



# Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688

[www.courts.ca.gov/policyadmin-invitationstocomment.htm](http://www.courts.ca.gov/policyadmin-invitationstocomment.htm)

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## INVITATION TO COMMENT

### SPR25-26

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**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. Hulse, 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](mailto:frances.ho@jud.ca.gov)

Kerry Doyle, 415-865-8791  
[kerry.doyle@jud.ca.gov](mailto:kerry.doyle@jud.ca.gov)

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### 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 It is circulated for comment purposes only.*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:
  - Confidential Information for Law Enforcement (form CLETS-001);
  - 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);
  - Restraining Order After Hearing (form DV-130);<sup>1</sup>
  - Response to Request for Juvenile Restraining Order (form JV-247);
  - Juvenile Restraining Order After Hearing (form JV-255);
  - Response to Request for Juvenile Restraining Order Against a Child (form JV-259); and
  - Juvenile Restraining Order Against a Child—Order After Hearing (form JV-265).

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<sup>1</sup> 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.<sup>2</sup>

### **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.<sup>3</sup> 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.<sup>4</sup>

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.<sup>5</sup>

### **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.

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<sup>2</sup> 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 <https://courts.ca.gov/policy-administration/invitations-comment>.

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

<sup>4</sup> The webpage will be created and published by January 1, 2026.

<sup>5</sup> 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 <https://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, JV-265, and DV-130***

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.<sup>6</sup> 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.<sup>7</sup>

For form DV-130, at item 32(c), the committee proposes replacing the reference to form FL-300 with a reference to form DV-300. As of January 1, 2025, requests to modify orders made after a hearing in a domestic violence restraining order matter, must be made on form DV-300.

### **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.<sup>8</sup>

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<sup>6</sup> See item 19b on form JV-255 and item 16b on form JV-265.

<sup>7</sup> See item 32b on form DV-130.

<sup>8</sup> 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 <https://courts.ca.gov/policy->

- 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)<sup>9</sup> 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.

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[administration/invitations-comment/past-proposals](#). If approved by the Judicial Council, the new forms for retail theft will be effective July 1, 2025.

<sup>9</sup> 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](http://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](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.

## ① Person You Want a Restraining Order Against

\*Name: \_\_\_\_\_

Other names used: \_\_\_\_\_

\*Gender:  M  F  Nonbinary \*Race: \_\_\_\_\_

\*Age: \_\_\_\_\_ (estimate, if age unknown) Date of Birth: \_\_\_\_\_

Marks, scars, or tattoos: \_\_\_\_\_

Driver’s license (number and state): \_\_\_\_\_ SSN: \_\_\_\_\_

Vehicle type: \_\_\_\_\_ Model: \_\_\_\_\_ Year: \_\_\_\_\_ Plate number: \_\_\_\_\_

Telephone: \_\_\_\_\_

Name of employer and address: \_\_\_\_\_

Does the person speak English?

- Yes
- No (list language): \_\_\_\_\_
- I don’t know

Does the person have any firearms (guns), firearm parts, ammunition, or body armor?

- No
- I don’t know
- Yes (Give any information you have below, like the type, amount, or location of any items, if known.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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



2 \*Your Name: \_\_\_\_\_

(Skip 3 and 4 if you are asking for a gun violence (form GV-100) or retail crime (form RT-100) restraining order.)

3 Your Information

\*Gender:  M  F  X (nonbinary) Race: \_\_\_\_\_

\*Age: \_\_\_\_\_ Date of Birth (month, day, year): \_\_\_\_\_

(If the judge grants the restraining order, your information will be entered into a federal law enforcement database if you provide your date of birth.)

Telephone: \_\_\_\_\_

Do you speak English?  Yes  No (list language): \_\_\_\_\_

4 Other People You Want Protected

(If the judge grants the restraining order, the information of any people listed below will be entered into a federal law enforcement database if you provide their date of birth.)

\*Name: \_\_\_\_\_ \*Gender: \_\_\_\_\_ Race: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

\*Name: \_\_\_\_\_ \*Gender: \_\_\_\_\_ Race: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

\*Name: \_\_\_\_\_ \*Gender: \_\_\_\_\_ Race: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

\*Name: \_\_\_\_\_ \*Gender: \_\_\_\_\_ Race: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Check here if you have more people to list. Write them on a separate piece of paper, write “Item 4” at the top, and attach it to this form.

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



Clerk stamps date here when form is filed.

Draft- Not approved by  
the Judicial  
Council-3.10.25

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 [DV-500-INFO](#), *Can a Domestic Violence Restraining Order Help Me?* to find out more about this type of restraining order.

