



# Judicial Council of California

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## INVITATION TO COMMENT

SPR25-27

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**Title**

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

**Action Requested**

Review and submit comments by May 23,  
2025

**Proposed Rules, Forms, Standards, or Statutes**

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

**Proposed Effective Date**

January 1, 2026

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**Proposed by**

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

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### Executive Summary and Origin

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

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 It is circulated for comment purposes only.*

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

## **Background**

### **Senate Bill 320**

In 2022, Senate Bill 320 (Stats. 2021, ch. 685) expanded the court's role in ensuring firearms relinquishment compliance in domestic violence and juvenile restraining order matters. To implement SB 320, the Family and Juvenile Law Advisory Committee proposed a number of changes to domestic violence and juvenile restraining order forms as well as the adoption of several new forms (forms DV-820, DV-830, DV-840/FL-840, JV-272, and JV-274), effective January 1, 2023.<sup>1</sup>

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

### **Senate Bill 899**

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

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

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

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

<sup>2</sup> Pen. Code, § 16520(b)(25).

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

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

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

SB 899 additionally requires the court to report violations of a firearms prohibition in a restraining order to the prosecuting attorney within two business days of a court hearing, unless the restrained person shows that they have complied with the relinquishment procedure.<sup>6</sup> SB 899 requires the court to immediately notify law enforcement if the restrained person does not file a receipt confirming relinquishment within 48 hours after receiving an order to relinquish a firearm in their possession.<sup>7</sup> These new notification requirements apply to gun violence restraining orders in addition to civil harassment, elder or dependent adult abuse, postsecondary school violence, and workplace violence restraining orders.

### ***Court findings and review hearing***

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

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<sup>3</sup> Code Civ. Proc., § 527.9(a)–(b).

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

<sup>5</sup> Code Civ. Proc., § 527.9(f).

<sup>6</sup> Code Civ. Proc., § 527.9(b); Pen. Code, § 18120(b)(6).

<sup>7</sup> *Ibid.*

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

As a result, the types of items and devices required to be relinquished<sup>11</sup> are not coextensive with the types of items and devices subject to SB 899’s new court findings and review hearings.<sup>12</sup> For civil harassment, elder and dependent adult abuse, postsecondary school violence, and workplace violence restraining orders, the statutory provisions regarding relinquishment apply to firearms, firearm parts, and ammunition.<sup>13</sup> However, the new statutory provisions regarding court findings and review hearings only apply to firearms.<sup>14</sup>

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

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<sup>8</sup> Code Civ. Proc., § 527.11(a); Pen. Code., § 18120.5(a).

<sup>9</sup> Code Civ. Proc., § 527.11(c); Pen. Code., § 18120.5(c).

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

<sup>11</sup> Code Civ. Proc., § 527.9; Pen. Code, § 18120.

<sup>12</sup> Code Civ. Proc., § 527.11; Pen. Code, § 18120.5.

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

<sup>14</sup> Code Civ. Proc., § 527.11 (noting that section 527.11 does not mention ammunition, and that Penal Code section 16520(b)(25)’s definition of “firearm” to include firearm parts does not apply to new section 527.11).

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

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

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

### ***Free service by peace officers and priorities for enforcement***

Under existing law, there is no fee for service of process by the sheriff or marshal of civil harassment, postsecondary school violence, and workplace violence restraining orders depending on the underlying actions alleged<sup>17</sup> or if there is a fee waiver.<sup>18</sup> There is no fee for service of process by law enforcement of all elder or dependent adult abuse restraining orders.<sup>19</sup>

SB 899 adds section 527.12 to the Code of Civil Procedure. That provision requires peace officers, upon the request of a petitioner, to serve a temporary restraining order, order after hearing, or protective order related to civil harassment, elder or dependent adult abuse, postsecondary school violence, or workplace violence for free.<sup>20</sup> The definition of “peace officer” for these purposes is broad. It encompasses not only a sheriff or marshal, but anyone meeting the requirements of Penal Code section 830,<sup>21</sup> which includes, among other persons, certain harbor police<sup>22</sup> and employees of the Department of Fish and Game.<sup>23</sup>

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

### **The Proposal**

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

### **Relinquishment of ammunition**

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

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

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

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

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

<sup>21</sup> Code Civ. Proc., § 527.12(e).

