed in items (1), (2), or (4) of Form SV-100. • Give a copy of all documents checked in (5) below to the respondent. (You cannot send them by mail.) Then complete and sign this form and give or mail it to the petitioner. PROOF OF PERSONAL SERVICE Court fills in case number when form is filed. Case Number: I gave the respondent a copy of the forms checked below: a. SV-109, Notice of Court Hearing b. ☐ SV-110, *Temporary Restraining Order* c. SV-100, Petition for Postsecondary School Violence Restraining Orders d. SV-120, Response to Petition for Postsecondary School Violence Restraining Orders (blank form) e. SV-120-INFO, How Can I Respond to a Petition for Postsecondary School Violence Restraining Orders? f. SV-130, Postsecondary School Violence Restraining Order After Hearing g. SV-250, *Proof of Service by Mail* (blank form) h. SV-800, *Receipt for Firearms*, *Firearm Parts*, and Ammunition (blank form) i. Other (specify): I personally gave copies of the documents checked above to the respondent c. At this address: State: Server's Information Name: Telephone: Address: State: Zip: (If you are a registered process server): County of registration: Registration number: I declare under penalty of perjury under the laws of the State of California that the information above is true and correct. Date: _____

Judicial Council of California, courts.ca.gov Rev. January 1, 2026, Optional Form Code of Civil Procedure, § 527.85, 1011

Type or print server's name

Server to sign here

Clerk stamps date here when form is filed.

What is "Service"?

Service is the act of giving legal papers to the other party. There are many kinds of service—in person, by mail, and others. This form is about personal or "in-person" service. The *Petition for Postsecondary School Violence Restraining* Orders (form SV-100), the Notice of Court Hearing (form SV-109), and the Temporary Restraining Order (form SV-110) must be served in person. That means that someone must personally "serve" (give) a copy of the forms to the person to be restrained. These forms cannot be served by mail.

Service lets the other person know:

- What orders you are asking for
- The hearing date
- How to respond

Why do I have to get the orders served?

- The police cannot arrest anyone for violating an order unless that person knows about the order.
- The judge cannot make the orders permanent unless the restrained person was served.



Don't serve it by mail!

Who can serve?

Ask someone you know, a process server, or a law enforcement agency to personally serve (give) a copy of the forms to the person to be restrained. You **cannot** send the forms to that person by mail.

The server must:

- Be 18 years of age or older
- Not be you or anyone whom you are asking to be protected by the orders The sheriff or marshal may be authorized to serve the court's orders for free if the orders are based on claims of a credible threat of violence or assault, battery, or stalking, or if you are eligible for a fee waiver. Another peace officer may also serve the order for free. See [selfhelp site to be created] for additional information regarding free service by a sheriff, marshal, or other peace officer.

A registered process server is a business you pay to deliver court forms. Look for "Process Serving" in the Yellow Pages or on the internet.

(If a law enforcement agency or the process server uses a different proof-of-service form, make sure it lists the forms served.)

How to serve

Ask the server to:

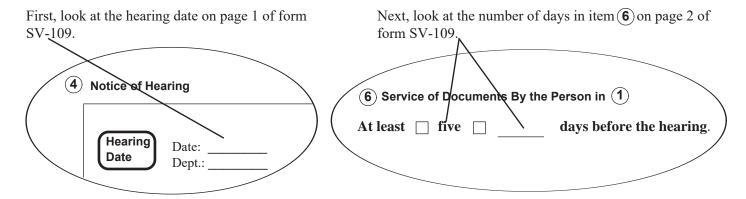
- Walk up to the person to be served.
- Make sure it is the right person. Ask the person's name.
- Give the person copies of all papers checked on form SV-200, *Proof of Personal Service*.
- Fill out and sign the *Proof of Personal Service*.
- Give the signed *Proof of Personal Service* to you.

What if the person won't take the papers or tears them up?

- If the person will not take the papers, just leave the papers near them.
- It does not matter if the person tears the papers up. Service is still complete.

When do the orders have to be served?

It depends. To know the exact date, you have to look at two things on form SV-109, Notice of Court Hearing.



Look at a calendar. Subtract the number of days in **6** from the hearing date. That is the final date to have the orders served. It is always OK to serve earlier than that date.

If nothing is checked or written in (6), you must serve the orders at least five days before the hearing.

Who signs the Proof of Personal Service?

Only the person who serves the forms can sign form SV-200, *Proof of Personal Service*. You do not sign it; the restrained person does not need to sign it.

What do I do with the completed Proof of Personal Service?

If someone other than the sheriff serves the papers, you should:

- Make several copies.
- File the original with the court before your hearing.
- Ask the clerk to enter it into the California Law Enforcement Telecommunications System (CLETS), a special computer system that lets police all over the state find out about the orders protecting you.
- If the clerk tells you that the court cannot enter it into the computer, take a copy of the *Temporary Restraining Order* (form SV-110) and *Proof of Personal Service* (form SV-200) to your local police. They will put the information into the state computer system. That way, police all over the state will know that your restraining order has been served.
- Bring a copy of the completed *Proof of Personal Service* to your hearing.
- Always keep an extra copy of the restraining orders with you for your safety.

If the sheriff or another peace officer serves the papers, they will send proof of service to the court and CLETS for you.

What happens if I can't get the orders served before the hearing date?

Before your hearing, fill out and file form SV-115, *Request to Continue Court Hearing*. This form asks the court for a new hearing date and makes your orders last until then. Ask the clerk for the form. After the court has reissued the orders, attach a copy of form SV-116, *Order on Request to Continue Hearing* to a copy of your original orders. Ask the clerk to enter form SV-116 into CLETS, or the clerk may ask you or your attorney to deliver a copy to the police. That way, the police will know your orders are still in effect.

SV-250 Petitioner (Educational Institution Officer or Employee) Student in Need of Protection Name: **Respondent (Person From Whom Protection Is Sought)** Name: **Notice to Server** The server must: • Be 18 years of age or older. • Be a resident of or employed in the county where the mailing took place. • Not be the respondent. Mail a copy of all documents checked in (5) below to the petitioner or the

petitioner's lawyer.

it to the respondent.

Complete and sign this form and give

Proof of Service of Response by Mail

Clerk stamps date here when form is filed.

DRAFT

2024-12-10

Not approved by the Judicial Council

Fill in court name and street address:

4		Superior Court of California, County of
_3		
		Fill in case number:
	ROOM	Case Number:

		PROOF OF SERVICE BY	MAIL		
5	I am 18 years of age or older and mailing took place. I mailed the p		* *	in the county wh	ere the
	a. Form SV-120, Response to P	etition for Postsecondary School	Violence Restraining	g Orders (comple	eted)
	b. Other (specify):				
6	I placed copies of the documents a. Mailed to (name):	-			:
	b. To this address:				
	c. On (date):	Mailed from: City:			State:
7	Server's Information				
	Name:		Telephone: _		
	Address:				
	City:			Zip:	
	(If you are a registered process s	erver):			
	County of registration:	Re	gistration number:		
	I declare under penalty of perjury correct.				
	Date:				
		<u> </u>			
	Type or print server	r's name	Servei	r to sign here	

Proof of Service of Order After Hearing by Mail

You may serve form SV-130, Postsecondary School Violence Restraining Order After Hearing on the respondent by mail if the respondent was not at the hearing and:

- Before the hearing, the respondent was personally served with form SV-110, Temporary Restraining Order, and proof of service of form SV-110 was presented to the court at the hearing; and
- The judge's orders in Form SV-130 are the same as in form SV-110 except for the expiration date.

		Superior Co	ourt of California, County of
•	stitution Officer or Employee)	_	
Student (Protected Persor			
Name:		− Fill in case nur	mber:
Respondent (Restrained F	•	Case Numb	oer:
	PROOF OF SERVICE BY MAIL	_	
	live or am employed in the county when son listed in item (4) of form SV-130. I		
a. Form SV-130, <i>Postsecondary</i>b. Other (<i>specify</i>):	School Violence Restraining Order Afte	er Hearing	
I placed copies of the documents	above in a sealed envelope and mailed t	hem as describ	ped below:
	•		
	Stat		Zip:
	Mailed from: City:		
Server's Information			
Name:		Telephone: _	
City:		State:	Zip:
(If you are a registered process se	erver):		
County of registration:	Registrati	on number:	
I declare under penalty of perjury correct.	under the laws of the State of Californi	a that the infor	rmation above is true and
Date:			

Proof of Service of Order After Hearing by Mail (Postsecondary School Violence Prevention)

Server to sign here

Clerk stamps date here when form is filed.

DRAFT

2024-12-10

Not approved by

the Judicial Council

Fill in court name and street address:

Type or print server's name

Request to \square Modify \square Terminate **Postsecondary School Violence Restraining Order**

Clark	stamps	data	horo	whon	form	ic	file	
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DRAFT

1)	Pa	arty Seeking Mo	odification/Termination		2024-12-10
_	a.	Your Full Name:			Not approved by
	b.	Petitioner	Respondent		Not approved by the Judicial Council
	c.	Your Lawyer (if ye	ou have one for this case)		
		Name:	State	Bar No.:	= Elli in a such un ann and about a debugge
					Fill in court name and street address: Superior Court of California, County of
	d.	information. If you home address prive	you have a lawyer, give your la u do not have a lawyer and wan ate, you may give a different m ot have to give telephone, fax, o	nt to keep your nailing address	
					Fill in case number:
		City:	State:	Zip:	Case Number:
			Fax:		
		Email Address: _			_
2		ther Party			
	b.	Address (if known)):		
3	C	urrent Order			
	a.	The current order i	is a/an:		
			School Violence Restraining C ng Postsecondary School Violen	_	
	b.	The current order of	expires on (date):		
	c.		current order is attached.		
4		Request to Mo	odify Restraining Order		
·	a.	I ask the court to n		ows (specify reques	sted changes referring to the item number in
		-	here is not enough space for yo hanges" for a title. You may us		a sheet of paper and write "Attachment 4a ttachment.

b.	I ask the court to modify the order because (explain below): Check here if there is not enough space for your answer. Attach a sheet of paper and write "Attachment —Reasons for Requested Changes" for a title. You may use form MC-025, Attachment.
	Request to Terminate Restraining Order
a	sk the court to terminate the current order because (give reasons below):
a	sk the court to terminate the current order because (give reasons below): Check here if there is not enough space for your answer. Attach a sheet of paper and write "Attachment 5—
a	sk the court to terminate the current order because (give reasons below): Check here if there is not enough space for your answer. Attach a sheet of paper and write "Attachment 5—
	sk the court to terminate the current order because (give reasons below): Check here if there is not enough space for your answer. Attach a sheet of paper and write "Attachment 5—
a	sk the court to terminate the current order because (give reasons below): Check here if there is not enough space for your answer. Attach a sheet of paper and write "Attachment 5—
	sk the court to terminate the current order because (give reasons below): Check here if there is not enough space for your answer. Attach a sheet of paper and write "Attachment 5—
□ I a	sk the court to terminate the current order because (give reasons below): Check here if there is not enough space for your answer. Attach a sheet of paper and write "Attachment 5—

	Case Number:
Date:	
Lawyer's name (if any)	Lawyer's signature
I declare under penalty of perjury under the laws of the S	State of California that the information above is true and correct.
Date:	
)
Type or print your name	Sign your name

Notice of Hearing on Request to ☐ Modify ☐ Terminate Postsecondary School Violence Restraining Order

Party seeking order completes items (1) and (2).

1 Party Seeking Modification/Termination

a. Your Full Name:

b. Your Lawyer (if you have one for this case)

Firm Name:

c. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address:

City: _____ State: ____ Zip: ____

Telephone: ______Fax: _____

Email Address:

Clerk stamps date here when form is filed.

DRAFT

2025-03-13

Not approved by the Judicial Council

Fill in court name and street address:

Superior Court of California, County of

State: ____ Zip: ____

Fill in case number:

Case Number:

2 Other Party

a. Full Name:

b. Address (if known):

3 Court Hearing

The judge has set a court hearing date. Court will fill in box below.

The current restraining order stays in effect unless terminated by the court.

				Name and address of court if different from above:
Hearing	Date:	Tim	e:	
Hearing Date	→ Dent :	Roo	m·	

4 Service on Other Party

a. Someone age 18 or older—**not you**—must serve a copy of the following forms on the other party or parties:

- SV-600, Request to Modify/Terminate Postsecondary School Violence Restraining Order;
- SV-610, Notice of Hearing on Request to Modify/Terminate Postsecondary School Violence Restraining Order (this form);
- SV-620, Response to Request to Modify/Terminate Postsecondary School Violence Restraining Order (blank copy).

The forms must be served on the other party ____ days before the hearing.

Case Number:		

- b. If you are the Respondent: You must have the protected person personally served with these forms. This requirement of personal service on the protected person is not a justification for you to violate the terms of the restraining order. You must also serve the Petitioner educational institution officer or employee. Service on the Petitioner may be by mail.
- c. If you are the Petitioner Education Institution Officer or Employee and you are requesting modification or termination other than at the request of the protected person: You must have the protected person personally served with these forms. You must also serve the Respondent. Service on the Respondent may be by mail.
- d **If you are the Protected Person:** The Respondent and Petitioner educational institution officer or employee may be served with these forms by mail.
- e. The person who serves the forms must fill out either form SV-200, *Proof of Personal Service*, or form SV-250, *Proof of Service of Response by Mail* (or both). Have the person who served sign the original. Take the signed original proof-of-service form back to the court clerk for filing or bring it with you to the hearing. For help with personal service, see form SV-200-INFO, *What Is "Proof of Personal Service"?*.

Date:	Clerk, by	. Deputy
Date.	Clerk, by	, Deputy

To the Other Party:

If you wish to make a written response to this request to modify or terminate the current postsecondary school violence restraining order, you may fill out form SV-620, *Response to Request to Modify/Terminate Postsecondary School Violence Restraining Order*. File the original with the court before the hearing and have someone age 18 or older—**not you**—mail a copy of it to the other party at the address in 1 at least ______ days before the hearing. Also file form SV-250, *Proof of Service of Response by Mail*, with the court before the hearing.



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office for *Request for Accommodations by Persons With Disabilities and Response* (form MC-410). (Civ. Code, § 54.8.)

Clerk's Certificate [seal]

(Clerk will fill out this part.)

-Clerk's Certificate-

I certify that this *Notice of Hearing on Request to Modify/Terminate Postsecondary School Violence Restraining Order* is a true and correct copy of the original on file in the court.

Date:	
Clerk, by	, Deputy

Response to Request to □ Modify □ Terminate **Postsecondary School Violence Restraining Order**

Use this form to respond to the Request to Modify or Terminate Postsecondary School Violence Restraining Order (form SV-600).

Fill out this form and then take	te it to the court clerk	the Judicial Council	
	r—not you—mail a copy of this form and		
any attached pages to the other	er party at the address in (2) below. Use	Fill in court name and street address:	
form SV-250, Proof of Service	e of Response by Mail.	Superior Court of California, Coun	ty of
1 Party Filing Respons	e		
a. Your Full Name:			
b. Petitioner	Respondent	_	
Your Lawyer (if you ha	ve one for this case):	Fill in case number:	
Name:	State Bar No.:	Case Number:	
		_	
information. If you do ne home address private, y instead. You do not hav enforcement officer, giv		The court will consider your responsible the hearing. Write your hearing date time, and place from form SV-610 item (3) here.	e,
City:	State: Zip:	Hearing Date: Time:	
Telephone:	Fax:		
2 Other Party		Dept.: Room:	
E-11 N			
		_	
	State: Zip:	_	
		_	
 Response a. □ I agree to the □ b. □ I do not agree to the (Specify why you disage) 	Modification		

Clerk stamps date here when form is filed.

DRAFT

2024-12-10

Not approved by

4 [☐ Reasons I Do Not Agree to the ☐ N	Modification Ter	mination
	☐ Check here if there is not enough space below of paper and write "Attachment 4—Reasons I		
-			
_			
-			
-			
-			
-			
-			
_			
_			
-			
-			
-			
-			
-			
-			
_			
Date:			
Date.			
	Lawyer's name, if you have one	<u>P</u>	Lawyer's signature
I decla	re under penalty of perjury under the laws of the	State of California that the	e information above is true and correct.
Date:			
-		P	
	Type or print your name		Sign your name

To the Party Filing This Response:

Have someone age 18 or older—**not you**—mail a copy of this completed form SV-620 to the other party or to the other party's lawyer, if any. This is called "service by mail." The person who serves the form by mail must fill out form SV-250, *Proof of Service of Response by Mail.* Have the person who did the mailing sign the original. Take the signed original proof-of-service form back to the court clerk or bring it with you to the hearing.

Order on Request to ☐ Modify ☐ Terminate Postsecondary School Violence Postseining Order

	OV-000	Postsecondar Restraining O		ol Violence	DRAFT
Prev	ailing party comple	etes items (1) and (2).			- 2024-12-10 Not approved by
1		Modification/Teri			the Judicial Council
		for this case):			Fill in court name and street address:
	b. Address (If this If the party do address private	s party has a lawyer, g es not have a lawyer a e, give a different mail c, or email are not requ	rive the lawy nd wants to ing address	ver's information. keep home	
		-			Fill in case number:
	Address: City:		State:	Zip:	Case Number:
2	Address:		State:	Zip:	-
3	Hearing There was a heari	ng on (<i>date</i>):	at	time: a.:	m. p.m. Dept.:Room: made the orders at the hearing.
	b. The party of the lawye	seeking modification modification modification modification for the party seeking refor the party opposing	tion modific	termination ation termina	
4	Order The request to	☐ modify ☐ term	ninate the	attached.	
	-	School Violence Rest ng Postsecondary Scho	_	_ ,	· · · · · · · · · · · · · · · · · · ·
	originally issued	on (date):		is:	
	a. DENIED.	The order and expirat			
			T 1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.	0 0	

This is a Court Order.



Clerk stamps date here when form is filed.

(1)	· -	
	(Specify, referring to item numbers in the original o	
(3)	The order now EXPIRES on (date):	at (time):
	datory Entry of Order Into CARPOS Through	_
This C	datory Entry of Order Into CARPOS Through Order must be entered into the California Restraining a ornia Law Enforcement Telecommunications System (and Protective Order System (CARPOS) through the
This C	Order must be entered into the California Restraining a ornia Law Enforcement Telecommunications System (The clerk will enter this Order and its proof-of-servi The clerk will transmit this Order and its proof-of-ser	and Protective Order System (CARPOS) through the CLETS). (Check one):
This C Califo a.	Order must be entered into the California Restraining a ornia Law Enforcement Telecommunications System (The clerk will enter this Order and its proof-of-servinto CARPOS. By the close of business on the date that this Order is	and Protective Order System (CARPOS) through the CLETS). (Check one): ce form into CARPOS. rvice form to a law enforcement agency to be entered
This Califo a. b.	Order must be entered into the California Restraining a ornia Law Enforcement Telecommunications System (The clerk will enter this Order and its proof-of-servinto CARPOS. By the close of business on the date that this Order is deliver a copy of the Order and its proof-of-service for	and Protective Order System (CARPOS) through the CLETS). (Check one): ce form into CARPOS. rvice form to a law enforcement agency to be entered s made, the prevailing party or their lawyer should

Case Number:		

To the Prevailing Party:

6	Service of Or	der		
		red, someone age 18 or older— no ed by a lawyer, you must serve th	ot you—must serve a copy of this order on e lawyer instead of the party.	the other party. If a
	a. The other	party attended the hearing. No fur	rther service is required.	
	(1) ☐ must (2) ☐ may b c. ☐ Order De	be personally served on the other personal by mail on the other part	ttend the hearing. Service is required. This party within days of the date of this ty within 5 days of the date of this Order. end the hearing. Service by Mail: The other	s Order.
Date:				
			Judicial Office	r
		(Clerk w	ill fill out this part.)	
		—Clerk	t's Certificate—	
Clei	rk's Certificate [seal]	•	est to Modify/Terminate Postsecondary Schorrect copy of the original on file in the co	
		Date: C	Clerk, by	, Deputy

This is a Court Order.

	SV-700 Request to Renew Restraining Order	Clerk stamps below when form is filed.
1	Petitioner (School Official)	DRAFT
	a. Name:	2024-12-10
	Lawyer for Petitioner (if any for this case):	Not approved by
	Name: State Bar No.:	the Judicial Council
	Firm Name:	
	h Address (If you have a laymon sine your laymon's information	Court name and atmost address.
	b. Address (If you have a lawyer, give your lawyer's information.	.): Court name and street address: Superior Court of California, County of
	Address: State: Zip:	
	Telephone: Fax:	
	Email Address:	.
(2)	Student (Protected Person)	Fill in case number:
	Full Name:	Case Number:
3	Respondent (Restrained Person) Full Name:	
	Address (if known):	
	City:	State: Zip:
4	Request to Renew Restraining Order	
	I ask the court to renew the <i>Postsecondary School Violence Restra</i> copy of the order is attached.	aining Order After Hearing (form SV-130). A
	a. The order ends on (date):	
	b. ☐ This is my first request to renew the order.☐ The order has been renewed times.	
	c. I want the order to be renewed for three years oth	ner (specify):
	d. I ask the court to renew the order because (explain below):	
I dec	lare under penalty of perjury under the laws of the State of Californ	nia that the information above is true and correct.
Date:	:	
	Type or print your name	Sign your name

This is not a Court Order.

SV-710 Res	training Order	DRAFT
Petitioner (School C	Official)	
a. Name:		2024-12-10
Lawyer for Petitioner	(if any for this case):	Not approved by
Name:	State Bar No.:	the Judicial Council
Firm Name:		
b. Address (If you have a	a lawyer, give your lawyer's information.):	Court name and street address:
Address:		Superior Court of California, County
City:	State: Zip:	
	Fax:	
Empil Addross		
Student (Protected	Person)	Fill in case number:
Full Name:		Case Number:
Address (if known):		
	To the Respondent: hearing date. Court will fill in box below.	
Court Hearing The judge has set a court		earing.
The judge has set a court	g order stays in effect until the end of the h	1 0 100 0
The judge has set a court The current restrainin	Name and add	lress of court if different from above:
The judge has set a court The current restrainin Hearing Date:	Name and add Time:	
The judge has set a court The current restrainin	Name and add	
The judge has set a court The current restrainin Hearing Date: Dept.:	Name and add Time:	

This is a Court Order.

someone age 18 or older—not you—mail a copy of it to the petitioner at the address in (1) at least

If you wish to make a written response to the request to renew the restraining order, you may fill out form SV-720, *Response to Request to Renew Restraining Order*. File the original with the court before the hearing and have

before the hearing. Also file form SV-250, *Proof of Service of Response by Mail*, with the court before the hearing.

Case Number:	

To the Petitioner:

5	Service and Response
	Someone age 18 or older—not you or anyone else protected by the restraining order—must personally serve (give) a copy of the following forms on the respondent at least days before the hearing.
	SV-700, Request to Renew Restraining Order;
	• SV-710, Notice of Hearing to Renew Restraining Order (this form);
	• SV-720, Response to Request to Renew Restraining Order (blank copy);
	• SV-130, the current <i>Postsecondary School Violence Restraining Order After Hearing</i> for which renewal is requested.
	After the respondent has been served, file form SV-200, <i>Proof of Personal Service</i> , with the court clerk. For help with service, read form SV-200-INFO, <i>What Is "Proof of Personal Service"?</i>



Date:

Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to courts.ca.gov/rules-forms/find-your-court-forms for *Request for Accommodations by Persons with Disabilities and Response* (form MC-410). (Civ. Code, § 54.8.)

Judicial Officer

This is a Court Order.

Request to Reschedule Hearing to Renew Restraining Order

Instructions: Either party may use this form to ask the court to reschedule the hearing (court date) listed on form <u>SV-710</u>, *Notice of Hearing to Renew Restraining Order*. Note: If the hearing is rescheduled, the restraining order will be extended until the new court hearing.

Clerk stamps date here when form is filed.

DRAFT

2024-12-10

Not approved by the Judicial Council

My Information				
a.	My	name is:		Fill in court name and street address: Superior Court of California, County of
	I an	m the (check one): Petitioner (educational institution officer or energy (skip to (2)).		Caponol Country of
	(2)	☐ Restrained Party (give your contact informat Address where I can receive mail: This address will be used by the court and by the	other party to	Fill in case number: Case Number:
		send you official court dates, orders, and papers. I may use another address like a post office box, a address, or another person's address, if you have If you have a lawyer, give their information.	Safe at Home their permission.	
		Address:		
		City: State:	Zi _j	o:
		Additional contact information (optional)		
		Telephone: Fax: Email Address:		
		Lawyer's information (skip if you do not have one)		
		Name: Firm Name:	State Bar l	
In	forn	nation About Your Case		
a.	The	e other party in this case is (full name):		
b.	The	e court date is currently scheduled for (date):		

This is not a Court Order.

3)	Why does your court date need to be res	cheduled?
	a. I need more time to have the restrained party s	served.
	b. Other reason:	
4	Signature I declare under penalty of perjury under the laws of the correct.	he State of California that the information above is true and
	Date:	\
	Type or print your name	Sign your name
5	Lawyer's signature (if you have one)	
	Date:	
	Lawyer's name	Lawyer's signature

Your Next Steps

- Complete form <u>SV-716</u>, Order to Reschedule Hearing to Renew Restraining Order (only items 1) and 2).
- File forms <u>SV-715</u> and SV-716 with the court. A judge will review your forms and decide whether to reschedule your court date.
- If the judge grants your request to reschedule your court date, you must have someone serve a copy of all forms listed on form SV-716, item 5. Your server can be the sheriff or another adult who is not involved in the case. For more information on how to serve the restrained person, go to selfhelp.courts.ca.gov/SV-restraining-order/renew/sheriff-serves.
- If the judge denies your request to reschedule, you must go to your court hearing (listed on form <u>SV-710</u>).

Judicial Council of California, <u>courts.ca.gov</u> Rev. <mark>January 1, 2026,</mark> Mandatory Form Code of Civil Procedure, § 527.85

Order to Reschedule Hearing to Renew Restraining Order

Clerk stamps date here when form is filed.

DRAFT

Petitioner (Educational Institution Officer or Employee):	2025-03-13 Not approved by the Judicial Council
Restrained Party:	Fill in court name and street address: Superior Court of California, County
Next Court Date a. Denied: The request to reschedule the court date is denied.	
-	Fill in case number:
Your court date is:	Case Number:
(2) Your court date is not rescheduled because:	
b. Granted: The request to reschedule the court date is granted. Your time listed below. The current restraining order stays in effect until	the hearing date below or the origina
New Court Date: Time:	dress of court, if different from above:
Date Dept.: Room:	
Warning and Notice to the Restrained I You must obey the restraining order while it is	

This is a Court Order.

SV-716, Page 1 of 3

eduled	
he restrained party.	
er Party	
by the:	
b. Restrained party	c. Court
(1) You do not have to serve the petitioner because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) Further notice is not required
(2) You must have the petitioner personally served with a copy of this order by (date):	(2) The court will mail a copy o this order to all parties by (date):
(3) You must have the petitioner served with a copy of this order. This can be done by mail. You must serve by (date):	(3) Other:
(4) Other:	
	he restrained party. Description of the petitioner personally served with a copy of this order by (3) You must have the petitioner personally served with a copy of this order by (date): (3) You must have the petitioner personally served with a copy of this order by (date):

Order to Reschedule Hearing

to Renew Restraining Order (CLETS)

SV-716, Page 2 of 3

This is a Court Order.

				Case Number:
6	The sheriff or marsha	(Notify) Restrain al will serve this order ased on assault, batter	r for free because: ry, or stalking, or a credible thre	
7	Other Orders		waivei.	
Date	:			Judicial Officer
	Assistive lare availab	le if you ask at least fov/rules-forms/find-y	nputer-assisted real-time caption ive days before the hearing. Con	ing, or sign language interpreter services ntact the clerk's office or go to accommodation Request (form MC-410).
			Instructions to Clerk urt must enter this order into CL be done within one business day	ETS or send this order to law from the day the order is made.
(Clerk's Certificate		-Clerk's Certificate— Order to Reschedule Hearing to	Renew Restraining Order (form
	seal]	SV-716) is a true a	and correct copy of the original Clerk, by:	on file in the court.

This is a Court Order.

SV-720

Restraining Order (form SV-700)

• Fill out this form and then take it to the court clerk.

Response to Request to Renew Restraining Order

Use this form to respond to the Request to Renew

DRAFT

Clerk stamps date here when form is filed.

2024-12-10

	we someone age 18 or older— not you —serve the petitioner by mail the a copy of this form and any attached pages. (<i>Use form SV-250</i> , of of Service of Response by Mail.)	Not approved by the Judicial Council
)	Petitioner (School Official)	
	Name:	Court name and street address: Superior Court of California, County of
	Student (Protected Person) Name:	-
	Respondent (Restrained Person)	
	a. Name:	Fill in case number:
	Your Lawyer (if you have one for this case): Name: State Bar No.: Firm Name:	Case Number:
1	b. Your Address (you may give a mailing address if you want to keep your street address private; skip this if you have a lawyer): Address:	The court will consider your <i>Response</i> at the hearing. Write your hearing date time, and place from form SV-710 item (4) here.
	City: State: Zip:	
	Telephone: Fax:	Hearing Date.
	Email Address:	Date Time:
		Dept.: Room:
i	Response a.	You must continue to obey the current restraining order until the hearing. At the hearing, the court can extend the order against you for up to another three years.
•	 I agree to the following order instead (specify below): Check here if there is not enough space for your answer. Attach a 4c—Order Requested" for a title. You may use form MC-025, Attach 	sheet of paper and write "Attachment

	Case Number:
Date:	
Lawyer's name, if you have one	Lawyer's 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

Order Renewing Postsecondary School Violence Restraining Order

Clerk stamps date here when form is filed.

DRAFT

a. Name:	cial)	2024-12-10
Lawyer for Petitioner (if a	any for this case): State Bar No.:	Not approved by the Judicial Council
Firm Nama:		
	wyer, give your lawyer's information.):	Fill in court name and street address: Superior Court of California, County
City:	State:Zip:	
	Fax:	I
Email Addanse.	· ·	
Student (Protected Per	rson)	Fill in case number:
T. 1137	3011)	Case Number:
		State: 7:
		State: Zip:
		State: Zip:
City:): at (time): a	
City: Hearing There was a hearing on (date		a.m.
City: Hearing There was a hearing on (date): at (time):	a.m.
City: Hearing There was a hearing on (date (Name of judicial officer): These people were at the hear	oring:	a.m. p.m. Dept.: Room: made the orders at the hearing
City: Hearing There was a hearing on (date (Name of judicial officer): These people were at the hear a The petitioner): at (time):	a.m. p.m. Dept.: Room: made the orders at the hearing
City: Hearing There was a hearing on (date (Name of judicial officer): These people were at the hear a The petitioner b The respondent	ring: c. The lawyer for the petitioner (nan	a.m. p.m. Dept.: Room: made the orders at the hearing
City: Hearing There was a hearing on (date (Name of judicial officer): These people were at the hear a The petitioner b The respondent Additional persons present	at (time):	a.m. p.m. Dept.: Room: made the orders at the hearing
City: Hearing There was a hearing on (date (Name of judicial officer): These people were at the hea a The petitioner b The respondent Additional persons present Renewal and Expiratio	at (time):	a.m. p.m. Dept.: Room: made the orders at the hearing
City:	at (time):	a.m. p.m. Dept.: Room: Room: made the orders at the hearing. me): ame): raining Order After Hearing,
City:	at (time): at (ti	a.m. p.m. Dept.: Room: Room: made the orders at the hearing. me): ame): raining Order After Hearing,
City:	at (time):	a.m. p.m. Dept.: Room: made the orders at the hearing. me): raining Order After Hearing, e on: th on (date):
Hearing There was a hearing on (date (Name of judicial officer): These people were at the heata. The petitioner b. The respondent Additional persons prese Renewal and Expiratio The request to renew the attatoriginally issued on (date) a. GRANTED. The attatorime: If no expiration date is with the state of the	at (time):	a.m. p.m. Dept.: Room: made the orders at the hearing. me): raining Order After Hearing, e on: the on (date): om the date of the hearing in item (5).
Hearing There was a hearing on (date (Name of judicial officer): These people were at the heata. The petitioner b. The respondent Additional persons prese Renewal and Expiratio The request to renew the attatoriginally issued on (date) a. GRANTED. The attatorime: If no expiration date is with the state of the	at (time):	a.m. p.m. Dept.: Room: made the orders at the hearing. me): raining Order After Hearing, e on: the on (date): om the date of the hearing in item (5).

SV-800

Receipt for Firearms, Firearm Parts, and Ammunition

Clerk stamps date here when form is filed.

Parts	, and Ammunition	_
	al Institution Officer or Employee)	DRAFT
Student in Need of Pr		2025-03-19
		Not approved by
	From Whom Protection Is Sought)	the Judicial Council
Vour Nama:	-	
Your Lawyer (if you have o	ne for this case):	
Name:	State Bar No.:	Fill in court name and street address:
Firm Name:		Superior Court of California, County of
If you do not have a lawyer	a lawyer, give your lawyer's information. and want to keep your home address erent mailing address instead. You do not or email.):	
Address:		Court fills in case number when form is filed.
City:	State: Zip:	Case Number:
Telephone: Email Address:	Fax:	
officer or a licensed gun dea	rove to the judge that you have obeyed their caler to complete item 5 or 6 . For more infection, <i>How Do I Turn In, Sell, or Store My Fit</i>	ormation on how to properly turn in your
,	To Law Enforcement	
(Complete the section below	v. Keep a copy and give the original to the pe	erson in (3).)
Name of Law Enforcement	Agency:	
Name of Law Enforcement	· ·	
A ddragg.		
T-11	Email Address:	
Items Surrendered		
a. Firearms, firearm parts, Date:	and ammunition transferred on: Time:	a.m.
b. List of items (List all the agency (e.g., a property	e items surrendered by the person in 3. You report), use item 7, or both. Check below in the check below in the check below in the check below in the check.	a may attach a separate form from your if you have attached a separate form):
	eriury under the laws of the State of Californ	:- 4h -4 4h - : £

true and correct.