Fill in court name and street address:

Superior Court of California, County of

**1 Name of Person Asking for Protection:***(See form DV-100, item 1):*

\_\_\_\_\_

**2 Your Name:****! Address where you can receive court papers**

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

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Fill in case number:

Case Number:

**! Your contact information (optional)**

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

Email Address: \_\_\_\_\_ Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

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

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

**3 Your Hearing Date (Court Date)**

Your hearing date is listed on form 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.**

**How to complete this form:** To answer the questions below, look at the form DV-100 filled out by the person in ①. Tip: When the restraining order forms say “the person in ②” that means you, and the “person in ①” means the person who is asking for a restraining order against you.

**4 Information About You** (see 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.

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**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?:

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**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.

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Check here if you are including a copy of restraining order or 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: \_\_\_\_\_

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**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: \_\_\_\_\_

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**This is not a Court Order.**



**9**  **No-Contact Order** (see item 11 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: \_\_\_\_\_  
\_\_\_\_\_

**10**  **Stay-Away Order** (see item 12 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 agree to: \_\_\_\_\_  
\_\_\_\_\_

**11**  **Order to Move Out** (see item 13 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: \_\_\_\_\_  
\_\_\_\_\_

**12**  **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 would agree to: \_\_\_\_\_  
\_\_\_\_\_

**13**  **Child Custody and Visitation** (see item 15 on form DV-100 and DV-105)

- a.  I am **not** the parent of the child listed in form DV-105, *Request for Child Custody and Visitation Orders*
- b.  I am the parent of the child or children listed in form DV-105 (check one):
  - (1)  I agree to the orders requested.
  - (2)  I do not agree to the orders requested. (Complete form DV-125, *Response to Request for Child Custody and Visitation Orders*, and attach it to this form.)

**This is not a Court Order.**



**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 agree 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 agree 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 agree to: \_\_\_\_\_  
\_\_\_\_\_**17**  **Record Communications** (see item 19 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 20 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: \_\_\_\_\_  
\_\_\_\_\_**19**  **Pay Debt (Bills) Owed for Property** (see item 22 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 agree to: \_\_\_\_\_  
\_\_\_\_\_**This is not a Court Order.**

**20**  **Pay Expenses Caused by the Abuse** (see item 23 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: \_\_\_\_\_  
\_\_\_\_\_

**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 at [selfhelp.courts.ca.gov/child-support](https://selfhelp.courts.ca.gov/child-support))

**22**  **Spousal Support** (see item 25 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: \_\_\_\_\_  
\_\_\_\_\_

**23**  **Lawyer's Fees and Costs**

If the person in 1 checked item 26 on form DV-100, this means that they have asked the judge to order you to pay their lawyer's fees and costs. You may also ask for lawyer's fees and costs. The judge can order the person in 1 to pay for your lawyer's fees and cost if:

- (1) The person in 1's request for restraining order is denied;
- (2) The judge decides that the request was frivolous or was made only to abuse, intimidate, or cause unneeded delay; and
- (3) The person in 1 can afford to pay for your lawyer's fees and costs.

Check here if you want the person in 1 to pay for some or all of your lawyer's fees and costs.

**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 agree to: \_\_\_\_\_  
\_\_\_\_\_

**This is not a Court Order.**



**25**  **Transfer Wireless Phone Account** (see item **28** 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: \_\_\_\_\_

\_\_\_\_\_

**26** **Firearms (Guns), Firearm Parts, or Ammunition** (see item **29** on form DV-100)

If you were served with form DV-110, *Temporary Restraining Order*, you must follow the orders in **5** on form DV-110. You must file a receipt with the court from the law enforcement agency or a licensed gun dealer within 48 hours after you received form DV-110. 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 (firearms (guns), prohibited firearm parts, or ammunition).
- b.  I have turned in all prohibited items that I have or own 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):

- 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).

**This is not a Court Order.**



**27) No Body Armor** (see item 30 on form DV-100)

If you were served with form DV-110, *Temporary Restraining Order*, 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 under Penal Code section 31360(c). (Attach a copy of the letter granting permission, if you have one.)

**28) Cannot Look for Protected People** (see item 31 on form DV-100)

- 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: \_\_\_\_\_

\_\_\_\_\_

**29)  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 Not Agree with the Request” at the top.

**This is not a Court Order.**



**30**  **My Out-of-Pocket Expenses**

If the request for restraining order is denied by the judge at the court hearing, I ask the judge to order the person in ① to pay my out-of-pocket expenses because the temporary restraining order was granted without enough supporting facts. The expenses are:

For: _____	Because: _____	Amount: \$ _____
For: _____	Because: _____	Amount: \$ _____
For: _____	Because: _____	Amount: \$ _____

**31** **Additional Pages**

Number of pages attached to this form, if any: \_\_\_\_\_

**32** **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*

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

Date: \_\_\_\_\_

\_\_\_\_\_

*Lawyer's name*



\_\_\_\_\_

*Lawyer's signature*

**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](http://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.**



## **DV-120-INFO** How Can I Respond to a Request for Domestic Violence Restraining 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](http://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](http://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].