<sup>22</sup> Pen. Code, § 830.1(a).

<sup>23</sup> Pen. Code, § 830.2(e).

<sup>24</sup> Code Civ. Proc., § 527.12(b)(1).

<sup>25</sup> Code of Civ. Proc., § 527.12(d)(2).

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

among other things, changing the name of forms CH-800, EA-800, SV-800, and WV-800 from *Receipt for Firearms and Firearm Parts* to *Receipt for Firearms, Firearm Parts, and Ammunition* and revising those forms to list ammunition among the items surrendered. The committee also proposes revising these forms to facilitate the sale of ammunition to licensed gun dealers.<sup>27</sup> Similarly, the committee proposes changing the name of forms CH-800-INFO, EA-800-INFO, SV-800-INFO, and WV-800-INFO from *How Do I Turn In, Sell, or Store My Firearms and Firearm Parts?* to *How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?* The committee further proposes adding the word “ammunition” to the remaining forms in this proposal where necessary to reflect that ammunition must be relinquished.

### **Work exemption**

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

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

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

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

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

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

**Notice to law enforcement and prosecuting attorney, court findings, and review hearing**

To implement SB 320, the council adopted three new forms: forms DV-820, DV-830, and DV-840. The committee proposes adopting similar forms to implement SB 899.

In the domestic violence context, the relevant statutory language includes firearms, firearm parts, and ammunition across the court findings,<sup>29</sup> review hearings,<sup>30</sup> and relinquishment provisions.<sup>31</sup> However, as discussed in the background section of this invitation to comment, the types of items and devices required to be relinquished pursuant to SB 899<sup>32</sup> are not coextensive with the types of items and devices subject to the court findings and review hearings.<sup>33</sup>

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

The proposed forms CH-820, EA-820, GV-820, SV-820, and WV-820, *Prohibited Items Finding and Orders*, serve as an attachment to any order form in a restraining order action.<sup>34</sup> These forms contain items facilitating court findings, setting a review hearing, and providing notice to law enforcement and the prosecuting agency. Regarding the notice provided to the prosecuting agency, the proposed forms provide that the prosecuting agency will be “immediately notified” if the restrained person is noncompliant, even though the relevant statute provides that notice must be provided to the prosecuting attorney by the court “within two business days of the court hearing.”<sup>35</sup> The Civil and Small Claims Advisory committee proposes using the word “immediately” rather than the statutory language to make it clear to the restrained person that notice would happen quickly if they were found noncompliant.<sup>36</sup>

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<sup>29</sup> Fam. Code, § 6216 & 6322.5.

<sup>30</sup> *Ibid.*

<sup>31</sup> Fam. Code, § 6216 & 6389.

<sup>32</sup> Code Civ. Proc., § 527.9; Pen. Code, § 18120.

<sup>33</sup> Code Civ. Proc., § 527.11; Pen. Code, § 18120.5.

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

<sup>35</sup> Code Civ. Proc., § 527.9(b); Pen. Code, § 18120(b)(6).

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

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

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

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



### **Free service of process by peace officers**

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

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

### **Priorities for enforcement**

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

### **Miscellaneous changes to improve forms**

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

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<sup>37</sup> See Code Civ. Proc., § 527.12(b)(1).

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

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

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

Finally, as noted in the executive summary of this invitation to comment, a separate proposal involving civil harassment restraining orders is currently circulating for comment and includes form revisions to implement SB 899, which are indicated using gray highlight in that proposal.<sup>40</sup> A second, separate proposal involving postsecondary school violence restraining orders is also currently circulating for comment.<sup>41</sup> That proposal includes form revisions to implement SB 899, which are indicated in gray highlight, and proposes the adoption of four new forms relating to SB 899 (forms SV-820, SV-830, SV-840, and SV-850). Comments involving the implementation of SB 899 should be directed to this proposal rather than to those other proposals.

## **Alternatives Considered**

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

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

<sup>40</sup> *Protective Orders: Civil Harassment Forms to Implement Senate Bill 554*, SPR25-29, available at <https://courts.ca.gov/policy-administration/invitations-comment>.

<sup>41</sup> *Protective Orders: Postsecondary School Violence Forms to Implement Assembly Bill 2096*, SPR25-28, available at <https://courts.ca.gov/policy-administration/invitations-comment>.