Signature of law enforcement agent: _

Case Number:	
--------------	--

(Complete the section below. Ke		•			
Name of Licensed Gun Dealer:					
License number:					
Address:					
Telephone:	Ema	ail Address:			
Items Stored or Sold					
a. Firearms, firearm parts, and a	ammunition transferred on:				
Date:			1.		
 b. List of items (List all the item Department of Justice's Report attached a separate form): Separate form is attached 	ort of Firearms Acquisition	sn in (3). You may attach a se a) or you may use item (7). Cl surrendered items, list additi	ieck belov	v if you l	have
I declare under penalty of perjury and correct. Signature of licensed gun declared.					
☐ List of Items Surrender Firearms and firearm parts		Serial Number,			
Firearms and firearm parts Make	red Model	Serial Number, if there is one	Sold	Stored	
Firearms and firearm parts Make (1)	Model			Stored	
Firearms and firearm parts Make (1) (2)	Model	if there is one		Stored	
Firearms and firearm parts Make (1) (2) (3)	Model	if there is one		Stored	
Firearms and firearm parts Make (1)	Model	if there is one		Stored	To destro
Firearms and firearm parts Make (1)	Model	if there is one		Stored	
Firearms and firearm parts Make (1)	Model	if there is one		Stored	
Firearms and firearm parts Make (1)	Model	if there is one		Stored	destro
Firearms and firearm parts Make (1) (2) (3) (4) (5) (6)	Model	if there is one		Stored Stored	destro
Make (1)	Model	if there is one			destro
Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand	Model	if there is one			destro
Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand (1)	Model	if there is one			destro
Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand (1) (2)	Model	if there is one			destro
Firearms and firearm parts Make (1) (2) (3) (4) (5) (6) Ammunition Brand (1) (2) (3)	Model	if there is one			destro

8	o the Restrained Person:
	esides the items listed on page 2 or in an attached form, do you have or own any other firearms (guns), firearm arts, or ammunition?
] No
	Yes (If yes, check one of the boxes below):
	☐ I filed a <i>Receipt for Firearms</i> , <i>Firearm Parts</i> , <i>and Ammunition</i> (form SV-800) or other proof for those items with the court on(<i>date</i>):
	☐ I am filing the proof for those firearms (guns), firearm parts, or ammunition along with this proof.
	☐ I have not yet filed the proof for the other firearms (guns), firearm parts, or ammunition. (Explain why not):
ou/	signature
dec	e 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
⁄ou	Next Steps
A	the form is complete, make two additional copies. Take the copies and original to the court clerk to file.
K	a copy for yourself.

Note that failure to file a receipt with the court is a violation of the court's order.

How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?

DRAFT 01/24/2025 Not approved by the Judicial Council

What items do I need to turn in, sell, or store?

You must turn in, sell, or store all of the following prohibited items that you have or control:

- Firearms, including any handgun, rifle, shotgun, and assault weapon;
- Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531), which may also be called ghost guns; and
- Ammunition.

How do I properly turn in, sell, or store the prohibited items?

You must take them to:

• Law enforcement, who will accept all prohibited items and may store them or destroy them;

OR

• A licensed gun dealer, who can buy or store firearms. If you have firearm parts, call ahead for more information.

When do I have to turn in, sell, or store the prohibited items?

Immediately, if law enforcement asks you for the items. Otherwise, within 24 hours.

Who can I turn in, sell, or store the prohibited items with?

Only law enforcement or a licensed gun dealer. You cannot give your prohibited items to a family member, friend, or anyone else.

Where can I sell the prohibited items?

At a licensed gun dealer in your area. You can search the internet for "Gun Dealers" or "Firearms Dealers" to find one. Make sure the dealer is licensed.

Do I have to pay a fee to store prohibited items?

You may have to pay a fee. Contact your local law enforcement agency or a licensed gun dealer about fees and whether they have space to store your items.

How do I turn in the prohibited items to law enforcement?

Call your local law enforcement agency to ask about their procedures. Unload your firearms and take a copy of the court order with you.

Do not bring firearms to court.

If I turn in the prohibited items to law enforcement, how long will they keep them?

It depends. There are procedures for getting your firearms back after the restraining order has expired. Ask the law enforcement agency for more information.

After I turn in the prohibited items to law enforcement, can I change my mind?

Yes. You are allowed to sell firearms to a licensed gun dealer. To do so, the gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the items that you are selling.

Do I have to prove that I have turned in, sold, or stored the prohibited items?

Yes. Within 48 hours you must file a receipt with the court showing that you have surrendered the prohibited items to a law enforcement agency or sold them to or stored them with a licensed gun dealer. You may use *Receipt for Firearms*, *Firearm Parts*, *and Ammunition* (form SV-800) for this purpose.

Additional Questions?

Contact an attorney for legal advice. Call your local law enforcement agency, for example, your city police or county sheriff for their procedures.

Information about prohibited items and how to obey these orders is also available online.

See selfhelp.courts.ca.gov/respond-to-SV-restraining-order/obey-firearms-orders

For help in your area, contact:

[Local information may be inserted.]

DRAFT 2025-01-24 Not approved by the Judicial Council

SV-820

Prohibited Items Finding and Orders

Case Number:	

Restrained Person Ha	as Prohibited Items		
The court finds that the rest	rained person has prohibited ite	ms as follows:	
a. Listed on form SV-1	10, Temporary Restraining Ord	ler	
b. Listed below:			
Firearms (guns) or fire	earm parts		
Description (include ser	ial number, if known)		Proof of compliance received by the coun [(date):
(0)			(date):
			(date):
			(date):
Ammunition	Amount,		Proof of compliance
Description (1)	if known	Location, if known	received by the coun
(2)			
		_	
(4)			(date):
☐ Court Hearing to R The restrained person must properly turned in, sold, or	Review Firearms (Guns), attend the court hearing listed be stored. If the restrained person has violated the restrain	Firearm Parts, and And below to prove that all probables not attend the court he	ibited items have been aring listed below, a judge
			ourt, if different than cour
Date:	Dept.:	address listed on the fr	ont of this order:

This is a Court Order.

3 □ a.	Restrained Person Has Not Complied With Surrendering Prohibited Items The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on
-	(date): The court has not received a receipt or proof of compliance for all the items listed in 1.
b.	Notify Law Enforcement
	The court will immediately notify the following law enforcement agency of this violation (name of agency):
c.	Notify Prosecutor The court will immediately notify the following prosecuting agency of this violation (prosecuting agency):

This is a Court Order.

SV-830

Noncompliance With Firearms, Firearm Parts, and Ammunition Order

CONFIDENTIAL

Clerk stamps date here when form is filed.

	his notice is provided to the agency or agencies listed below, as equired by the Code of Civil Procedure.		
1	Petitioner (Educational Institution Officer or Employee) Name:		
2	Restrained Person	Fill in court name and street address:	
	Name:	Superior Court of California, County of	
3	☐ Restrained Person Has Not Complied with Surrendering Firearms (Guns), Firearm Parts, and Ammunition		
	The court has found that the person listed in 2 has firearms (guns), firearm parts, or ammunition in violation of a restraining order. The restraining order granted by the court is attached to this form. (Check all that apply):	Case Number:	
	a. Notice to Law Enforcement Agency (name of agency or agencies):		
	(Notice is provided pursuant to Code of Civil Procedure section 527.9(b	p).	
	b. Notice to Prosecuting Agency (name of agency):		
	(Notice is provided pursuant to Code of Civil Procedure section 527.9(b	0).)	
4	Number of pages attached to this form, if any:		

Judge's Signature	,
-------------------	---

Date:

Judge or Judicial Officer



Case Number:	

-Clerk's Certificate-

I certify that I am not a party to this case and that a true copy of the *Noncompliance with Firearms, Firearm Parts, and Ammunition Order* (form SV-830), was sent to the agency or agencies listed on page 1:

a.		Law enforcement agency listed in 3a	
	(1)) by fax, email, or other electronic means by personal delivery	
	(2)) (Phone number, email address, or address):	
	(3)) Date of transmission or delivery:	
b.		Prosecuting agency listed in 3b	
	(1)) by fax, email, or other electronic means by personal delivery	
	(2)) (Phone number, email address, or address):	
	(3)) Date of transmission or delivery:	
c.		Law enforcement agency listed in 4, if different than 3a	
	(1)) by fax, email, or other electronic means by personal delivery	
	(2)) (Phone number, email address, or address):	
	(3)) Date of transmission or delivery:	
	İ	[seal] Date:	
		Clerk, by	, Deputy

SV-840

Notice of Compliance Hearing for Firearms, Firearm Parts, and Ammunition

Clerk stamps date here when form is filed.

DRAFT 1/21/2025 Not approved by the Judicial Council

1 Petitioner (Educational Institution Officer or Employee)

Name:

Restrained Person

Name:

Fill in court name and street address:

Notice of Compliance Hearing
To the person in (2):

The court has issued a postsecondary school violence restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, or ammunition that you have or own, as required in the restraining order and listed below in (4).

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

Date:Time:	Dept.: Room:	Name and address of court, if different from the one listed above:

- 4 No Firearms (Guns), Firearm Parts, or Ammunition
 - a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
 - b. Prohibited items are:
 - (1) Firearms (guns);
 - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
 - (3) Ammunition.
 - c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
 - d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
 - e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use form <u>SV-800</u>, *Receipt for Firearms, Firearm Parts, and Ammunition*.) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

This is a Court Order.

5			Person Has Prohib				
		The court has found that you have the following prohibited items:					
	a.	Firearms and/	or firearm parts			Proof of compliance	
		Description (inc	clude serial number, if k	znown)	Location, if known	received by the court	
		(1)				(date):	
		(0)				☐ (date):	
		(= \)				(date):	
		(4)				(date):	
	b.	Ammunition				D C C 1'	
		Description		Amount,	Location, if known	Proof of compliance received by the court	
		-				·	
		(0)					
		(2)					
		(4)				(date):	
6	 a.	Restrained The court finds (date):	that you have not fully that y	omplied With complied with (o	Surrendering Prohib beyed) the orders previous		
	b.	Notify Law Enf					
		The court will i	mmediately notify the fo	ollowing law enfo	orcement agency of this vi	olation (name of agency):	
	c.				ting agency of this violation	on	
(7)		Service					
		ne person in ② d		hese orders. The	person in ① must have th	e person in (2) served by:	
	b.	☐ Mail, at the			ate):	-	
Jud	ge'	's Signature					
Date	:						
					Judge or J	udicial Officer	
				This is a Co	urt Order		

DRAFT - Not approved by the Judicial Council 2025-03-02

SV-850

Permission to Have Firearm or Ammunition for Work

Case Number:		

C	ourt Findings
Th	e court finds that the restrained person (name):
a.	Is required to carry a specific firearm or ammunition during scheduled work hours as a condition of their continued employment.
b.	Cannot be reassigned by their employer to another position where having a firearm or ammunition is not needed
c.	Is not otherwise prohibited from having firearms or ammunition under state or federal law.
d.	Does not pose an additional threat of harm to any protected person or the public by having access to a specific firearm or ammunition.
e.	☐ Is a sworn peace officer and:
	(1) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise; and
	(2) The personal safety of the restrained person depends on their ability to carry a specific firearm or ammunition outside of scheduled work hours.
f.	☐ Is not a sworn peace officer and (check 1 or 2):
	(1) \square The court did not order the restrained person to complete a psychological evaluation.
	(2) The court ordered and reviewed a completed psychological evaluation of the restrained person by a licensed mental health professional with domestic violence expertise.
g.	☐ Other

This is a Court Order.

Case Number:

2	Court	Order
. — /		

a.	The restrained person is (check one):		
	(1) \(\subseteq \) Not a sworn peace officer and may have the items listed in \(\bar{2} \) b only during scheduled work hours.		
	(2) A sworn peace officer and (check one):		
	(a) May have the items listed in 2 b while on duty.		
	(b) \square May have the items listed in $\textcircled{2}$ b while on or off duty.		
b.	b. This restraining order does not require the restrained person to relinquish the specific firearm or ammunition listed below:		e specific firearm or ammunition
	Firearm (make):	(model):	(serial no.):
	Ammunition (description):		

Warning: The court orders listed above in ② only apply to this restraining order. If you are prohibited from having a firearm or ammunition by another order or law, you may still be in violation of state or federal law.

Item number: 29

to

RULES COMMITTEE ACTION REQUEST FORM

Rules Committee Meeting Date: April 11, 2025
Rules Committee action requested [Choose from drop-down menu below]: Circulate for comment (January 1 cycle)
Title of proposal: Protective Orders: Civil Harassment Forms to Implement Senate Bill 554
Proposed rules, forms, or standards (include amend/revise/adopt/approve): Revise forms CH-100 and CH-100-INFO
Committee or other entity submitting the proposal: Civil and Small Claims Advisory Committee
Staff contact (name, phone and email): Madison Orcutt, 916-643-8068, madison.orcutt@jud.ca.gov
Identify project(s) on the committee's annual agenda that is the basis for this item: Annual agenda approved by Rules Committee on (date): October 22, 2024 Project description from annual agenda: Develop form recommendations as appropriate. SB 554 permits petitioners file civil harassment restraining orders in the county where the petitioner resides. The civil harassment restraining order petition (form CH-100) should be revised to reflect this new possible venue.
Out of Cycle/Early Implementation: If requesting July 1 effective date or out of cycle, explain why: N/A
Additional Information for Rules Committee: (To facilitate Rules Committee's review of your proposal, please include any relevant information not contained in the attached summary.) The proposed form revisions on pages 4 to 6, inclusive, of form CH-100 are to implement Senate Bill 899 (Stats. 2024 ch. 544). As discussed in the Executive Summary and Origin, a separate proposal entitled Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899 explains that new law.
Additional Information for JC Staff
 Director Approval (required for all invitations to comment and reports) This report or invitation to comment was:
Complete the following for all reports to be submitted to council (optional for ITCs):
 Form Translations (check all that apply) This proposal: □ includes forms that have been translated. □ includes forms or content that are required by statute to be translated. Provide the code section that mandates translation: Click or tap here to enter text. □ includes forms that staff will request be translated.
• Form Descriptions (for any report with new or revised forms) ☐ The forms in this proposal will require new or revised form descriptions on the JC forms webpage. (If this is

checked, the form descriptions should be approved by a supervisor before submitting this RAR.).

Self-Help Website (check if applicable)

☐ This proposal may require changes or additions to self-help web content.



Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688 www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

SPR25-29

Title

Protective Orders: Civil Harassment Forms to Implement Senate Bill 554

Proposed Rules, Forms, Standards, or Statutes Revise forms CH-100 and CH-100-INFO

Proposed by

Civil and Small Claims Advisory Committee Hon, Donald J. Proietti, Chair

Action Requested

Review and submit comments by May 23, 2025

Proposed Effective Date January 1, 2026

Contact

Madison Orcutt, 916-643-8068 madison.orcutt@jud.ca.gov James Barolo, 415-865-8928 james.barolo@jud.ca.gov

Executive Summary and Origin

The Civil and Small Claims Advisory Committee proposes revisions to two civil harassment restraining order forms to implement Senate Bill 554 (Stats. 2024, ch. 652). The attached petition (form CH-100) also contains proposed revisions to implement Senate Bill 899 (Stats. 2024, ch. 544). A separate proposal entitled *Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899* explains that new law and includes additional forms that require changes based on that law.

Background

SB 554, which went into effect on January 1, 2025, amends Code of Civil Procedure section 527.6 by specifying the appropriate venue for civil harassment restraining orders. Previously, there was no language in Code of Civil Procedure section 527.6 regarding venue.

Pursuant to Code of Civil Procedure section 527.6(a)(2), a petition for a civil harassment restraining order may be filed in any superior court in the state, which may include, but is not limited to, (1) the county in which the defendant resides, (2) the county in which the offense

This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.

¹ The Legislature in SB 554 used "defendant" to describe these persons.

occurred, (3) any other court that may have jurisdiction over the parties or the subject matter of the case, and (4) the county in which the petitioner resides or is temporarily located.

Moreover, SB 554 expressly states that an individual does not need to be a resident of California to file a petition for a civil harassment restraining order.

The Proposal

The proposal is needed to respond to recent changes to the law. SB 554 outlines four possible options for venue, only three of which are reflected on form CH-100.² Therefore, the Civil and Small Claims Advisory Committee proposes adding one additional venue option to item 5 of form CH-100 explaining that venue is also proper in the county in which the petitioner resides or is temporarily located. Additionally, the committee recommends revising form CH-100-INFO to reflect this additional venue option and the fact that a petitioner does not need to reside in California to file a request for a civil harassment restraining order. The committee also recommends various technical corrections and updating gendered language with gender-neutral language.

A separate proposal which is concurrently circulating for comment, *Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899*, also affects the civil harassment form group.³ The proposed form revisions on form CH-100 that appear in yellow highlight relate to SB 554, while the form revisions implementing SB 899 that are the subject of the separate proposal appear in gray highlight. Comments involving the implementation of SB 899 should be directed to *Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899* rather than to this proposal.

Alternatives Considered

The committee did not consider taking no action because the council is required by statute to develop forms to the extent necessary to implement SB 554.

Fiscal and Operational Impacts

The committee anticipates that this proposal would require courts to train court staff and judicial officers on the newly adopted and revised forms. Courts will also incur costs to incorporate the new and revised forms into their paper or electronic processes.

² The three options for venue on existing form CH-100 are: (1) the respondent lives in the county, (2) the petitioner was harassed by the respondent in the county, and (3) other (specify).

³ Protective Orders: Civil Restraining Order Forms to Implement Senate Bill 899, SPR25-27, available at https://www.courts.ca.gov/policyadmin-invitationstocomment.htm.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

• Does the proposal appropriately address the stated purpose?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

- 1. Forms CH-100 and CH-100-INFO, at pages 4-13
- 2. Link A: Sen. Bill 554 (Stats. 2024, ch. 652), https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240SB554
- 3. Link B: Sen. Bill 899 (Stats. 2024, ch. 544), https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240SB899

CH-100

Request for Civil Harassment Restraining Orders

Clerk stamps date here when form is filed.

DRAFT

01/31/2025

Not approved by

Read Can a Civil Harassment Restraining Order Help Me? (form CH-100-INFO) before completing this form. Also fill out Confidential CLETS *Information* (form <u>CLETS-001</u>) with as much information as you know.

9		on	
а.	Your Full Name:	Ag	re:
	Your Lawyer (if you have o		
	Name:		Fill in court name and street address:
	Firm Name:		Superior Court of California, County of
b.	information. If you do not h home address private, you n	a lawyer, give your lawyer's ave a lawyer and want to keep nay give a different mailing add give telephone, fax, or email.)	
	Address:		Court fills in case number when form is filed.
	City:	State: Zip:	Case Number:
	Telephone:		
	E 1 4 1 1		
			State: Zip:
			State. 74D.
			State: Zip:
Αc	dditional Protected Pe	rsons	
Αc	dditional Protected Per Are you asking for protection	rsons on for any other family or house	ehold members? Yes No If yes, list then
Αc	dditional Protected Pe	rsons on for any other family or house	ehold members? Yes No <i>If yes, list then</i> Age <u>Lives with you? How are they related to you</u>
Αc	dditional Protected Per Are you asking for protection Full Name	rsons on for any other family or house	ehold members? Yes No If yes, list then Age Lives with you? How are they related to yo Yes No
Αc	dditional Protected Per Are you asking for protection Full Name	rsons on for any other family or house Gender	ehold members?
Αc	dditional Protected Per Are you asking for protection Full Name	rsons on for any other family or house Gender A	ehold members?
Αc	dditional Protected Per Are you asking for protection Full Name	rsons on for any other family or house Gender A	chold members?
A	Are you asking for protection Full Name Check here if there are more	rsons on for any other family or house Gender A	ehold members?
A (a.	Are you asking for protection Full Name Check here if there are more Persons" for a title. You make	rsons on for any other family or house Gender Gender Gender Gender Gender Gender Gender Gender Average persons. Attach a sheet of pagay use form MC-025, Attachme	ehold members?
A (a.	Are you asking for protected Full Name Full Name Check here if there are more Persons" for a title. You may be why do these people need page 1.	rsons on for any other family or house Gender A Gender A re persons. Attach a sheet of paray use form MC-025, Attachme protection? (Explain below):	ehold members?
A (a.	Are you asking for protected Full Name Full Name Check here if there are more Persons" for a title. You may be why do these people need particles of the control of the c	rsons on for any other family or house Gender ehold members?	
A (a.	Are you asking for protected Full Name Full Name Check here if there are more Persons" for a title. You may be why do these people need particles of the control of the c	rsons on for any other family or house Gender ehold members?	
A (a.	Are you asking for protected Full Name Full Name Check here if there are more Persons" for a title. You may be why do these people need particles of the control of the c	rsons on for any other family or house Gender ehold members?	

Rela	ationship of Parties		
How	do you know the person in 2 ? (<i>Explain below</i>): Check here if there is not enough space for your answer. Paper or form MC-025 and write "Attachment 4—Relation"		
Why a. c. d. d.	are you filing in this county? (Check all that apply): The person in ② resides in this county. I was harassed by the person in ② in this county. I reside or am temporarily located in this county. Other (specify):		
Oth	er Court Cases		
	ave you or any of the persons named in (3) been involved	in another court	t case with the person in (2) ?
(1) (2) (3) (4) (5) (6) (7) (8) (9)	Yes No (If yes, check each kind of case and indict Kind of Case Filed in (Inc.) Civil Harassment Domestic Violence Divorce, Nullity, Legal Separation Paternity, Parentage, Child Custody Elder or Dependent Adult Abuse Eviction Guardianship Workplace Violence Small Claims		when each was filed)
`	0) Criminal 1) Other (specify):		
Des Haras	re there now any protective or restraining orders in effect erson in ②? ☐ No ☐ Yes (If yes, attach a copy if ye cription of Harassment sement means violence or threats of violence against you, yed, or harassed you and caused you substantial emotional ell the court about the last time the person in ② harassed	ou have one.) or a course of coldistress. A cou	conduct that seriously alarmed,
(2	When did it happen? (provide date or estimated date):Who else was there?		
	This is not a Court		

) a. (3)	How did the person in (2) harass you? (Explain below): Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(3)—Describe Harassment" for a title.
(4)	Did the person in 2) use or threaten to use a gun or any other weapon?
	 Yes □ No (If yes, explain below): □ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(4)—Use of Weapons" for a title.
(5)	Were you harmed or injured because of the harassment? Yes No (If yes, explain below):
	☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(5)—Harm or Injury" for a title.
(6)	Did the police come? Yes No
	If yes, did they give you or the person in 2 an Emergency Protective Order? \square Yes \square No If yes, the order protects (<i>check all that apply</i>):
	\square Me \square The person in \bigcirc \square The persons in \bigcirc \bigcirc .
1 77	(Attach a copy of the order if you have one)
b. Has	s the person in 2 harassed you at other times?
	Yes \square No (If yes, describe prior incidents and provide dates of harassment below): Check here if there is not enough space for your answer. Put your complete answer on the attached sheet paper or form MC-025 and write "Attachment 7b—Previous Harassment" for a title.
_	

	Cł	neck the orders you want. ☑
8		Personal Conduct Orders
		sk the court to order the person in 2 not to do any of the following things to me or to any person to be otected listed in 3 :
	a.	Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
	b.	Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
	c.	Other (specify):
		☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8c—Other Personal Conduct Orders" for a title.
		The person in (2) will be ordered not to take any action to get the addresses or locations of any protected
		person unless the court finds good cause not to make the order.
9	 a.	Stay-Away Orders I ask the court to order the person in ② to stay at least yards away from (check all that apply):
		 (1) ☐ Me. (2) ☐ The other persons listed in ③. (8) ☐ My vehicle. (9) ☐ Other (specify):
		(3)
		(4) My job or workplace.
		(5) My school.
		(6) My children's school.
		(7) My children's place of child care.
	b.	If the court orders the person in ② to stay away from all the places listed above, will they still be able to get to their home, school, or job? ☐ Yes ☐ No (If no, explain below):
		☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 9b—Stay-Away Orders" for a title.
10)	D	oes the Person in (2) Have Firearms (Guns), Firearm Parts, or Ammunition?
	Do	best he person in ② own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm beivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code ection 16531).
	a.	☐ I don't know
	а. b.	No No
	c.	Yes (If you have information, complete the section below)
		This is not a Count Order

(1)(2)			Case Number:	
	e Firearms (Guns), Firearm Parts, or Ammunition	Number or Amount	Location, if known	
(2)				
(3)				
(4)				
(5) (6)				
order is in eff licensed gun control. If an	attempting to purchase or receive firearms (guns), fect. The person in ② will also be ordered to turn dealer, any firearms (guns), firearm parts, and am order is granted, the person in ② will also be propuld have to relinquish any they have.	in to law enforcement, munition within their in	or sell to or store with a nmediate possession or	
I request that am presenting Has the person Yes Check here	rary Restraining Order a Temporary Restraining Order (TRO) be issued a g form CH-110, Temporary Restraining Order, for on in 2 been told that you were going to go to co No (If you answered no, explain why below): re if there is not enough space for your answer. Put form MC-025 and write "Attachment 11—Tempor	or the court's signature to ourt to seek a TRO again out your complete answer	ogether with this Request statem? on the attached sheet of	
□ Reques	t to Give Less Than Five Davs' Notice	of Hearing		
You must have court orders a	to Give Less Than Five Days' Notice of ve your papers personally served on the person in a shorter time for service. (Form CH-200-INFO export of of Personal Service, may be used to show the control of the service of	(2) at least five days be caplains What Is "Proof o	f Personal Service"? For	
You must have court orders a CH-200, Proc	we your papers personally served on the person in a shorter time for service. (Form CH-200-INFO ex	(2) at least five days be explains What Is "Proof or purt that the papers have	f Personal Service"? For been served.)	

This is not a Court Order.

3)	☐ No Fee for Filing or Service			
/	a. There should be no filing fee has stalked me, or has acted or			
	b. The sheriff or marshal should for orders is based on unlawful.		_	free because my request
	c. There should be no filing fee entitled to a fee waiver. (You and Costs.)		_	_
	d. If the court issues an order, I a	ask that a peace officer serve	it for free.	
1	☐ Lawyer's Fees and Costs I ask the court to order payment of m	ny 🗌 lawyer's fees 🛭	court costs.	
	The amounts requested are: <u>Item</u>	Amount	Item	<u>Amount</u>
		\$		\$
		\$		\$: \$
5	☐ Possession and Protectio I ask the court to order the following			
	a. That I be given the sole posse lease, keep, or hold, or which (Identify animals by, e.g., type, but	ession, care, and control of the reside in my household.	e animals listed below, w	which I own, possess,
	I request sole possession of the ar ☐ Check here if there is not enough paper or form MC-025 and w	ugh space for your answer. P	ut your complete answe	r on the attached sheet of
	b. That the person in 2 must st conceal, molest, attack, strike		y from, and not take, sel dispose of, the animals	
		This is not a Court O	rder.	

		Case Number.
16		al orders (specify): r your answer. Put your complete answer on the attached sheet of nent 16—Additional Orders Requested," for a title.
17)	Number of pages attached to this form, if any:	
Date:		
	Lawyer's name (if any)	Lawyer's signature
	lare under penalty of perjury under the laws of hments is true and correct.	the State of California that the information above and on all
Date:	:	•
	Type or print your name	Sign your name

This is not a Court Order.

CH-100-INFO

Can a Civil Harassment Restraining Order Help Me?

These instructions cannot cover all of the questions that may arise in a particular case. If you do not know what to do to protect your rights, you should see a lawyer.

What is a civil harassment restraining order?

It is a court order that helps protect people from harassment.

Can I get a civil harassment restraining

You can ask for one if you are worried about your safety because someone:

- Is harassing you
- Is stalking you
- Has committed acts of violence against you, or
- Has threatened you with violence

You do not need to reside in California to file your request for a civil harassment restraining order.

How will the order help me?

The court can order a person to:

- Not harass or threaten you
- Not contact or go near you, and
- Not have any firearms (guns), firearm parts, ammunition, or body armor. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

For more information about the items a restrained person cannot have, please see selfhelp.courts.ca.gov/ restraining-orders/prohibited-items.

You can also ask for protection for people who live with you and family members.

In a civil harassment case, the court cannot:

- Order a person to move out of your residence
- Order a person to pay child support to you
- Make orders for custody and visitation

If you need these orders, you should proceed under the Domestic Violence Protection Act. File form DV-100.

The court also cannot:

- Order a person to pay money that the person owes you
- Order someone to move out of rental property that you
- Order someone to stop creating a nuisance that doesn't involve harassment

If you need these remedies, you must file a civil action.

How much does it cost?

That depends on the type of harassment. If the restrained person has used or threatened to use violence against you or has stalked you, you do not have to pay a filing fee; otherwise, you must pay the fee.

If you cannot afford to pay the filing fee, ask the clerk how to apply for a fee waiver. Form FW-001 is available for this purpose.

If the order is based on prior acts of violence, a credible threat of violence, or stalking, you are entitled to free service of the order by a sheriff or marshal. Also, if you are eligible for a fee waiver, you can ask the sheriff or marshal to serve the order for free. If you are not eligible for free service, you may pay the sheriff or marshal to serve the order.

What forms do I need to get the order?

You must fill out all of form CH-100, Request for Civil Harassment Restraining Orders, and form CLETS-001, Confidential CLETS Information. If you need attachments, you may use form MC-025. You must also fill out items 1 and 2 on form CH-109, Notice of Court Hearing, and items 1, 2, and 3 on form CH-110, Temporary Restraining Order (CLETS-TCH).

Where can I get these forms?

You can get the forms from legal publishers or from the California Courts website at courts.ca.gov/rules-forms/ find-your-court-forms. You also may be able to find them at your local courthouse or county law library.

What do I need to do to get the order?

You must go to the superior court in the county where the harassment took place, the person to be restrained resides, or you reside or are temporarily located. At the court, ask where you should file your request for a civil harassment restraining order. (A self-help center or legal aid association may be able to assist you in filing your request.)

At the court, give your forms to the clerk of the court. The clerk will give you a hearing date on the Notice of Court Hearing form, and if your request for immediate orders is granted, a copy of the Temporary Restraining Order signed by a judicial officer.



CH-100-INFO Can a Civil Harassment Restraining Order Help Me?

How soon can I get the order?

If you ask for a temporary restraining order, the court will decide within 24 hours whether or not to make the order. Sometimes the court decides sooner. Ask whether you should wait or come back later to get the signed Notice of Court Hearing and Temporary Restraining Order.

How long does the order last?

If the court makes a temporary order, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. The order could last for up to five years.

How will the person to be restrained know about the order?

Someone age 18 or older—**not you** or anyone else to be protected by the order—must "serve" (give) the person to be restrained a copy of the order. The server must then fill out form CH-200, Proof of Personal Service, and give it to you to file with the court. For help with service, ask the court clerk for form CH-200-INFO, What Is "Proof of Personal Service"?

What if the restrained person does not obey the order?

Call the police. The restrained person can be arrested and charged with a crime.

Do I have to go to court?

Yes. Go to court on the date the clerk gives you.

Do I need to bring a witness to the court hearing?

Witnesses are not required, but it helps to have more proof of the harassment than just your word. You can bring:

- Witnesses
- Written statements from witnesses made under oath
- Medical or police reports
- Damaged property
- Threatening letters, emails, or telephone messages

The court may or may not let witnesses speak at the hearing. So, if possible, you should bring their written statements under oath to the hearing. (You can use form MC-030, Declaration, for this.)

Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required and you are not entitled to a free, court-appointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

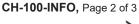
Will I see the restrained person at the court hearing?

If the person comes to the hearing, yes. But that person does not have the right to speak to you. If you are afraid, tell the court officer.

Can I bring someone with me to court?

Yes. You can bring someone to sit with you during the hearing. But that person cannot speak for you in court. Only you or your lawyer (if you have one) can speak for you.

A) De	H-109 Notice of	Court Hearing	Clerk-stamps stille intro-when form in filed
	Your Full Name:		
	Your Lawyer (if you have one f Name:	or this case): State Bar No.:	
	Firm Name:		
16,	h Your Address (If you have a lawyer, give your lawyer's information.		full in court name and atmit address.
		want to keep your home address t mailing address instead. You do not mail.)	Superior Court of California, County of
	Address:		
	City:	State: Zip:	
	Telephone:	Fax:	
	Email Address		Case Number:
2 P		DECEMBER OF THE PARTY OF THE PA	Case Number:
(3) Pe	erson From Whom Protect	tion is Sought	
3 No	otice of Hearing	e court will complete the rest of this fa on the request for restraining or	
3 No	Thotice of Hearing	on the request for restraining ord	
3 No A	otice of Hearing court hearing is scheduled of Hearing Date Dept.: ierson in ②: attend the hearing (in person, b)	Name and ad Time: Room: phone, or by videoconference) and th	ders against the person in (2); dress of court if different from above:
3 No A	tice of Hearing court hearing is scheduled of Hearing Dept.: Dept.: Dept.: Latend the hearing (in person, b) file order will be effective immediated and not attend the hearing, the jou	Name and ad Time: Room: phone, or by videoconference) and th	ders against the person in (2); dress of court if different from above:
3 Ne A Te the p If you you, t If you receiv	tice of Hearing court hearing is scheduled of Hearing Date Dept.: Dept.: Letters in (2): Letter will be effective immedi do multiend the bearing, the jue are copy of the breart, you could be imporary Restraining Ord Temporary Restraining Order Temporary Restraining Order	Name and add Time: Room: 'phone, or by videoconference) and thately, and you could be arrested if you go may still grant the restraining orde be arrested if you yield the order. CIS (Any orders granted are on form:	lers against the person in (2): dress of court if different from above: e judge grants a restraining order against violate the order. r that could last up to five years. After you CH-110, served with this notice.) lers as requested in form CH-100, Requise.
3 Ne A Te the p If you you, t If you receiv	tice of Hearing court hearing is scheduled of Hearing Date Dept.: Dept.: Letters in (2): Letter will be effective immedi do multiend the bearing, the jue are copy of the breart, you could be imporary Restraining Ord Temporary Restraining Order Temporary Restraining Order	Time: Room: phone, or by videoconference) and the lately, and you could be arrested if you lage may still grant the restraining order be arrested if you yolate the order or form for personal conduct and stay-away or g Orders, are (check only one box bele	lers against the person in (2): dress of court if different from above: e judge grants a restraining order against violate the order. r that could last up to five years. After you CH-110, served with this notice.) lers as requested in form CH-100, Requise.
3 No A To the p If you you. t If you receiv 4 Te	The otice of Hearing court hearing is acheduled to the property of the order with the order will be effective immediad on ut attend the hearing (in person, b) the order will be effective immediad on ut attend the hearing, the jure a copy of the order, you could be the order will be effective immediad on the standard order to prove the order, you could be the order of the order of the order order to the order of the order of the order order order to the order of the ord	Time: Room: phone, or by videoconference) and the lately, and you could be arrested if you lage may still grant the restraining order be arrested if you yolate the order or form for personal conduct and stay-away or g Orders, are (check only one box bele	ders against the person in ②: dress of court if different from above: e judge grants a restraining order against violate the order. that could last up to five years. After you CH-110, served with this notice.) lers as requested in form CH-100, Request P(F):



CH-100-INFO

Can a Civil Harassment Restraining Order Help Me?

What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form MC-410, Disability Accommodation Request, to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form MC-410-INFO, How to Request a Disability Accommodation for Court.

Information about the process is also available online.

See selfhelp.courts.ca.gov/CH-restraining-order.

For help in your area, contact:

[Local information may be inserted.]

What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form <u>INT-300</u>, *Request for Interpreter (Civil)*, or a local court form or website to request an interpreter. For more information about court interpreters, go to <u>selfhelp.courts.ca.gov/request-interpreter</u>.

Can I agree with the restrained person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the restrained person would have to file a request with the court to cancel the order.