# DV-120-INFO How Can I Respond to a Request for Domestic Violence Restraining Order?

## 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](http://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](http://selfhelp.courts.ca.gov/respond-to-DV-restraining-order)

## What if I need an interpreter?



You may use form [INT-300](#) 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](http://courts.ca.gov/forms.htm) for *Disability Accommodation Request* (form [MC-410](#)). (Civ. Code, § 54.8.)

Clerk stamps date here when form is filed.

Original Order Amended Order

4.9.25 DRAFT Not approved by the Judicial Council

1 Protected Person (name):

2 Restrained Person

\*Full Name: \*Gender: \*Race: \*Age: Date of Birth: Height: Weight: Hair Color: Eye Color: Relationship to person in 1: Address of restrained person: City: State: Zip: (Information that has a star (\*) next to it is required to add this order into a California police database. Give all the information you know.)

Fill in court name and street address:

Superior Court of California, County of

Clerk fills in case number when form is filed.

Case Number:

3 Other Protected People

In addition to the person in 1, the following persons are protected by orders as indicated in 13 through 16.

Table with 3 columns: Full name, Relationship to person in 1, Age

Check here if you need to list more people. List them on a separate piece of paper, write "DV-130, Other Protected People" at the top, and attach it to this form.

4 Expiration Date

This restraining order, except the orders noted below,\* ends on: (date): at (time): a.m. p.m. or midnight. • Custody, visitation, child support, and spousal support orders remain in effect after the restraining order ends. • If no date is written, the restraining order ends three years after the date of the hearing in 6a. • If no time is written, the restraining order ends at midnight on the expiration date.

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

This is a Court Order.



**5**  **Future Court Hearing**The  person in ①  person in ② must attend court on:Date: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.  p.m.

Department: \_\_\_\_\_ Room: \_\_\_\_\_

to review (*list issues*): \_\_\_\_\_

\_\_\_\_\_

**6** **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 ① (*name*): \_\_\_\_\_ The person in ②  The lawyer for the person in ② (*name*): \_\_\_\_\_**7** **Court's Decision**

In making this order, the court has considered whether failure to make any of the orders requested might risk the 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 ③¹ . If you do not obey these orders, you can be charged with a crime, go to jail or prison, and/or pay a fine. It is a felony to take or hide a child in violation of this order.**

**This is a Court Order.**

**8 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;
  - (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 [DV-800/JV-270](#), *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.
- 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*.

**9  Restrained person has prohibited items**

The court finds that you have the following prohibited items:

**a. Firearms and/or firearm parts**

Description <i>(include serial number, if known)</i>	Location, if known	Proof of compliance received by the court
(1) _____	_____	<input type="checkbox"/> <i>(date)</i> : _____
(2) _____	_____	<input type="checkbox"/> <i>(date)</i> : _____
(3) _____	_____	<input type="checkbox"/> <i>(date)</i> : _____
(4) _____	_____	<input type="checkbox"/> <i>(date)</i> : _____

**This is a Court Order.**





9 The court finds that you have the following prohibited items:

**b. Ammunition**

Description	Amount, if known	Location, if known	Proof of compliance received by the court
(1) _____	_____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	_____	<input type="checkbox"/> (date): _____

Check here to list additional items. List them on a separate piece of paper, write “DV-130, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

10  **Restrained Person Has Not Complied With Surrendering Prohibited Items**

a. The court finds that you have not fully complied with the orders previously granted on (date): \_\_\_\_\_  
The court has not received a receipt or proof of compliance for all the items listed in 9.

b. Notify Law Enforcement

The court will immediately notify the following law enforcement agency of this violation  
(law enforcement agency or agencies): \_\_\_\_\_

c. Notify Prosecutor

The court will immediately notify the following prosecuting agency of this violation  
(prosecuting agency): \_\_\_\_\_

11  **Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance**

You must attend the court hearing in 5 to prove that you have properly turned in, sold, or stored all prohibited items (described in 8b) you still have or own, including any items listed in 9. If you do not attend the court hearing listed in 5, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.

12 **No Body Armor**

You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.

**This is a Court Order.**





**13 Cannot Look for Protected People**

You must not take any action to look for any person protected by this order, including their addresses or locations.

- If checked, this order was not granted because the court found good cause not to make this order.

**14  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 personal property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), block movements, annoy by phone or other electronic means (including repeatedly contact), or disturb the peace.
- “Disturb the peace” means to destroy someone’s mental or emotional calm. This can be done directly or indirectly, such as through someone else. This can also be done in any way, such as by phone, over text, or online. Disturbing the peace includes coercive control.
- “Coercive control” means a number of acts that unreasonably limit the free will and individual rights of any person protected by this restraining order. Examples include isolating them from friends, relatives, or other support; keeping them from food or basic needs; controlling or keeping track of them, including their movements, contacts, actions, money, or access to services; and making them do something by force, threat, or intimidation, including threats based on actual or suspected immigration status. Coercive control includes reproductive coercion meaning controlling someone’s reproductive choices, such as using force, threat, or intimidation to pressure someone to be or not be pregnant, and to control or interfere with someone’s contraception, birth control, pregnancy, or access to health information.