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

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

Finally, the committee considered whether SB 899's language involving free service by a peace officer should be added to forms other than the temporary restraining order (forms CH-110, EA-110, SV-110, and WV-110), order after hearing (forms CH-110, EA-110, SV-110, and WV-110), and information sheet (forms CH-200-INFO, EA-200-INFO, SV-200-INFO, and WV-200-INFO).<sup>43</sup> Given the scope of orders contemplated by new Code of Civil Procedure section 527.12(a), the committee ultimately determined that only including this language on the temporary restraining order and order after hearing forms was the correct result.

### **Fiscal and Operational Impacts**

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

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

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

## Request for Specific Comments

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

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

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

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

## Attachments and Links

1. Forms CH-109, CH-110, CH-116, CH-120, CH-120-INFO, CH-130, CH-200, CH-200-INFO, CH-800, CH-800-INFO, CH-820, CH-830, CH-840, CH-850, EA-100, EA-109, EA-110, EA-116, EA-120, EA-120-INFO, EA-130, EA-200-INFO, EA-716, EA-800, EA-800-INFO, EA-820, EA-830, EA-840, EA-850, GV-030, GV-110, GV-116,

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

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

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-03**

**Not approved by  
the Judicial Council**

Fill in court name and street address:

**Superior Court of California, County of**

Court fills in case number when form is filed.

**Case Number:**

**1 Person Seeking Protection**

a. Your Full Name: \_\_\_\_\_

Your Lawyer (if you have one for this case):

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

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

b. Your Address *(If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)*

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

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

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

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

**2 Person From Whom Protection Is Sought**

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

*The court will complete the rest of this form.*

**3 Notice of Hearing**

**A court hearing is scheduled on the request for restraining orders against the person in 2:**

Name and address of court if different from above:

**Hearing  
Date** →

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

Dept.: \_\_\_\_\_ Room: \_\_\_\_\_

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

**To the person in 2:**

- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
- If you do not attend the hearing, the judge may still grant the restraining order that could last up to five years. After you receive a copy of the order, you could be arrested if you violate the order.

**4 Temporary Restraining Orders** *(Any orders granted are on form CH-110, served with this notice.)*

a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form CH-100, *Request for Civil Harassment Restraining Orders*, are *(check only one box below)*:

(1)  All **GRANTED** until the court hearing.

(2)  All **DENIED** until the court hearing. *(Specify reasons for denial in b, below.)*

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



b. Reasons for denial of some or all of those personal conduct and stay-away orders as requested in form CH-100, *Request for Civil Harassment Restraining Orders*, are:

(1)  The facts as stated in form CH-100 do not sufficiently show acts of violence, threats of violence, or a course of conduct that seriously alarmed, annoyed, or harassed the person in ① and caused substantial emotional distress.

(2)  Other (*specify*):  As stated on Attachment 4b.

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

⑤ **Confidential Information Regarding Minor**

a.  A request to keep minor’s information confidential was made (see form CH-160) and **GRANTED**. (*See form CH-165, Order on Request to Keep Minor's Information Confidential, served with this form.*)

b. **If the request was granted, the information described in item 7 on the order (form CH-165) must be kept CONFIDENTIAL. The disclosure or misuse of the information is punishable as a sanction, with a fine of up to \$1,000 or other court penalties.**

⑥ **Service of Documents for the Person in ①**

At least  five  \_\_\_\_\_ days before the hearing, someone age 18 or older—not you or anyone to be protected—must personally give (serve) a court’s file-stamped copy of this form CH-109 to the person in ② along with a copy of all the forms indicated below:

a. CH-100, *Request for Civil Harassment Restraining Orders* (file-stamped)

b.  CH-110, *Temporary Restraining Order* (file-stamped) **IF GRANTED**

c. CH-120, *Response to Request for Civil Harassment Restraining Orders* (blank form)

d. CH-120-INFO, *How Can I Respond to a Request for Civil Harassment Restraining Orders?*

e.  CH-170, *Notice of Order Protecting Information of Minor* and CH-165, *Order on Request to Keep Minor’s Information Confidential* (file-stamped) **IF GRANTED**

f.  Other (*specify*): \_\_\_\_\_

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

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



**To the Person in ① :**

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

**To the Person in ②:**

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



**Request for Accommodations**

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

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

*Clerk's Certificate*  
[seal]

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

Clerk, by \_\_\_\_\_, Deputy



*Clerk stamps date here when form is filed.*

Person in ① must complete ①, ②, and ③ only.