Item number: 30

RULES COMMITTEE ACTION REQUEST FORM

Rules Committee Meeting Date: April 11, 2025

Rules Committee action requested [Choose from drop-down menu below]: Circulate for comment (January 1 cycle)

Title of proposal: Juvenile Law: Indian Child Welfare Act (ICWA) Inquiry and Family Finding

Proposed rules, forms, or standards (include amend/revise/adopt/approve):
Amend Cal. Rules of Court, rules 5.481, 5.668, 5.708 and 5.725; revise forms ICWA 005-INFO, ICWA-010(A), ICWA-020, JV-101(A), JV-320, JV-405, JV 410, JV-412, JV-415, JV-421, JV-430, JV-432, JV-433, JV-435, JV-437, JV-438, JV-440, JV-442, JV-443, JV-446, JV-455, and JV-457

Committee or other entity submitting the proposal:
Family and Juvenile Law Advisory Committee and Tribal Court–State Court Forum

Staff contact (name, phone and email): Ann Gilmour, 415-865-4207 ann.gilmour@jud.ca.gov

Identify project(s) on the committee's annual agenda that is the basis for this item:

Annual agenda approved by Rules Committee on (*date*): Family and Juvenile Law Advisory Committee Annual Agenda Approved November 26, 2024

Project description from annual agenda: Item 1 j. on page 5 and item 7 on page 12: ICWA Inquiry: Recent Supreme Court Decisions: Consider amendments to rules and revisions to forms based on recent opinions from the California Supreme Court in In Re Dezi C., S275578, and In re Kenneth D., S276649, and the pending decision In re Ja.O., S280572, and legislative changes in Assembly Bill 81 Indian Children: Child Custody Proceedings. The opinions address significant issues regarding inquiry in Indian Child Welfare Act cases. Also, revise form JV-101A, Additional Children Attachment Juvenile Dependency Petition, to add Indian Child Welfare Act inquiry content for each child. Item 1 p. on page 6: Legislative Changes from the 2024 Legislative Session: As directed by the Judicial Council, review legislation identified by Governmental Affairs that may have an impact on family and juvenile law issues within the advisory committee's purview. The committee will review the legislation below, and any other identified legislation, and propose rules and forms as may be appropriate for the council's consideration and will act only where necessary to allow courts to implement the legislation efficiently. AB 2828 (Carillo, Juan) Dependents: family finding (Stats. of 2024, Ch 845) Requires a social worker's supplemental report filed in connection with a status review hearing to include, for a nonminor dependent who does not reside with relatives, kin, or an Indian custodian, the social worker's continued efforts to locate relatives or kin who could provide family support or a placement; and requires the juvenile court to determine, at the status review hearing, whether the social worker ahs continued to make those efforts.

Tribal Court–State Court Forum Annual Agenda approved by the Executive and Planning Committee: December 5, 2024

Project description from annual agenda: Item 1, page 3: Indian Child Welfare Act (ICWA): Recent and Pending Supreme Court Decisions and Legislation: Consider amendments to rules and revisions to forms if required by recent opinions from the California Supreme Court in In Re Dezi C., S275578, In re. Kenneth D. S276649, and the pending decision In re Ja.O., S280572 and anticipated legislative changes in Assembly Bill 81 Indian Children: Child Custody Proceedings. Revise form JV-101A, Additional Children Attachment Juvenile Dependency Petition, to add ICWA inquiry content for each child.

Out of Cycle/Early Implementation: If requesting July 1 effective date or out of cycle, explain why:

Additional Information for Rules Committee: (To facilitate Rules Committee's review of your proposal, please include any relevant information not contained in the attached summary.)

⊠ reviewed by EGG on <i>(date)</i> 12/27/2024	
If either of above not checked, explain why:	
Complete the following for all reports to be submitted to council (optional for ITCs):	
Form Translations (check all that apply)	
This proposal:	
oxtimes includes forms that have been translated.	
☐ includes forms or content that are required by statute to be translated. Provide the code section that mandates translation: Click or tap here to enter text.	
☐ includes forms that staff will request be translated.	
• Form Descriptions (for any report with new or revised forms) ☐ The forms in this proposal will require new or revised form descriptions on the JC forms webpage. (If this i checked, the form descriptions should be approved by a supervisor before submitting this RAR.).	s
• Self-Help Website (check if applicable) ☐ This proposal may require changes or additions to self-help web content.	

Director Approval (required for all invitations to comment and reports)

This report or invitation to comment was:



Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688 www.courts.ca.gov/policyadmin-invitationstocomment.htm

INVITATION TO COMMENT

SPR-30

Title

Juvenile Law: Indian Child Welfare Act (ICWA) Inquiry and Family Finding

Proposed Rules, Forms, Standards, or Statutes

Amend Cal. Rules of Court, rules 5.481, 5.668, 5.708 and 5.725; revise forms ICWA-005-INFO, ICWA-010(A), ICWA-020, JV-101(A), JV-320, JV-405, JV-410, JV-412, JV-415, JV-421, JV-430, JV-432, JV-433, JV-435, JV-437, JV-438, JV-440, JV-442, JV-443, JV-446, JV-455, and JV-457

Proposed by

Family and Juvenile Law Advisory
Committee
Hon. Tari L. Cody, Cochair
Hon. Stephanie E. Hulsey, Cochair
Tribal Court–State Court Forum
Hon. Abby Abinanti, Cochair
Hon. Joyce D. Hinrichs, Cochair

Action Requested

Review and submit comments by May 23, 2025

Proposed Effective Date

January 1, 2026

Contact

Ann Gilmour, 415-865-4207 ann.gilmour@jud.ca.gov

Executive Summary and Origin

To implement new legislation and recent case law regarding the Indian Child Welfare Act and foster-care placement in juvenile cases, the Family and Juvenile Law Advisory Committee and the Tribal Court–State Court Forum propose amending four rules of court and revising 22 forms. This proposal responds to Assembly Bill 81 (Stats. 2024, ch. 656 (Ramos)), which addressed the implementation of the Indian Child Welfare Act (25 U.S.C. §§ 1901 et. seq.), including ICWA inquiry, and Assembly Bill 2929 (Stats. 2024, ch. 845 (Carillo)), which addressed family finding in juvenile dependency cases. The proposal also responds to two recent decisions from the Supreme Court of California—*In re. Kenneth D.*, 16 Cal.5th 1087, 324 Cal.Rptr.3d 259 and *In*

This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.

re. Dezi C. 16 Cal.5 1112—concerning ICWA inquiry. The proposal would also correct several technical issues in the rules and forms.

Background

When a child and family encounter the child welfare system, the court and the agency must follow specific obligations and requirements. These include the requirement under state and federal statutes to identify kin who can provide family support and potential placement should children need to be removed from their homes, and to identify Indian children so their tribes can be notified and the requirements of ICWA and implementing state law can be fulfilled. Recent legislative changes to both these "family finding" and ICWA inquiry requirements as well as recent case law regarding ICWA inquiry require changes to various Judicial Council forms. Many of the Judicial Council forms used to document ICWA inquiry and family finding are the same. Because they involve the same forms, the two issues were combined into one proposal.

To fulfill the requirement to identify Indian children, California law imposes on local agencies and courts an affirmative and continuing duty to inquire of various individuals, including extended family members contacted by or available to the agency or court throughout the life of a case, whether the child is or may be an Indian child. The nature and extent of ICWA inquiry was revised by the Legislature effective 2019 by Assembly Bill 3176. The Judicial Council implemented AB 3176 by adopting a new rule of court, amending several other rules, adopting several new forms, and revising several other forms.

Following the implementation of AB 3176, appeals related to ICWA inquiry increased substantially based on claims that the inquiry of available extended family members throughout the life of a case was inadequate. Issues in these appeals, including the consequences of a failure to inquire of available extended family members, were eventually decided by the California Supreme Court in a pair of decisions: *In re. Kenneth D.* and *In re. Dezi C.* In these decisions, the court stressed the need for robust and thorough evidence of ICWA inquiry throughout the life of a case and for the trial court to make fact-specific findings about the child's Indian status and the adequacy of ICWA inquiry that are grounded in the record.

In AB 81, the Legislature recently made further changes to the ICWA inquiry requirements in section 224.2 of the Welfare and Institutions Code.⁴ AB 2929 strengthened the family finding and engagement requirements in all juvenile dependency cases by requiring the agency to present evidence at all review hearings that the agency has continued its efforts to locate any

¹ See Welfare and Institutions Code section 224.2.

² Assem. Bill 3176 (Waldron); Stats. 2018, ch. 833, https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201720180AB3176.

³ Judicial Council of Cal., Advisory Com. Rep., *Indian Child Welfare Act (ICWA): Implementation of AB 3176 for Indian Children* (Sept. 5, 2019), item 19-195, https://jcc.legistar.com/View.ashx?M=F&ID=7684873&GUID=52B4C6B1-F704-458F-BF42-EB1AA4F82000.

⁴ All further code references are to the California Welfare and Institutions Code unless otherwise stated.

relatives, extended family members, or nonrelative extended family members (also defined as kin) who could provide family support or possible placement of the child, and the results of those efforts.

The Proposal

The proposal is urgently required to respond to recent changes in the law and recent case decisions. The proposal would ensure ICWA inquiry is more thoroughly documented and addressed throughout the life of a case and would add the required language and findings with respect to family finding as set out in AB 2929. The proposal would do the following:

- Amend California Rules of Court, rule 5.481(a)(2)⁵ regarding who must be asked if they have information that the child is or may be an Indian child to include "other party" and to change "and all other participants in any dependency case ..." to "and all other interested persons present in any dependency case ..."; to add the words "on the record" to the end of that paragraph; and to change the term "participant" in subdivision (a)(2)(A) to "party or other interested person", and the words "or may be" between "knows or has reason to the child is" and "an Indian child." These changes are required to conform to the recent revisions to section 224.2(c). In addition, the proposal would add to subdivision (a)(4)(B) language clarifying that contacting the Bureau of Indian Affairs (BIA) and California Department of Social Services (CDSS) for assistance should occur only if the contacting entities—after interviewing the parents, Indian custodian, and extended family members—still require assistance in identifying or contacting tribes. This language is proposed in response to comments from the BIA and the CDSS that they routinely have agencies contact them without having first interviewed available family members. Without the family background information, the BIA and the CDSS will not conduct these interviews and cannot assist with locating and contacting tribes (the assistance they are mandated to provide). Finally, there would be a technical amendment to (a)(4)(C) to correct a code reference.
- Amend rule 5.668(c) to make the language regarding ICWA inquiry consistent with the new language in section 224.2 regarding asking each party or other interested person present who has not previously been asked and making this inquiry on the record.
- Amend rule 5.708(b)(1) to require that the report discuss all efforts the agency has made to comply with its ICWA inquiry duty and add new paragraph (b)(4) to state that the court must make a finding as to whether the agency has fulfilled its duty of ICWA inquiry.
- Amend rule 5.725 to require in subdivision (c), governing reporting requirements, evidence of ICWA inquiry efforts throughout the life of the case and to add a paragraph under subdivision (d), conduct of the hearing, to require the court to make a finding as to

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⁵ All further rule references are to the California Rules of Court unless otherwise stated.

whether the agency has fulfilled its duty of ICWA inquiry under the holdings of the California Supreme Court in *Kenneth D*. and *Dezi C*. These cases clarify that there must be robust evidence of ICWA inquiry throughout the life of the case and findings by the court on ICWA inquiry and ICWA status that are grounded in the record. Also, a technical change would update a rule reference in subdivision (g).

- Revise Information Sheet on Indian Child Inquiry Attachment and Notice of Child Custody Proceeding for Indian Child (form ICWA-005-INFO) to clarify and explain the ongoing duty of inquiry of extended family members and make technical corrections regarding when notice must be provided to the Secretary of the Interior.
- Revise *Indian Child Inquiry Attachment* (form ICWA-010(A)) to clarify what must be asked of the individuals questioned.
- Revise *Parental Notification of Indian Status* (form ICWA-020) to clarify that the inquiry is related to relatives and lineal ancestors of the *child*, rather than the parent, Indian custodian, or guardian.
- Revise *Additional Children Attachment* (form JV-101(A)) by reformatting it to ensure that ICWA inquiry is documented for each individual child and removing the reference to gender in item 4e, which is not required by statute.
- Revise Orders Under Welfare and Institutions Code Sections 366.24, 266.26, 727.3, 727.31 (form JV-320), which is used to document the findings and orders at a permanency hearing, to add a required finding as to the sufficiency of ICWA inquiry throughout the life of the case and to fix a typographical error at item 19(b)(3) by changing the first word from "an" to "a."
- Revise Continuance—Dependency Detention Hearing (form JV-405) to correct the name of the hearing in item 2 from "dispositional" to "detention," change existing item 12b to 12a(2), renumber the subitems in 12, modify renumbered item 12b to include language that the court has reviewed evidence of ICWA inquiry submitted for the hearing, remove the finding in original item 12c(2)(a) that ICWA does not apply, and add language in item 12c(4) that ICWA applies when the court makes a finding that the child is an Indian child.
- Revise *Findings and Orders After Detention Hearing* (form JV-410) to add a new item 9 ordering the county agency to make diligent efforts to locate and evaluate appropriate kin, add an instruction to the ICWA status language in renumbered item 11 to clarify that the court must choose one of the alternative findings, add a new sentence to renumbered item 11a ordering the county agency to continue to inquire about the child's Indian status, and delete the language in renumbered item 11b(1) that ICWA does not apply.

- Revise *Findings and Orders After Jurisdictional Hearing* (form JV-412) to update the language in item 5 regarding ICWA inquiry and status.
- Revise Findings and Orders After Dispositional Hearing (form JV-415) to move current item 5, which addresses ICWA status, into item 7, ICWA Inquiry; renumber the remaining items; and delete the language in original item 8d(1) finding that ICWA does not apply unless new information is received and add language requiring the agency to continue its ICWA inquiry efforts.
- Revise *Dispositional Attachment: Removal From Custodial Parent—Placement With Nonparent* (form JV-421) to enhance the language regarding ICWA inquiry and status by adding item 4 and include the family finding requirements in renumbered item 8 regarding.
- Revise *Findings and Orders After Six-Month Status Review Hearing* (form JV-430) to include language about continuing ICWA inquiry.
- Revise *Six-Month Permanency Attachment: Reunification Services Continued* (form JV-432) to add language concerning family finding and engagement as item 14.
- Revise Six-Month Permanency Attachment: Reunification Services Terminated (form JV-433) to add as new item 15 language regarding family finding and engagement and to require in renumbered item 18(c) that the report that the agency is required to prepare for the permanency hearing include evidence of ICWA inquiry throughout the life of the case.
- Revise *Findings and Orders After 12-Month Permanency Hearing* (form JV-435) to include language about continuing ICWA inquiry.
- Revise *Twelve-Month Permanency Attachment: Reunification Services Continued* (form JV-437) to add language concerning family finding and engagement.
- Revise *Twelve-Month Permanency Attachment: Reunification Services Terminated* (form JV-438) to add language regarding family finding and engagement and to require that the agency's permanency hearing report include evidence of ICWA inquiry throughout the life of the case.
- Revise *Findings and Orders After 18-Month Permanency Hearing* (form JV-440) to delete existing item 4 concerning ICWA status and replace it with new item 6 to include language about continuing ICWA inquiry and ICWA status findings.
- Revise *Eighteen-Month Permanency Attachment: Reunification Services Terminated* (form JV-442) to add language regarding family finding and engagement and to require that the agency's permanency hearing report include evidence of ICWA inquiry throughout the life of the case.

- Revise *Eighteen-Month Permanency Attachment: Reunification Services Continued* (form JV-443) to add language concerning family finding and engagement.
- Revise *Findings and Orders After Postpermanency Hearing—Permanent Plan Other Than Adoption* (form JV-446) to add language about family finding and engagement.
- Revise Findings and Orders After 24-Month Permanency Hearing (form JV-455) to delete existing item 4 concerning ICWA status and replace it with new item 6 to include language about continuing ICWA inquiry and ICWA status findings.
- Revise *Twenty-Four-Month Permanency Attachment: Reunification Services Terminated* (form JV-457) to require the county agency to include evidence of ICWA inquiry in its report for the permanency hearing and to add language about family finding and engagement.

Alternatives Considered

The committees considered whether the issues could be addressed through training rather than changes to rules and forms, but concluded that because the existing rules and forms no longer accurately reflect the requirements of statutory and case law, amendments to rules and revisions to forms were necessary.

Fiscal and Operational Impacts

There will be costs associated with updating the forms and findings and orders templates in court systems and training court staff on the new requirements. There should also be substantial savings as a result of fewer ICWA inquiry appeals.

Request for Specific Comments

In addition to comments on the proposal as a whole, the committees are interested in comments on the following:

- Does the proposal appropriately address the stated purpose?
- Is the information sought in the forms ICWA-010(A) and ICWA-020 helpful and complete?

The advisory committees also seek comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would three months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

- 1. Cal. Rules of Court, rules 5.481, 5.668, 5.708, and 5.725, at pages 8–12
- Forms ICWA-005-INFO, ICWA-010(A), ICWA-020, JV-101(A), JV-320, JV-405, JV-410, JV-412, JV-415, JV-421, JV-430, JV-432, JV-433, JV-435, JV-437, JV-438, JV-440, JV-442, JV-443, JV-446, JV-455, and JV-457, at pages 13–111

1 Rule 5.481. Inquiry and notice 2 3 **Inquiry** (a) 4 5 * * * 6 7 * * * (1) 8 9 (2) At the first appearance by a parent, Indian custodian, or guardian, or other party and all other participants interested persons present in any dependency 10 case; or in juvenile wardship proceedings in which the child is at risk of 11 12 entering foster care or is in foster care; or at the initiation of any guardianship, conservatorship, proceeding for custody under Family Code 13 14 section 3041, proceeding to terminate parental rights, proceeding to declare a 15 child free of the custody and control of one or both parents, preadoptive 16 placement, or adoption proceeding; and at each hearing that may culminate in an order for foster care placement, termination of parental rights, or 17 preadoptive placement or adoptive placement as described in Welfare and 18 Institutions Code section 224.1(d)(1), or that may result in an order for 19 20 guardianship, conservatorship, or custody under Family Code section 3041, the court must on the record: 21 22 23 Ask each participant party or interested person present whether the (A) 24 participant party or other interested person knows or has reason to 25 know the child is or may be an Indian child; 26 27 Instruct the parties to inform the court if they subsequently receive (B) information that provides reason to know the child is or may be an 28 29 Indian child; and 30 31 (C) 32 33 (3) * * * 34 If the social worker, probation officer, licensed adoption agency, adoption 35 **(4)** service provider, investigator, or petitioner knows or has reason to know or 36 37 believe that an Indian child is or may be involved, that person or entity must 38 make further inquiry as soon as practicable by:

Interviewing the parents, Indian custodian, and "extended family

members" as defined in 25 United States Code section 1903, to gather

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(A)

1 the information listed in Welfare and Institutions Code section 2 224.3(a)(5), Family Code section 180(b)(5), or Probate Code section 3 1460.2(b)(5); 4 5 (B) Based on the information gathered under (a)(4)(A), contacting the 6 Bureau of Indian Affairs and the California Department of Social 7 Services for assistance in identifying the names and contact information 8 of the tribes in which the child may be a member or eligible for 9 membership if the agency has been unable to make contact with such 10 tribes; and 11 12 Contacting the tribes and any other person who reasonably can be (C) 13 expected to have information regarding the child's membership status 14 or eligibility. These contacts must at a minimum include the contacts 15 and sharing of information listed in Welfare and Institutions Code 16 section 224.2(e)(3)(2)(C). 17 18 (5) 19 20 * * * (b)-(c)21 22 Rule 5.668. Commencement of hearing—explanation of proceedings (§§ 316, 316.2) 23 24 (a)-(b) * * * 25 26 (c) Indian Child Welfare Act inquiry (§ 224.2(c) & (g)) 27 28 (1) At the first appearance in court of each party or other interested person, the 29 court must ask each participant present at the hearing on the record whether: 30 31 (A)-(D) * * *32 33 (2) The court must also instruct all parties to inform the court if they 34 subsequently receive information that provides reason to know the child is or 35 may be an Indian child and order the parents, Indian custodian, or guardian, if 36 available, to complete Parental Notification of Indian Status (form 37 ICWA-020). 38 39 (3)–(4)***40 41 (d)

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1	Rule	5.708	General review hearing requirements
2 3	(a)	* * *	
4			
5	(b)	Repo	rts (§§ 366.05, 366.1, 366.21, 366.22, 366.25, 16002)
6	* * *		
7	* * *		
8		(1)	The
9		(1)	The report must include:
10			(A) (D) * * *
11			(A)-(B) * * *
12			(C) A feetival discussion of each item listed in sections 266.1 and 266.21(a).
13			(C) A factual discussion of each item listed in sections 366.1 and 366.21(c);
14			and
15			(D) A factual discussion of the information magnined by section 16002(b).
16			(D) A factual discussion of the information required by section 16002(b)-:
17 18			<u>and</u>
19			(E) A discussion of all efforts the agency has made to comply with the
20			affirmative and continuing duty to inquire whether the child is or may
21			be an Indian child, including evidence that inquiry in accordance with
22			section 224.2 has been made of any parent or extended family members
23			contacted by the agency.
24			contacted by the agency.
25		(2)	* * *
26		(2)	
27		(3)	The court must read and consider, and state on the record that it has read and
28		(3)	considered, the report of the social worker, the report of any CASA
29			volunteer, the case plan submitted for the hearing, any report submitted by
30			the child's caregiver under section 366.21(d), and any other evidence.
31			and think a taregiver under section 200.21(a), and any other evidence.
32		<u>(4)</u>	The court must make a finding as to whether the agency has fulfilled its
33		\.,	affirmative and continuing duty to inquire whether the child is or may be an
34			Indian child.
35			
36	(c)-(l	<u>(</u>)	* * *
37	(-) (-	,	
38	Rule	5.725	Selection of permanent plan (§§ 366.24, 366.26, 727.31)
39			1 (00) /
40	(a)-(l	b) * *	*
41	. , \		
42	(c)	Repo	rt
43		-	

Before the hearing, petitioner must prepare an assessment under section 366.21(i) including evidence that the agency has, throughout the life of the case, fulfilled its affirmative and continuing duty to inquire whether the child is or may be an Indian child. At least 10 calendar days before the hearing, the petitioner must file the assessment, provide copies to each parent or guardian and all counsel of record, and provide a summary of the recommendations to the present custodians of the child, to any CASA volunteer, and to the tribe of an Indian child.

1 2

(d) Conduct of hearing

At the hearing, the court must state on the record that the court has read and considered the report of petitioner, the report of any CASA volunteer, the case plan submitted for this hearing, any report submitted by the child's caregiver under section 366.21(d), and any other evidence, and must proceed under section 366.26 and as follows:

(1) Make a finding as to whether:

(A) The court and the agency have fulfilled their affirmative and continuing duty throughout the life of the case to inquire whether the child is or may be an Indian child;

(B) The record contains evidence of such inquiry, including evidence of inquiry of the parents, guardians, Indian custodian, and other available extended family members contacted by the court or the agency throughout the life of the case; and

(C) Based on that inquiry and evidence, there is reason to believe or know the child may be an Indian child.

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31 (<del>1)(2)</del>***
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$$(3)(4)**$$

(g) Advisement of appeal rights

- 1 The court must advise all parties of their appeal rights as provided in rule 5.585590
- 2 and section 366.26(1).

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INFORMATION SHEET ON INDIAN CHILD INQUIRY ATTACHMENT AND NOTICE OF CHILD CUSTODY PROCEEDING FOR INDIAN CHILD

This is an information sheet to help you fill out form ICWA-010(A), *Indian Child Inquiry Attachment*, and form ICWA-030, *Notice of Child Custody Proceeding for Indian Child*.

Form ICWA-010(A), Indian Child Inquiry Attachment

You are responsible for helping to find out whether the child is or may be an Indian child and filling out the information requested on ICWA-010(A), *Indian Child Inquiry Attachment*. This is important because if the child is or may be an Indian child, specific steps must be taken to gather family background information, contact the child's tribe, and prevent the breakup of the child's Indian family and to obtain for the child resources and services that are culturally specific to the child's family. The court will check to make sure that the child receives these resources and services.

Tips on how to fill out form ICWA-010(A), Indian Child Inquiry Attachment

- 1. Try to find contact information for the child's parents, the child's Indian custodian (if the child is living with an Indian person other than a parent) or other legal guardian, the child's grandparents and great-grandparents, and other available family members.
- 2. Contact the child's parents, the child's Indian custodian or any other legal guardians, available extended family members, and any other persons known to have an interest in the child and ask them (and the child, if old enough) these questions:
 - a. Do they think the child might be a member of a tribe or eligible for tribal membership, and if they think the child might be, then which tribe or tribes?
 - b. Are the parents or other members of the extended family members of a tribe, and if they think they might be, which tribe or tribes?
 - c. Does the child, or do the child's parents or Indian custodian, if any, live in Indian country, including a reservation, rancheria, Alaska Native village, or other tribal trust land?
 - d. Does the child or any of the child's relatives receive services or benefits from a tribe, and if yes, which tribe?
 - e. Does the child or any of the child's relatives receive services or benefits available to Indians from the federal government?
 - f. Do they have any other information indicating the child is an Indian child?
- 3. If you are in touch with any of the child's relatives or extended family members throughout the life of the case, ask them the same questions and let the court know whom you have asked and what they said.

The court clerk's office cannot file your petition unless you have filled out form ICWA-010(A), *Indian Child Inquiry Attachment*, and attached it to the petition. This requirement does not apply to a petition for appointment of a guardian of the estate only.

After you take the steps described above, if you have reason to believe that the child is an Indian child, you must gather as much family background information as you can and contact the tribe or tribes that may have a connection with the child about your court case.

You have reason to believe the child is an Indian child if any of the people you talk to answers "Yes" to any of your questions. Tribes that learn about the case can investigate and advise you and the court whether the child is a tribal member or eligible to become a tribal member, and can then decide whether to get involved in the case or assume tribal jurisdiction.

Your contacts with the tribe or tribes should include:

- (1) Contacting the tribe's designated agent for service of notice under the Indian Child Welfare Act, which is published in the Federal Register, by telephone, facsimile, or email; and
- (2) Sharing with the tribe or tribes any information identified by the tribe as necessary for the tribe to make a determination about the child's tribal membership or eligibility for membership, as well as information on the current status of the child and the case.

Form ICWA-030, Notice of Child Custody Proceeding for Indian Child

Following your inquiry about the child's Indian status and contacts with the child's tribe or tribes, if at any time throughout the life of the case you know or have reason to know the child is an Indian child, you must provide formal notice on form ICWA-030, Notice of Child Custody Proceeding for Indian Child.

Some tips to help you figure out if you have a reason to know the child is an Indian child

You have reason to know:

- 1. If the child, an Indian tribe, an Indian organization, an attorney, a public or private agency, a member of the child's extended family or any other person having an interest in the child says the child is an Indian child or provides information to anyone involved in the case suggesting that the child is an Indian child:
- 2. If the child, the child's parents, or an Indian custodian live on a reservation or rancheria or in an Alaskan Native village;

(continued on next page)

Page 1 of 2

You have reason to know (continued):

- 3. If the child is or has been a ward of the tribal court: or
- 4. If the child's parent(s) have an identification card indicating membership or citizenship in an Indian tribe.

These are just a few of the facts that would give you reason to know that a child is an Indian child. There may also be other information that would give you reason to know that the child is an Indian child.

Who do you need to notify?

If you know or have reason to know that the child is an Indian child, you must send the Notice to the following:

- 1. Child's parents or other legal guardian, including adoptive parents:
- 2. Child's Indian custodian (if the child is living with an Indian person who has legal custody of the child under tribal law or custom, under state law, or if the parent asked that person to take care of the child);
- 3. Child's tribe or tribes; and
- 4. Sacramento Area Director, Bureau of Indian Affairs, Federal Office Building, 2800 Cottage Way, Sacramento, California 95825 (if the parents, Indian custodian, or tribe cannot be determined or located).

Tips on how to find the address for the child's tribe or tribes

The Secretary of the Interior periodically updates and publishes in the Federal Register (see 25 Code of Federal Regulations § 23.12) a list of tribe names and addresses. The Bureau of Indian Affairs also keeps a list. You can access the Federal Register list and other resources related to ICWA on the Bureau of Indian Affairs website at bia.gov/bia/ois/dhs/icwa.

Copy to the Area Director of the Bureau of Indian Affairs

If you know the identity and location of the parent, Indian custodian, and the tribe or tribes, when you send the *Notice* to the parent, Indian custodian, and the tribe or tribes, you must also send a copy to the Sacramento Area Director, Bureau of Indian Affairs, Federal Office Building, 2800 Cottage Way, Sacramento, CA 95825.

Copy to the Area Director of the Bureau of Indian Affairs and Secretary of the Interior

If you do **not** know the identity and location of the child's parents, Indian custodian, and tribe or tribes, you must send copies of the *Notice* and the other documents to the Sacramento Area Director, Bureau of Indian Affairs, Federal Office Building, 2800 Cottage Way, Sacramento, CA 95825 and to the Secretary of the Interior, 1849 C Street, NW, Washington DC 20240. To help establish the child's tribal identity, you must have completed your further inquiry of available extended family members before contacting the Bureau of Indian Affairs and Secretary of the Interior and provide as much information as possible, including the child's name, birthdate, and birthplace; the names of all of the child's known relatives with addresses and other identifying information; and a copy of the petition in the case.

How do you send the Notice and prove to the court that you have done so?

If you have an attorney, the attorney will complete the steps described below. If you are representing yourself without an attorney in a probate guardianship case, the court clerk will help you with steps 1 and 2 below, including doing the mailing and signing the certificate of mailing on page 9 of the *Notice*, but you must deliver copies of the *Notice* and other documents listed in step 1 below to the court in addressed envelopes ready for mailing and then complete step 3.

- 1. Mail to the persons and organizations listed at the top of this page, by registered or certified mail, with return receipt requested, completed and signed copies of the following forms:
 - a. Your petition;
 - b. Form ICWA-010(A), Indian Child Inquiry Attachment; and
 - c. Form ICWA-030, Notice of Child Custody Proceeding for Indian Child.
- 2. The person who does the mailing must fill out the information requested on page 10 of form ICWA-030, *Notice of Child Custody Proceeding for Indian Child*, and then date and sign the original form on page 9.
- 3. Go to the court and file with the clerk of the court proof that you have given notice to everyone listed above and on page 10 of form ICWA-030, *Notice of Child Custody Proceeding for Indian Child*. Your proof must consist of the following:
 - a. The original signed Notice (form ICWA-030) and copies of the documents you sent with it (the petition and form ICWA-010(A);
 - b. All return receipts given to you by the post office and returned from the mailing; and
 - c. All responses you receive from the child's parents, the child's Indian custodian, the child's tribe or tribes, and the Bureau of Indian Affairs.

Please note that you are subject to court sanctions if you knowingly and willfully falsify or conceal a material fact concerning whether the child is an Indian child or if you counsel a party to do so. (Welf. & Inst. Code, § 224.3(e).)

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(CHILD'S NAME:	CASE NUMBER:	
1.	Name of child:		
2.	(Check one)		
	I have not yet been able to complete the inquiry about the cl	hild's Indian status because:	
	I understand that I have an affirmative and continuing duty the court of my efforts.	o complete this inquiry. I will do it as soon as possible and	advise
	I have asked or I am advised by: person has completed inquiry by asking the child, the child's child's Indian status. Each of these persons was asked where affiliated with an Indian tribe, lived on tribal lands, or hard	ther they had any information that the child or the child's pa	the <mark>arents</mark>
	Name:	Name:	
	Address:	Address:	
	City, state, zip:	City, state, zip:	
	Telephone:	Telephone:	
	Date questioned:	Date questioned:	
	Relationship to child:	Relationship to child: s attached. (Form MC-020 may be used for this purpose.)	
4.	gave me no reason to believe the child is or may be an India I contacted the tribe(s) that the child may be affiliated with a eligible for membership in the tribe(s). Information detailing the manner of the contacts is attached.	nd worked with them to establish whether the child is a me	
5.	Based on inquiry and tribal contacts (check all that apply)		
	 a. the child is or may be a member of or eligible for member Name of tribe(s): Location of tribe(s): 	ership in a tribe.	
	 the child's parents, grandparents, or great-grandparents Name of tribe(s): Location of tribe(s): 	are or were members of a tribe.	
	c. the residence or domicile of the child, child's parents, or village, or other tribal trust land.	Indian custodian is on a reservation, rancheria, Alaska Na	ıtive
		enefits from a tribe or services that are available to Indians alth Service or Tribal Temporary Assistance to Needy Fam	
	e. the child is or has been a ward of a tribal court. Name of tribe(s): Location of tribe(s):		
	f. either parent or the child possesses an Indian identificate Name of tribe(s): Location of tribe(s):	tion card indicating membership or citizenship in an Indian	tribe.

	ICWA-010(A)
CHILD'S NAME:	CASE NUMBER:
6. If this is a delinquency proceeding under Welfare and Institutions Code section 601 or	602 <mark>,</mark>
the child is in foster care.	
it is probable the child will be entering foster care.	
I declare under penalty of perjury under the laws of the State of California that the foregoin	ng is true and correct.
Date:	
•	
(TYPE OR PRINT NAME)	(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY	Y: STATE BAR NUMBER:	FOR COURT USE ONLY
NAME:		
FIRM NAME:		
STREET ADDRESS:		
CITY:	STATE: ZIP CODE:	DD 4 5 7
TELEPHONE NO.:	FAX NO.:	DRAFT
EMAIL ADDRESS:		Not approved by
ATTORNEY FOR (name):		the Judicial Council
SUPERIOR COURT OF CALIFORN	IIA, COUNTY OF	ICWA-020.v8.022425.jh
STREET ADDRESS:		
MAILING ADDRESS: CITY AND ZIP CODE:		
BRANCH NAME:		
CHILD'S NAME:		
CHIED'S NAME.		
PARENTAL N	NOTIFICATION OF INDIAN STATUS	CASE NUMBER:
about the child's Indian statumust let your attorney, all the	ian, or guardian of the above named child: You must us by completing this form. If you get new information e attorneys on the case, and the social worker or pro- posted form must be filed with the court.	n that would change your answers, you
1. Name:		
2 Polationship to shild:	Barant	Oth an
Relationship to child: Indian status	Parent Indian custodian Guardian	Other:
	nember of, or eligible for membership in, a federally reco	anized Indian tribe
Name of tribe(s) (name of tribe)	-	griized indian tribe.
Location of tribe(s):	·	
	be a member of, or eligible for membership in, a federa is affiliated with the tribe):	ily recognized indian tribe because (state why
Name of tribe(s) (no	ame each):	
Location of tribe(s):	:	
c. One or more of <mark>the</mark> tribe.	child's parents, grandparents, or other lineal ancestors	is or was a member of a federally recognized
Name of tribe(s) (no	ame each):	
Location of tribe(s):	:	
Name and relations	ship of ancestor(s):	
d. I am a resident of c	or am domiciled, <mark>live, or has lived</mark> on a reservation, ranch	neria, Alaska Native village, or other tribal trust
e. The child is a resident tribal trust land.	ent of or is domiciled, <mark>lives, or has lived</mark> on a reservatior	, rancheria, Alaska Native village, or other
f. The child is or has	been a ward of a tribal court of the:	tribe.
g. Either parent or the	e child possesses an Indian identification card indicating	
Name of tribe(s) (no	•	·
. , ,	zenship number <i>(if any):</i>	
h. None of the above		
4. A previous form ICWA-020	has has not been filed with the cour	
	y under the laws of the State of California that the forego	ing is true and correct.
Date:)	
(TYPE OR PRIN	IT NAME)	(SIGNATURE)
Note: This form is not intende	ed to constitute a complete inquiry into Indian herita	ge. Additional inquiry may be required by

Page 1 of 1

the Indian Child Welfare Act.