**15  No-Contact Order**

- a. You must **not contact**  the person in ①,  the persons in ③, directly or indirectly, by any means, including by telephone, mail, email, or other electronic means.
- b.  Exception to 15a:
- (1)  You may have brief and peaceful contact with the person in ① to only communicate about your children for court-ordered visits.
  - (2)  You may have contact with your children only during court-ordered contact or visits.
  - (3)  Other (*explain*): \_\_\_\_\_
- c. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

**This is a Court Order.**



**16**  **Stay-Away Order**

a. You **must** stay at least (*specify*): \_\_\_\_\_ yards away from (*check all that apply*):

- Person in ①.
- Home of person in ①.
- Job or workplace of person in ①.
- Vehicle of person in ①.
- School of person in ①.
- Persons in ③.
- Children’s school or child care.
- Other (*specify*): \_\_\_\_\_

b.  Exception to 16a:

The stay-away orders do not apply:

- (1)  For you to exchange your children for court-ordered visits. You must do so briefly and peacefully.
- (2)  For you to visit with your children for court-ordered contact or visits.
- (3)  Other (*explain*): \_\_\_\_\_

**17**  **Order to Move Out**

You must move out immediately from (*address*):

\_\_\_\_\_

**18**  **Other Orders**

\_\_\_\_\_  
\_\_\_\_\_

**19**  **Child Custody and Visitation Order**

The judge has granted orders regarding minor children. The orders are included on **form DV-140**, and (*list other form*): \_\_\_\_\_

**20**  **Protect Animals**

- a.  You must stay at least \_\_\_\_\_ yards away from the animals listed below.
- b.  You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals.
- c.  The person in ① is given the sole possession, care, and control of the animals listed below.

Name ( <i>or other way to ID animal</i> )	Type of animal	Breed ( <i>if known</i> )	Color
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**This is a Court Order.**



**21**  **Control of Property**

Only the person in ① can use, control, and possess the following property:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**22**  **Health and Other Insurance**

The person  in ①  in ② is ordered **not** to cash, borrow against, cancel, transfer, dispose of, or change the beneficiaries of any insurance or coverage held for the benefit of the parties, or their children, if any, for whom support may be ordered, or both.

**23**  **Record Communications**

The person in ① may record communications made by the person in ② that violate this order.

**24**  **Property Restraint**

The person  in ①  in ② must not transfer, borrow against, sell, hide, or get rid of or destroy any property, including animals, except in the usual course of business or for necessities of life. In addition, each person must notify the other of any new or big expenses and explain them to the court. (If the court granted the order in ⑮, the person in ② must not contact the person in ①. To notify the person in ① of new or big expenses, have a server mail or personally give the information to the person in ① or contact their lawyer, if they have one.)

**25**  **Pay Debts (Bills) Owed for Property**

a. You must make these payments 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 debt or debts listed above in  a(1)  a(2)  a(3) were the result of abuse in this case, and made without the person in ①'s agreement.

**This is a Court Order.**



**26**  **Pay Expenses Caused by the Abuse**

You must pay the following:

Pay to: \_\_\_\_\_ For: \_\_\_\_\_ Amount: \$ \_\_\_\_\_ Due date: \_\_\_\_\_  
Pay to: \_\_\_\_\_ For: \_\_\_\_\_ Amount: \$ \_\_\_\_\_ Due date: \_\_\_\_\_  
Pay to: \_\_\_\_\_ For: \_\_\_\_\_ Amount: \$ \_\_\_\_\_ Due date: \_\_\_\_\_

**27**  **Child Support**

Child support is ordered on the attached [form FL-342](#), *Child Support Information and Order Attachment* or (list other form): \_\_\_\_\_

**28**  **Spousal Support**

Spousal support is ordered on the attached [form FL-343](#), *Spousal, Domestic Partner, or Family Support Order Attachment* or (list other form): \_\_\_\_\_

**29**  **Lawyer's Fees and Costs**

You must pay the following lawyer's fees and costs:

Pay to: \_\_\_\_\_ For: \_\_\_\_\_ Amount: \$ \_\_\_\_\_ Due date: \_\_\_\_\_  
Pay to: \_\_\_\_\_ For: \_\_\_\_\_ Amount: \$ \_\_\_\_\_ Due date: \_\_\_\_\_

**30**  **Batterer Intervention Program**

- a. The person in **2** must go to and pay for a probation-certified 52-week batterer intervention program and show proof of completion to the court.
- b. The person in **2** must enroll by (date): \_\_\_\_\_ or if no date is listed, must enroll within 30 days after the order is made.
- c. The person in **2** must complete, file, and serve [form DV-805](#), *Proof of Enrollment for Batterer Intervention Program*.