**DRAFT**  
  
**2025-04-03**  
  
**Not approved by  
the Judicial Council**

**① Protected Person**

a. Your Full Name: \_\_\_\_\_  
Your Lawyer (if you have one for this case):  
Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_  
Firm Name: \_\_\_\_\_  
b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.):  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Email Address: \_\_\_\_\_

*Fill in court name and street address:*

**Superior Court of California, County of**  
\_\_\_\_\_  
\_\_\_\_\_

*Court fills in case number when form is filed.*

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

**② Restrained Person**

*(Give all the information you know. Information with a star (\*) is required to add this order to the California police database. If age is unknown, give an estimate.)*

\*Full Name: \_\_\_\_\_ \*Age: \_\_\_\_\_ Date of Birth: \_\_\_\_\_  
\*Race: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_  
\*Gender:  M  F  Nonbinary Home Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Relationship to Protected Person: \_\_\_\_\_

**③  Additional Protected Persons**

In addition to the person named in ①, the following family or household members of that person are protected by the temporary orders indicated below:

<u>Full Name</u>	<u>Gender</u>	<u>Age</u>	<u>Household Member?</u>	<u>Relation to Protected Person</u>
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Check here if there are additional persons. List them on an attached sheet of paper and write "Attachment 3—Additional Protected Persons" as a title. You may use form MC-025, Attachment.

**④ Expiration Date**

*The court will complete the rest of this form.*

**This Order expires at the end of the hearing scheduled for the date and time below:**

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

**This is a Court Order.**



**To the Person in ② :**

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

**⑤ Personal Conduct Orders**

Not Requested     Denied Until the Hearing     Granted as Follows:

- a. You must **not** do the following things to the person named in ①
  - and to the other protected persons listed in ③ :
    - (1)  Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
    - (2)  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
    - (3)  Take any action to obtain the person’s address or location. If this item (3) is not checked, the court has found good cause not to make this order.
    - (4)  Other (*specify*):
      - Other personal conduct orders are attached at the end of this Order on Attachment 5a(4).

- b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order. However, you may have your papers served by mail on the person in ①.

**⑥ Stay-Away Order**

Not Requested     Denied Until the Hearing     Granted as Follows:

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

(1) <input type="checkbox"/> The person in ①	(7) <input type="checkbox"/> The place of child care of the children of the person in ①
(2) <input type="checkbox"/> Each person in ③	
(3) <input type="checkbox"/> The home of the person in ①	(8) <input type="checkbox"/> The vehicle of the person in ①
(4) <input type="checkbox"/> The job or workplace of the person in ①	(9) <input type="checkbox"/> Other ( <i>specify</i> ):
(5) <input type="checkbox"/> The school of the person in ①	_____
(6) <input type="checkbox"/> The school of the children of the person in ①	_____
	_____

- b. This stay-away order does not prevent you from going to or from your home or place of employment.

**⑦ No Firearms (Guns), Firearm Parts, or Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited items listed in b on the next page.

**This is a Court Order.**



- 7** b. **Prohibited items are:**
- (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. You must:
- (1) Sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your immediate possession or control. This must be done within 24 hours of being served with this Order.
  - (2) File a receipt with the court within 48 hours of receiving this Order that proves that your firearms (guns), firearm parts, and ammunition have been turned in, sold, or stored. (You may use *Receipt for Firearms, Firearm Parts, and Ammunition* (form CH-800) for the receipt.)
- d.  The court has received information that you own or possess a firearm (gun), firearm parts, or ammunition.

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

The court finds that you have the following prohibited items:

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

	Description (include serial number, if known)	Location, if known	Proof of compliance received by the court
(1)	_____	_____	<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 “CH-110, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**9** **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.**



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

In addition to the hearing listed on form CH-109, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in (7) b) you still have or own, including any items listed in (8). If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different than court address listed on page 1: \_\_\_\_\_

**11** **Other Orders**

**Not Requested**     **Denied Until the Hearing**     **Granted as Follows (specify):**

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

Additional orders are attached at the end of this Order on Attachment 11.