DRAFT Not approved by the Judicial Council JV-101(A).v6.022425.jh JV-101(A)

following subdivisions of section 300 of the ise statements of facts): (g) (h) (i) (j) d. Date of birth:
ise statements of facts): (g) (h) (i) (j)
d. Date of birth:
de different information below.)
mother father guardian unknown biological presumed alleged
ne, address, and relationship to child): ent or guardian resides within this state. This adult in this county or is closest to this court.
ed detained ime of detention: ace of detention (address): Shelter/foster care Other
tribe or eligible for membership and the m ICWA-010(A)) is attached. ((insert name) or eligible for membership and the biological low. I am aware of the ongoing duty to nt (form ICWA-010(A)), and submit it to the

JV-101(A)

CHILD'S	S NAME:		C	ASE NUMBER:	
	e child named below comes within the jurisdiction of the jurisdiction of the jurisdiction of the jurisdictions Code (check applicable boxes; see a				section 300 of the
	(a) (b)(1) (b)(4) (c) (d)	(e)	(f)	(g) (h)	(i) (j)
b. Chi	ild's name:		c. Age:	d. Date of birth:	
In	formation is the same as that given for the child in item 1.	(If not the s	same, provide	e different information b	elow.)
	me: mother dress: father guardian unknown other or father (check all that apply): legal biological presumed alleged	f. Name Addre		k all that apply): biological presun	mother father guardian unknown alleged
	me: mother dress: father guardian unknown legal biological presumed alleged		No known paren	address, and relations	s state. This adult
i. Prid	or to intervention, child resided with parent (name): parent (name): guardian (name): Indian custodian (name): other (state name, address, and relationship to child):		not detained Date and tim	detained ne of detention: e of detention (address) Shelter/foster care	
k. Ind (1) (2) (3)	biological child of a member, and the <i>Indian Child</i> On information and belief, I am aware that inquiry and the <i>Indian Child Inquiry Attachment</i> (form ICW)	Inquiry Atta has been co /A-010(A)) i mber of an I the reasons	chment (form ompleted by (s attached. ndian tribe or s set out belo	n ICWA-010(A)) is attac (insert name) r eligible for membershi w. I am aware of the or	p and the biological going duty to

ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER:		FOR CO	URT USE ONLY
NAME:			1555	
FIRM NAME:				
STREET ADDRESS:				
CITY:	STATE: ZIP C	CODE:		
TELEPHONE NO.:	FAX NO.:	.002.	_	
EMAIL ADDRESS:	TAX NO		D	RAFT
			Not an	proved by
ATTORNEY FOR (name):				cial Council
SUPERIOR COURT OF CALIFORNIA, COUN	TY OF			
STREET ADDRESS:			JV-320.v	10.022425.jh
MAILING ADDRESS:				
CITY AND ZIP CODE:				
BRANCH NAME:				
CHILD'S NAME:				
ORDERS UNDER WELFA	DE AND INSTITUTIONS	S CODE	CASE NUMBER:	
		S CODE		
SECTIONS 366.24	4, 366.26, 727.3, 727.31			
Child's Name:		Da	ite of birth:	Age:
		Da	ite of birtir.	Age.
Parent's name (if known):				
Parent's name (if known):				
Parent's name (if known):				
Tarente name (maneury)				
1. a. Hearing date:	Time:	Dept.:		Room:
	Time.	Бери		NOOM.
b. Judicial officer:				
c. Parties and attorneys present:				
2. The court has read and consider			t. Code, §§ 361.5(g),	366.21(i), 366.22(c),
366.25(b), or 727.31(b) and the i	eport and recommendation	n of the		
social worker pı	robation officer a	and other evidence.		
3. The court has considered the wis		t with the child's age	e, and all findings and	orders of the court are
made in the best interest of the o	:hild.			
THE COURT FINDS AND ORDERS				
4. a. Notice has been given as rec	ιuired by law.			
b. (1) The court has reviewed	filed Parental Notification o	f Indian Status (form	1 ICWA-020), evidenc	<mark>e taken at earlier</mark>
	nd evidence filed by the age	ency. The court finds	that the court and the	e agency have fulfilled
their affirmative and ong	joing duty of inquiry to dete	rmine whether the cl	hild is or may be an Ir	dian child throughout the
life of the case, including	g interviewing available exte	ended family member	ers, and that there is r	o reason to believe or
know that the child may	-	-		
(2) This case involves on In	dian child, and the court fin	ids that notice has b	een given to the para	nte Indian custodian
	the Bureau of Indian Affairs			
	eturn cards, copies of all no			
cerunea man receipts, re	rum varus, copies or all 110	accs, and any respu	71303 10 111036 11011068	are in the court life.

CHILD'S NAME:	CASE NUMBER:		
5. For a child 10 years of age or older who is not present, a. the child was properly notified of the right to attend the hearing under We opportunity to be present, and there is no good cause for a continuance to			
 b the child was not properly notified of the right to attend the hearing under Welf. & Inst. Code, § 349(d), or the child wished to be present and was not given an opportunity to be present, and (1) there is good cause for a continuance for a period of time necessary to provide notice and secure the presence of the child to enable the child to be present. (2) it is in the best interest of the child not to continue the hearing. 			
6. The court takes judicial notice of all prior findings, orders, and judgments in the	his proceeding.		
7. The court previously made a finding denying or terminating reunification serv 366.22, 366.25, 727.2, or 727.3, for parent (name): parent (name): parent (name):	ices, under Welf. & Inst. Code, §§ 361.5, 366.21,		
8. a. The court finds, by clear and convincing evidence, that it is likely the child	d will be adopted.		
b The child is an Indian child or there is reason to know that the child is an Indian child or there is reason to know that the child is an Indian child or there is reason to know that the child is reasonable evidence and could be considered all relevant, admissible evidence (A) qualified expert witness testimony provided by (name of witness (B) evidence regarding the prevailing social and cultural practices of (2) the court finds beyond a reasonable doubt that continued physical cultural practices of the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child in the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotional or physical damage to the child is likely to result in serious emotion in the child is likely to result in serious emotion in the child is likely to result in serious emotion in the child is likely to resu	e, including ses) and of the child's tribe; and sustody by the mother father d):		
 9. The parental rights of a. parent (name): b. parent (name): c. parent (name): d. alleged fathers (names): e. unknown mother all unknown fathers are terminated, adoption is the child's permanent plan, and the child is referred or a local licensed adoption agency for adoptive placement. f. The adoption is likely to be finalized by (date): (If item 9 is completed, skip items 10–18 and go directly to item 19.) 	to the California Department of Social Services		
	I faith and credit and fully incorporated herein.		
The child is referred to the California Department of Social Services or a local li adoptive placement in accordance with the tribal customary adoption order. (If item 10 is completed, skip items 11–18 and go directly to item 19.)	icensed adoption agency for tribal customary		

CHILD'S NAME:	CASE NUMBER:
11 The child is living with a relative who is unable or unwilling to adopt the cunwillingness to accept legal or financial responsibility for the child, but wand permanent home through legal guardianship. Removal of the child for the child's emotional well-being. (If item 11 is checked, skip items 12–	who is willing and capable of giving the child a stable rom the custody of this relative would be detrimental
12. Termination of parental rights would be detrimental to the child for the fo applicable reasons below, skip items 13–14, and go directly to item 15 (grelative) or 17 (continued foster care).)	
The parents or guardians have maintained regular visitation and concontinuing the relationship.	tact with the child, and the child would benefit from
b The child is 12 years of age or older and objects to termination of par	rental rights.
 The child is placed in a residential treatment facility, adoption is unlik will not prevent a permanent family placement if the parents cannot r needed. 	
d. The child is living with a foster parent or Indian custodian who is unal exceptional circumstances that do not include an unwillingness to ac who is willing and capable of providing the child with a stable and perphysical custody of the foster parent or Indian custodian would be determined.	cept legal or financial responsibility for the child, but rmanent environment. Removal of the child from the
NOTE: Do not check item 12d if the child is either	
(1) under the age of 6; or	
(2) a member of a sibling group, at least one member of which is under the	
e. There would be substantial interference with the child's sibling relation	·
f. The child is an Indian child, and there are compelling reasons for det be in the best interest of the child, including, but not limited to the foll	lowing:
 Termination of parental rights would substantially interfere with the chi tribal membership rights. 	ild's connection to the tribal community or the child's
(2) The child's tribe has identified guardianship or another permanent plan	n for the child.
13. Termination of parental rights would not be detrimental to the child, but the notidentified or available prospective adoptive parent for the child because below and complete item 14)	
a. is a member of a sibling group that should stay together.	
b. has a diagnosed medical, physical, or mental disability.	
c. is 7 years of age or older.	
14. a. Termination of parental rights is not ordered at this time. Adoption is locate an appropriate adoptive family. A report to the court is due by order):	
(Do not check item 14a for a tribal customary adoption. If item 14a is check appropriate, skip items 15–18, and go directly to item 19.)	ked, provide for visitation in items 14b and 14c, as
b. Visitation between the child and	
(1) parent (name):	
(2) parent (name):	
(3) legal guardian (name):	
(4) Other(name): is scheduled as follows (specify):	
io contoduiod do fonomo (opociny).	

CHILD'S NAME:	CASE NUMBER:		
14. c. Visitation between the ch	ild and <i>(names):</i> s physical or emotional well-being and is	terminated.	
(Do not check item 15 for a tribal c		provide for visitation in items 15a and 15	<i>rs</i> have issued.
a. Visitation between the ch (1) parent (name): (2) parent (name): (3) legal guardian (name) (4) Other(name): is scheduled as follo)):		
b. Visitation between the ch	ild and <i>(names):</i> s physical or emotional well-being and is	terminated.	
(If the child is a dependent and been approved as a resource for	rdship jurisdiction is terminated. the appointed guardian is a relative or no amily home for at least six months, the co- ding of exceptional circumstances.)		
The juvenile court retains juris	diction over the guardianship under Welf.	& Inst. Code, § 366.4 or § 728(e).	
d. Dependency Waterminated by (date):	ardship jurisdiction is not terminated. De	ependency or wardship jurisdiction is like	ely to be
subject to the periodic review The likely date by which the	s permanent placement with (name): of the juvenile court under Welf. & Inst. Could child's permanent plan will be achieved is the many service of the court of th	code, § 366.3 or § 727.2.	willing relative,
17 The child remains placed in f	oster care with (name of placement):		
 a. with a permanent plan of (1) returning home. (2) adoption. (3) tribal customary ado (4) legal guardianship. (5) placement with a fit a 	ption <mark>.</mark>		
			dered placed

CHIL	LD'S NAME:	CASE NUMBER:
17. c.	The barriers to achieving the permanent plan in items 17a and 17b are:	
d.	The child, if 10 years of age or older, has identified the following individuals, other to the child (specify):	han the child's siblings, who are important to
e.	The child's permanent plan is likely to be achieved by (date): (If item 17 is checked, provide for visitation in item 18, as appropriate, and go to ite	em 19.)
18. Th	e child is permanently placed with a relative or remains placed in foster care (if item	16 or 17 is checked).
a.	 Visitation between the child and (1) parent (name): (2) parent (name): (3) legal guardian (name): (4) Other(name): is scheduled as follows (specify): 	
b.	Visitation between the child and (names): is detrimental to the child's physical or emotional well-being and is terminated The child is an Indian child. The court finds that the child's permanent plan complete.	
a.	the permanent plan is not adoption, and (check one)	iso with the placement professioned because
	 (1) the child is placed with a member of the child's extended family, as defin. (2) a diligent search was made for a placement with a member of the child's in detail in the record, and the child is placed in a foster home licensed, a tribe; or 	extended family, the efforts are documented
	(3) a diligent search was made for a placement with a member of the child's approved, or specified by the Indian child's tribe; the efforts are documer placed in an Indian foster home licensed or approved by an authorized n	ited in detail in the record; and the child is
	(4) a diligent search was made for a placement with a member of the child's approved, or specified by the Indian child's tribe, or in an Indian foster he non-Indian licensing authority; the efforts are documented in detail in the institution for children approved by an Indian tribe or operated by an India to meet the Indian child's needs; or	me licensed or approved by an authorized record; and the child is placed in an
	(5) the child is placed in accordance with the preferences established by the	
	(6) the court finds by clear and convincing evidence that there is good cause based on the reasons set out in the record.	e to depart from the placement preferences
b.	the permanent plan is adoption, and (check one)	
	(1) the child is placed with a member of the child's extended family; or	ovtanded family these affects ar-
	(2) a diligent search was made for a placement with a member of the child's documented in detail in the record, and the child is placed with other mer	
	(3) a diligent search was made for a placement with a member of the child's child's tribe, those efforts are documented in detail in the record, and the	

CHILD'S NAME:	CASE NUMBER:				
 19. b. (4) the child is placed in accordance with the preferences established by the tribe; or (5) the court finds by clear and convincing evidence that there is good cause to depart from the placement preferences based on the reasons set out in the record. 					
20. The child's placement is necessary.					
21. The child's placement is appropriate.					
22. For a child placed in a short-term residential therapeutic program or community to evidence and documentation submitted under Welf. & Inst. Code, § 366.1(/) when and appropriateness of the placement.					
23. The child is missing or has run away from placement. Out-of-home placement co was was not appropriate. The county agency has to locate the child.	ntinues to be necessary. The placement has not made reasonable efforts				
24. The child is currently detained in juvenile hall. Out-of-home placement continues was appropriate.	to be necessary. The placement				
25. The agency has complied with the case plan by making reasonable efforts, include the permanent plan.	ding whatever steps are necessary to finalize				
26. The child is an Indian child, and active efforts, as detailed in the record, remedial services and rehabilitative programs designed to prevent the breakup of If active efforts were made, those efforts have proved successful	were were not made to provide f the Indian family. unsuccessful.				
27. The child is 14 years of age or older, and					
 the services stated in the case plan include those needed to assist the child in successful adulthood. 	n making the transition from foster care to				
 the services stated in the case plan do not include those needed to assist the care to successful adulthood. 	child in making the transition from foster				
c to assist the child in making the transition to successful adulthood, the county provide the services	agency must add to the case plan and				
(1) stated on the record.(2) as follows:					
28. The child remains a dependent ward of the court. (Do NOT	check this item if item 15c is checked.)				
29. All prior orders not in conflict with this order remain in full force and effect.					
30. Other (specify):					

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CHILD'S NAME:		CASE NUM	BER:
31. Next hearing date:	Time:	Dept.:	Room:
a. Continued hearing under Welf. & family	Inst. Code, § 366.26 for re	eceipt of report on attempts	to locate an appropriate adoptive
b. Continued hearing under Welf. &	- , , , ,) for receipt of the tribal cus	tomary adoption order
c. Six-month postpermanency revie	eW		
d. Other (specify):			
32. The			
a. parent <i>(name):</i>			
b. parent <i>(name):</i>			
c. parent <i>(name):</i>			
d. Indian custodian (name):			
e. <mark>c</mark> hild			
f. Other (name):			
g. Other (name):			
have been advised of their appeal rights ur	nder California Rules of Co	ourt, rule 5.590.	
Date:			
		JUDICIAL	OFFICER

		JV-400
ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER:	FOR COURT USE ONLY
NAME:		
FIRM NAME:		
STREET ADDRESS:	STATE. ZID CODE.	
CITY: TELEPHONE NO.:	STATE: ZIP CODE: FAX NO.:	
EMAIL ADDRESS:	TAX NO	DRAFT
ATTORNEY FOR (name):		Not approved by
		the Judicial Council
SUPERIOR COURT OF CALIFORNIA, COUNT STREET ADDRESS:	YOF	JV-405.v6.022425.jh
MAILING ADDRESS:		3 V-403. VO. 022423. jii
CITY AND ZIP CODE:		
BRANCH NAME:		
CHILD'S NAME:		
OTTLE OTTA WIE.		
		0.405.144.1050
CONTINUANCE—DEPEND	DENCY DETENTION HEARING	CASE NUMBER:
1. This matter came before the court on the	ne	
original petition subsequ	ent petition supplemental petition	other (specify):
filed on (date):		
2. Detention hearing		
a. Date:	e. Court reporte	r (nama):
	f. Bailiff (name)	
2 open		ame and language):
c. Judicial officer (name):	g. Interpreter (III	ane and language).
d. Court clerk (name):		Appointed
h. <u>Party <i>(name):</i></u>	<u>Present</u> <u>Attorney</u> (
(1) Child:		
(2) Mother:		
(3) Father—presumed:		
(4) Father—biological:		
(5) Father—alleged:		
(6) Legal guardian:(7) Indian custodian:		
(8) De facto parent:		
(9) County agency social worker:		
(10) Tribal representative:	H	
(11) Other (specify):	i i i i i i i i i i i i i i i i i i i	
i. Others present in courtroom:		
(1) Court Appointed Special Advoc	cate (CASA) volunteer (name):	
(2) Other (name):	()	
(3) Other (name):		
THE COURT FINDS AND ORDERS:		
	and the child on the children of	a also approinted as the shiftle OUTLAN
3 The attorney appointed to represe Prevention and Treatment Act gu	ent the child as the child's attorney of record i ardian ad litem.	s also appointed as the child's Child Abuse
4 a. The child will not benefit from	representation by an attorney, and for the re	asons stated on the record, the court finds
(1) the child understands the	e nature of the proceedings;	
	nunicate and advocate effectively with the cou ssionals involved in the case; and	rt, other counsel, other parties, including social
·	of the case, the child would not gain any ber	nefit from being represented by counsel.
 b. A Court Appointed Special Ac Abuse Prevention and Treatn 	dvocate is appointed for the child, and that penent Act guardian ad litem.	rson is also appointed as the child's Child

JV-405 CHILD'S NAME: CASE NUMBER: A Court Appointed Special Advocate is appointed for the child. 6. The court has informed and advised the legal guardian mother biological father child presumed father alleged father Indian custodian other (specify): of the following: a. The right of the child and each parent, legal guardian, and Indian custodian to be present and to be represented by counsel at every stage of the proceedings. The court may appoint counsel subject to the court's right to seek reimbursement, if an individual is entitled to appointed counsel and the individual is financially unable to retain counsel. b. The right to be informed by the court of: the contents of the petition; the nature of and possible consequences of juvenile court proceedings; the reasons for the initial detention and the purpose and scope of the detention hearing if the child is detained; the right to have a child who is detained immediately returned to the home of the parent, legal guardian, or Indian custodian if the petition is not sustained; that if the petition is sustained and the child is removed from the care of the parent, legal guardian, or Indian custodian, the time for services will commence on the date the petition is sustained or 60 days from the date of the initial removal, whichever is earlier; that the time for services will not exceed 12 months for a child aged three years or over at the time of the initial removal; and that the time for services will not exceed 6 months for a child under the age of three years at the time of the initial removal or for the member of a sibling group that includes such a child if the parent, legal guardian, or Indian custodian fails to participate regularly and make substantive progress in any court-ordered treatment program. The right to a hearing by the court on the issues presented by the petition. The right to assert the privilege against self-incrimination; to confront and cross-examine the persons who prepared reports or documents submitted to the court by the petitioner and the witnesses called to testify against the parent, legal guardian; or Indian custodian; to subpoena witnesses; and to present evidence on his or her own behalf. 7. The court has considered the information contained in the report of social worker dated: other (specify): h. other (specify): and based on this information finds that continuance in the home is contrary to the child's welfare pending a further determination at the continued hearing. The court grants the motion for continuance under Welf. & Inst. Code, § 322 made by the mother biological father legal guardian child alleged father Indian custodian presumed father other (specify): A motion for continuance was made by the mother biological father legal guardian child presumed father alleged father Indian custodian other (specify): and good cause exists for granting the continuance in that

The motion for the continuance is granted.

other (specify):

notice of the date, time, and location of the hearing was not given to *(name):* the child did not receive proper notice of his or her right to attend the hearing.

CHILD'S NAM	IE:	CASE NUMBER:	
10. Conta	act with the child is ordered as stated in (check appropriate boxes and at	ttach indicated forms):	
a.	isitation Attachment: Parent, Legal Guardian, Indian Custodian, Other Impolisitation Attachment: Sibling (form JV-401). Isitation Attachment: Grandparent (form JV-402).	·	
11. Parentage			
ar pr	ne court inquired of the child's parents present at the hearing and other applied addresses of all presumed or alleged parents of the child. All alleged pareviously submitted a <i>Statement Regarding Parentage (Juvenile)</i> (form JV-50 pmplete form JV-505 and submit it to the court.	ents present during the hearing who had	
(1) alle (2) alle	ne clerk of the court is ordered to provide the notice required by Welf. & Inst ged parent (name): ged parent (name): ged parent (name):	t. Code, § 316.2 to	
12. ICWA <mark>i</mark>nqu i	ry		
	ecord, the court has		
(1)	asked each participant present at the hearing		
mei ● <mark>w</mark> he	ether the participant is aware of any information indicating that the child is a mbership or citizenship in an Indian tribe or Alaska Native village and <mark>,</mark> if yes ether the residence or domicile of the child, either of the child's parents, or <mark>th</mark> Alaska Native village and <mark>,</mark> if yes, the name of the tribe or village;	, the name of the tribe or village;	or in
• <mark>i</mark> f th	ether the child is or was ever a ward of a tribal court, and if yes, the name of e child, either of the child's parents, or the child's Indian custodian possess mbership or citizenship in a tribe or Alaska Native village, and if so, the nam	es an identification card indicating	
<mark>(2)</mark>	instructed the participants to inform the court if they receive any informat citizen or eligible for membership or citizenship in a tribe or Alaska Nativ		or
b. Based o	n this inquiry and a review of the evidence of ICWA inquiry submitted for the	<mark>e hearing,</mark> (check one)	
(1)	the court finds there is no reason to believe or reason to know the child i continue its inquiry to determine whether the child is or may be an Indiar efforts.		
(2)	the court finds there is reason to believe the child is an Indian child, and	(check one)	
(a)	the record includes evidence that the agency has complied with Wel reason to know that the child is an Indian child; or	·	no
(b)	the agency is ordered to complete further inquiry as required by Wel court evidence of this inquiry, including all contacts with extended fa affiliated with, the Bureau of Indian Affairs, the California Department	mily members, tribes that the child may it of Social Services, and/or others.	
(3)	the court finds that there is reason to know that the child is an Indian chil	·	
(a)	the agency has presented evidence in the record that it has exercise of the tribes where the child may be a member or eligible for member of the tribes where the child may be a member or eligible for member or eligible.	ership to verify the child's status; or	
(b)	the agency is required to exercise due diligence to identify and work a member or eligible for membership to verify the child's status and Inst. Code, § 224.3 and file proof of due diligence and notice with the	provide notice in accordance with Welf.	
(c)	notice has been provided as required by law; and		
(d)	the court will treat the child as an Indian child until it is determined o child.		
(4)	the court finds that the child is an Indian child and a member of the The Indian Child Welfare Act applies.		tribe.

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CHILD'S NAME:		CASE NUMBER:
13. The parents, legal guardians, and Indian custodians must k addresses and telephone numbers and provide written notifications, and Indian custodians present during the hearing (form JV-140) or its equivalent were provided with and order before leaving the courthouse today.	fication of any changes to th g who had not previously su	neir mailing addresses. The parents, legal ubmitted a <i>Notification of Mailing Address</i>
14. The mother biological father presumed father alleged father other (specify): must complete Your Child's Health and Education (for social worker to complete the form.	legal guardian Indian custodian m JV-225) or provide the ne	ecessary information for the county agency
15. The mother biological father presumed father alleged father other (specify): were provided with a Parental Notification of Indian St		ordered to complete form ICWA-020 and to
submit it to the court before leaving the courthouse to 16. There is reason to know the child is an Indian child, a § 224.3 of the for any hearings that may result in the rights, preadoptive placement, or adoptive placement	nd the county agency must removal or foster care place	ement of the child, termination of parental
17. The mother biological father presumed father alleged father other (specify): must disclose to the county agency social worker the maternal or paternal relatives of the child.	legal guardian Indian custodian names, residences, and any	y known identifying information of any
18. Other findings and orders a. See attached. b. (Specify):		
19. All parties are ordered to return for the continued heari	ng:	
Hearing date: Time:	Dept:	Room:
20. All prior orders not in conflict with this order remain in	full force and effect.	
21. Number of pages attached:		
Date:		JUDICIAL OFFICER
Countersignature for detention orders (if necessary):		
Date:		JUDGE
		33500

		1
ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER:	FOR COURT USE ONLY
NAME:		
FIRM NAME:		
STREET ADDRESS:	STATE: ZIP CODE:	
TELEPHONE NO.:	FAX NO.:	DRAFT
EMAIL ADDRESS:	.,,,,,,,,	
ATTORNEY FOR (name):		Not approved by
SUPERIOR COURT OF CALIFORNIA, COUNT	TY OF	the Judicial Council
STREET ADDRESS:		JV-410.v11.022425.jh
MAILING ADDRESS:		
CITY AND ZIP CODE:		
BRANCH NAME:		
CHILD'S NAME:		
	AFTER DETENTION HEARING st. Code, § 319)	CASE NUMBER:
4 71: 0 1 5 0 1		
This matter came before the court on the original petition subseques su	ne uent petition supplemental petition	other (specify):
2. Detention hearing		
a. Date:	e. Court reporter	(name):
b. Department:	f. Bailiff (name):	(name).
c. Judicial officer (name):		me and language):
d. Court clerk (name):		5 6 <i>7</i>
2 - 3 (Appointed
h. Party (name): (1) Child: (2) Mother: (3) Father—presumed: (4) Father—biological: (5) Father—alleged: (6) Legal guardian: (7) Indian custodian: (8) De facto parent: (9) County agency social worker: (10) Tribal representative: (11) Other (specify): i. Others present in courtroom:	Present Attorney (n	ame): Present today Comparison of the comparis
(1) Court Appointed Special Advocation(2) Other (name):(3) Other (name):	cate (CASA) volunteer (name):	
3. The court has read and considered a	and admits the following into evidence:	
a. Report of social worker dated	d:	
b. Report of CASA volunteer da	ated:	
c. Other (specify):		
d. Other (specify):		
	ALL OTHER EVIDENCE RECEIVED, THE CO	URT FINDS AND ORDERS
	location of the hearing was given as required	
	or older who is not present	•
	or older who is not present otified under Welf. & Inst. Code, § 349(d) of the	e right to attend the hearing and was given an
	t, and there is no good cause for a continuance	

C	HILD'	S NAME:	CASE NUMBER:
4.	b. (2) The child was not properly notified under Welf. & Inst. Code, § 349(d) of wished to be present and was not given an opportunity to be present, an	
		(a) there is good cause for a continuance for a period of time necessary of the child to enable the child to be present.	y to provide notice and secure the presence
		(b) it is in the best interest of the child not to continue the hearing.	
5.		The attorney appointed to represent the child as the child's attorney of record is Prevention and Treatment Act guardian ad litem.	also appointed as the child's Child Abuse
6.	а. [The child will not benefit from representation by an attorney and, for the reas	ons stated on the record, the court finds
) the child understands the nature of the proceedings;	
	(2	the child is able to communicate and advocate effectively with the court, other workers, and other professionals involved in the case; and	counsel, other parties, including social
	(3) under the circumstances of the case, the child would not gain any benefit from	being represented by counsel.
		Court Appointed Special Advocate is appointed for the child, and that person is a revention and Treatment Act guardian ad litem.	lso appointed as the child's Child Abuse
7.		A Court Appointed Special Advocate is appointed for the child.	
8.	Parer	ntage	
	a	The court inquired of the child's parents present at the hearing and other app and addresses of all presumed or alleged parents of the child. All alleged par previously submitted a <i>Statement Regarding Parentage</i> (form JV-505) were JV-505 and submit it to the court.	ents present during the hearing who had not
	b. [The clerk of the court is ordered to provide the notice required by Welf. & Ins	t. Code, § 316.2 to
	(1) alleged parent (name):	
	(2	, ,	
	(3) alleged parent (name):	
9.	Fami	<mark>ly finding</mark>	
		ounty agency is ordered to make diligent efforts to locate and evaluate appropriat ource placement.	e kin to provide family support and serve as
10.	ICWA	inquiry	
	On th	e record, the court has	
	а. 🗌	asked each participant present at the hearing	
	•	whether the participant is aware of any information indicating that the child is a n or citizenship in an Indian tribe or Alaska Native village and if yes, the name of the	
	•	whether the residence or domicile of the child, either of the child's parents, or Inc Alaska Native village and if yes, the name of the tribe or village;	-
		whether the child is or was ever a ward of a tribal court, and if yes, the name of t	_
	•	if the child, either of the child's parents, or the child's Indian custodian possesses or citizenship in a tribe or Alaska Native village, and if so, the name of the tribe of	
	b	instructed the participants to inform the court if they receive any information i or eligible for membership or citizenship in a tribe or Alaska Native village.	ndicating that the child is a member or citizer
<mark>11</mark> .	ICWA	status (check one):	
	а. [The court finds there is no reason to believe or reason to know the child is ar to continue to inquire about the child's possible Indian status and report all in	
	b. [The court finds there is reason to believe the child is an Indian child; and	

JV-410 [Rev. January 1, 2026]

JV-410

CHILD'S NAME:	CASE NUMBER:
11. b. (1) the agency has completed further inquiry as required by Welf. & In know that the child is an Indian child; or	ast. Code, § 224.2(e), and there is no reason to
(2) the agency is ordered to complete further inquiry as required by W evidence of this inquiry, including all contacts with extended family with, the Bureau of Indian Affairs, the California Department of Soc	members, tribes that the child may be affiliated
 c The court finds that there is reason to know that the child is an Indian of the agency has presented evidence in the record that it has exercise tribes where the child may be a member or eligible for membership. 	sed due diligence to identify and work with all of the
(2) the agency is required to exercise due diligence to identify and wo member or eligible for membership to verify the child's status and proof of due diligence and notice with the country.	provide notice in accordance with Welf. & Inst.
(3) notice has been provided as required by law; and	
(4) the court will treat the child as an Indian child until it is determined	on the record that the child is not an Indian child.
d. The court finds that the child is an Indian child and a member of the:	tribe.
12. ICWA jurisdiction	
a. It is known or there is reason to know that the child is an Indian child. The co	urt finds <i>(check one):</i>
(1) that it has jurisdiction over the proceeding because	(
(a) the court finds that the residence and domicile of the child are not exclusive jurisdiction; and	on a reservation where the tribe exercises
(b) the court finds that the child is not already under the jurisdiction of	a tribal court; or
(2) the court finds that it does not have jurisdiction because the child is or	s under the exclusive jurisdiction of the tribal court;
(3) the court finds that the child is under the exclusive jurisdiction of the emergency jurisdiction in accordance with section 1922 of title 25 of	
Advisements and waivers	
13. The court has informed and advised the	
mother biological father legal guardian	child
presumed father alleged father Indian custodian	
Other (specify):	
Other (specify):	
of the following:	
 The right of the child and each parent, legal guardian, and Indian custodian to every stage of the proceedings. The court may appoint counsel subject to the individual is entitled to appointed counsel and the individual is financially unal 	e court's right to seek reimbursement, if an
b. The right to be informed by the court of	
• the contents of the petition;	
the nature of and possible consequences of juvenile court proceedings;	
the reasons for the initial detention and the purpose and scope of the determined to the purpose and the purpose and the purpose and scope of the determined to the purpose and the purpose and the purpose and the purpose are the purpose and the purpose are the purpose and the purpose and the purpose are th	_
 the right to have a child who is detained immediately returned to the home 	or the parent, legal quartian, or indian custodian it

• that the time for services will not exceed 12 months for a child aged three years or over at the time of the initial removal; and • that the time for services will not exceed 6 months for a child under the age of three years at the time of the initial removal or

• that if the petition is sustained and the child is removed from the care of the parent, legal guardian, or Indian custodian, the time for services will commence on the date the petition is sustained or 60 days from the date of the initial removal, whichever

• that the time for services will not exceed 6 months for a child under the age of three years at the time of the initial removal or for the member of a sibling group that includes such a child if the parent, legal guardian, or Indian custodian fails to participate regularly and make substantive progress in any court-ordered treatment program.

the petition is not sustained;

CHII	LD'S NAME:	CASE NUMBER:	
	The right to a hearing by the court on the issues presented by the petition. The right to assert the privilege against self-incrimination; to confront and cross-exal documents submitted to the court by the petitioner and the witnesses called to testify Indian custodian; to subpoena witnesses; and to present evidence on their own behavior	y against the parent, legal guardian, or	
14.	The mother biological father legal guardian presumed father alleged father Indian custodia Other (specify): Other (specify): has knowingly and intelligently waived the right to a court trial on the issues,	an	
	incrimination, the right to confront and cross-examine adverse witnesses, the right present evidence on one's own behalf.		
15.	CHILD NOT DETAINED		
a.	Services that would prevent the need for further detention, including those set	t forth in item 17, are available.	
b.	The child is returned to the custody of mother biological father legal guardian presumed father alleged father Indian custodian	Other (specify): Other (specify):	
16.	CHILD DETAINED		
a.	Services that would prevent the need for further detention are not available.		
b.			
C.			
	(2) there is substantial evidence that a parent, legal guardian, or custodian of the court, and in the case of an Indian child, fleeing the jurisdiction will pladamage or harm.		
	(3) the child has left a placement in which they were placed by the juvenile co		
	(4) the child has been physically abused by a person residing in the home and	_	
_1	(5) the child has been sexually abused by a person residing in the home and	-	
d.	The child is detained, and temporary placement and care of the child is vested with pending the hearing under Welf. & Inst. Code, § 355 or further order of the court.		
e.	The initial removal of the child from the home was necessary for the reasons stated		
f.	The facts on which the court bases its decision to order the child detained are stated	d on the record.	
g.	The child is placed in (1)		
h.	Services, including those set forth in item 17, are to be provided to the family as soo family.	n as possible to reunify the child with their	
i.	Reasonable efforts were made to prevent or eliminate the need for removal fr	om the home.	

Reasonable efforts were not made to prevent or eliminate the need for removal from the home.