**31**  **Transfer of Wireless Phone Account**

The court has made an order transferring one or more wireless service accounts from you to the person in **1**. These orders are contained on [form DV-900](#), *Order Transferring Wireless Phone Account*.

**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): \_\_\_\_\_
- c.  **Proof of service of form DV-300 to modify the orders in form DV-130 was presented to the court.**
  - (1)  The people in ① and ② attended the hearing or agreed in writing to this order. No other proof of service is needed.
  - (2)  The person  in ①  in ② did not attend the hearing and must be personally served (given) a copy of this amended (modified) order.

**33 No Fee to Serve (Notify) Restrained Person**

The sheriff or marshal will serve this order for free. If you want the sheriff to serve your papers, (1) complete form [SER-001](#), *Request for Sheriff to Serve Court Papers*, and (2) give the completed form and a copy of this order to the sheriff.

**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: \_\_\_\_\_

**Judge's Signature**

Date: \_\_\_\_\_

\_\_\_\_\_  
*Judge or Judicial Officer*

**This is a Court Order.**



**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.**

### 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 (certified, 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 \_\_\_\_\_, Deputy

**This is a Court Order.**

**DV-850**

**Permission to Have Firearm or Ammunition for Work**

Case Number: \_\_\_\_\_

This form is attached to (check one):  DV-130     Other: \_\_\_\_\_

**1 Court Findings**

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)  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

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**This is a Court Order.**





**2 Court Order**a. The restrained person is (*check one*):(1)  Not a sworn peace officer and may 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)  May have the items listed in 2b while on or off duty.

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 firearms or ammunition by another order or law, you may be in violation of state or federal law.

**This is a Court Order.**

*Clerk stamps date here when form is filed.*

**DRAFT  
Not approved by  
the Judicial Council**

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.

**1 Name of Person Asking for Protection:**

*(See form JV-245, item 1 a):*

\_\_\_\_\_

**2 Your Name:**

**! Address where you can receive court papers**

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

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**! Your contact information (optional)**

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

Email Address: \_\_\_\_\_ Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

**Your lawyer’s information (if you have one)**

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

**3 Your Hearing Date (Court Date)**



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

*Fill in court name and street address:*

**Superior Court of California, County of**

*Fill in child's name*

**Child's name:**

*Fill in case number:*

**Case Number:**

**This is not a Court Order.**



**How to complete this form:** To answer the questions below, look at the form JV-245 filled out by the person in ①. Tip: When the restraining order forms say “the person in ②,” that means you, and “the person in ①” means the person who is asking for a restraining order against you.

**④ Information About You** (see ② on form JV-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.  
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.**



**8**  **No-Contact Order** (see **8** on form JV-245)

- 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: \_\_\_\_\_  
\_\_\_\_\_

**9**  **Stay-Away Order** (see **9** on form JV-245)

- 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 agree to: \_\_\_\_\_  
\_\_\_\_\_

**10**  **Order to Move Out** (see **10** on form JV-245)

- 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: \_\_\_\_\_  
\_\_\_\_\_

**11**  **Visitation of Children** (see **11** on form JV-245)

- 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 agree to: \_\_\_\_\_  
\_\_\_\_\_

You can also complete form JV-205, *Visitation (Parenting Time) Order—Juvenile*, and attach it to this form.

**12**  **Protect Animals** (see **12** on form JV-245)

- 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 agree to: \_\_\_\_\_  
\_\_\_\_\_

**This is not a Court Order.**



**13 Firearms (Guns), Firearm Parts, or Ammunition** (see 13 on form JV-245)

If you were served with form JV-250, *Temporary Restraining Order—Juvenile*, 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 [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 (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):
  - 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).

**14 No Body Armor** (see 14 on form JV-245)

If you were served with form JV-250, *Temporary Restraining Order—Juvenile*, you are prohibited from owning, possessing, or buying body armor. You must also relinquish any body armor you have in your possession.

(Check all that apply)

- a.  I do not own or have any body armor.
- b.  I have relinquished all body armor that I have in my possession.
- c.  I was granted an exception, or will ask for an exception, to have body armor. Note: This exception is granted by a chief of police or sheriff. See Penal Code section 31360(c). (Attach a copy of the letter granting permission, if you have one.)

**This is not a Court Order.**



**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.**

Clerk stamps date here when form is filed.

Original Order                       Amended Order

**DRAFT**  
**Not approved by**  
**the Judicial Council**

① **Protected Person (name):** \_\_\_\_\_

② **Restrained Person**

**\*Full Name:** \_\_\_\_\_

**\*Gender:**  M    F    Nonbinary

**\*Age:** \_\_\_\_\_ (Give estimate, if age unknown.)

Date of Birth: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_

**\*Race:** \_\_\_\_\_

Relationship to person in ①: \_\_\_\_\_

Address of restrained person: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**(Information that has a star (\*) next to it is required to add this order into a California police database. Give all the information you know.)**

Fill in court name and street address:

**Superior Court of California, County of**

\_\_\_\_\_

Fill in child's name

**Child's name:**

\_\_\_\_\_

Court fills in case number when form is filed.