**To the Person in 1 :**

**12** **Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):

- a.  The clerk will enter this Order and its proof-of-service form into CARPOS.
- b.  The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
- c.  By the close of business on the date that this Order is made, the person in (1) or their lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CARPOS:

Name of Law Enforcement Agency

Address (City, State, Zip)

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

Additional law enforcement agencies are listed at the end of this Order on Attachment 12.

**13** **No Fee to Serve (Notify) Restrained Person**     **Ordered**     **Not Ordered**

The sheriff or marshal will serve this Order without charge because:

- a.  The Order is based on unlawful violence, a credible threat of violence, or stalking.
- b.  The person in (1) is entitled to a fee waiver.

A peace officer may also serve this Order without charge. See form [CH-200-INFO](#) for more information.

**This is a Court Order.**



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

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

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

## Warnings and Notices to the Restrained Person in 2

### You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in 7b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in 7 above. The court will require you to prove that you did so.

### Notice Regarding Nonappearance at Hearing and Service of Order

If you have been personally served with this Temporary Restraining Order and form CH-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in 2.

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

### After You Have Been Served With a Restraining Order

- Obey all the orders.
- Read form CH-120-INFO, *How Can I Respond to a Request for Civil Harassment Restraining Orders?*, to learn how to respond to this Order.
- If you want to respond, fill out form CH-120, *Response to Request for Civil Harassment Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response if the Request claims that you inflicted or threatened violence against or stalked the person in 1.
- You must have form CH-120 served by mail on the person in 1 or that person's attorney. You cannot do this yourself. The person who does the mailing should complete and sign form CH-250, *Proof of Service by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at [courts.ca.gov/rules-forms/find-your-court-forms](https://courts.ca.gov/rules-forms/find-your-court-forms). If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to five years. Tell the judge why you disagree with the orders requested.

**This is a Court Order.**



## Instructions for Law Enforcement

### Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

### Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in ④ on page 1.

### Arrest Required if Order Is Violated

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

### Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the Proof of Service or confirms that the Proof of Service is on file; or
- The restrained person was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.

### If the Protected Person Contacts the Restrained Person

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

**This is a Court 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; Fam. Code, §§ 6383(h)(2), 6405(b)); Code Civ. Proc., § 527.12(d)(2)):

1. *Emergency Protective Order (EPO)*: If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must also be enforced.
2. *No-Contact Order*: If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. ⑤ a(2) is an example of a no-contact order.
3. *Criminal Protective Order (CPO)*: If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must also be enforced.
4. *Civil Restraining Orders*: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must also be enforced.

(Clerk will fill out this part.)

Clerk's Certificate  
[seal]

**—Clerk's Certificate—**

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

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

**This is a Court Order.**

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-03**

**Not approved by the Judicial Council**

Complete ① and ② only.

① **Protected Party:** \_\_\_\_\_

② **Restrained Party:** \_\_\_\_\_

\_\_\_\_\_ **The court will complete the rest of this form** \_\_\_\_\_

**③ Next Court Date**

a.  The request to reschedule the court date is **denied**.

Your court date is: \_\_\_\_\_

(1) Any *Temporary Restraining Order* (form [CH-110](#)) already granted stays in full force and effect until the next court date.

(2) Your court date is no rescheduled because:

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

Fill in court name and street address:

**Superior Court of California, County of**

Fill in case number:

**Case Number:**

b.  The request to reschedule the court date is **granted**. Your court date is rescheduled for the day and time listed below. See ④–⑧ for more information.

Name and address of court, if different from above:

**Hearing Date** → Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
\_\_\_\_\_

**④ Temporary Restraining Order**

a.  There is no *Temporary Restraining Order* (TRO) in this case until the next court date because:.

(1)  A TRO was not previously granted by the court.

(2)  The court terminates (cancels) the previously granted TRO because

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

b.  A *Temporary Restraining Order* (TRO) is still in full force and effect because:

(1)  The court extends the TRO previously granted on (date) \_\_\_\_\_

It now expires on (date): \_\_\_\_\_

(If no date is listed, the TRO expires at the end of the court date listed in ③ b.)

(2)  The court changes the TRO previously granted and signs a new TRO (form [CH-110](#)).

c.  Other (specify): \_\_\_\_\_

**Warning and Notice to the Restrained Party:**

If ④ b is checked, a civil harassment restraining order has been issued against you. You must follow the orders until they expire.