CHILD'S NAME:			CASE NUMBER:		
16. k There is a relative who is able, ap			ala Thia ia a te		
 A relative who is able, approved, preclude later placement with a re 			oie. This is a te	imporary iindi	ng and does not
17. CHILD DETAINED AND THERE IS I	REASON TO KNOW O	HILD IS AN INDIAN	CHILD		
a. The evidence includes all of the re	equirements of Welf. &	Inst. Code, § 319(b)			
b. As detailed in the record, the age designed to prevent the breakup unsuccessful; or				and rehabilitat successful	ive programs
the agency has not made active of breakup of the Indian family; the a				ams designe	d to prevent the
c. For the reasons stated on the rec	ord, detention is neces	sary to prevent immi	nent physical o	damage or ha	rm to the child.
d. The child's placement complies w placed	ith the placement prefe	erences set forth in W	/elf. & Inst. Co	de, § 361.31.	The child is
with a member of the child's e					
in a foster home licensed, ap	•		!! !	.41	
in an Indian foster home licer in an institution for children a	• • • • • • • • • • • • • • • • • • • •		_	-	es a program
suitable to meet the Indian ch		ibe of operated by at	i ilidian organi	Zation that ha	is a program
for the reasons stated on the	record, the court finds	by clear and convinc	ina evidence t	hat there is go	ood cause not to
follow the placement preferer		,	3	3	
18. The services below will be provided p	pending further proceed	dings:			
		esumed Biological	Legal	Indian	Other
Service	Mother :	<u>father</u> <u>father</u>	<u>guardian</u> □□	custodian	<u>(specify):</u> ☐☐
a Alcohol and drug testing b Substance abuse treatment					
c. Parenting education					
d. (Specify):					
e. (Specify):					
f. (Specify):					
19. Contact with the child is ordered a	s stated in (check apբ	propriate boxes and a	ttach indicated	d forms)	
a. Visitation Attachment: Parent, Le	gal Guardian, Indian C	ustodian, Other Impo	rtant Person (1	orm JV-400).	
b. Visitation Attachment: Sibling (for	m JV-401).				
c. Visitation Attachment: Grandpare	<i>nt</i> (form JV-402).				
20 The mother presumed father Other (specify): Other (specify):	biological father alleged father	legal guardial	lian		
must disclose to the county agency s maternal or paternal relatives of the o		s, residences, and al	ny known iden	uryirig informa	ation of any

CHILD'S NAME:			CASE NUMBER:
21 The mother presumed father Other (specify): Other (specify): must complete Your Child's Heat social worker to complete the form		legal guardia Indian custod	
	result in the removal or fos	ter care placement o	t provide notice under Welf. & Inst. Code, § f the child, termination of parental rights, d with this court.
23. Other findings and orders a. See attached. b. (Specify):			
current addresses and telephone parents, legal guardians, and Inc Mailing Address (form JV-140) of submit it to the court before leave	e numbers and provide writ dian custodians present du or its equivalent were provid ring the courthouse today.	ten notification of any ring the hearing who	lency, and their attorneys advised of their y changes to their mailing addresses. The had not previously submitted <i>Notification of</i> to complete the form or its equivalent and to
25. The next hearing is scheduled Hearing date:	Time: De	pt.:	Room:
a.			
26. All prior orders not in conflict with the	his order remain in full fo	rce and effect.	
27. Number of pages attached:			
Date:			
			JUDICIAL OFFICER
Countersignature for detention orders (if n	ecessary):		JUDICIAL OFFICER

			JV-412
	EY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:		FOR COURT USE ONLY
NAME:	ve		
FIRM NAI			
	ADDRESS: STATE: ZIP CC	IDE:	
CITY:		UE.	
EMAIL A			DRAFT
	EY FOR (name):		Not approved by
	RIOR COURT OF CALIFORNIA, COUNTY OF		the Judicial Council
	ADDRESS:		JV-412.v11.022425.jh
	ADDRESS:		01 <u></u>
CITY AND) ZIP CODE:		
BRA	NCH NAME:		
CHILI	D'S NAME:		
	FINDINGS AND ORDERS AFTER JURISDICTIONAL (Welf. & Inst. Code, § 356)	HEARING	CASE NUMBER:
1. Thi	s matter came before the court on the		
		mental petition	other(specify):
file	onginal petition subsequent petition supple d on <i>(date):</i>	montal polition	out of (opcony).
IIIC	a on (auto).		
2. Jur	risdictional hearing		
a.	Date:	e. Court reporter (r	name):
b.	Department:	f. Bailiff (name):	· · · · ·
C.	Judicial officer (name):		e and language):
	Court clerk (name):	5 1 (*	3.1.3.4
	Coan coan (name).		Appointed
h.	Party (name):	esent Attorney (na	
	(1) Child:		
	(2) Mother:		
	(3) Father—presumed:		
	(4) Father—biological:		
	(5) Father—alleged:		
	(6) Legal guardian:		
	(7) Indian custodian:		
	(8) De facto parent:		
	(9) County agency social worker:		
	(10) Tribal representative:		
	(11) Other (specify):		
	Others present in courtroom:		
••	(1) Court Appointed Special Advocate (CASA) volunteer (nam	e):	
	(2) Other (name):	,	
	(3) Other (name):		
	(5) 5 (1.8.11.6).		
3. The	e court has read and considered and admits <mark>the following</mark> in	nto evidence:	
a.	Report of social worker dated:		
b.	Report of CASA volunteer dated:		
C.	Case plan dated:		
d.	Other (specify):		
e.	Other (specify):		

C	CHILD'S N	AME:	CASE NUMBER:
BA	SED ON	THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE COU	RT FINDS AND ORDERS:
4.	а	Notice of the date, time, and location of the hearing was given as required by	law.
	b	For child 10 years of age or older who is not present: The child was prop § 349(d) of his or her right to attend the hearing, was given an opportunity to continuance to enable the child to be present.	
5.	ICWA in	quiry and status (check one):	
	a	The court and the agency have inquired as to whether the child is or may be believe or reason to know the child is an Indian child.	an Indian child, and there is no reason to
	b	There is reason to believe that the child is or may be an Indian child, and the inquiry to determine the child's Indian status and report to the court on the re-	
	c	The child is an Indian child or, There is reason to know the child is proceeding and the right of the tribe to intervene was provided as required by court.	•
6.		e attorney appointed to represent the child as the child's attorney of record is evention and Treatment Act guardian ad litem.	also appointed as the child's Child Abuse
7.	(The child will not benefit from representation by an attorney, and for the reasor the child understands the nature of the proceedings; the child is able to communicate and advocate effectively with the court, o workers, and other professionals involved in the case; and under the circumstances of the case, the child would not gain any benefit 	ther counsel, other parties, including social from being represented by counsel.
		A Court Appointed Special Advocate is appointed for the child, and that person Prevention and Treatment Act guardian ad litem.	is also appointed as the child's Child Abuse
8.	A	Court Appointed Special Advocate is appointed for the child.	
9.	The child	's county of residence is:	
10	. The child	's date of birth is (specify):	
11	. Parentaç	ge e	
	a	The court inquired of the child's parents present at the hearing and other app and addresses of all presumed or alleged parents of the child. All alleged par previously submitted a <i>Statement Regarding Parentage (Juvenile)</i> (form JV-505 and submit it to the court.	rents present during the hearing who had not
	b	The clerk of the court is ordered to provide the notice required by Welf. & Inst	t. Code, § 316.2 to
	(1)	alleged parent (name):	
	(2) (3)	alleged parent (name): alleged parent (name):	
Ad	lvisement	s and waivers	
	. a. 🗀	The petition was read to those present at the beginning of this jurisdictional h	earing.
- -	b	Reading of the petition was waived by all those present at the beginning of the	-

understands the nature of the conduct alleged in the petition and the possible consequences of his or her admission, plea of no contest, or submission.

legal guardian

Indian custodian

biological father

alleged father

The

mother

presumed father other (specify):

CHILD'S NAME:			CASE NU	JMBER:
a. Mother b. Presumed father c. Biological father d. Alleged father e. Legal guardian f. Indian custodian g. (Specify): 18. There is a factual basis for the admission.	Admits	Submits	Pleads no contest	To petition as amended on (specify date):
19. By a preponderance of the evidence, the alle	egations sta	ated below a	re true:	
 a as stated in the petition as originally filed. b as stated in the petition as amended on (a) by agreement of the parties. (2) by the court to conform to proof. 20 The allegations (specify): 				
as stated in the petition as amended	on <i>(date):</i>		ar	e not proven and are ordered stricken.
21. The allegations of the petition are not sustain	ned.			
22 The petition is sustained under, and the child 300(a) 300(c) 300 300(b) 300(d) 300)(e)	n described 300(g) 300(h)	by, Welf. & Inst. Co	de, § 300 (check all that apply):
23. The previous disposition has not been effecti	ive in the p	rotection of t	he child.	
24. The county agency is ordered to immediately mother biological fa presumed father alleged fath other (specify):	ather [legal g	uardian custodian	
25. The child and the mother biological fa presumed father alleged fath other (specify): are placed under the supervision of the coun informal supervision and the provision of sen	er [Indian		

CHILD'S NAME:			CASE NUMBER:
26. Contact with the child is or	dered as stated i	n (check appropriate boxes and	attach indicated forms)
a. Visitation Attachment: Par	rent, Legal Guardi	ian, Indian Custodian, Other Impo	ortant Person (form JV-400).
b. Visitation Attachment: Sib	ling (form JV-401)).	
c. Visitation Attachment: Gra	andparent (form J	V-402).	
27. All prior orders not in conflict wit	h this order rema	ain in full force and effect.	
28. Other findings and orders:			
a. See attached.			
b. (Specify):			
29. The next hearing is schedu	led as follows:		
Hearing date:	Time:	Dept.:	Room:
a. Dispositional hearing			
b. Settlement conference			
c. Mediation			
d. Other (specify):			
30. The petition is dismissed. I further representation.	urisdiction of the	court is terminated. All appointed	counsel are relieved of the duty to provide
31. Number of pages attached:			
Date:			JUDICIAL OFFICER

ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER:	FOR COURT USE ONLY
NAME:		
FIRM NAME:		
STREET ADDRESS:		
CITY:	STATE: ZIP CODE:	
TELEPHONE NO.:	FAX NO.:	DRAFT
EMAIL ADDRESS: ATTORNEY FOR (name):		Not approved by
	UNITY OF	the Judicial Council
SUPERIOR COURT OF CALIFORNIA, CO STREET ADDRESS:	JUNIT OF	JV-415.v9.022625.jh
MAILING ADDRESS:		0 V 410.V0.022020.jii
CITY AND ZIP CODE:		
BRANCH NAME:		
CHILD'S NAME:		
FINDINGS AND ORDERS	S AFTER DISPOSITIONAL HEARING	CASE NUMBER:
(Welf. & Ins	st. Code, § 361 et seq.)	
This matter came before the court of original petition substilled on (date): This matter came before the court of	on the sequent petition supplemental petition	other (specify):
2. Dispositional hearing		
a. Date:	e. Court reporter	
b. Department:	f. Bailiff (name):	
c. Judicial officer (name):	g. Interpreter <i>(na</i>	me and language):
d. Court clerk (name):		Annaintad
h. Party (name): (1) Child: (2) Mother: (3) Father—presumed: (4) Father—biological: (5) Father—alleged: (6) Legal guardian: (7) Indian custodian: (8) De facto parent: (9) County agency social work: (10) Tribal representative: (11) Other (specify): i. Others present in courtroom:	Present Attorney (n	Appointed ame): Present today
(1) Court Appointed Special Ad	dvocate (CASA) volunteer (name):	
(2) Other (name):		
(3) Other (name):		
	ed and admits into evidence the following:	
a. Report of social worker da		Lucadra in alcala an agraca anti-
(1) For the purposes of e in Welf. & Inst. Code,	establishing a guardianship, the report of the social, §§ 360(a), 361.5(g).	i worker includes an assessment as specified
(2) In the case of an Indi	an child, the report of the social worker includes	
(a) evidence that the ager prevent the breakup of proved succes	f the Indian family and make it possible for the chil	mative, active, thorough, and timely efforts to d to be returned home, and these efforts have
(b) <mark>a</mark> n assessment in cons	sultation with the Indian child's tribe, as specified i an appropriate permanent plan for the child if reu	

JV-415 CHILD'S NAME: CASE NUMBER: Report of CASA volunteer dated: 3. b. Case plan dated: C. d. Other (specify): e. Other (specify): Testimony of qualified expert witness under the Indian Child Welfare Act f. BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED. THE COURT FINDS AND ORDERS Notice of the date, time, and location of the hearing was given as required by law. b. Г For child 10 years of age or older who is not present: The child was properly notified under Welf. & Inst. Code, § 349(d) of his or her right to attend the hearing, was given an opportunity to be present, and there is no good cause for a continuance to enable the child to be present. A Court Appointed Special Advocate is appointed for the child. 6. Parentage a. The court inquired of the child's parents present at the hearing and other appropriate persons present as to the identity and addresses of all presumed or alleged parents of the child. All alleged parents present during the hearing who had not previously submitted a Statement Regarding Parentage (Juvenile) (form JV-505) were provided with and ordered to complete form JV-505 and submit it to the court. b. The clerk of the court is ordered to provide the notice required by Welf. & Inst. Code, § 316.2 to (1) alleged parent (name): (2) alleged parent (name): (3) alleged parent (name): 7. ICWA inquiry The court finds that the social worker or probation officer has asked the child, if old enough, and his or her parents or legal guardians, and the following relatives: , whether there is information that provides reason to know the child is an Indian child. The court, on the record, has asked the child, if old enough, and his or her parents or legal guardians, all participants in b. the proceedings, and the following relatives: , whether there is information indicating the child is an Indian child. The parties were instructed to inform the court if they receive any information indicating that the child is an Indian child. The court finds that there is no reason to know that the child is an Indian child. The agency is ordered to continue to inquire about the child's possible Indian status and to report all inquiry efforts to the court; or The court finds that there is reason to know that the child is an Indian child; and (1) the agency has presented evidence in the record that it has exercised due diligence to identify and work with all of the tribes of which the child may be a member or eligible for membership to verify the child's status; notice has been provided as required by law; and the court will treat the child as an Indian child until it is determined on the record that the child is not an Indian child. The court finds that the child is an Indian child and a member of the: tribe.

Advisements and waivers

The court informed and advised t	he
--	----

The Court informed and advised the				
mother	biological father	legal guardian	child	
presumed father	alleged father	Indian custodian		
other (specify):				

of the following: the right to assert the privilege against self-incrimination; the right to confront and cross-examine the persons who prepared the reports or documents submitted to the court by the petitioner and the witnesses called to testify at the hearing; the right to subpoena witnesses; the right to present evidence on one's own behalf; and the right of the child and each parent, legal guardian, and Indian custodian to be present and to be represented by counsel at every stage of the proceedings. The court may appoint counsel subject to the court's right to seek reimbursement, if an individual is entitled to appointed counsel and the individual is financially unable to retain counsel.

CHILD'S NAME:	CASE NUMBER:
9. The mother biological father legal guardian presumed father alleged father Indian custodian	child
other (specify): has knowingly and intelligently waived the right to a court trial on the issues, the right self-incrimination, the right to confront and cross-examine adverse witnesses, the right present evidence on his or her own behalf.	
The child and the child's siblings listed below form a sibling group in which at lea the age of three years at the time of the initial removal, and all children in the sib custody at the same time. Sibling (name): a. b. c. d. e. f.	
 Disposition is ordered as stated in (check appropriate box and attach indicated form a. Dispositional Attachment: Dismissal of Petition With or Without Informal Super JV-416), which is attached and incorporated by reference. 	
b. Dispositional Attachment: In-Home Placement With Formal Supervision (Well attached and incorporated by reference.	f. & Inst. Code, § 361) (form JV-417), which is
c. Dispositional Attachment: Appointment of Guardian (Welf. & Inst. Code, § 36 incorporated by reference.	0(a)) (form JV-418), which is attached and
d. Dispositional Attachment: Removal From Custodial Parent—Placement With Code, §§ 361, 361.2) (form JV-420), which is attached and incorporated by re-	
e. Dispositional Attachment: Removal From Custodial Parent—Placement With 361.2) (form JV-421), which is attached and incorporated by reference.	Nonparent (Welf. & Inst. Code, §§ 361,
12. The child's rights under Welf. & Inst. Code, § 388 and the procedure for bringing a per including the availability of appropriate and necessary forms, were provided to the child	
a. Child under the age of 12 years, through the child's attorney of record or guar	rdian ad litem
b. Child 12 years of age or older who was present at the hearing, on the record Child's Information Sheet—Request to Change Court Order (form JV-185)	and in writing by handing the child a copy of
c. Child 12 years of age or older who was not present at the hearing, in writing the Information Sheet—Request to Change Court Order (form JV-185)	by mailing the child a copy of <i>Child's</i>
13. Contact with the child is ordered as stated in (check appropriate box and atta	ach indicated form)
	·
a Visitation Attachment: Parent, Legal Guardian, Indian Custodian, Other Imports	nanci cison (ioiiii 3v-400).
b Visitation Attachment: Sibling (form JV-401).c Visitation Attachment: Grandparent (form JV-402).	
14. The child's medical, dental, mental health, and educational information required by We was provided by the mother biological father alleged father Indian custodian other (specify):	elfare and Institutions Code section 16010 legal guardian presumed father

For Your Information

JUDICIAL OFFICER

You may have a right to appellate review of some or all of the orders made during this hearing. Contact your attorney to discuss your appellate rights. Decisions made at the next hearing may also be subject to appellate review. If you do not attend the next hearing you may not be advised of your appellate rights. Contact your attorney if you miss the next hearing and want to discuss your appellate rights.

Date:

	DRAFT Not approved by the Judicial Cou	ıncil JV-421.v9.022625.jh	JV-421
CHIL	D'S NAME:	CASE NUMBER:	
	DISPOSITIONAL ATTACHMENT: REMOVAL FROM CUSTODIAL PARENT—PLACEMENT V (Welf. & Inst. Code, §§ 361, 361.2)	WITH NONPARENT	
1. 🗌	The child is a person described by Welf. & Inst. Code, § 300 (check all that apply 300(a) 300(c) 300(e) 300(g) 300(b) 300(d) 300(f) 300(h) and is adjudged a dependent of the court.	y)] 300(i)] 300(j)	
Circui 2.	mstances justifying removal from custodial parent There is clear and convincing evidence of the circumstances stated in Welf. & In specified below (check all that apply):	st. Code, § 361 regarding the	persons
a. b. c. d. e. f.	361(c)(1) 361(c)(2	2) 361(c)(3) 361(c)(4)	361(c)(5)
3. Re	easonable efforts were were not made to prevent or eliminate the	need for removal from the ho	me.
ICWA	status		
4.	The court has inquired of each participant present who has not already been ask information indicating that the child is a member or citizen of or eligible for member Alaska Native village and reviewed the evidence of the affirmative and ongoing it the child is or may be an Indian child, and finds that there is no reason to believe county agency is ordered to continue to inquire about the child's possible Indian court.	pership or citizenship in an Ind inquiry by the agency to deteri e or know that the child is an In	ian tribe or mine whether ndian child. The
5 a. b. c.	The child is an Indian child, qualified expert witness testimony was provided by evidence regarding the prevailing social and cultural practices of the child's tribe was there is clear and convincing evidence that continued physical custody by the follow emotional or physical damage to the child: Mother Biological father Legal guardian Presumed father Indian custodian Other (specify): Other (specify):	; and as provided; and	nd serious
6.	The child is an Indian child, there is reason to know that the child in the record, and	i <mark>s an Indian child, and as set c</mark>	out in detail
a.	affirmative, active, thorough, and timely efforts have have not and rehabilitative programs designed to prevent the breakup of the Indian family;	been made to provide re	medial services
b.	these efforts did did not include assisting the parent(s) case plan and with accessing or developing the resources necessary to satisfy the	_	ne steps of the
C.	to the maximum extent possible, the efforts were were not prevailing social and cultural conditions and way of life of the child's tribe;	provided in a manner co	
d.	these efforts and the case plan have have not been concepossible in partnership with the Indian child, the parents, extended family members available resources of the Indian child's extended family, tribe, tribal and other Indian caregiver service providers; and		ibe, utilizing the
e.	the active efforts have proved successful unsuccessful.		

Form Approved for Optional Use Judicial Council of California JV-421 [Rev. January 1, 2026]

CHILD'S NAME:	CASE NUMBER:
 Based on the facts stated on the record, continuance in the home is removed from (check all that apply) 	contrary to the child's welfare and physical custody is
mother biological father legal guard	dian
presumed father Indian custodian	
Other (specify):	
Other (specify):	
Family finding and engagement	
8. a. The county agency has exercised due diligence to identify, locate	
support or possible placement, and the names of the kin and res	
 The county agency has not exercised due diligence to identify, losupport or possible placement. 	ocate, and contact the child's <mark>kin who could provide famil</mark> y
(1) The county agency is ordered to make such diligent efforts, inappropriate to contact because of their involvement with the	
(2) The county agency must submit a report to the court on or be diligent efforts made and the results of such efforts.	pefore (date): detailing the
Case plan development	
9. a The county agency solicited and integrated into the case plan the	e input of the child mother father
representative of child's identified Indian tribe O	ther (specify):
Other (specify):	
b. The county agency did not solicit and integrate into the case plar	n the input of the child mother
father representative of child's identified Indian tri	be Other (specify):
Other (specify):	
and the agency is ordered to do so and submit an updated case	•
c. The county agency did not solicit and integrate into the case plan	
father representative of child's identified Indian tri	be Other (specify):
Other (specify): and the county agency is not required to do so because these pe	preans are unable unavailable or unwilling to participate
	ersons are unable, unavailable, or unwilling to participate.
Custody and placement	
10. The mother presumed father biological father was filed and does does not desire custody	
a. By clear and convincing evidence, placement with the following p	
physical or emotional well-being of the child:	barein would be definitely to the salety, protection, of
	gical father
b. The factual basis for the findings in this item is stated on the reco	ord.
11. The care, custody, control, and conduct of the child is under th	ne supervision of the county agency for placement
a. in the approved home of a relative.	, , , , ,
b. in the approved home of a nonrelative extended family member.	
c. in the approved home of a resource family, as defined in Welf. &	Inst. Code, § 16519.5 or a home that is pending approval
under Welf & Inst. Code, § 16519.5(e)(1).	
d. with a foster family agency for placement in a foster family home).
e. in a suitable licensed community care facility.	
f. in a short-term residential therapeutic program or community treat Welf. & Inst. Code, § 361.22 was held on or is set for (date):	atment facility. A nearing to review the placement under
12. Placement with the child's relative, (name):	
has been independently considered by the court and is denied for the	ne reasons stated on the record.
13. The child is an Indian child or there is reason to know the child is an	n Indian child. Currently (choose one)
a. the child is placed with a member of the child's extended family a	
Code; or	,

CHILD'S NAME:	CASE NUMBER:
13. b. a diligent search was made for a placement with a member of the child's extended detail in the record, and the child is placed in a foster home licensed, approve	
c. a diligent search was made for a placement with a member of the child's external approved, or specified by the Indian child's tribe; the efforts are documented in an Indian foster home licensed or approved by an authorized non-Indian licensed.	in detail in the record; and the child is placed
d. a diligent search was made for a placement with a member of the child's external approved, or specified by the Indian child's tribe, or in an Indian foster home Indian licensing authority; the efforts are documented in detail in the record; a children approved by an Indian tribe or operated by an Indian organization the child's needs; or	icensed or approved by an authorized non- and the child is placed in an institution for
 e the child is placed in accordance with the preferences established by the tribe f the court finds by clear and convincing evidence that there is good cause to on the reasons set out in the record. 	
14. The child's out-of-home placement is necessary.	
15. The child's current placement is appropriate.	
16. The child has left their placement, and their whereabouts are unknown. Out-of-h The placement was appropriate. The county age reasonable efforts to locate the child.	-
17. The child is currently detained in juvenile hall. Out-of-home placement continues was not appropriate.	to be necessary. The placement was
18. The child's current placement is not appropriate. The county agency must lot a. The matter is continued to the date and time indicated in form JV-415, item 1 report by the county agency on the progress made in locating an appropriate	8 for a written oral
 b. Other (specify): 19. For a child placed in short-term residential therapeutic program or community tree evidence and documentation submitted under Welf. & Inst. Code, § 366.1(I) when and appropriateness of the placement. 	
20. The child is placed outside the state of California, and that out-of-state pla	cement
a continues to be the most appropriate placement for the child and is in the best	
 is not the most appropriate placement for the child and is not in the best inter The matter is continued to the date and time indicated in form JV-415, item 1 report by the county agency on the progress made toward 	
 (1) returning the child to California and locating an appropriate placement w (2) locating an out-of-state placement that is the most appropriate placement child. 	
(3) Other (specify):	
Reunification services	_
21. Provision of reunification services to the biological father will	will not benefit the child.
22. The mother is incarcerated and is seeking to participate in the Department of 0 treatment program.	·
 a. Participation in the program is is not in the child's best int b. The program is is not suitable to meet the needs of the r 	
23. The	
mother legal guardian Other(specify): presumed father Indian custodian Other(specify): is incarcerated, and reasonable reunification services are	
a. granted.	
b. denied because, by clear and convincing evidence, providing reunification se	rvices would be detrimental to the child.

CHILD'S NAME:	CASE NUMBER:
24 As provided in Welf. & Inst. Code, § 361.5(b), by clear and convincing evide	ence,
a. the mother legal guardian Other(spectrum) presumed father Indian custodian Other(spectrum) of the spectrum is a person described in Welf. & Inst. Code, § (choose all that apply) 361.5(b)(3) 361.5(b)(7) 361.5(b)(9) 361.5(b)(11) 361.5(b)(4) 361.5(b)(8) 361.5(b)(10) 361.5(b)(12) and reunification services are (1) granted because, by clear and convincing evidence reunification is in the granted denied.	cify): 361.5(b)(13) 361.5(b)(16) 361.5(b)(15) 361.5(b)(17)
b. The mother legal guardian Other (specific presumed father Indian custodian Indian custodian Other (specific presumed father Indian custodian	ecify):
c. The mother legal guardian Other (specific content of the content	ecify): s are
d. The mother legal guardian Other (specific content of the content	ecify): s are
e. The mother legal guardian presumed father Indian custodian other person who is a legal parent of the child (name): Other (specify): is a person described in Welf. & Inst. Code, § 361.5(b)(6), and reunification service (1) granted because by clear and convincing evidence reunification is in the (2) denied because the child or the child's sibling suffered severe sexual about the person, and it would not benefit the child to pursue reunification we (3) The factual basis for the findings in this item is stated on the record.	best interest of the child. use or the infliction of severe physical harm
f. The mother legal guardian Other (spe presumed father Indian custodian Other (spe is a person described in Welf. & Inst. Code, § 361.5(b)(14). The court advised the possible consequences of a waiver. The person executed Waiver of Reunification State the waiver, the person having knowingly and intelligently waived the right to service	cify): berson of any right to services and the Services (form JV-195), and the court accepts
g. The county agency must provide reunification services, and the following must stated in the case plan: Mother Biological father Presumed father O Indian custodian Legal guardian Other (specify	other (specify):
25. The likely date by which the child may be returned to and safely maintained in the hon (specify):	ne or another permanent plan selected is

b.

Parent (name):

CH	ILD'S NAME:	CASE NUMBER:
<mark>35.</mark> c. d e.	Educational representative (name):	
36 a	within two business days of the request to enroll, and those records were pro- child's new school within two business days of the receipt of the educational r	y, were requested by the child's new school vided by the child's former school to the
b c.		
<mark>37.</mark> a.	The child is 16 years of age or older, and under the requirements of Welf. & II (1) an individual or individuals have been identified to assist the child with a including career and technical education, and related financial aid. (2) the name of the support person(s) to assist the child is:	- '-'
	the support person's relationship(s) to the child is: (3) an individual or individuals have not been identified to assist the child will including career and technical education, and related financial aid.	th applications for postsecondary education,
	 (4) to assist the child in preparing for postsecondary education, the county a provide the services (a) stated on the record. (b) as follows: 	agency must add to the case plan and
b.	career or technical education.	· · · · · · · · · · · · · · · · · · ·
38	For a child who is 10 years of age or older; is in junior high, middle, or high school juvenile court for a year or longer, <i>Status Review Attachment: Sexual and Repro</i> been completed and is attached.	
39.	Child 14 years of age or older	
а	The services stated in the case plan include those needed to assist the child successful adulthood.	in making the transition from foster care to
b	The services stated in the case plan do not include those needed to assist the care to successful adulthood.	e child in making the transition from foster
C.	To assist the child in making the transition to successful adulthood, the count provide the services	y agency must add to the case plan and
	(1) stated on the record.(2) as follows:	
Advi	sements	
40.	Child under three years of age on the date of initial removal from the physical cu a child in a sibling group whose members were removed from parental custody a of the sibling group was under three years of age on the date of initial removal fro or guardian.	at the same time, and in which one member om the physical custody of the child's parent
a	Failure to participate regularly and make substantive progress in court-order termination of reunification services for all or some members of the sibling group six months from the date the child entered foster care under Welf. & Inst. Code, § 3	p at the hearing scheduled on a date within
	Six-month hearing date:	
b	At the six-month hearing under Welf. & Inst. Code, § 366.21(e), the court will con	sider the following factors in deciding

whether to limit reunification services to six months for all or some members of the sibling group:

		JV-421
CHILD'S NAME:	CASE NUMBER:	
40. b. • Whether the sibling group was removed from parental care as a group;		
 The closeness and strength of the sibling bond; 		

- The ages of the siblings;
- The appropriateness of maintaining the sibling group;
- The detriment to the child if sibling ties are not maintained:
- The likelihood of finding a permanent home for the sibling group;
- Whether the sibling group is currently placed in the same preadoptive home or has a concurrent plan goal of legal permanency in the same home;
- The wishes of each child whose age and physical and emotional condition permits a meaningful response; and
- · The best interest of each child in the sibling group.
- c. At the six-month hearing under Welf. & Inst. Code, § 366.21(e), if the child is not returned to the custody of a parent, the case may be referred to a selection and implementation hearing under Welf. & Inst. Code, § 366.26. The selection and implementation hearing may result in the termination of parental rights and adoption of the child and other members of the sibling group or, in the case of an Indian child for whom tribal customary adoption under Welf. & Inst. Code, § 366.24 is selected as the permanent plan goal, modification of parental rights and the adoption of the child and other members of the sibling group.
- Child three years of age or older who is not a member of a sibling group as described in Welf. & Inst. Code, § 41. 361.5(a)(1)(C). The court informed all parties present at the time of the hearing and further advises all parties that, because the child was three years of age or older with no siblings under the age of three years at the time of initial removal, if the child is not returned to the custody of a parent at the Welf. & Inst. Code, § 366.21(f) permanency hearing set on a date within 12 months from the date the child entered foster care, the case may be referred to a selection and implementation hearing under Welf. & Inst. Code, § 366.26. The selection and implementation hearing may result in the termination of parental rights and adoption of the child or, in the case of an Indian child for whom tribal customary adoption under Welf. & Inst. Code, § 366.24 is selected as the permanent plan goal, modification of parental rights and the adoption of the child.

Twelve-month permanency hearing date:

- The matter is ordered set for hearing under Welf. & Inst. Code, § 366.26 to select the most appropriate 42. permanent plan for the child.
 - b. By clear and convincing evidence, the court found that reunification services were not to be provided to the child's parents, legal guardian, or Indian custodian under Welf. & Inst. Code, § 361.5(b).
 - c. The county agency and the licensed county adoption agency or the California Department of Social Services acting as an adoption agency will prepare and serve an assessment report as described in Welf. & Inst. Code, § 361.5(q).
 - d. The court advised all parties present in court that to preserve any right to review on appeal of this order, a party must seek an extraordinary writ by filing a notice of intent to file a writ petition and a request for the record, which may be submitted on Notice of Intent to File Writ Petition and Request for Record to Review Order Setting a Hearing Under Welfare and Institutions Code Section 366.26 (California Rules of Court, Rule 8.450) (form JV-820), and a petition for extraordinary writ, which may be submitted on Petition for Extraordinary Writ (form JV-825). A copy of each form is available in the courtroom. The court further advised all parties present in court that, as to them, a notice of intent to file a writ petition and request for record must be filed with the juvenile court clerk within seven days of the date of this hearing. The clerk of the court is directed to provide written notice as stated in rule 5.695(g)(10) of the California Rules of Court to any party not present.
 - The court orders that no notice of the hearing set under Welf. & Inst. Code, § 366.26 be provided to the person named below, who is a mother, a presumed father, or an alleged father and who had relinquished the child for adoption where the relinquishment has been accepted and filed with notice under Family Code section 8700, or an alleged father who has denied paternity and has executed section 2 of Statement Regarding Parentage (Juvenile) (form JV-505).
 - (1) (name):
 - (2) (name):
 - (3) (name):
 - (4) (name):
 - The likely date by which the permanent plan will be achieved is (date):

ATTORN	NEY OR PARTY WITHOUT ATTORNEY	STATE BAR NU	JMBER:		FOR COURT USE ONLY
NAME:					
FIRM NA	AME:				
	ADDRESS:				
CITY:		STATE:	ZIP CODE:		
	IONE NO.:	FAX NO.:			DRAFT
	NDDRESS: NEY FOR (name):				Not approved by
		ITV OF			the Judicial Council
	RIOR COURT OF CALIFORNIA, COUN T ADDRESS:	II Y OF			JV-430.v8.022625.jh
	G ADDRESS:				
CITY AN	ID ZIP CODE:				
BRA	ANCH NAME:				
CHIL	D'S NAME:				
FINI	DINGS AND ORDERS AFTER (Welf. & Inst	SIX-MONTH STAT . Code, § 366.21(e))	US REVIE	W HEARING	CASE NUMBER:
1. Si x	x-month status review hearing				
a.	Date:		e.	Court reporter (′name):
b.	Department:		f.	Bailiff (name):	
C.	Judicial Officer (name):		g.	Interpreter (nan	ne and language):
d.	Court clerk (name):				
h.	Party (name): (1) Child: (2) Mother: (3) Father—presumed: (4) Father—biological: (5) Father—alleged: (6) Legal guardian: (7) Indian custodian: (8) De facto parent: (9) County agency social worker: (10) Tribal representative: (11) Other (specify): (12) Other (specify): Others present in courtroom: (1) Court Appointed Special Advance): (3) Other (name):		Present	Attorney (na	Appointed Me): Present today
a. b. c. d. e.	report of social worker dated report of CASA volunteer dated case plan dated: Other (specify): Other (specify):	d: ated:		IVED, THE COU	JRT FINDS AND ORDERS
3 3	Notice of the date, time, and				

Form Approved for Optional Use Judicial Council of California JV-430 [Rev. January 1, 2026]

CHILD'S NAME:		CASE NUMBER:
3.	b. For a child 10 years of age or older who is not present,	
	(1) the child was properly notified under Welf. & Inst. Code, § 349(d) of the ropportunity to be present, and there is no good cause for a continuance	
	(2) the child was not properly notified under Welf. & Inst. Code, § 349(d) of t wished to be present and was not given an opportunity to be present, an	
	 (a) there is good cause for a continuance for a period of time necessary of the child. 	ry to provide notice and secure the presence
	(b) it is in the best interest of the child not to continue the hearing.	
4.	A Court Appointed Special Advocate is appointed for the child.	
5.	Parentage	
	a. The court inquired of the child's parents present at the hearing and other app and addresses of all presumed or alleged parents of the child. All alleged par previously submitted a Statement Regarding Parentage (Juvenile) (form JV-5 complete form JV-505 and submit it to the court.	ents present during the hearing who had not
	b The clerk of the court is ordered to provide the notice required by Welf. & Inst	Code, § 316.2 to
	(1) alleged parent (name):	
	(2) alleged parent (name):	
	(3) alleged parent (name):	
ô.	ICWA inquiry	
	The court has inquired of each participant present who has not already been asked wh indicating that the child is a member or citizen of or eligible for membership or citizensh reviewed the evidence of the affirmative and ongoing inquiry by the agency to determin child, and finds (check one):	n <mark>ip in an Indian tribe or Alaska Native village</mark> ,
	a. there is no reason to believe or know that the child is an Indian child. The cou about the child's possible Indian status and to report all inquiry efforts to the cou	
	b. there is reason to believe the child is an Indian child, and	
	(1) the agency has completed further inquiry as required by Welf. & Inst. Co know that the child is an Indian child; or	de, § 224.2(e), and there is no reason to
	(2) the agency is ordered to complete further inquiry as required by Welf. & evidence of this inquiry, including all contacts with extended family members with, the Bureau of Indian Affairs, the California Department of Social Se	bers, tribes that the child may be affiliated
	c. there is reason to know that the child is an Indian child, and	
	(1) the agency has presented evidence in the record that it has exercised dutribes where the child may be a member or eligible for membership to ve	
	(2) the agency is required to exercise due diligence to identify and work with member or eligible for membership to verify the child's status an provide § 224.3 and file proof of due diligence and notice with the court; and	
	(3) notice has been provided as required by law; and	
	(4) the court will treat the child as an Indian child until it is determined on the	record that the child is not an Indian child.
	d. The child is an Indian child and a member of the:	tribe.