**Case Number:**

\_\_\_\_\_

③  **Other Protected People**

In addition to the person in ①, the following persons are protected by orders as indicated in items ⑪ through ⑮.

<u>Full name</u>	<u>Relationship to person in ①</u>	<u>Age</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

Check here if you need to list more people. List them on a separate piece of paper, write “JV-255, Other Protected People” at the top, and attach it to this form.

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

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

**This is a Court Order.**



**5 Hearing**

- a. The hearing was on (date): \_\_\_\_\_ with (name of judicial officer): \_\_\_\_\_
- b. These people were at the hearing (check all that apply):
  - The person in ①     The lawyer for the person in ① (name): \_\_\_\_\_
  - The person in ②     The lawyer for the person in ② (name): \_\_\_\_\_

**6  Future Court Hearing**



- The person in ①     The person in ② must attend court on:
- Date: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.     p.m.
- Department: \_\_\_\_\_ to review (list issues): \_\_\_\_\_
- \_\_\_\_\_
- Name and address of court if different than on page 1: \_\_\_\_\_
- \_\_\_\_\_

**To the Person in ②**

**The court has granted a long-term restraining order. See ⑦ through ⑱. If you do not obey these orders, you can be charged with a crime, go to jail or prison, and/or pay a fine. It is a felony to take or hide a child in violation of this order.**

**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 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*.

**This is a Court Order.**





**8**  **Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

**a. Firearms and firearm parts**

Description	Location, if known	Proof of compliance received by the court
(1) _____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	<input type="checkbox"/> (date): _____

**b. Ammunition**

Description	Amount, if known	Location, if known	Proof of compliance received by the court
(1) _____	_____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	_____	<input type="checkbox"/> (date): _____

Check here to list additional items. List them on a separate piece of paper, write “JV-255, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**9**  **Restrained Person Has Not Complied With Surrendering Prohibited Items**

a. The court finds that you have not fully complied with the orders previously granted on (date): \_\_\_\_\_ The court has not received a receipt or proof of compliance for all the items listed in **8**.

b. Notify Prosecutor

The court will immediately notify the following prosecuting agency of this violation.

(prosecuting agency): \_\_\_\_\_

**10**  **Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance**

You must attend the court hearing in **6** 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 in **6**, a judge may find that you have violated the restraining order and notify a prosecuting attorney of the violation.

**This is a Court Order.**



**11 No Body Armor**

You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.

**12 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's family members, caretakers, or guardians, including their addresses or locations.

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 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 personal property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), block movements, annoy by phone or other electronic means (including repeated contact), or disturb the peace.

*(If this box is checked, this case involves domestic violence and you must not do any of the actions listed below.)*

- “Disturb the peace” means to destroy someone’s mental or emotional calm. This can be done directly or indirectly, such as through someone else. This can also be done in any way, such as by phone, over text, or online. Disturbing the peace includes coercive control.
- “Coercive control” means a number of acts that unreasonably limit the free will and individual rights of any person protected by this restraining order. Examples include isolating them from friends, relatives, or other support; keeping them from food or basic needs; controlling or keeping track of them, including their movements, contacts, actions, money, or access to services; and making them do something by force, threat, or intimidation, including threats based on actual or suspected immigration status. Coercive control includes reproductive coercion meaning controlling someone’s reproductive choices, such as using force, threat, or intimidation to pressure someone to be or not be pregnant, and to control or interfere with someone’s contraception, birth control, pregnancy, or access to health information.

**14  No-Contact Order**

a. You must **not contact**  the person in ①,  the persons in ③, 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 about your children for court-ordered visits.

(2)  You may contact or visit with your children only during court-ordered contact or visits.

(3)  Other (*explain*): \_\_\_\_\_

c. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

**This is a Court Order.**



**15**  **Stay-Away Order**

a. You **must** stay at least (*specify*): \_\_\_\_\_ yards away from (*check all that apply*):

- The person in ①.
- Home of person in ①.
- Job or workplace of person in ①.
- Vehicle of person in ①.
- School of person in ①.
- Persons in ③.
- Children’s school or childcare.
- Other (*specify*): \_\_\_\_\_

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 peacefully.
- (2)  For you to contact or visit with your children for court-ordered contact or visits.
- (3)  Other (*explain*): \_\_\_\_\_

**16**  **Order to Move Out**

You must move out immediately from (*address*): \_\_\_\_\_

**17**  **Visitation With Children**

The judge has ordered visitation with the children in this case.

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*): \_\_\_\_\_

**18**  **Protect Animals**

a.  You must stay at least \_\_\_\_\_ yards away from the animals listed below.

b.  You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals listed below.

c.  The person in ① is given the sole possession, care, and control of the animals listed below.