**This is a Court Order.**





**5 Reason Court Date Is Rescheduled**

a.  There is good cause to reschedule the court date (*check one*):

(1)  The protected party has not served the restrained party.

(2)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b.  This is the first time that the restrained party has asked for more time to prepare.

c.  The court reschedules the court date on its own motion.

**6 Serving (Giving) Order to Other Party**

The request to reschedule was made by the:

a.  **Protected party**

b.  **Restrained party**

c.  **Court**

(1)  You do not have to serve the restrained party because they or their lawyer were at the court date or agreed to.

(2)  You must have the restrained party personally served with a copy of this order and a copy of all documents listed on form [CH-109](#), item 6, by *(date)*: \_\_\_\_\_

(3)  You must have the restrained party served with a copy of this order. This can be done by mail. You must serve by *(date)*: \_\_\_\_\_

(4)  The court gives you permission to serve the restrained party as listed on the attached form CH-117.

(5)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(1)  You do not have to serve the protected party because they or their lawyer were at the court date or agreed to reschedule the court date.

(2)  You must have the protected party personally served with a copy of this order by *(date)*: \_\_\_\_\_

(3)  You must have the protected party served with a copy of this order. This can be done by mail. You must serve by *(date)*: \_\_\_\_\_

(4)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(1)  Further notice is not required.

(2)  The court will mail a copy of this order to all parties by *(date)*: \_\_\_\_\_.

(3)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**This is a Court Order.**



**7**  **No Fee to Serve (Notify) Restrained Person**     **Ordered**     **Not Ordered**

The sheriff or marshal will serve this order for free because:

- a.  The order is based on unlawful violence, a credible threat of violence, or stalking.
- b.  The person in **1** is entitled to a fee waiver.

**8**  **Other Orders**

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**9** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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



**Request for Accommodations**

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

**Instructions to Clerk**

If the hearing is rescheduled and the court extended, modified, or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

**—Clerk's Certificate—**

Clerk’s Certificate  
[seal]

I certify that this *Order on Request to Continue Hearing (Temporary Restraining Order) (CLETS-TCH)* 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**

**2025-04-03**

**Not approved by the Judicial Council**

**Use this form to respond to the Request (form CH-100)**

- Read *How Can I Respond to a Request for Civil Harassment Restraining Orders?* (form [CH-120-INFO](#)) to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—**not you**—serve the person in ① or their lawyer by mail with a copy of this form and any attached pages. (Use form [CH-250](#), Proof of Service by Mail.)

**① Person Seeking Protection**

Full name of person seeking protection (see form CH-100, item 1):

\_\_\_\_\_

**② Person From Whom Protection Is Sought**

a. Your Name: \_\_\_\_\_

Your Lawyer (if you have one for this case)

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

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

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

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

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

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

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

Fill in court name and street address:

**Superior Court of California, County of**

\_\_\_\_\_

Court fills in case number when form is filed.

**Case Number:**

\_\_\_\_\_

Present your response and any opposition at the hearing. Write your hearing date, time, and place from form CH-109, item 3, here:

**Hearing Date** → Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Dept.: \_\_\_\_\_ Room: \_\_\_\_\_

**If you were served with a Temporary Restraining Order, you must obey it until the hearing.** At the hearing, the court may make orders against you that last for up to five years.

**③  Personal Conduct Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. (Specify why you disagree in ⑫ on page 4.)
- c.  I agree to the following orders (Specify below or in ⑫ on page 4.)

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

**④  Stay-Away Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. (Specify why you disagree in ⑫ on page 4.)
- c.  I agree to the following orders (specify below or in ⑫ on page 4):

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



**5**  **Additional Protected Persons**

- a.  I agree that the persons listed in item 3 of form CH-100 may be protected by the order requested.
- b.  I do not agree that the persons listed in item 3 of form CH-100 may be protected by the order requested.

**6** **Firearms (Guns), Firearm Parts, and Ammunition**

If you were served with form CH-110, *Temporary Restraining Order*, you cannot own or possess any firearms (guns), firearm parts, or ammunition. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). (See item 7 of form CH-110.) You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your immediate possession or control within 24 hours of being served with form CH-110. You must file a receipt with the court. You may use *Receipt for Firearms, Firearm Parts, and Ammunition* (form CH-800) for the receipt.