	JV-430
CHILD'S NAME:	CASE NUMBER:
Advisements and waivers	
7. The court has informed and advised the mother biological father legal guardian presumed father alleged father Indian custodian Other (specify): of the following: the right to assert the privilege against self-incrimination; the right to prepared the reports or documents submitted to the court by the petitioner and the with right to subpoena witnesses; the right to present evidence on one's own behalf; and the	nesses called to testify at the hearing; the
guardian, and Indian custodian to be present and to be represented by counsel at ever appoint counsel subject to the court's right to seek reimbursement, if an individual is er is financially unable to retain counsel.	ry stage of the proceedings. The court may
8. The mother biological father legal guardian presumed father alleged father Indian custodian Other (specify):	child
has knowingly and intelligently waived the right to a court trial on the issues, the right incrimination, the right to confront and cross-examine adverse witnesses, the right to s evidence on their own behalf.	
Case plan development	
	the child's plan for permanent placement: of child's identified Indian tribe (specify):
b. The following were not actively involved in the case plan development, include placement:	ding the child's plan for permanent
	of child's identified Indian tribe specify):
The county agency is ordered to actively involve them and submit an updated hearing.	
c. The following were not actively involved in the case plan development, include placement:	ding the child's plan for permanent
	of child's identified Indian tribe specify):
The county agency is not required to involve them because these persons ar participate.	
Efforts	
10. The county agency	
a. has b. has not	
complied with the case plan by making reasonable efforts to return the child to a safe h services designed to aid in overcoming the problems that led to the initial removal and making reasonable efforts to complete whatever steps are necessary to finalize the pe	continued custody of the child and by
11 The child is an Indian child or	
there is reason to know that the child is an Indian child, and as set out in detail in	n the record,
a. affirmative, active, thorough, and timely efforts have have not be	een made to provide remedial services and

CHIL	D'S NAME:			CASE NUMBER:		
<mark>11.</mark> b.	these efforts did did not include a and with accessing or developing the resources nec				ough the steps of	the case plar
C.	to the maximum extent possible, the efforts prevailing social and cultural conditions and way of I			vided in a man	ner consistent wit	th the
d.	these efforts and the case plan have possible in partnership with the Indian child, the pare the available resources of the Indian child's extende Indian caregiver service providers; and	ents, extended	family members	, Indian custod		and utilized
e.	the active efforts have proved successful	unsucce	essful.			
	e following persons have made the indicated leve cement:	el of progress t	oward alleviati	ng or mitigati	ng the causes r	ecessitating
a.b.c.d.e.f.g.	Mother Presumed father Biological father Legal guardian Indian custodian Other (specify): Other (specify):	None	Minimal A	Adequate	Substantial	Excellent
Sibling						
 The child does not have siblings under the court's jurisdiction. The child has siblings under the court's jurisdiction. Sibling Attachment: Contact and Placement (form JV-403) is attached and incorporated by reference. 						
	and education	oducational da	oioiona for the c	hild is not nos	occari, The perc	nto hold
<mark>15.</mark> a.	A limitation on the right of the parents to make educational rights and responsibilities in regard of the California Rules of Court. A copy of rule	d to the child's	education, inclu	ding those des	cribed in rule 5.65	
b.	A limitation on the right of the parents to make limited as stated in <i>Order Designating Education</i> and responsibilities of the educational represe A copy of rule 5.650(e) and (f) may be obtaine	onal Rights Hol ntative are desc	<i>der</i> (form JV-53 cribed in rule 5.6	5) filed in this r	natter. The educ	ational rights
b. c.	The child's educational needs are The child's physical needs are The child's mental health needs	are not are not are not	being met. being met. being met.			
d.	The child's developmental needs are	are not	being met.			
<mark>17.</mark> The	e child does does not have a chotropic medication order is on (specify date):	n order authoriz	zing psychotropi	ic medication. ⁻	The next hearing	to review the
18.	The additional services, assessments, and/or evaluation other concerns are	luations the chil	d requires to me	eet the unmet r	needs specified ir	item 16 or
a. b.	stated in the social worker's report. specified here:					

CHILD'S NAME:	CASE NUMBER:
19. The following persons are ordered to take the steps necessary for and/or evaluations identified in item 18:	the child to begin receiving the services, assessments,
a. Social worker	
b. Parent (name):	
c. Surrogate parent (name):	
d. Educational representative (name):	
e. Other (name):	
20. The child's education placement has changed since the last review	w hearing.
 The child's educational records, including any evaluation regar within two business days of the request to enroll and those rec child's new school within two business days of the receipt of th 	cords were provided by the child's former school to the
b The child is enrolled in school.	
c. The child is attending school.	
21. For a child who is 10 years of age or older; is in junior high, middle juvenile court for a year or longer, Status Review Attachment: Sex been completed and is attached.	
22. a The child is 16 years of age or older, and under the requirement	nts of Welf. & Inst. Code, § 16501.1(g)(22),
(1) an individual or individuals have been identified to assist the including career and technical education, and related final	
(2) the name of the support person(s) to assist the child is: The support person's relationship(s) to the child is:	· ·
(3) an individual or individuals have not been identified to ass including career and technical education, and related final	sist the child with applications for postsecondary education, ncial aid.
(4) to assist the child in preparing for postsecondary educatio the services	on, the county agency must add to the case plan and provide
(a) stated on the record.	
(b) as follows:	
b. The child is 16 years of age or older and has stated that they d career or technical education.	do not want to pursue postsecondary education, including
23. Child 14 years of age or older:	
 The services stated in the case plan include those needed to a successful adulthood. 	assist the child in making the transition from foster care to
 The services stated in the case plan do not include those need care to successful adulthood. 	ded to assist the child in making the transition from foster
c. To assist the child in making the transition to successful adulth provide the services	nood, the county agency must add to the case plan and
(1) stated on the record.	
(2) as follows:	

CHILD'S NAME:	CASE NUMBER:
24. Placement and services are ordered as stated in (check	appropriate boxes and attach indicated forms)
a. Six-Month Permanency Attachment: Child Reunifi and incorporated by reference.	ed (Welf. & Inst. Code, § 366.21(e)) (form JV-431), which is attached
b. Six-Month Prepermanency Attachment: Reunificate which is attached and incorporated by reference.	tion Services Continued (Welf. & Inst. Code, § 366.21(e)) (form JV-432),
c. Six-Month Permanency Attachment: Reunification which is attached and incorporated by reference.	Services Terminated (Welf. & Inst. Code, § 366.21(e)) (form JV-433),
25. Contact with the child is ordered as stated in <i>(che</i>	ck appropriate box and attach indicated form)
a. Visitation Attachment: Parent, Legal Guardian, Inc.	lian Custodian, Other Important Person (form JV-400)
b. Visitation Attachment: Sibling (form JV-401)	
c. Visitation Attachment: Grandparent (form JV-402)	
26. All prior orders not in conflict with this order remain in	full force and effect.
27. Other findings and orders	
a. See attached.	
b. (Specify):	
28. The next hearing is scheduled as follows:	
Hearing date: Time:	Dept.: Room:
a In-home status review hearing (Welf. & Inst. Code	, § 364)
b Twelve-month permanency hearing (Welf. & Inst.	Code, § 366.21(f))
c. Selection and implementation hearing (Welf. & Ins	t. Code, § 366.26)
(Also schedule a Welf. & Inst. Code, § 366.3 statu	s review hearing within six months.)
Hearing date: Time:	Dept.: Room:
d. Nonminor dependent status review (Welf. & Inst. 0	Code, § 366.31)
e. Other (specify):	
29. The petition is dismissed. Jurisdiction of the court is further representation.	terminated. All appointed counsel are relieved of the duty to provide
30. Number of pages attached:	
Date:	JUDICIAL OFFICER

	DRAFT Not approved by the Judicial Counc	il JV-432.v8.022625.jh	JV-432
CHILD'S NAME:		CASE NUMBER:	

SIX-MONTH PERMANENCY ATTACHMENT: REUNIFICATION SERVICES CONTINUED (Welf. & Inst. Code, § 366.21(e))

1. By a preponderance of the evidence, the return of the child to their parent or legal guardian would create a substantial risk of

	detriment to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on the record.
Ρl	acement
2.	The child's out-of-home placement is necessary.
3.	The child's current placement is appropriate.
4.	For a child placed in a short-term residential therapeutic program or community treatment facility, the court has considered the evidence and documentation submitted under Welf. & Inst. Code, § 366.1(/) when determining the continuing necessity for and appropriateness of the placement.
5.	The child's current placement is not appropriate. The county agency must locate an appropriate placement for the child. a. The matter is continued to the date and time indicated in form JV-430, item 28, for a written oral report by the county agency on the progress made in locating an appropriate placement. b. Other (specify):
6.	The child has left their placement, and their whereabouts are unknown. Out-of-home placement continues to be necessary. The placement was was not appropriate. The county agency has has not made reasonable efforts to locate the child.
7.	The child is currently detained in juvenile hall. Out-of-home placement continues to be necessary. The placement was used was not appropriate.
8.	 There has been a change in the child's placement, and the child is an Indian child or there is reason to know that the child is an Indian child. Currently (choose one), a the child is placed with a member of the child's extended family as defined by 25 U.S.C. § 1903; or b a diligent search was made for a placement with a member of the child's extended family, the efforts are documented in detail in the record, and the child is placed in a foster home licensed, approved, or specified by the Indian child's tribe; or
	c. a diligent search was made for a placement with a member of the child's extended family or in a foster home licensed, approved, or specified by the Indian child's tribe; the efforts are documented in detail in the record; and the child is placed in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; or
	d. a diligent search was made for a placement with a member of the child's extended family, in a foster home licensed, approved, or specified by the Indian child's tribe, or in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; the efforts are documented in detail in the record; and the child is placed in an institution for children approved by an Indian tribe or operated by an Indian organization that has a program suitable to meet the Indian child's needs; or
	e the child is placed in accordance with the preferences established by the tribe; or
	f. the court finds by clear and convincing evidence that there is good cause to depart from the placement preferences based on the reasons set out in the record.
9.	The child is placed outside the state of California, and that out-of-state placement
	a continues to be the most appropriate placement for the child and is in the best interest of the child.
	b. is no longer the most appropriate placement for the child and is not in the best interest of the child. The matter is continued to the date and time indicated in form JV-430, item 28, for a written oral report by the county agency on the progress made toward
	(1) returning the child to California and locating an appropriate placement within California.
	(2) locating an out-of-state placement that is the most appropriate placement for the child and in the best interest of the child.
	(3) Other (specify):

12. Reunification services are continued for the

mother	biological father	Indian custodian
presumed father	legal guardian	Other (specify):
Other(specify):		

DRAFT Not approved by the Judicial Co	JV-433	
	CASE NUMBER:	

SIX-MONTH PERMANENCY ATTACHMENT: REUNIFICATION SERVICES TERMINATED

(Welf. & Inst. Code, § 366.21(e))

1.	By a preponderance of the evidence, the return of the child to their parent or legal guardian would create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on the record.
Pla	acement
2.	The child's out-of-home placement is necessary.
3.	The child's current placement is appropriate.
4.	For a child placed in a short-term residential therapeutic program or community treatment facility, the court has considered the evidence and documentation submitted under Welf. & Inst. Code, § 366.1(/) when determining the continuing necessity for and appropriateness of the placement.
5.	The child's current placement is not appropriate. The county agency must locate an appropriate placement for the child.
	a. The matter is continued to the date and time indicated in form JV-430, item 28, for a written report by the county agency on the progress made in locating an appropriate placement.
	b. Other (specify):
6.	The child has left their placement, and their whereabouts are unknown. Out-of-home placement continues to be necessary. The placement was was not appropriate. The county agency has has not made reasonable efforts to locate the child.
7.	The child is currently detained in juvenile hall. Out-of-home placement continues to be necessary. The placement was was not appropriate.
8.	There has been a change in the child's placement, and the child is an Indian child or there is reason to know that the child is an Indian child. Currently <i>(choose one)</i> ,
	a the child is placed with a member of the child's extended family as defined by 25 U.S.C. § 1903; or
	b. a diligent search was made for a placement with a member of the child's extended family, the efforts are documented in detail in the record, and the child is placed in a foster home licensed, approved, or specified by the Indian child's tribe; or
	c. a diligent search was made for a placement with a member of the child's extended family or in a foster home licensed, approved, or specified by the Indian child's tribe; the efforts are documented in detail in the record; and the child is placed in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; or
	d. a diligent search was made for a placement with a member of the child's extended family, in a foster home licensed, approved, or specified by the Indian child's tribe, or in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; the efforts are documented in detail in the record; and the child is placed in an institution for children approved by an Indian tribe or operated by an Indian organization that has a program suitable to meet the Indian child's needs; or
	e the child is placed in accordance with the preferences established by the tribe; or
	f the court finds by clear and convincing evidence that there is good cause to depart from the placement preferences based on the reasons set out in the record.
9.	The child is placed outside the state of California, and that out-of-state placement
	a continues to be the most appropriate placement for the child and is in the best interest of the child.
	b. is no longer the most appropriate placement for the child and is not in the best interest of the child. The matter is continued to the date and time indicated in form JV-430, item 28, for a written oral report by the

Form Approved for Optional Use Judicial Council of California JV-433 [Rev. January 1, 2026]

county agency on the progress made toward

CHILD'S NAME:

CHIL	D'S NAME:	CASE NUMBER:	
9. b.	 (1) returning the child to California and locating an appropriate placement wi (2) locating an out-of-state placement that is the most appropriate placemen child. (3) Other (specify): 		
Reuni	fication services		
10.	The child is an Indian child or there is reason to know that the child is an Indian c	child, and as set out in detail in the record,	
a.	affirmative, active, thorough, and timely efforts have have have not brehabilitative programs designed to prevent the breakup of the Indian family;	een made to provide remedial services and	
b.	these efforts did did not include assisting the parent(s) or Indian plan and with accessing or developing the resources necessary to satisfy the case	n custodian through the steps of the case plan;	
C.	to the maximum extent possible, the efforts were were not provious prevailing social and cultural conditions and way of life of the child's tribe;	ded in a manner consistent with the	
d.	these efforts and the case plan have have not been conducted a possible in partnership with the Indian child, the parents, extended family members the available resources of the Indian child's extended family, tribe, tribal and other Indian caregiver service providers; and		
e.	the active efforts have proved successful unsuccessful.		
11	The child is an Indian child or there is reason to know that the child is an Indian c	hild, and	
a.	qualified expert witness testimony was provided by:	; and	
b.	evidence regarding the prevailing social and cultural practices of the child's tri	be was provided; and	
C.	there is clear and convincing evidence that continued physical custody by the emotional or physical damage to the child: Mother Biological father Legal guardian Presumed father Indian custodian Other (specify): Other (specify):	following person is likely to cause serious	
12.	Reunification services terminated: Child under age of three years at time of	fremoval or member of sibling group	
 а.	The child was under the age of three years on the date of the initial removal fr		
b.	The child and the child's siblings listed below form a sibling group in which on age of three years at the time of the initial removal, and all children in the sibli custody at the same time and are placed together.	e child in the sibling group was under the	
	(1) (name): (2) (name):		
	(3) (name):		
	(4) (name):		
	(5) (name):		
_	(6) (name):		
C.	By clear and convincing evidence the mother biological father Indian custodian		
	presumed father legal guardian Other (specify):		
	Other (specify):		
	failed to participate regularly and make substantive progress in a court-ordered treat probability of return within six months. Reunification services are terminated	tment plan and there is not a substantial	

CHIL	.D'S NAME:	CASE NUMBER:
12. d.	Scheduling a hearing under Welf. & Inst. Code, § 366.26 for this child and some or child's best interest. The factual basis for this finding is stated on the record.	all members of the sibling group is in the
13	Reunification services terminated: Child of any age	
a.	Reunification services are terminated for the mother biological father Indian custodian presumed father legal guardian Other (specify): because the child was initially removed from the person indicated under Well convincing evidence, the person's whereabouts remain unknown.	
	(2) the person has not had contact or visited with the child for six mor	iths.
b.	Reunification services are terminated for the mother biological father Indian custodian presumed father legal guardian Other (specify): Other (specify): because, by clear and convincing evidence, that person has been convicted	
C.	Reunification services are terminated for the mother biological father Indian custodian presumed father legal guardian Other (specify): Other (specify): because it is determined that the person is deceased.	
CO	e county agency has has not exercised due diligence to locate a uld be placed. Each relative whose name has been submitted to the agency finding and engagement	an appropriate relative with whom the child has has not been evaluated.
15. a.	The county agency has exercised due diligence to identify, locate, and conta support or possible placement, and the names of the kin and results of the di	
b.	The county agency has not exercised due diligence to identify, locate, and co	ontact the child's kin.
	(1) The county agency is ordered to make such diligent efforts, except for individing inappropriate to contact because of their involvement with the family or dome	<u> </u>
	(2) The county agency must submit a report to the court on or before (date): efforts made and the results of such efforts.	detailing the diligen
mpor	tant individuals	
16.	Child in out-of-home placement for six months or longer	
a.	The county agency has made reasonable efforts to identify individuals who a child's relationship with those individuals, consistent with the child's best inte	
b.	The county agency has not made reasonable efforts to identify individuals w the child's relationship with those individuals, consistent with the child's best	·
C.	To identify individuals who are important to the child and to maintain the child county agency must provide the services (1) as stated on the record. (2) as follows:	d's relationships with those individuals, the

a potential legal guardian has not been identified.

The child's permanent plan is permanent placement with (name):

The likely date by which the child's permanent plan will be achieved is (date):

19.

By clear and convincing evidence, there is a compelling reason for determining that a hearing under Welf. & Inst.

Code, § 366.26 is not in the best interest of the child because the child is not a proper subject for adoption at this time and

, a fit and willing relative.

CHILD'S NAME:	CASE NUMBER:
9. b. The child is ordered to remain in foster care with a permanent plan of (check of the child is ordered to remain in foster care with a permanent plan of (check of the child is adoption. (2) adoption. (3) tribal customary adoption. (4) legal guardianship. (5) placement with a fit and willing relative. c. The child is 16 years of age or older, there is a compelling reason that no other best interest, and the child is ordered placed in another planned permanent live efforts to return home. establish legal guardianship. place for adoption. place with a relative. Other (specify): The likely date by which the child's permanent plan will be achieved is (date):	er preferred permanent plan is in the child's
d. The court finds that the barriers to achieving the child's permanent plans are	(describe):
For children 16 years of age or older placed in another planned permanent a. the court asked the child where the child wants to live, and the child provided the fo	llowing information (describe):
b. the court has considered the evidence before it and finds that another planned perm	nanent living arrangement is the best
permanent plan because (describe):	
c. the compelling reasons why the other permanent plan options are not in the child's	best interests are (describe):

					JV-435
	RNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NO.:		F	OR COURT USE ONLY
NAME FIRM I					
	NAME: ET ADDRESS:				
CITY:		STATE:	ZIP CODE:		
	PHONE NO.:	FAX NO.:	2 0052.		DDAFT
	ADDRESS:				DRAFT
ATTOF	RNEY FOR (name):				approved by
	ERIOR COURT OF CALIFORNIA, COUNT	/ OF		the J	udicial Council
	EET ADDRESS:	1 01		JV-43	35.v9.022625.jh
	ING ADDRESS:				-
CITY	AND ZIP CODE:				
В	BRANCH NAME:				
СН	HILD'S NAME:				
	FINDINGS AND O	RDERS AFTER		CASE NUMBER:	
	12-MONTH PERMA		G		
	(Welf. & Inst. Cod	de, § 366.21(f))			
1. T	welve-month permanency hearing				
а	a. Date:		e. Court r	eporter (name):	
b	Department:			name):	
С			•	eter (name and language	e) <i>:</i>
d			0 1	, , ,	,
	()				Appointed
h	n. <u>Party <i>(name):</i></u>		<u>Present</u>	Attorney (name):	<u>Present</u> <u>today</u>
	(1) Child:				
	(2) Mother:				
	(3) Father—presumed:		一		
	(4) Father—biological:		一		
	(5) Father—alleged:				
	(6) Legal guardian:		一		
	(7) Indian custodian:				
	(8) De facto parent:				
	(9) County agency social worker:		H		
	(10) Tribal representative:				
	(11) Other (specify):		H		
	(12) Other (specify):				
	` '				
i.	•	. (0.40.1)	, .		
	(1) Court Appointed Special Advoca	ate (CASA) volunte	eer (name):		
	(2) Other (name):				
	(3) Other (name):				
2. T	The court has read and considered a	nd admits into evi	dence the		
а	a. report of social worker dated:				
b	. report of CASA volunteer date	ed:			
С	case plan dated:				
d	I. Other (specify):				
е					

CHILD'S NAME:	CASE NUMBER:
BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE	COURT FINDS AND ORDERS
3. a. Notice of the date, time, and location of the hearing was given as required	d by law.
 b. For a child 10 years of age or older who is not present, (1) the child was properly notified of the right to attend the hearing under opportunity to be present, and there is no good cause for a continual the child was not properly notified of the right to attend the hearing wished to be present and was not given an opportunity to be present (a) there is good cause for a continuance for a period of time necessor of the child. (b) tis in the best interest of the child not to continue the hearing. 	ance to enable the child to be present. under Welf. & Inst. Code, § 349(d), or the child nt and
A Court Appointed Special Advocate is appointed for the child.	
5. Parentage	
 a. The court inquired of the child's parents present at the hearing and other and addresses of all presumed or alleged parents of the child. All alleged previously submitted a Statement Regarding Parentage (Juvenile) (form complete form JV-505 and submit it to the court. 	I parents present during the hearing who had not
 b. The clerk of the court is ordered to provide the notice required by Welf. & (1) alleged parent (name): (2) alleged parent (name): (3) alleged parent (name): 	Inst. Code, § 316.2 to
6. ICWA inquiry	
The court has inquired of each participant present who has not already been asked indicating that the child is a member or citizen of or eligible for membership or citized reviewed the evidence of the affirmative and ongoing inquiry by the agency to determine the child, and finds (select one)	enship in an Indian tribe or Alaska Native village,
 a. there is no reason to believe or know that the child is an Indian child. The about the child's possible Indian status and to report all inquiry efforts to the 	
 b there is reason to believe the child is an Indian child; and (1) the agency has completed further inquiry as required by Welf. & Instance know that the child is an Indian child; or (2) the agency is ordered to complete further inquiry as required by We evidence of this inquiry, including all contacts with extended family r with, the Bureau of Indian Affairs, the California Department of Social 	If. & Inst. Code, § 224.2(e) and file with the court nembers, tribes that the child may be affiliated
c. there is reason to know that the child is an Indian child, and	
(1) the agency has presented evidence in the record that it has exercise the tribes where the child may be a member or eligible for members	
 (2) the agency is required to exercise due diligence to identify and work member or eligible for membership to verify the child's status an prospect of the status and file proof of due diligence and notice with the court; and notice has been provided as required by law; and 	ovide notice in accordance with Welf. & Inst. Code
(4) the court will treat the child as an Indian child until it is determined o	n the record that the child is not an Indian child.
d. the child is an Indian child and a member of the:	tribe.

(CHILD'S NAME:	SE NUMBER:
Ad	advisements and waivers	
7.	. The court has informed and advised the	
	mother biological father legal guardian presumed father alleged father Indian custodian Other (specify): Other (specify): Of the following: the right to assert the privilege against self-incrimination; the right to confront prepared the reports or documents submitted to the court by the petitioner and the witness right to subpoena witnesses; the right to present evidence on one's own behalf; and the riguardian, and Indian custodian to be present and to be represented by counsel at every st appoint counsel subject to the court's right to seek reimbursement, if an individual is entitle is financially unable to retain counsel.	ses called to testify at the hearing; the ight of the child and each parent, legal tage of the proceedings. The court may
8.	The mother biological father legal guardian presumed father alleged father Indian custodian Other (specify): Other (specify) Other (specify) thas knowingly and intelligently waived the right to a court trial on the issues, the right to incrimination, the right to confront and cross-examine adverse witnesses, the right to subprevidence on their own behalf.	to assert the privilege against self-
Са	ase plan development	
9.	Other (specify): Description: Other (specify): The following were not actively involved in the case plan development, including placement: Child Mother Father Representative of Other (specify): The county agency is ordered to actively involve them and submit an updated cashearing. C. The following were not actively involved in the case plan development, including placement:	of child's identified Indian tribe ecify): If the child's plan for permanent of child's identified Indian tribe ecify): If the child's identified Indian tribe ecify of the child's plan for permanent of child's identified Indian tribe ecify):
Eff	Efforts	
10	0. The county agency	
	 a has b has not complied with the case plan by making reasonable efforts to return the child to a safe hom services designed to aid in overcoming the problems that led to the initial removal and con making reasonable efforts to complete whatever steps are necessary to finalize the permanent 	ntinued custody of the child and by
11	1. The child is an Indian child or there is reason to know that the child is an Indian child	d, and as set out in detail in the record,
	 a. affirmative, active, thorough, and timely efforts have have not bee rehabilitative programs designed to prevent the breakup of the Indian family; 	en made to provide remedial services and
	b. these efforts did did not include assisting the parent(s) or Indian cu	ustodian through the steps of the case plan

CHIL	D'S NAME:			CASE NUMBER:		
<mark>11.</mark> c.	to the maximum extent possible, the efforts w prevailing social and cultural conditions and way of life			ovided in a man	ner consistent wit	n the
d.	these efforts and the case plan have possible in partnership with the Indian child, the parenthe available resources of the Indian child's extended Indian caregiver service providers; and	nts, extended	family membe	rs, Indian custo		e and utilized
e.	the active efforts have proved successful	unsu	uccessful.			
	e following persons have made the indicated level cement:	of progress	toward allevia	ating or mitiga	ting the causes r	necessitating
a. b. c. d. e. f.	Mother Presumed father Biological father Legal guardian Indian custodian Other (specify): Other (specify):	None	Minimal Control Con	Adequate	Substantial	Excellent
Sibling	gs					
13.	The child does not have siblings under the cou	rt's jurisdict	ion.			
14.	The child has siblings under the court's jurisdic attached and incorporated by reference.	ction. Sibling	Attachment: C	Contact and Pla	cement (form JV-	103) is
Health	and education					
<mark>15.</mark> a.	A limitation on the right of the parents to man hold educational rights and responsibilities in regard (f) of the California Rules of Court. A copy of	gard to the c	hild's education	n, including thos	se described in rul	
b.	A limitation on the right of the parents to make e limited as stated in <i>Order Designating Education</i> and responsibilities of the educational represent A copy of rule 5.650(e) and (f) may be obtained	n <i>al Rights Ho</i> tative are des	older (form JV-5 scribed in rule 5	35) filed in this	matter. The educ	ational rights
b. c.	The child's educational needs are The child's physical needs are The child's mental health needs are The child's developmental needs are	are not are not are not are not are not	being met. being met. being met. being met.			
<mark>17.</mark> The	e child does does not have an order and order to chotropic medication order is on (date):	authorizing p	sychotropic me	edication. The n	ext hearing to rev	iew the
18.	The additional services, assessments, and/or evaluation other concerns are	uations the cl	hild requires to	meet the unme	t needs specified	in item 16 or
a.	stated in the social worker's report.					
b.	specified here:					

CHILD'S NAME:	CASE NUMBER:
19. The following persons are ordered to take the steps necessary for the child to be and/or evaluations identified in item 18:	gin receiving the services, assessments,
a. Social worker	
b. Parent (name):	
c. Surrogate parent (name):	
d. Educational representative (name):	
e. Other (name):	
The child's education placement has changed since the last review hearing.	
a. The child's educational records, including any evaluation regarding a disability within two business days of the request to enroll and those records were provious child's new school within two business days of the receipt of the educational resolution.	ided by the child's former school to the
b. The child is enrolled in school.	
c. The child is attending school.	
21. For a child who is 10 years of age or older; is in junior high, middle, or high school juvenile court for a year or longer, Status Review Attachment: Sexual and Reprohas been completed and is attached.	
22. a. The child is 16 years of age or older, and under the requirements of Welf. & Ir	nst. Code, § 16501.1(g)(22),
(1) an individual or individuals have been identified to assist the child with an including career and technical education, and related financial aid.	(6)(
(2) the name of the support person(s) to assist the child is: to the child is:	, and the relationship(s)
(3) an individual or individuals have not been identified to assist the child wit including career and technical education, and related financial aid.	h applications for postsecondary education,
(4) to assist the child in preparing for postsecondary education, the county a provide the services	gency must add to the case plan and
(a) stated on the record.	
(b) as follows:	
b. The child is 16 years of age or older and has stated that they do not want to p career or technical education.	ursue postsecondary education, including
Child 14 years of age or older:	
 The services stated in the case plan include those needed to assist the child in successful adulthood. 	n making the transition from foster care to
 The services stated in the case plan do not include those needed to assist the care to successful adulthood. 	child in making the transition from foster
 To assist the child in making the transition to successful adulthood, the county provide the services 	agency must add to the case plan and
(1) stated on the record.(2) as follows:	

CHILD'S NAME:	CASE NUMBER:
24. Placement and services are ordered as stated in (check appropriate	boxes and attach indicated forms)
a. Twelve-Month Permanency Attachment: Child Reunified (Well and incorporated by reference.	f. & Inst. Code, § 366.21(f)) (form JV-436), which is attached
b. Twelve-Month Permanency Attachment: Reunification Service which is attached and incorporated by reference.	es Continued (Welf. & Inst. Code, § 366.21(f)) (form JV-437),
c. Twelve-Month Permanency Attachment: Reunification Service JV-438), which is attached and incorporated by reference.	es Terminated (Welf. & Inst. Code, § 366.21(f)) (form
25. Contact with the child is ordered as stated in (check appropri	ate box and attach indicated form)
a. Visitation Attachment: Parent, Legal Guardian, Indian Custodi	an, Other Important Person (form JV-400).
b. Visitation Attachment: Sibling (form JV-401).	
c. Visitation Attachment: Grandparent (form JV-402).	
<mark>26.</mark> All prior orders not in conflict with this order remain in full force a	nd effect.
27. Other findings and orders	
a. See attached.	
b. (Specify):	
28. The next hearing is scheduled as follows: Hearing date: Time: Dept.:	Room:
	T.Com.
	SE 22)
 b. Eighteen-month permanency hearing (Welf. & Inst. Code, § 3 c. Selection and implementation hearing (Welf. & Inst. Code, § 3 (Also schedule a Welf. & Inst. Code, § 366.3 status review he 	366.26)
Hearing date: Time: Dept	i.: Room:
d. Postpermanency hearing (Welf. & Inst. Code, § 366.3)	
e. Nonminor dependent status review (Welf. & Inst. Code, § 366	.31)
f. Other (specify):	,
29. The petition is dismissed. Jurisdiction of the court is terminated further representation.	d. All appointed counsel are relieved of the duty to provide
30. Number of pages attached:	
Date:	JUDICIAL OFFICER

DRAFT Not approved b	the Judicial Council	JV-437.v7.022625.jh
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CHILD'S NAME:	CASE NUMBER:

TWELVE-MONTH PERMANENCY ATTACHMENT: REUNIFICATION SERVICES CONTINUED (Welf. & Inst. Code, § 366.21(f))

1. By a preponderance of the evidence, the return of the child to their parent or legal guardian would create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on the record.

	the r		d.
Ρl	acem	ent	
2.	The	chil	d's out-of-home placement is necessary.
3.] Th	e child's current placement is appropriate.
4.		the	or a child placed in a short-term residential therapeutic program or community treatment facility, the court has considered be evidence and documentation submitted under Welf. & Inst. Code, § 366.1(/) when determining the continuing necessity and appropriateness of the placement.
5.] Th	e child's current placement is not appropriate. The county agency must locate an appropriate placement for the child.
	a. [The matter is continued to the date and time indicated in form JV-435, item 28, for a written oral report by the county agency on the progress made in locating an appropriate placement.
	b. [Other (specify):
6.		Th	e child has left their placement, and their whereabouts are unknown. Out-of-home placement continues to be necessary. e placement was was not appropriate. The county agency has has not ade reasonable efforts to locate the child.
7.] Th	e child is currently detained in juvenile hall. Out-of-home placement continues to be necessary. The placement was mas not appropriate.
8.			ere has been a change in the child's placement, and the child is an Indian child or there is reason to know that the child is Indian child. Currently <i>(choose one)</i> ,
	а. [the child is placed with a member of the child's extended family as defined by 25 U.S.C. § 1903; or
	b. [a diligent search was made for a placement with a member of the child's extended family, the efforts are documented in detail in the record, and the child is placed in a foster home licensed, approved, or specified by the Indian child's tribe; or
	c. [a diligent search was made for a placement with a member of the child's extended family or in a foster home licensed, approved, or specified by the Indian child's tribe; the efforts are documented in detail in the record; and the child is placed in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; or
	d. [a diligent search was made for a placement with a member of the child's extended family, in a foster home licensed, approved, or specified by the Indian child's tribe, or in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; the efforts are documented in detail in the record; and the child is placed in an institution for children approved by an Indian tribe or operated by an Indian organization that has a program suitable to meet the Indian child's needs; or
	e. [the child is placed in accordance with the preferences established by the tribe; or
	f. [the court finds by clear and convincing evidence that there is good cause to depart from the placement preferences based on the reasons set out in the record.