Name ( <i>or other way to ID animal</i> )	Type of animal	Breed ( <i>if known</i> )	Color
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**This is a Court Order.**



**19 Service**

(Check a or b):

- a.  **No other proof of service is needed.** The person in ② attended the hearing on (date): \_\_\_\_\_.
- b.  **The person in ② did not attend the hearing.** Proof of service of form JV-249 and form JV-250 (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-250 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 form JV-250, or form JV-250 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): \_\_\_\_\_

**20 Enter Restraining Order Into Database**

Within one business day, this order must be entered into the California Law Enforcement Telecommunications System (CLETS).

- 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 local law enforcement agency.  
If the court designates someone, provide the person’s name: \_\_\_\_\_

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.**



## 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.**

**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—**

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

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**

Clerk stamps date here when form is filed.

**DRAFT  
Not approved by  
the Judicial Council**

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.

**1 Name of Person Asking for Protection:**

(See form JV-258, item 1):

\_\_\_\_\_

**2 Your Name:**

**! Address where you can receive court papers**

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

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**! Your contact information (optional)**

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

Email Address: \_\_\_\_\_ Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

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

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

**3 Your Hearing Date (Court Date)**



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

Fill in court name and street address:

Superior Court of California, County of

\_\_\_\_\_

Fill in child's name

Child's name:

\_\_\_\_\_

Fill in case number:

Case Number:

\_\_\_\_\_

**This is not a Court Order.**



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

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

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

---

**5**  **Other Protected People**

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

a.  I agree to the order requested.

b.  I do not agree to the order requested.

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

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**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:

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

a.  I agree to the order requested.

b.  I do not agree to the order requested.

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

---



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**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:

---



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**This is not a Court Order.**



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

If you were served with form JV-260, *Temporary Restraining Order Against a Child*, you must follow the orders in 6 on form JV-260. You must file a receipt with the court from a law enforcement agency or a licensed gun dealer within 48 hours after you received form JV-260. You may use [form DV-800/JV-270, Receipt for Firearms, Firearm Parts, and Ammunition](#).

Check all that apply:

- a.  I do not own or have any prohibited items (guns, firearms, prohibited firearm parts, or ammunition).
- b.  I have turned in all prohibited items that I have or control to law enforcement or sold them to or stored them with a licensed gun dealer. A copy of the receipt showing that I turned in, sold, or stored the prohibited items (check all that apply):
  - is attached
  - has already been filed with the court.
- c.  I ask for an exception to carry a firearm or ammunition for work. (Complete (1)-(3) below):

(1) Are you a sworn peace officer?

- No
- Yes

(2) Are there any orders or 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 11 on form JV-258)

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

(Check all that apply):

- a.  I do not own or have any body armor.
- b.  I have relinquished all body armor that I have in my possession.
- c.  I was granted an exception, or will ask for an exception, to have body armor. Note: This exception is granted by a chief of police or sheriff. See Penal Code section 31360(c). (Attach a copy of the letter granting permission, if you have one.)

**This is not a Court Order.**



**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**

Date: \_\_\_\_\_

\_\_\_\_\_  
*Type or print your name*



\_\_\_\_\_  
*Sign your name*

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

Date: \_\_\_\_\_

\_\_\_\_\_  
*Lawyer's name*



\_\_\_\_\_  
*Lawyer's signature*

**This is not a Court Order.**

*Clerk stamps date here when form is filed.*

Original Order       Amended Order

**DRAFT**  
**Not approved by**  
**the Judicial Council**

**1** Protected Person (name): \_\_\_\_\_

**2** Restrained Person (Child or Youth)

\*Full Name: \_\_\_\_\_

\*Gender:  M    F    Nonbinary

\*Age: \_\_\_\_\_ (Give estimate, if age unknown.)

Date of Birth: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_

\*Race: \_\_\_\_\_

Relationship to person in **1**: \_\_\_\_\_

Address of restrained person: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**(Information that has a star (\*) next to it is required to add this order into a California police database. Give all the information you know.)**

Fill in court name and street address:

**Superior Court of California, County of**

\_\_\_\_\_

Fill in child's name

**Child's name:**

\_\_\_\_\_

Court fills in case number when form is filed.

**Case Number:**

\_\_\_\_\_

**3**  Other Protected People

In addition to the person in **1**, the following persons are protected by orders as indicated in items **12** through **14**.

Full name	Relationship to person in <b>1</b>	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

Check here if you need to list more people. List them on a separate piece of paper, write "JV-265, Other Protected People" at the top, and attach it to this form.

**4** Expiration Date

This restraining order, except the orders noted below,\* end on:

(date): \_\_\_\_\_ at (time): \_\_\_\_\_  a.m.    p.m.    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 **5** a.
- If no time is written, the restraining order ends at midnight on the expiration date.