- The county agency has exercised due diligence to identify, locate, and contact the child's kin who could provide family support or possible placement, and the names of the kin and results of the diligent efforts are documented.
 - b. The county agency has not exercised due diligence to identify, locate, and contact the child's kin.
 - The county agency is ordered to make such diligent efforts, except for individuals the agency has determined to be (1)inappropriate to contact because of their involvement with the family or domestic violence.
 - The county agency must submit a report to the court on or before (date): (2)efforts made and the results of such efforts.

detailing the diligent

CHILD'S NAME:	CASE NUMBER:
Important individuals 14. Child 10 years of age or older	
a. The county agency has made efforts to identify individuals who are important relationships with those individuals, consistent with the child's best interest.	to the child and to maintain the child's
 The county agency has not made efforts to identify individuals who are import relationships with those individuals, consistent with the child's best interest. 	ant to the child and to maintain the child's
 c. To identify individuals who are important to the child and to maintain the child' county agency must provide the services (1) as stated on the record. (2) as follows: 	's relationships with those individuals, the
Health 15. The mother biological father Indian custodian presumed father legal guardian Other (specify). Other (specify): is unable unwilling unavailable to make decisions surgical, dental, or other remedial care, and the right to make these decisions is and vested with the county agency.	: regarding the child's needs for medical,
Advisement	
16. The court informed all parties present at the time of the hearing and further advises all phome at the 18-month permanency hearing set on a date within 18 months from the dat home, the case may be referred to a selection and implementation hearing under Welf. the termination of parental rights and adoption of the child and other members of Indian child for whom tribal customary adoption under Welf. & Inst. Code, § 366.2 modification of parental rights and the adoption of the child and other members	te the child was initially removed from their & Inst. Code, § 366.26 that may result in the sibling group or, in the case of an 4 is selected as the permanent plan goal,
Eighteen-month permanency hearing date:	

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CHILD'S NAME:	CASE NUMBER:

TWELVE-MONTH PERMANENCY ATTACHMENT: REUNIFICATION SERVICES TERMINATED (Welf. & Inst. Code, § 366.21(f))

1.	By a preponderance of the evidence, the return of the child to their parent or legal guardian would create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on the record.
2.	Reunification services are terminated.
3.	The child is an Indian child or there is reason to know that the child is an Indian child, and as set out in detail in the record, a. affirmative, active, thorough, and timely efforts have have not been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family; b. these efforts did did not include assisting the parent(s) or Indian custodian through the steps of the case
	plan and with accessing or developing the resources necessary to satisfy the case plan; c. to the maximum extent possible, the efforts were were not prevailing social and cultural conditions and way of life of the child's tribe;
	d. these efforts and the case plan have have not been conducted and developed to the maximum extent possible in partnership with the Indian child, the parents, extended family members, Indian custodians, and the tribe and utilized the available resources of the Indian child's extended family, tribe, tribal and other Indian social service agencies, and individual Indian caregiver service providers; and
	e. the active efforts have proved successful unsuccessful.
4.	The child is an Indian child or there is reason to know that the child is an Indian child, and a. qualified expert witness testimony was provided by (name): ; and b. evidence regarding the prevailing social and cultural practices of the child's tribe was provided; and
	c there is clear and convincing evidence that continued physical custody by the following person is likely to cause serious emotional or physical damage to the child: Mother Biological father Legal guardian Presumed father Indian custodian Other (specify): Other (specify):
Pla	acement
5.	The child's out-of-home placement is necessary.
6.	The child's current placement is appropriate.
7.	For a child placed in a short-term residential therapeutic program or community treatment facility, the court has considered the evidence and documentation submitted under Welf. & Inst. Code, § 366.1(/) when determining the continuing necessity for and appropriateness of the placement.
8.	The child has left their placement, and their whereabouts are unknown. Out-of-home placement continues to be necessary. The placement was was not appropriate. The county agency has has not made reasonable efforts to locate the child.
9.	The child is currently detained in juvenile hall. Out-of-home placement continues to be necessary. The placement was was not appropriate.
10	
	a The matter is continued to the date and time indicated in form JV-435, item 28, for a written oral report by the county agency on the progress made in locating an appropriate placement.
	b. Other (specify):

Page 1 of 4

Page 2 of 4

CHILD'S NAME:		CASE NUMBER:
	een a change in the child's placement, and the child is an Indian child hild. Currently, <i>(check one)</i>	d or there is reason to know that the child is
a the child	d is placed with a member of the child's extended family as defined by	25 U.S.C. § 1903; or
	nt search was made for a placement with a member of the child's extern the record, and the child is placed in a foster home licensed, approve	
approve	nt search was made for a placement with a member of the child's extend ed, or specified by the Indian child's tribe; the efforts are documented dian foster home licensed or approved by an authorized non-Indian lic	in detail in the record; and the child is placed
approve Indian li children	nt search was made for a placement with a member of the child's extended, or specified by the Indian child's tribe, or in an Indian foster home locensing authority; the efforts are documented in detail in the record; a approved by an Indian tribe or operated by an Indian organization the needs; or	licensed or approved by an authorized non- and the child is placed in an institution for
e the child	d is placed in accordance with the preferences established by the tribe	e; or
	rt finds by clear and convincing evidence that there is good cause to ceasons set out in the record.	depart from the placement preferences based
12. The child is	s placed outside the state of California, and that out-of-state plac	ement
a continue	es to be the most appropriate placement for the child and is in the bes	st interest of the child.
continue county a (1) ret	nger the most appropriate placement for the child and is not in the best and to the date and time indicated in form JV-435, item 28, for a gency on the progress made toward urning the child to California and locating an appropriate placement wating an out-of-state placement that is the most appropriate placement.	written oral report by the vithin California.
13. The county agenc	· ·	an appropriate relative with whom the child
could be placed. E	Each relative whose name has been submitted to the agency	has has not been evaluated.
Family finding and e	<mark>engagement</mark>	
	inty agency has exercised due diligence to identify, locate, and contact or possible placement, and the names of the kin and results of the di	
(1) The coun	inty agency has not exercised due diligence to identify, locate, and co ty agency is ordered to make such diligent efforts, except for individua iate to contact because of their involvement with the family or domest	als the agency has determined to be
	ty agency must submit a report to the court on or before <i>(date):</i> ade and the results of such efforts.	detailing the diligent
Important individual	s	
15. For a child	who is 10 years of age or older,	
	nty agency has made reasonable efforts to identify individuals who are elationships with those individuals, consistent with the child's best into	
	nty agency has not made reasonable efforts to identify individuals who d's relationships with those individuals, consistent with the child's bes	

JV-438 CASE NUMBER: CHILD'S NAME:

<mark>15.</mark> c.	to identify individuals who are important to the child and to maintain the child's relationships with those individuals, the county agency must provide the services (1) as stated on the record. (2) as follows:
Healtl	
neaití <mark>16.</mark> [The mother biological father Other (specify): presumed father legal guardian Other (specify): is unable unwilling unavailable to make decisions regarding the child's needs for medical, surgical, dental, or other remedial care, and the right to make these decisions is suspended under Welf. & Inst. Code, § 369 and vested with the county agency.
Selec	ion of permanent plan
17.	By clear and convincing evidence, there is a compelling reason for determining that a hearing under Welf. & Inst. Code, § 366.26 is not in the best interest of the child because the child is not a proper subject for adoption at this time an a potential legal guardian has not been identified.
a.	The child's permanent plan is permanent placement with (name):
	The likely date by which the child's permanent plan will be achieved is (date):
b.	The child is ordered to remain in foster care with a permanent plan of (1) return home. (2) adoption. (3) tribal customary adoption. (4) legal guardianship. (5) placement with a fit and willing relative.
C.	The child is 16 years of age or older, there is a compelling reason that no other preferred permanent plan is in the child's best interest, and the child is ordered placed in another planned permanent living arrangement with ongoing and intensive efforts to return home. establish legal guardianship. place for adoption. place with a relative. Other (specify): The likely date by which the child's permanent plan will be achieved is (date):
d.	The court finds that the barriers to achieving the child's permanent plans are (describe):
18.	For children 16 years of age or older placed in another planned permanent living arrangement,
a.	the court asked the child where the child wants to live, and the child provided the following information (describe):

CHII	_D'S I	NAME:	CASE NUMBER:
18. b.		court has considered the evidence before it and finds that another planned perr nanent plan because <i>(describe):</i>	nanent living arrangement is the best
C.	the	compelling reasons why the other permanent plan options are not in the child's	best interest are <i>(describe):</i>
19.	a.	The matter is ordered set for hearing under Welf. & Inst. Code, § 366.26 to plan for the child.	o select the most appropriate permanent
	b.	By clear and convincing evidence, reasonable services have been provided or guardian, or Indian custodian.	offered to the child's parents, legal
	C.	The county agency and the licensed county adoption agency or the California adoption agency, will prepare and serve an assessment report as described in agency report must include evidence of all inquiry done throughout the life of the may an Indian child, including evidence that inquiry has been made of the child members and the results of that inquiry.	Welf. & Inst. Code, § 366.21(i). The county ne case to determine whether the child is or
	d.	The court advised all parties present in court that to preserve any right to revie an extraordinary writ by filing a notice of intent to file a writ petition and a reque on <i>Notice of Intent to File Writ Petition and Request for Record to Review Orde Institutions Code Section 366.26 (California Rules of Court, Rule 8.450)</i> (form which may be submitted on <i>Petition for Extraordinary Writ</i> (form JV-825). A cop The court advised all parties present in court that, as to them, a notice of intent must be filed with the juvenile court clerk within seven days of the date of this havitten notice as stated in rule 5.590(b)(2) of the California Rules of Court to an	est for the record, which may be submitted er Setting a Hearing Under Welfare and JV-820), and a petition for extraordinary writ py of each form is available in the courtroom to file a writ petition and request for record nearing. The clerk of the court must provide
	e.	The court advised each parent present in court of the date, time, and place of t § 366.26; their right to counsel; the nature of the proceedings; and the requirer select and implement a plan of adoption, guardianship, placement with a fit are permanent living arrangement, or in the case of an Indian child, in consultation adoption for the child. The court ordered each parent present in court to appear Code, § 366.26 and directed that each parent be notified hereafter by first-class business only.	ment that at the proceedings the court must d willing relative, or another planned with the child's tribe, tribal customary or for the hearing set under Welf. & Inst.
	f.	The court orders that no notice of the hearing set under Welf. & Inst. Conamed below, who is a mother, a presumed father, or an alleged father adoption where the relinquishment has been accepted and filed with not alleged father who has denied paternity and has executed section 2 of 3 (form JV-505). (1) (name): (2) (name):	and who has relinquished the child for tice under Family Code section 8700, or an
	g.	The likely date by which the child may be placed for adoption, tribal customar and willing relative is (specify date):	y adoption, legal guardianship, or with a fit

					T		J V -44U
	RNEY OR PARTY WITHOUT ATTORNEY	STATE BAR N	UMBER:		FOR C	OURT USE ONLY	
NAME:	:						
FIRM N	NAME:						
STREE	ET ADDRESS:						
CITY:		STATE:	ZIP CODE:				
TELEP	PHONE NO.:	FAX NO.:			Г	DRAFT	
EMAIL	ADDRESS:						
ATTOF	RNEY FOR (name):					pproved b	•
SUPE	ERIOR COURT OF CALIFORNIA, COUNTY O	F				licial Cour	
STRE	ET ADDRESS:				JV-440.	v11.02272	5.jh
MAILI	NG ADDRESS:						-
CITY A	ND ZIP CODE:						
В	RANCH NAME:						
CHI	LD'S NAME:						
	INDINOS AND ODDEDS AFTED 40	MONTH DED	MANIENO	/ LIE A DINIO	CASE NUMBER:		
F	INDINGS AND ORDERS AFTER 18-	_	WANENC	r HEARING	STOL HOWIDEIN.		
	(Welf. & Inst. Co	oae, 9 366.22)					
	9.1.4						
1. E	ighteen-month permanency hearing						
а	. Date:		e.	Court reporter (name):		
b	. Department:		f.	Bailiff (name):			
С	. Judicial officer (name):		g.	Interpreter (nan	ne and language):		
d			· ·	. ,	3 3 <i>7</i>		
	0 - an a crass (crass of).						A
h	. Party (name):		Present	Attorney (nai	me)·	Present	Appointed today
	(1) Child:		<u>i icaciii</u>	Attorney (nai	<u></u>		loday
	` ,						
	(2) Mother:						
	(3) Father—presumed:						
	(4) Father—biological:						
	(5) Father—alleged:						
	(6) Legal guardian:						
	(7) Indian custodian:						一
	(8) De facto parent:						
	(9) County agency social worker:						
	(10) Tribal representative:						
	(11) Other (specify):						
	(12) Other (specify):						
i	. Others present in courtroom						
-	(1) Court Appointed Special Advocate	(CASA) volunte	eer (name).				
	(2) Other (name):	(2.12.1) Tolulla	(
	• • •						
	(3) Other (name):						
2. T	he court has read and considered and	admits into ev	idence the				
а	. report of social worker dated:						
b							
C.							
d							
е	. Other (specify):						

		JV-44
	CHILD'S NAME:	CASE NUMBER:
В	BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE CO	URT FINDS AND ORDERS
3.	3. a. Notice of the date, time, and location of the hearing was given as required b	y law.
	 b. For a child 10 years of age or older who is not present, (1) the child was properly notified of the right to attend the hearing under W opportunity to be present, and there is no good cause for a continuance (2) the child was not properly notified of the right to attend the hearing under wished to be present and was not given an opportunity to be present, at (a) there is good cause for a continuance for a period of time necessary of the child. (b) it is in the best interest of the child not to continue the hearing. 	to enable the child to be present. er Welf. & Inst. Code, § 349(d) or the child and
	· · · · · · · · · · · · · · · · · · ·	
4.	A Court Appointed Special Advocate is appointed for the child.	
5.	. Parentage	
	a. The court inquired of the child's parents present at the hearing and other ap and addresses of all presumed or alleged parents of the child. All alleged pareviously submitted a Statement Regarding Parentage (Juvenile) (form JV-complete form JV-505 and submit it to the court.	arents present during the hearing who had no
	b The clerk of the court is ordered to provide the notice required by Welf. & Ins	t. Code, § 316.2 to
	(1) alleged parent (name):	
	(2) alleged parent (name):(3) alleged parent (name):	
6.	ic ICWA inquiry	
	The court has inquired of each participant present who has not already been asked w indicating that the child is a member or citizen of or eligible for membership or citizens has reviewed the evidence of the affirmative and ongoing inquiry by the agency to det Indian child, and finds (check one):	hip in an Indian tribe or Alaska Native village,
	a. there is no reason to believe or know that the child is an Indian child. The co about the child's possible Indian status and to report all inquiry efforts to the	
	 there is reason to believe the child is an Indian child, and the agency has completed further inquiry as required by Welf. & Inst. Coknow that the child is an Indian child; or the agency is ordered to complete further inquiry as required by Welf. & 	
	evidence of this inquiry, including all contacts with extended family mem with, the Bureau of Indian Affairs, and the California Department of Soci	bers, tribes that the child may be affiliated

c. there is reason to know that the child is an Indian child, and

(1) the agency has presented evidence in the record that it has exercised due diligence to identify and work with all of the tribes where the child may be a member or eligible for membership to verify the child's status; or

(2) the agency is required to exercise due diligence to identify and work with all of the tribes where the child may be a member or eligible for membership to verify the child's status an provide notice in accordance with Welf. & Inst. Code § 224.3 and file proof of due diligence and notice with the court; and

(3) notice has been provided as required by law; and

(4) the court will treat the child as an Indian child until it is determined on the record that the child is not an Indian child.

d. the child is an Indian child and a member of the:

tribe.

	JV-440
CHILD'S NAME:	CASE NUMBER:
Advisements and waivers	
7. The court has informed and advised the mother biological father legal guardian presumed father alleged father Indian custodian Other (specify): Other (specify): Of the following: the right to assert the privilege against self-incrimination; the right to prepared the reports or documents submitted to the court by the petitioner and the wright to subpoena witnesses; the right to present evidence on one's own behalf; and guardian, and Indian custodian to be present and to be represented by counsel at evappoint counsel subject to the court's right to seek reimbursement, if an individual is is financially unable to retain counsel.	o confront and cross-examine the persons who vitnesses called to testify at the hearing; the the right of the child and each parent, legal very stage of the proceedings. The court may
8. The mother biological father legal guardian presumed father alleged father Indian custodia Other (specify): Other has knowingly and intelligently waived the right to a court trial on the issues, the incrimination, the right to confront and cross-examine adverse witnesses, the right to evidence on their own behalf.	(specify): right to assert the privilege against self-
Case plan development	
Dother (specify): Dother (speci	e of child's identified Indian tribe r (specify): cluding the child's plan for permanent e of child's identified Indian tribe r (specify):
	e of child's identified Indian tribe (specify):
Efforts	
 10. The county agency a has b has not complied with the case plan by making reasonable efforts to return the child to a safservices designed to aid in overcoming the problems that led to the initial removal at making reasonable efforts to complete whatever steps are necessary to finalize the 	nd continued custody of the child and by
11. The child is an Indian child or there is reason to know that the child is an Indian	n child, and as set out in detail in the record
a. affirmative, active, thorough, and timely efforts have have not rehabilitative programs designed to prevent the breakup of the Indian family;	been made to provide remedial services and

JV-440 [Rev. January 1, 2026]

Page 3 of 6

CHIL	D'S NAME:	CASE NUMBER:			
11. b.	b. these efforts did did not include assisting the parent(s) or Indian custodian through the steps of the case plan and with accessing or developing the resources necessary to satisfy the case plan;				
C.	to the maximum extent possible, the efforts were were notprevailing social and cultural conditions and way of life of the child's tribe;	rovided in a manner consistent with the			
d.	these efforts and the case plan have have not been conducted possible in partnership with the Indian child, the parents, extended family members the available resources of the Indian child's extended family, tribe, tribal and othe Indian caregiver service providers; and				
e.	the active efforts have proved successful unsuccessful.				
	e following persons have made the indicated level of progress toward allevia	ating or mitigating the causes necessitating			
a.b.c.d.e.f.g.	Mother Presumed father Biological father Legal guardian Indian custodian Other (specify): Other (specify):	Adequate Substantial Excellent			
Siblin	gs				
13	The child does not have siblings under the court's jurisdiction.				
14	The child has siblings under the court's jurisdiction. Sibling Attachment: Court attached and incorporated by reference.	ontact and Placement (form JV-403) is			
Health	and education				
15. a.	A limitation on the right of the parents to make educational decisions for the educational rights and responsibilities in regard to the child's education, income of the California Rules of Court. A copy of rule 5.650(e) and (f) may be obtained by the company of the California Rules of Court.	cluding those described in rule 5.650(e) and (f)			
b.	A limitation on the right of the parents to make educational decisions for the limited as stated in <i>Order Designating Educational Rights Holder</i> (form JV-and responsibilities of the educational representative are described in rule Court. A copy of rule 5.650(e) and (f) may be obtained from the court clerk.	535) filed in this matter. The educational rights 5.650(e) and (f) of the California Rules of			
b. c.	The child's educational needs are are not being met. The child's physical needs are are not being met. The child's mental health needs are are not being met. The child's developmental needs are are not being met.				
17. The	e child does does not have an order authorizing psychotropic ychotropic medication order is on <i>(date):</i>	c medication. The next hearing to review the			
18	The additional services, assessments, and/or evaluations the child requires to other concerns are	meet the unmet needs specified in item 16 or			
a. b.	stated in the social worker's report. specified here:				

Page 5 of 6

CHII	LD'S NAME:	CASE NUMBER:
19.	The following persons are ordered to take the steps necessary for the cl and/or evaluations identified in item 18:	hild to begin receiving the services, assessments,
a.	Social worker	
b.	Parent (name):	
C.	Surrogate parent (name):	
d.	Educational representative (name):	
e.	Other (name):	
20	The child's education placement has changed since the last review hear	ring.
a.	The child's educational records, including any evaluation regarding within two business days of the request to enroll and those records child's new school within two business days of the receipt of the education.	were provided by the child's former school to the
b.	The child is enrolled in school.	
c.	The child is attending school.	
21	For a child who is 10 years of age or older; is in junior high, middle, or h juvenile court for a year or longer, <i>Status Review Attachment: Sexual ar</i> been completed and is attached.	
22. a.	The child is 16 years of age or older, and under the requirements of (1) an individual or individuals have been identified to assist the chi including career and technical education, and related financial a	ld with applications for postsecondary education,
	(2) the name of the support person(s) to assist the child is: person's relationship(s) to the child is:	, and the support
	(3) an individual or individuals have not been identified to assist the including career and technical education, and related financial a	
	(4) to assist the child in preparing for postsecondary education, the the services	
	(a) stated on the record.(b) as follows:	
b.	The child is 16 years of age or older and has stated that they do not career or technical education.	t want to pursue postsecondary education, including
23.	Child 14 years of age or older	
a.	The services stated in the case plan include those needed to assist successful adulthood.	the child in making the transition from foster care to
b.	The services stated in the case plan do not include those needed to care to successful adulthood.	assist the child in making the transition from foster
C.	To assist the child in making the transition to successful adulthood, provide the services	the county agency must add to the case plan and
	(1) stated on the record.(2) as follows:	

JV-440 [Rev. January 1, 2026]

CHILD'S NAME:		CASE NUMBER:
24. Placement and services are ordered as	s stated in (check appropriate bo	oxes and attach indicated forms)
Eighteen-Month Permanency A attached and incorporated by re	The state of the s	f. & Inst. Code, § 366.22) (form JV-441), which is
b. Eighteen-Month Permanency A JV-442), which is attached and		s Terminated (Welf. & Inst. Code, § 366.22) (form
c. Eighteen-Month Permanency A JV-443), which is attached and		s Continued (Welf. & Inst. Code, § 366.22) (form
25. Contact with the child is ordered	as stated in (check appropriate	box and attach indicated form)
a. Visitation Attachment: Parent, L	egal Guardian, Indian Custodiar.	n, Other Important Person (form JV-400).
b. Visitation Attachment: Sibling (form JV-401).	
c. Visitation Attachment: Grandpa	rent (form JV-402).	
26. All prior orders not in conflict with this	order remain in full force and	effect.
27. Other findings and orders		
a. See attached.		
b. (Specify):		
28. The next hearing is scheduled as Hearing date:	follows: Time: Dept.:	Room:
		rtoon.
a. In-home status review hearing		200 05)
	y hearing (Welf. & Inst. Code, § 3	,
	earing (Welf. & Inst. Code, § 366 Code, § 366.3 status review hear	,
Hearing date:	Time: Dept.:	Room:
d. Postpermanency hearing (Welf.	. & Inst. Code, § 366.3)	
e. Nonminor dependent status rev	riew (Welf. & Inst. Code, § 366.3	1)
f. Other (specify):		
29. The petition is dismissed. Jurisdic further representation.	ction of the court is terminated. A	ll appointed counsel are relieved of the duty to provide
30. Number of pages attached:		
Date:		JUDICIAL OFFICER

JV-442	J	V	-4	4	2
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CHILD'S NAME:	CASE NUMBER:

	EIGHTEEN-MONTH PERMANENCY ATTACHMENT: REUNIFICATION SERVICES TERMINATED (Welf. & Inst. Code, § 366.22)
1.	By a preponderance of the evidence, the return of the child to their parent or legal guardian would create a substantial risk of detriment to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on the record.
2.	Reunification services are terminated.
3.	The child is an Indian child or there is reason to know that the child is an Indian child, and as set out in detail in the record,
	a. affirmative, active, thorough, and timely efforts have have not been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family;
	b. these efforts did did not _include assisting the parent(s) or Indian custodian through the steps of the case plan and with accessing or developing the resources necessary to satisfy the case plan;
	c. to the maximum extent possible, the efforts were prevailing social and cultural conditions and way of life of the child's tribe;
	d. these efforts and the case plan have have not been conducted and developed to the maximum extent possible in partnership with the Indian child, the parents, extended family members, Indian custodians, and the tribe and utilized the available resources of the Indian child's extended family, tribe, tribal and other Indian social service agencies, and individual Indian caregiver service providers; and
	e. the active efforts have proved successful unsuccessful.
4.	The child is an Indian child or there is reason to know that the child is an Indian child, and
	a. qualified expert witness testimony was provided by (name): ; and
	b. evidence regarding the prevailing social and cultural practices of the child's tribe was provided; and
	c. there is clear and convincing evidence that continued physical custody by the following person is likely to cause serious emotional or physical damage to the child: Mother Biological father Legal guardian Presumed father Indian custodian Other (specify):
Pla	acement
5.	The child's out-of-home placement is necessary.
6.	The child's current placement is appropriate.
7.	For a child placed in a short-term residential therapeutic program or community treatment facility, the court has considered the evidence and documentation submitted under Welf. & Inst. Code, § 366.1(/) when determining the continuing necessity for and appropriateness of the placement.
8.	The child has left their placement, and their whereabouts are unknown. Out-of-home placement continues to be necessary. The placement was was not appropriate. The county agency has has not made reasonable efforts to locate the child.
9.	The child is currently detained in juvenile hall. Out-of-home placement continues to be necessary. The placement was was not appropriate.
10.	The child's current placement is not appropriate. The county agency must locate an appropriate placement for the child.
	a. The matter is continued to the date and time indicated in form JV-440, item 28, for a written oral report by the county agency on the progress made in locating an appropriate placement.
	b. Other (specify):

Page 1 of 4

CHILD'S NAME:	CASE NUMBER:				
11. There has been a change in the child's placement, and the child is an Indian child an Indian child. Currently (check one):	d or there is reason to know that the child is				
a the child is placed with a member of the child's extended family as defined by	25 U.S.C. § 1903; or				
b. a diligent search was made for a placement with a member of the child's extended family, the efforts are documented in detail in the record, and the child is placed in a foster home licensed, approved, or specified by the Indian child's tribe; or					
c. a diligent search was made for a placement with a member of the child's exter approved, or specified by the Indian child's tribe; the efforts are documented in in an Indian foster home licensed or approved by an authorized non-Indian licensed.	n detail in the record; and the child is placed				
d. a diligent search was made for a placement with a member of the child's exter approved, or specified by the Indian child's tribe, or in an Indian foster home lindian licensing authority; the efforts are documented in detail in the record; a children approved by an Indian tribe or operated by an Indian organization that child's needs; or	icensed or approved by an authorized non- nd the child is placed in an institution for				
e the child is placed in accordance with the preferences established by the tribe	e; or				
f. the court finds by clear and convincing evidence that there is good cause to d on the reasons set out in the record.	epart from the placement preferences based				
12. The child is placed outside the state of California, and that out-of-state placed	cement				
a continues to be the most appropriate placement for the child and is in the bes	t interest of the child.				
 is no longer the most appropriate placement for the child and is not in the bes continued to the date and time indicated in form JV-440, item 28, for a agency on the progress made toward 	t interest of the child. The matter is written oral report by the county				
(1) returning the child to California and locating an appropriate placement with	ithin California.				
(2) locating an out-of-state placement that is the most appropriate placemen child.	nt for the child and in the best interest of the				
(3) Other (specify):					
	appropriate relative with whom the child nas has not been evaluated.				
The county agency has exercised due diligence to identify, locate, and contact support or possible placement, and the names of the kin and results of the diligence to identify.	•				
 b. The county agency has not exercised due diligence to identify, locate, and control (1) The county agency is ordered to make such diligent efforts, except for in inappropriate to contact because of their involvement with the family or determined. 	dividuals the agency has determined to be lomestic violence.				
(2) The county agency must submit a report to the court on or before (date): efforts made and the results of such efforts.	detailing the diligent				
Important individuals					
15. For a child who is 10 years of age or older,					
 the county agency has made reasonable efforts to identify individuals who are child's relationships with those individuals, consistent with the child's best inte 					
b the county agency has not made reasonable efforts to identify individuals who the child's relationships with those individuals, consistent with the child's best					

CHILD'S NAME:	CASE NUMBER:
15. c. to identify individuals who are important to the child and to maintain the child's county agency must provide the services (1) as stated on the record. (2) as follows:	relationships with those individuals, the
Health	
16. The mother biological father Indian customer legal guardian Other (specify):	regarding the child's needs for medical,
Selection of permanent plan	
17. By clear and convincing evidence, there is a compelling reason for determi Code, § 366.26 is not in the best interest of the child because the child is not and a potential legal guardian has not been identified.	
a. The child's permanent plan is permanent placement with (name):	, a fit and willing relative.
The likely date by which the child's permanent plan will be achieved is (date).	:
 b The child is ordered to remain in foster care with a permanent plan of (1) return home. (2) adoption. (3) tribal customary adoption. (4) legal guardianship. (5) placement with a fit and willing relative. 	
c. The child is 16 years of age or older, there is a compelling reason that no other best interest, and the child is ordered placed in another planned permanent live efforts to return home. establish legal guardianship. place for adoption. place with a relative. Other (specify): The likely date by which the child's permanent plan will be achieved is (date):	
d. The court finds that the barriers to achieving the child's permanent plans are (describe):
18. For children 16 years of age or older placed in another planned permanent a. The court asked the child where the child wants to live, and the child provided the fo	living arrangement.

- (1) (name):
- (2) (name):
- g. **The likely date** by which the child may be placed for adoption, tribal customary adoption, legal guardianship, or with a fit and willing relative is *(date):*

DRAFT Not approved b	the Judicial Council	JV-443.v7.022725.jh
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CHILD'S NAME:	CASE NUMBER:

EIGHTEEN-MONTH PERMANENCY ATTACHMENT: REUNIFICATION SERVICES CONTINUED (Welf. & Inst. Code, § 366.22)

1.	detr		ponderance of the evidence, the return of the child to their parent or legal guardian would create a substantial risk of t to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on d.
Pla	acen	nent	
2.	The	chil	d's out-of-home placement is necessary.
3.] Th	ne child's current placement is appropriate.
4.		the	or a child placed in a short-term residential therapeutic program or community treatment facility, the court has considered e evidence and documentation submitted under Welf. & Inst. Code, § 366.1(/) when determining the continuing necessity and appropriateness of the placement.
5.		_ Th	ne child has left their placement, and their whereabouts are unknown. Out-of-home placement continues to be necessary. The placement was was not appropriate. The county agency has has not made asonable efforts to locate the child.
6.] Th	ne child is currently detained in juvenile hall. Out-of-home placement continues to be necessary. The placement was mas not appropriate.
7.] Tr	ne child's current placement is not appropriate. The county agency must locate an appropriate placement for the child.
	a.		The matter is continued to the date and time indicated in form JV-440, item 28, for a written oral report by the county agency on the progress made in locating an appropriate placement.
	b.		Other (specify):
8.			nere has been a change in the child's placement and the child is an Indian child, or there is reason to know that the child is Indian child. Currently <i>(choose one)</i> ,
	a.		the child is placed with a member of the child's extended family as defined by 25 U.S.C. § 1903; or
	b.		a diligent search was made for a placement with a member of the child's extended family, the efforts are documented in detail in the record, and the child is placed in a foster home licensed, approved, or specified by the Indian child's tribe; or
	C.		a diligent search was made for a placement with a member of the child's extended family or in a foster home licensed, approved, or specified by the Indian child's tribe; the efforts are documented in detail in the record; and the child is placed in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; or
	d.		a diligent search was made for a placement with a member of the child's extended family, in a foster home licensed, approved, or specified by the Indian child's tribe, or in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; the efforts are documented in detail in the record; and the child is placed in an institution for children approved by an Indian tribe or operated by an Indian organization that has a program suitable to meet the Indian child's needs; or
	e.		the child is placed in accordance with the preferences established by the tribe; or
	f.		the court finds by clear and convincing evidence that there is good cause to depart from the placement preferences based on the reasons set out in the record.
9.		☐ Th	ne child is placed outside the state of California, and that out-of-state placement

Page 1 of 3

continues to be the most appropriate placement for the child and is in the best interest of the child.

JV-443 CASE NUMBER CHILD'S NAME: 9. b. is no longer the most appropriate placement for the child and is not in the best interest of the child. The matter is continued to the date and time indicated in form JV-440, item 28, for a written oral report by the county agency on the progress made toward returning the child to California and locating an appropriate placement within California. locating an out-of-state placement that is the most appropriate placement for the child and in the best interest of the child. Other (specify): (3)**Reunification services** 10. By clear and convincing evidence, it is in the best interest of the child to provide additional reunification services to the mother biological father Indian custodian presumed father legal guardian Other (specify): Other (specify): who is making significant and consistent progress in a substance abuse treatment program. (1) who is recently discharged from incarceration, institutionalization, or the custody of the Department of Homeland (2) Security and making significant and consistent progress in establishing a safe home for the child's return. who was a minor parent or a nonminor dependent parent at the time of the initial hearing and is making significant and consistent progress in establishing a safe home for the child's return. and b. There is a substantial probability that the child may be returned to the biological father presumed father Other (specify): legal guardian Other (specify): by the date set for the 24-month permanency hearing under Welf. & Inst. Code, § 366.25 because the person has (1) consistently and regularly contacted and visited the child; (2) made significant and consistent progress in the prior 18 months in resolving the problems that led to the child's removal from the home; and (3) demonstrated the capacity and ability to provide for the safety, protection, physical and emotional health, and special needs of the child and to complete the objectives of their substance abuse treatment plan as evidenced by reports from a substance abuse provider. to complete a treatment plan postdischarge from incarceration or institutionalization. (b) The court finds reasonable reunification services have not been provided. Based on this finding and other relevant factors, including the likelihood of success of further reunification services and the child's need for a prompt resolution of dependency status, the court finds good cause under Welf. and Inst. Code, § 352 to continue the 18-month status review to (date): 11. Reunification services are continued for the mother biological father Indian custodian

presumed father Other (specify):

as modified

as previously ordered.

on the record. in the case plan. Other (specify):

legal guardian

Twenty-four-month permanency hearing date:

								JV-440
ATTORNEY OR PARTY WITH	OUT ATTORNEY: STATE	E BAR NO.:				FOR CO	OURT USE ONLY	
NAME:								
FIRM NAME:								
STREET ADDRESS: CITY:		STATE:	ZIP CODE:					
TELEPHONE NO.:		AX NO.:	ZII OODL.			_	DAFT	
EMAIL ADDRESS:	·	, , , , , , , , , , , , , , , , , , , ,					RAFT	
ATTORNEY FOR (name):							oproved by	
	E CALIFORNIA COUNTY OF					the Jud	icial Coun	cil
STREET ADDRESS:	F CALIFORNIA, COUNTY OF					JV-446.	v7.022725.	jh
MAILING ADDRESS:								•
CITY AND ZIP CODE:								
BRANCH NAME:								
CHILD'S NAME:								
	ND ORDERS AFTER POST ERMANENT PLAN OTHER (Welf. & Inst. Code,	THAN AD		ARING	;—	CASE NUMBER:		
1. Postpermanenc	y hearing							
a. Date:			e.	Court r	eporter ((name):		
b. Department:			f.	Bailiff (name):			
c. Judicial office	r (name):		g.	Interpre	eter (nar	me and language):		
d. Court clerk (n	ame):							
h Dorty name			D	rocent	Attorna	014 n a ma	Drocont	Appointed
h. <u>Party name</u>			<u>P</u> I	resent	Allome	<u>ey name</u>	<u>Present</u>	<u>today</u>
(1) Child:								
(2) Mother:								
, ,	presumed:							
• •	biological:							
(5) Father—	_							
(6) Legal gu								
(7) Indian cu								
(8) De facto								
	gency social worker:							
(10) Tribal rep								
(11) Other <i>(sp</i>								
(12) Other <i>(sp</i>	pecify):							
· ·	nt in courtroom							
(1) Court Ap	pointed Special Advocate (CAS	SA) voluntee	r (name):					
(2) Other (na	ame):							
(3) Other (na	ame):							
2. The court has re	ead and considered and admi	ts into evid	ence					
	of social worker (dated):							
	of CASA volunteer (dated):							
	an <i>(dated):</i>							
	•							

CHILD'S NAME:	CASE NUMBER:
2. d. Other (specify):	
e. Other (specify):	
BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE CO	OURT FINDS AND ORDERS
3. a. Notice of the date, time, and location of the hearing was given as required by	oy law.
 b. For a child 10 years of age or older who is not present, (1) the child was properly notified of the right to attend the hearing under to opportunity to be present, and there is no good cause for a continuance of the child was not properly notified of the right to attend the hearing under the wished to be present and was not given an opportunity to be present and 	e to enable the child to be present. ler Welf. & Inst. Code, § 349(d) or the child
(a) there is good cause for a continuance for a period of time necessary of the child.	ary to provide notice and secure the presence
(b) it is in the best interest of the child not to continue the hearing.	
4. a The child is may be an Indian child, and notice of the p was provided as required by law. Proof of such notice was filed with this co	proceeding and the right of the tribe to intervene urt.
b. There is reason to believe that the child may be of Indian ancestry, and not Bureau of Indian Affairs as required by law. Proof of such notice was filed w	
5. A Court Appointed Special Advocate is appointed for the child.	
6. Parentage	
a. The court inquired of the child's parents present at the hearing and other ap and addresses of all presumed or alleged parents of the child. All alleged previously submitted a Statement Regarding Parentage (form JV-505) were JV-505 and submit it to the court.	arents present during the hearing who had not
 b. The clerk of the court is ordered to provide the notice required by Welf. & In (1) alleged parent (name): (2) alleged parent (name): (3) alleged parent (name): 	st. Code, § 316.2 to
Advisements and waivers	
7. The court has informed and advised the mother biological father legal guardian presumed father alleged father Indian custodian Other (specify): Other (specify): of the following: the right to assert the privilege against self-incrimination; the right to prepared the reports or documents submitted to the court by the petitioner and the wiright to subpoena witnesses; the right to present evidence on one's own behalf; and to guardian, and Indian custodian to be present and to be represented by counsel at evalupoint counsel subject to the court's right to seek reimbursement, if an individual is a financially unable to retain counsel.	tnesses called to testify at the hearing; the he right of the child and each parent, legal ery stage of the proceedings. The court may

CHILD'S NAME:	CASE NUMBER:
8. The mother biological father legal guardian presumed father alleged father Indian custodian Other (specify): Other (specify): has knowingly and intelligently waived the right to a court trial on the issues, the right incrimination, the right to confront and cross-examine adverse witnesses, the right to sevidence on their own behalf.	
Placement	
9. Continued out-of-home placement is in the best interest of the child.	
10. The child's out-of-home placement is necessary.	
 Continued out-of-home placement is no longer necessary. The child is order the mother father legal guardian Other (sp. a. Family maintenance services are ordered for six months. b. The family does not need further services, and the person(s) specified in item custody of the child under the custody order and final judgment entered this continued in the Visitation Order—Juvenile (form JV-205). The clerk of the juvenile councestody Order—Juvenile—Final Judgment (form JV-200) and Visitation Order 	n 11 is or are granted physical and legal day. Visitation with the child will be as stated rt must file with the family court a completed
12. The child's current placement is appropriate.	
13. For a child placed in a short-term residential therapeutic program or community t evidence and documentation submitted under Welf. & Inst. Code, § 366.1(<i>I</i>) whe and appropriateness of the placement.	
14. The child has left their placement, and their whereabouts are unknown. Out-of-he The placement was as not appropriate. The county agency reasonable efforts to locate the child.	
15. The child is currently detained in juvenile hall. Out-of-home placement continues was appropriate.	to be necessary. The placement
16. The child's current placement is not appropriate. The county agency must loc	cate an appropriate place for the child.
a. The matter is continued to the date and time indicated in item 45 for a agency on the progress made in locating an appropriate placement.	written oral report by the county
b. Other (specify):	
17. The child is placed outside the state of California, and that out-of-state placed	cement
a continues to be the most appropriate placement for the child and is in the best	
b. is no longer the most appropriate placement for the child and is not in the best continued to the date and time indicated in item 45 for a written progress made toward (1) returning the child to California and locating an appropriate placement w (2) locating an out-of-state placement that is the most appropriate placement child.	oral report by the county agency on the vithin California.

CHILD'S NAME:	CASE NUMBER:
17. b. (3) Other (specify):	
18. The county agency has has not exercised due diligence to locate a could be placed. Each relative whose name has been submitted to the agency	an appropriate relative with whom the child has has not been evaluated.
Case plan development	
19. a The child was actively involved in the case plan development, including the c	hild's plan for permanent placement.
 b The child was not actively involved in the case plan development, including the county agency is ordered to actively involve the child in the case plan permanent placement, and to submit to the court an updated case plan to the county agency is not required to actively involve the child in the case unable, unavailable, or unwilling to participate. 	n development, including the plan for within 30 days of the date of this hearing.
20. Child 14 years of age or older	
 The services stated in the case plan include those needed to assist the child successful adulthood. 	in making the transition from foster care to
 The services stated in the case plan do not include those needed to assist the care to successful adulthood. 	e child in making the transition from foster
 To assist the child in making the transition to successful adulthood, the count provide the services (1) stated on the record. (2) as follows: 	ty agency must add to the case plan and
21. For a child who is 10 years of age or older; is in junior high, middle, or high school juvenile court for a year or longer, <i>Status Review Attachment: Sexual and Repro</i> been completed and is attached.	
Efforts	
22. The county agency	
a has	
 b has not complied with the case plan by making reasonable efforts, including whatever steps ar permanent placement of the child. 	e necessary to make and to finalize the
23. The services provided to the child have been	
a. adequate.	
b. <mark>in</mark> adequate.	
Family finding and engagement	
24. a. The county agency has exercised due diligence to identify, locate, and conta support or possible placement, and the names of the kin and results of the di	
b. The county agency has not exercised due diligence to identify, locate, and co	ontact the child's kin.

CHILD'S NAME:	CASE NUMBER:
24. b. (1) The county agency is ordered to make such diligent efforts, except for incinappropriate to contact because of their involvement with the family or d (2) The county agency must submit a report to the court on or before (date): efforts made and the results of such efforts.	omestic violence.
25. Child is 10 years of age or older and has been in an out-of-home placement	for six months or longer.
a. The child has identified the following as an individual important to the child:(1) (name):(2) (name):	
 b. The county agency has has not made efforts to identify individual with the child's best interest. 	als who are important to the child, consistent
c. The county agency has has not made efforts to maintain the are important to the child, consistent with the child's best interest.	child's relationships with the individuals who
 d. The county agency has has not made efforts to identify a prosp for the child. 	ective adoptive parent or a legal guardian
 e. To identify individuals who are important to the child and to maintain the child county agency must provide the services (1) as stated on the record. (2) as follows: 	's relationships with those individuals, the
 f To identify a prospective adoptive parent or a legal guardian for the child, the (1) as stated on the record. (2) as follows: 	county agency must provide the service
Siblings	
26. The child does not have siblings under the court's jurisdiction.	
27. The child has siblings under the court's jurisdiction. Sibling Attachment: Contact attached and incorporated by reference.	tact and Placement (form JV-403) is
28. The child has siblings. A postadoption sibling contact agreement has court has inquired into the status of the development of a voluntary postadoption	has not been developed. If not, the sibling contact agreement.
Education	
29. a. The child's educational needs are are not being met. b. The child's physical needs are are not being met. c. The child's mental health needs are are not being met. d. The child's developmental needs are are not being met.	
The additional services, assessments, and/or evaluations the child requires to me other concerns are	eet the unmet needs specified in item 28 or
a stated in the social worker's report.b specified here:	

CHILD'S NAME:	CASE NUMBER:	
31. The following persons are ordered to take the steps necessary for the child to be and/or evaluations identified in item 29:	egin receiving the services, assessments,	
a. Social worker		
b. Parent (name):		
c. Surrogate parent <i>(name):</i>		
d. Educational representative (name):		
e. Other (name):		
32. The child's education placement has changed since the last review hearing.		
a. The child's educational records, including any evaluation regarding a disability within two business days of the request to enroll, and those records were proportional child's new school within two business days of the receipt of the educational	vided by the child's former school to the	
b. The child is enrolled in school.		
c The child is attending school.		
33. a. The child is 16 years of age or older, and under the requirements of Welf. & (1) an individual or individuals have been identified to assist the child with a including career and technical education, and related financial aid. (2) the name of the support person(s) to assist the child is:	(0)(
The support person's relationship(s) to the child is:	•	
(3) an individual or individuals have not been identified to assist the child w	th applications for postsecondary education,	
including career and technical education, and related financial aid. (4) to assist the child in preparing for postsecondary education, the county is	agancy must add to the case plan and	
(4) to assist the child in preparing for postsecondary education, the county provide the services	agency must add to the case plan and	
(a) stated on the record.		
(b) as follows:		
b The child is 16 years of age or older and has stated that they do not want to career or technical education.	pursue postsecondary education, including	
34. Child 12 years of age or older		
a. The child was given the opportunity to review the case plan, sign it, and rece	ive a copy.	
b. The child was not given the opportunity to review the case plan, sign it, and it	eceive a copy, and	
(1) the county agency is ordered to provide the child with the opportunity to copy. The agency is further ordered to submit to the court within 30 days confirmation that the child was provided with this opportunity.		
(2) the county agency is not required to give the child this opportunity because unwilling to participate.	use the child was unable, unavailable, or	
ag to parasipate.		
Health		
35. The child does does not have an order authorizing psychotropic r psychotropic medication order is on (date):	nedication. The next hearing to review the	
36. The mother biological father Indian custo	dian	
presumed father legal guardian Other (speci	fy):	
Other (specify):	garding the child's needs for medical,	
is unable unwilling unavailable to make decisions re surgical, dental, or other remedial care, and the right to make these decisions is and vested with the county agency.		

CHILI	D'S NAME:	CASE NUMBER:
Perma	nent plan	
37. a.	It is ordered that (1) the child's permanent plan is legal guardianship. The likely date by which is (date):	th the child's permanent plan will be achieved
	(2) the child's permanent plan is permanent placement with a fit and willing remanent plan will be achieved is (date):	relative. The likely date by which the child's
b.	It is ordered that the child remain in foster care with a permanent plan of	
	(1) return home.(2) adoption.	
	(3) tribal customary adoption.	
	(4) legal guardianship.	
	(5) placement with a fit and willing relative.	
C.	The child is 16 years of age or older, there is a compelling reason that no other best interest, and the child is ordered placed in another planned permanent liversefforts to	
	return home. establish legal guardianship.	
	place for adoption. place with a relative. Other (specify):	
	The likely date by which the child's permanent plan will be achieved is (date):	
d.	The court finds that the barriers to achieving the child's permanent plan are <i>(describ)</i> .	nol:
		,
38 a.	For a child 16 years of age or older placed in another planned permanent live the placing agency has made the following ongoing and intensive efforts to return the permanent plan:	
b.	the court asked the child where the child wants to live, and the child provided the fo	llowing information (describe):
C.	the court has considered the evidence before it and finds that another planned pern permanent plan because (describe):	nanent living arrangement is the best

CHILD'S NAME:	CASE NUMBER:
38. d. the compelling reasons why the other permanent plan option	s are not in the child's best interest are (describe):
39. The mother father Other (specify) the evidence that further efforts at reunification are the best alter reunification services to return the child to a safe home environm months. The case plan dated: Other (specify): is ordered to	native for the child under Welf. & Inst. Code, § 366.3(f). Further
	ng reason for determining that a hearing under Welf. & Inst. ecause the child is not a proper subject for adoption at this time and
The child's permanent plan identified in item 36 is appropri	ate and continues as the permanent plan.
42a. The child's permanent plan identified in item 36 may not Welf. & Inst. Code, § 366.26 to select the most appropria	be appropriate, and the matter is ordered set for a hearing under ate permanent plan for the child.
 The county agency and the licensed county adoption agency, will prepare and serve an assessment 	ency or the California Department of Social Services, acting as an report as described in Welf. & Inst. Code, § 366.22(c).
an extraordinary writ by filing notice of intent to file a writ Notice of Intent to File Writ Petition and Request for Rec Institutions Code Section 366.26 (Cal. Rules of Court, rumay be submitted on Petition for Extraordinary Writ (form court further advised all parties present in court that, as record must be filed with the juvenile court clerk within se	serve any right to review on appeal of this order, a party must seek to petition and a request for the record, which may be submitted on cord to Review Order Setting a Hearing Under Welfare and alle 8.450) (form JV-820), and a petition for extraordinary writ, which m JV-825). A copy of each form is available in the courtroom. The to them, a notice of intent to file a writ petition and request for even days of the date of this hearing. The clerk of the court is (b)(2) of the California Rules of Court to any party not present.
§ 366.26; their right to counsel; the nature of the proceed select and implement a plan of adoption, guardianship, permanent living arrangement, or in the case of an India adoption for the child. The court ordered each parent pre	ate, time, and place of the hearing set under Welf. & Inst. Code, dings; and the requirement that at the proceedings the court must placement with a fit and willing relative, or another planned in child, in consultation with the child's tribe, tribal customary esent in court to appear for the hearing set under Welf. & Inst. In the child the chi
below, who is a mother, a presumed father, or an alleg	er Welf. & Inst. Code, § 366.26 be provided to the person named led father and who has relinquished the child for adoption where lotice under Family Code, § 8700, or an alleged father who has lent Regarding Parentage (Juvenile) (form JV-505).
(1) <i>(name):</i>	
(2) (name):	
(3) (name):	
(4) (name):	
43. Contact with the child is ordered as stated in (check ap	
a. Visitation Attachment: Parent, Legal Guardian, Indian (Custodian, Other Important Person (form JV-400).
 b. Visitation Attachment: Sibling (form JV-401). c. Visitation Attachment: Grandparent (form JV-402). 	

CHILD'S NAME:		CASE NUMBER:	
44. All prior orders not in conflict with this order remain in t	full force and effect.		
45 Other findings and orders			
a. See attached.			
b. (Specify):			
46. The next hearing is scheduled as follows:			
Hearing date: Time:	Dept:	Room:	
a. Selection and implementation hearing (Welf. & Ins			
b. Postpermanency hearing (Welf. & Inst. Code, § 366.3)			
c. Nonminor dependent status review (Welf. & Inst. 0	·		
d. Other (specify):	3 000.01)		
	5040, 3 000.01)		
47. Number of pages attached:	5646, 3 666.61)		
47. Number of pages attached:	5545, 3 555.51)		

					_	JV-455
	RNEY OR PARTY WITHOUT ATTORNEY	STATE BAR I	NUMBER:		FOR COURT USE ONL	.Y
NAME:						
FIRM						
	ET ADDRESS:	07475	710 0005			
CITY:	PHONE NO.:	STATE: FAX NO.:	ZIP CODE:			
	ADDRESS:	I AA NO			DRAFT	
	RNEY FOR (name):				Not approved	l by
	ERIOR COURT OF CALIFORNIA, COUNTY O	nF			the Judicial Co	uncil
	ET ADDRESS:	<i>'</i> 1			JV-455.v8.0227	25.ih
MAILI	NG ADDRESS:					,
CITY A	ND ZIP CODE:					
ВІ	RANCH NAME:					
CHI	LD'S NAME:					
F	INDINGS AND ORDERS AFTER 24	-MONTH PER	MANENCY	HEARING	CASE NUMBER:	
	(Welf. & Inst. Co					
	·	•			1	
1. T	wenty-four-month permanency hearing	g				
	Date:		e.	Court reporter	(name):	
b	. Department:		f.	Bailiff (name):		
С	Judicial officer (name):		g.	Interpreter (nai	ne and language):	
d	. Court clerk (name):					
	,					Appointed
h	. Party (name):		<u>Presen</u>	t Attorney (n	ame): Pres	
	(1) Child:					
	(2) Mother:					
	(3) Father—presumed:					
	(4) Father—biological:					
	(5) Father—alleged:					
	(6) Legal guardian:					5 <u> </u>
	(7) Indian custodian:					
	(8) De facto parent:					i H
	(9) County agency social worker:					-
	(10) Tribal representative:					-
	(11) Other (specify):		H			
					<u></u>	-
	(12) Other (specify):					
i.	· ·					
	(1) Court Appointed Special Advocate	e (CASA) volunt	eer (name):			
	(2) Other (name):					
	(3) Other (name):					
	he court has read and considered and	admits into ev	ridence			
a						
b						
С						
d	. Other (specify):					
е	. Other (specify):					

		JV-45
1	CHILD'S NAME:	CASE NUMBER:
∟ B	BASED ON THE FOREGOING AND ON ALL OTHER EVIDENCE RECEIVED, THE CO	URT FINDS AND ORDERS
	3. a. Notice of the date, time, and location of the hearing was given as required	
	 b. For a child 10 years of age or older who is not present, (1) the child was properly notified of the right to attend the hearing under opportunity to be present, and there is no good cause for a continuant. 	
	(2) the child was not properly notified of the right to attend the hearing unwished to be present and was not given an opportunity to be present,	
	 (a) there is good cause for a continuance for a period of time necess of the child. 	ary to provide notice and secure the presence
	(b) it is in the best interest of the child not to continue the hearing.	
4.	4. A Court Appointed Special Advocate is appointed for the child.	
5.	D. Parentage	
	a. The court inquired of the child's parents present at the hearing and other a and addresses of all presumed or alleged parents of the child. All alleged p previously submitted a <i>Statement Regarding Parentage</i> (form JV-505) wer JV-505 and submit it to the court.	arents present during the hearing who had not
	b The clerk of the court is ordered to provide the notice required by Welf. & II	nst. Code, § 316.2 to
	(1) alleged parent (name):	
	(2) alleged parent (name):	
	(3) alleged parent (name):	
6.	6. ICWA inquiry	
	The court has inquired of each participant present who has not already been asked indicating that the child is a member or citizen of or eligible for membership or citizer reviewed the evidence of the affirmative and ongoing inquiry by the agency to deterr child, and finds (check one)	nship in an Indian tribe or Alaska Native village,
	a. there is no reason to believe or know that the child is an Indian child. The cabout the child's possible Indian status and to report all inquiry efforts to the	
	b. there is reason to believe the child is an Indian child; and	
	(1) the agency has completed further inquiry as required by Welf. & Inst. (know that the child is an Indian child; or	Code, § 224.2(e), and there is no reason to
	(2) the agency is ordered to complete further inquiry as required by Welf. evidence of this inquiry, including all contacts with extended family me with, the Bureau of Indian Affairs, the California Department of Social	mbers, tribes that the child may be affiliated

(1)

there is reason to know that the child is an Indian child, and the agency has presented evidence in the record that it has exercised due diligence to identify and work with all of the tribes where the child may be a member or eligible for membership to verify the child's status; or

the agency is required to exercise due diligence to identify and work with all of the tribes where the child may be a (2) member or eligible for membership to verify the child's status an provide notice in accordance with Welf. & Inst. Code, § 224.3 and file proof of due diligence and notice with the court; and

(3)notice has been provided as required by law; and

the court will treat the child as an Indian child until it is determined on the record that the child is not an Indian child.

the child is an Indian child and a member of the:

CHILD'S NAME:			CASE NUMBER:
Advisements and waivers			
7. The court has informed and a	advised the		
mother presumed father Other (specify):] biological father le	gal guardian [dian custodian Other (specify	child
prepared the reports or docume right to subpoena witnesses; th guardian, and Indian custodian	ents submitted to the court by the right to present evidence on court to be present and to be represent ourt's right to seek reimbursement.	ne petitioner and the witno one's own behalf; and the ented by counsel at every	infront and cross-examine the persons who esses called to testify at the hearing; the eright of the child and each parent, legally stage of the proceedings. The court may titled to appointed counsel and the individual
8. The mother presumed father Other (specify):	biological father alleged father	legal guardian Indian custodian Other (s	
	onfront and cross-examine adve		ht to assert the privilege against to subpoena witnesses, and the right to
Case plan development			
9. a The following were ac Child Other (specify)	Mother Father	•	he child's plan for permanent placement child's identified Indian tribe
placement:		•	ing the child's plan for permanent
Child Other (specify):		Other (sp	
The county agency is hearing.	ordered to actively involve ther	n and submit an updated	case plan within 30 days of the date of this
c. The following were no placement:	ot actively involved in the case	olan development, includ	ing the child's plan for permanent
Child Other (specify).	Mother Father	Representative of Other (sp	child's identified Indian tribe pecify):
The county agency is participate.	not required to involve them be	ecause these persons are	e unable, unavailable, or unwilling to
Efforts			
10. The county agency			
a. has b. has not			
complied with the case plan by services designed to aid in ove		o the initial removal and	ome through the provision of reasonable continued custody of the child and by manent placement of the child.
a. affirmative, active, thorough		ive have not	hild, and as set out in detail in the record, been made to provide remedial services and

Page 3 of 6

JV-455 [Rev. January 1, 2026]

CHILD'S NAME:	CASE NUMBER:
19. The following persons are ordered to take the steps necessary for the child to be and/or evaluations identified in item 18:	gin receiving the services, assessments,
a. Social worker	
b. Parent (name):	
c. Surrogate parent (name):	
d. Educational representative (name):	
e. Other (name):	
20. The child's education placement has changed since the last review hearing.	
a. The child's educational records, including any evaluation regarding a disability within two business days of the request to enroll and those records were proved child's new school within two business days of the receipt of the educational resources.	ided by the child's former school to the
b. The child is enrolled in school.	
c. The child is attending school.	
21. Child 14 years of age or older	
 The services stated in the case plan include those needed to assist the child i successful adulthood. 	in making the transition from foster care to
b. The services stated in the case plan do not include those needed to assist the care to successful adulthood.	e child in making the transition from foster
 To assist the child in making the transition to successful adulthood, the county provide the services 	y agency must add to the case plan and
(1) stated on the record.(2) as follows:	
22. For a child who is 10 years of age or older; is in junior high, middle, or high school juvenile court for a year or longer, Status Review Attachment: Sexual and Reproduced been completed and is attached.	
 23. a The child is 16 years of age or older, and under the requirements of Welf. & Ir (1) an individual or individuals have been identified to assist the child with ap including career and technical education, and related financial aid. 	- 12/1
(2) the name of the support person(s) to assist the child is: The support person's relationship(s) to the child is:	
(3) an individual or individuals have not been identified to assist the child wit including career and technical education, and related financial aid.	h applications for postsecondary education,
(4) to assist the child in preparing for postsecondary education, the county a the services	gency must add to the case plan and provide
(a) stated on the record.(b) as follows:	
b The child is 16 years of age or older and has stated that they do not want to p career or technical education.	oursue postsecondary education, including

JV-455 [Rev. January 1, 2026]

CHILD'S NAME:	CASE NUMBER:	
24. Placement and services are ordered as stated in (check appropriate boxes	and attach indicated forms)	
a. Twenty-Four-Month Permanency Attachment: Child Reunified (Welf. & Inst. Code, § 366.25) (form JV-456), which is attached and incorporated by reference.		
b. Twenty-Four-Month Permanency Attachment: Reunification Services JV-457), which is attached and incorporated by reference.	Terminated (Welf. & Inst. Code, § 366.25) (form	
25. Contact with the child is ordered as stated in (check appropriate box and attach indicated form)		
a. Wisitation Attachment: Parent, Legal Guardian, Indian Custodian, Oth	er Important Person (form JV-400).	
b. Visitation Attachment: Sibling (form JV-401).		
c. Visitation Attachment: Grandparent (form JV-402).		
26. All prior orders not in conflict with this order remain in full force and effec	ct.	
27. Other findings and orders		
a. See attached.		
b. (Specify):		
28. The next hearing is scheduled as follows:		
Hearing date: Time: Dept.:	Room:	
a. In-home status review hearing (Welf. & Inst. Code, § 364)		
b. Selection and implementation hearing (Welf. & Inst. Code, § 366.26) (Also schedule a Welf. & Inst. Code, § 366.3 status review hearing wi	ithin six months.)	
Hearing date: Time: Dept.:	Room:	
c. Postpermanency hearing (Welf. & Inst. Code, § 366.3)		
d. Nonminor dependent status review (Welf. & Inst. Code, § 366.31)		
e. Other (specify):		
29. The petition is dismissed. Jurisdiction of the court is terminated. All appropriate further representation.	pointed counsel are relieved of the duty to provide	
30. Number of pages attached:		
Date:	JUDICIAL OFFICER	

DRAFT Not approved by the .	Judicial Council	JV-457.v9.022725.ih
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CHILD'S NAME:	CASE NUMBER:

		TWENTY-FOUR-MONTH PERMANENCY ATTACHMENT: REUNIFICATION SERVICES TERMINATED (Welf. & Inst. Code, § 366.25)	
1.	det	a preponderance of the evidence, the return of the child to their parent or legal guardian would create a substantial risk of riment to the safety, protection, or physical or emotional well-being of the child. The factual basis for this conclusion is stated on record.	
2.	The	e child's out-of-home placement is necessary.	
3.	Re	unification services are terminated.	
4.		The child is an Indian child or there is reason to know that the child is an Indian child, and as set out in detail in the record,	
		affirmative, active, thorough, and timely efforts have have been made to provide remedial services and rehabilitative programs designed to prevent the breakup of the Indian family;	
	b.	these efforts did did not include assisting the parent(s) or Indian custodian through the steps of the case plan and with accessing or developing the resources necessary to satisfy the case plan;	
	c.	to the maximum extent possible, the efforts were were not provided in a manner consistent with the prevailing social and cultural conditions and way of life of the child's tribe;	
		these efforts and the case plan have have not been conducted and developed to the maximum extent possible in partnership with the Indian child, the parents, extended family members, Indian custodians, and the tribe and utilized the available resources of the Indian child's extended family, tribe, tribal and other Indian social service agencies, and individual Indian caregiver service providers; and	
	e.	the active efforts have proved successful unsuccessful.	
5.		The child is an Indian child or there is reason to know that the child is an Indian child, and	
	a.	qualified expert witness testimony was provided by (name): ; and	
	b.	evidence regarding the prevailing social and cultural practices of the child's tribe was provided; and	
	C.	there is clear and convincing evidence that continued physical custody by the following person is likely to cause serious emotional or physical damage to the child: mother Biological father Legal guardian	
		Presumed father Indian custodian Other (specify): Other (specify):	
6.		There has been a change in the child's placement, and the child is an Indian child or there is reason to know that the child is an Indian child. Currently (check one):	
	a.	the child is placed with a member of the child's extended family as defined by section 1903 of the title 25 of the United States Code; or	
	b.	a diligent search was made for a placement with a member of the child's extended family, the efforts are documented in detail in the record, and the child is placed in a foster home licensed, approved, or specified by the Indian child's tribe; or	
	C.	a diligent search was made for a placement with a member of the child's extended family or in a foster home licensed, approved, or specified by the Indian child's tribe; the efforts are documented in detail in the record; and the child is placed in an Indian factor home licensed or approved by an authorized pan Indian licensing authority; or	
	d.	in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; or	
		a diligent search was made for a placement with a member of the child's extended family, in a foster home licensed, approved, or specified by the Indian child's tribe, or in an Indian foster home licensed or approved by an authorized non-Indian licensing authority; the efforts are documented in detail in the record; and the child is placed in an institution for children approved by an Indian tribe or operated by an Indian organization that has a program suitable to meet the Indian child's needs; or	

Page 1 of 4

CHILD'S NAME:	CASE NUMBER:
6. f the court finds by clear and convincing evidence that there is good cause to clear based on the reasons set out in the record.	depart from the placement preferences
7. The child's current placement is appropriate.	
8. For a child placed in a short-term residential therapeutic program or community the evidence and documentation submitted under Welf. & Inst. Code, § 366.1(<i>I</i>) for and appropriateness of the placement.	
9. The child has left their placement, and their whereabouts are unknown. Out-of-he The placement was appropriate. The county ager reasonable efforts to locate the child.	
10. The child is currently detained in juvenile hall. Out-of-home placement continues was mot appropriate.	to be necessary. The placement
11. The child's current placement is not appropriate. The county agency must locate the county a	cate an appropriate placement for the child.
a. The matter is continued to the date and time indicated in form JV-455, item 2 report by the county agency on the progress made in locating an appropriate	
b. Other (specify):	
 The child is placed outside the state of California, and that out-of-state place a continues to be the most appropriate placement for the child and is in the best continued to the date and time indicated in form JV-455, item 28 for a agency on the progress made toward (1) returning the child to California and locating an appropriate placement with (2) locating an out-of-state placement that is the most appropriate placement child. (3) Other (specify): 	st interest of the child. st interest of the child. The matter is written oral report by the county thin California.
Selection of permanent plan	
13. The county agency has has not exercised due diligence to locate could be placed. Each relative whose name has been submitted to the agency	e an appropriate relative with whom the child has has has not been evaluated.
14. By clear and convincing evidence, there is a compelling reason for determine Code, § 366.26 is not in the best interest of the child because the child is not and a potential legal guardian has not been identified.	
a. The child's permanent plan is permanent placement with <i>(name):</i> The likely date by which the child's permanent plan will be achieved is <i>(date)</i>	a fit and willing relative.
 b The child is ordered to remain in foster care with a permanent plan of (1) return home. (2) adoption. (3) tribal customary adoption. (4) legal guardianship. (5) placement with a fit and willing relative. 	

CHILD'S NAME:	CASE NUMBER:
14. c. The child is 16 years of age or older, there is a compelling reason best interest, and the child is ordered placed in another planned pefforts to establish legal guardians place for adoption. place with a relative. Other (specify): The likely date by which the child's permanent plan will be achieved is d. The court finds that the barriers to achieving the child's permaner	permanent living arrangement with ongoing and intensive ship. (date):
15. For a child 16 years of age or older placed in another planned po a. the court asked the child where the child wants to live, and the child pro	
 the court has considered the evidence before it and finds that another p permanent plan because (describe): 	planned permanent living arrangement is the best
c. the compelling reasons why the other permanent plan options are not in	n the child's best interest are <i>(describe):</i>
 The matter is ordered set for hearing under Welf. & Inst. Code, plan for the child. 	, § 366.26 to select the most appropriate permanent
 By clear and convincing evidence, reasonable services have been guardian, or Indian custodian. 	provided or offered to the child's parents, legal

- guardian, or Indian custodian.
 c. The county agency and the licensed county adoption agency or the California Department of Social Services, acting as an
- adoption agency, will prepare and serve an assessment report as described in Welf. & Inst. Code, § 366.25(b). The county agency report must include evidence of all inquiry done throughout the life of the case to determine whether the child is or may an Indian child, including evidence that inquiry has been made of the child, the parents, and available extended family members, and the results of that inquiry.
- d. The court advised all parties present in court that to preserve any right to review on appeal of this order, a party must seek an extraordinary writ by filing a notice of intent to file a writ petition and a request for the record, which may be submitted on Notice of Intent to File Writ Petition and Request for Record to Review Order Setting a Hearing Under Welfare and Institutions Code Section 366.26 (California Rules of Court, Rule 8.450) (form JV-820), and a petition for extraordinary writ, which may be submitted on Petition for Extraordinary Writ (form JV-825). A copy of each form is available in the courtroom. The court advised all parties present in court that, as to them, a notice of intent to file a writ petition and request for record must be filed with the juvenile court clerk within seven days of the date of this hearing. The clerk of the court must provide written notice as stated in rule 5.590(b)(2) of the California Rules of Court to any party not present.
- e. The court advised each parent present in court of the date, time, and place of the hearing set under Welf. & Inst. Code, § 366.26; their right to counsel; the nature of the proceedings; and the requirement that at the proceedings the court must select and implement a plan of adoption, guardianship, placement with a fit and willing relative, or another planned permanent living arrangement, or, in the case of an Indian child, in consultation with the child's tribe, tribal customary adoption for the child. The court ordered each parent present in court to appear for the hearing set under Welf. & Inst. Code, § 366.26 and directed that each parent be notified hereafter by first-class mail to their usual place of residence or business only.

CHILD'S NAME:	CASE NUMBER:
16. f. The court orders that no notice of the hearing set under Welf. & Inst. Code, below, who is a mother, a presumed father, or an alleged father and who had the relinquishment has been accepted and filed with notice under Family Codenied paternity and has executed section 2 of Statement Regarding Paren (1) (name): (2) (name): (3) (name):	as relinquished the child for adoption where ode, § 8700, or an alleged father who has tage (form JV-505).
g. The likely date by which the child may be placed for adoption, tribal customary a and willing relative is (date):	adoption, legal guardianship, or with a fit
Family finding and engagement	
17. a. The county agency has exercised due diligence to identify, locate, and conta support or possible placement, and the names of the kin and results of the county agency has exercised due diligence to identify, locate, and contains a support or possible placement.	
b. The county agency has not exercised due diligence to identify, locate, and c	contact the child's kin.
(1) The county agency is ordered to make such diligent efforts, except for indivinappropriate to contact because of their involvement with the family or domain and the such diligent efforts, except for individual inappropriate to contact because of their involvement with the family or domain.	
(2) The county agency must submit a report to the court on or before (date): efforts made and the results of such efforts.	detailing the diligent
Important individuals	
18. Child is 10 years of age or older	
 The county agency has made reasonable efforts to identify individuals who child's relationships with those individuals, consistent with the child's best in 	
b. The county agency has not made reasonable efforts to identify individuals we the child's relationships with those individuals, consistent with the child's be	
 c. To identify individuals who are important to the child and to maintain the chi county agency must provide the services (1) as stated on the record. (2) as follows: 	ld's relationships with those individuals, the
Health	
19. The mother biological father Indian compression of the specify:	pecify): regarding the child's needs for medical,