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

**This is a Court Order.**



**5 Hearing**

- a. The hearing was on (date): \_\_\_\_\_ with (name of judicial officer): \_\_\_\_\_
- b. These people were at the hearing (check all that apply):
  - The person in ①     The lawyer for the person in ① (name): \_\_\_\_\_
  - The person in ②     The lawyer for the person in ② (name): \_\_\_\_\_

**6 Future Court Hearing**



The person in ①     The person in ② must attend court on:

Date: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.     p.m.

Department: \_\_\_\_\_ to review (list issues):

\_\_\_\_\_

Name and address of court if different than on page 1:

\_\_\_\_\_

\_\_\_\_\_

**To the Person in ②**

The court has granted a long-term restraining order. See ⑦ through ⑮. If you do not obey these orders, you can be charged with a crime, go to juvenile hall, jail, or prison, and be fined.

**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 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*.

**This is a Court Order.**



**8**  **Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

**a. Firearms and/or firearm parts**

Description	Location, if known	Proof of compliance received by the court
(1) _____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	<input type="checkbox"/> (date): _____

**b. Ammunition**

Description	Amount, if known	Location, if known	Proof of compliance received by the court
(1) _____	_____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	_____	<input type="checkbox"/> (date): _____

Check here if you need more space to list items. List them on a separate piece of paper, write “JV-265, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**9**  **Restrained Person Has Not Complied With Surrendering Prohibited Items**

a. The court finds that you have not fully complied with the orders previously granted on (date): \_\_\_\_\_

The court has not received a receipt or proof of compliance for all the items listed in **8**.

**b. Notify Prosecutor**

The court will immediately notify the following prosecuting agency of this violation

(prosecuting agency): \_\_\_\_\_

**10**  **Court Hearing to Review Firearms, Firearm Parts, and Ammunition Compliance**

You must attend the court hearing in **6** 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 in **6**, a judge may find that you have violated the restraining order and notify a prosecuting attorney of the violation.

**This is a Court Order.**



**11 No Body Armor**

You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.

**12 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's family members, caretakers, or guardians, including their addresses or locations.

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 any person listed in ③.**

*(If this box is checked, this case involves domestic violence and you must not do any of the actions listed below.)*

- “Disturb the peace” means to destroy someone’s mental or emotional calm. This can be done directly or indirectly, such as through someone else. This can also be done in any way, such as by phone, over text, or online. Disturbing the peace includes coercive control.
- “Coercive control” means a number of acts that unreasonably limit the free will and individual rights of any person protected by this restraining order. Examples include isolating them from friends, relatives, or other support; keeping them from food or basic needs; controlling or keeping track of them, including their movements, contacts, actions, money, or access to services; and making them do something by force, threat, or intimidation, including threats based on actual or suspected immigration status. Coercive control includes reproductive coercion meaning controlling someone’s reproductive choices, such as using force, threat, or intimidation to pressure someone to be or not be pregnant, and to control or interfere with someone’s contraception, birth control, pregnancy, or access to health information.

**14  No-Contact Order**

a. You must **not contact**  the person in ①,  the persons in ③, directly or indirectly, by any means, including by telephone, mail, email, or other electronic means.

b.  Exception to item 14a:

- (1)  You may have brief and peaceful contact with the person in ① only to communicate about your children for court-ordered visits.
- (2)  You may contact or visit with your children only during court-ordered contact or visits.
- (3)  Other (*explain*): \_\_\_\_\_

c. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

**This is a Court Order.**



**15**  **Protect Animals**

- a.  You must stay at least \_\_\_\_\_ yards away from the animals listed below.
- b.  You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals listed below.
- c.  The person in **(1)** is given the sole possession, care, and control of the animals listed below.

Name (or other way to ID animal)	Type of animal	Breed (if known)	Color
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**16**  **Service**

(Check a or b):

- a.  **No other proof of service is needed.** The person in **(2)** attended the hearing on (date): \_\_\_\_\_.
- 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 form JV-260, or form JV-260 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): \_\_\_\_\_

**17**  **Enter Restraining Order Into Database**

Within one business day, this order must be entered into the California Law Enforcement Telecommunications System (CLETS).

- 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 local law enforcement agency.  
If the court designates someone, provide the person’s name: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Judicial Officer

**This is a Court Order.**



### 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





## 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.

*(The clerk will fill out this part.)*

Clerk's Certificate  
[seal]

### —Clerk's Certificate—

I certify that this *Juvenile Restraining Order Against a Child—Order After Hearing* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**

This form is attached to (check one):  JV-255     JV-265     Other: \_\_\_\_\_

**1 Court Findings**

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)  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

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**This is a Court Order.**



**2 Court Order**

a. The restrained person is (*check one*):

(1)  Not a sworn peace officer and may 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)  May have the items listed in 2b while on or off duty.

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 firearms or ammunition by another order or law, you may be in violation of state or federal law.

**This is a Court Order.**