- a.  I do not own or control any firearms (guns), firearm parts, or ammunition.
- b.  I have turned in my firearms (guns), firearm parts, and ammunition to law enforcement or sold them to or stored them with a licensed gun dealer. A copy of the receipt

- (1)  is attached.
- (2)  has already been filed with the court.

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

(1) Are you a sworn peace officer?

- No
- Yes

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

- No
- I don't know (explain):

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Yes (explain):

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

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(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 Code of Civil Procedure section 527.9(f).)



**7 No Body Armor**

If you were served with form CH-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. See Penal Code section 31360(c). *(Attach a copy of the letter granting permission, if you have one.)*

**8 Possession and Protection of Animals**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. *(Specify why you disagree in 12 on page 4.)*
- c.  I agree to the following orders *(specify below or in 12 on page 4):*

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**9 Other Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. *(Specify why you disagree in 12 on page 4.)*
- c.  I agree to the following orders *(specify below or in 12 on page 4):*

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**10 Denial**

I did not do anything described in item 7 of form CH-100. *(Skip to 12.)*





**13**  **No Fee for Filing**

- a.  I request that I not be required to pay the filing fee because the person in **1** claims in form CH-100, item 13, to be entitled to free filing.
- b.  I request that I not be required to pay the filing fee because I am eligible for a fee waiver. (Form [FW-001](#), Request to Waive Court Fees, *must be filed separately.*)

**14**  **Lawyer's Fees and Costs**

- a.  I ask the court to order payment of my  Lawyer's fees  Court costs.  
The amounts requested are:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Check here if there are more items. Put the items and amounts on the attached sheet of paper and write "Attachment 14—Lawyer's Fees and Costs" for a title. You may use form MC-025, Attachment.

- b.  I ask the court to deny the request of the person asking for protection that I pay his or her lawyer's fees and costs.

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

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

\_\_\_\_\_  
*Lawyer's name (if any)*

▶ \_\_\_\_\_  
*Lawyer's signature*

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

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

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

▶ \_\_\_\_\_  
*Sign your name*

**CH-120-INFO**

**How Can I Respond to a Request for Civil Harassment Restraining Orders?**

**What is a civil harassment restraining order?**

It is a court order that prohibits you from doing certain things and going to certain places.

**What does the order do?**

The court can order you to:

- Not contact the person who asked for the order
- Stay away from that person and the person’s home and workplace
- Not have any firearms (guns), firearm parts, ammunition, or body armor as long as the order is in effect. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

For more information about the items you would not be allowed to have, please see [selfhelp.courts.ca.gov/restraining-orders/prohibited-items](http://selfhelp.courts.ca.gov/restraining-orders/prohibited-items).

**Who can ask for a civil harassment restraining order?**

A person who is worried about safety because **they** have been or are being:

- Stalked
- Harassed
- Assaulted, including sexually, *or*
- Threatened with violence

**I've been served with a request for civil harassment restraining orders. What do I do now?**

Read the papers served on you very carefully. The *Notice of Court Hearing* tells you when to appear in court. There may also be a *Temporary Restraining Order* forbidding you from doing certain things. You must obey the order until the hearing.

**What if I don't agree with what the order says?**

You still must obey the order until the hearing. If you disagree with the orders the person is asking for, fill out form [CH-120, Response to Request for Civil Harassment Restraining Orders](#), before your hearing date and file it with the court. If you need to include attachments, you can use form [MC-025](#). You can get the forms from legal publishers or from the California Courts website at [courts.ca.gov/rules-forms/find-your-court-forms](http://courts.ca.gov/rules-forms/find-your-court-forms). Forms may also be at your local courthouse or county law library.

**What if I don't obey the order?**

The police can arrest you. You can go to jail and pay a fine.

**Do I have to serve the other person with a copy of my response?**

Yes. Have someone age 18 or older—**not you**—mail a copy of completed form CH-120 to the person who asked for the order (or that person’s lawyer). (This is called “service by mail.”)

The person who serves the form by mail must fill out form [CH-250, Proof of Service by Mail](#). Have the person who did the mailing sign the original. Take the completed form back to the court clerk or bring it with you to the hearing.

**Should I go to the court hearing?**

Yes. You should go to court on the date listed on form CH-109, *Notice of Court Hearing*. If you do not go to the hearing, the judge can make orders against you without hearing from you.

**CH-109 Notice of Court Hearing** Clerk stamps date here when form is filed.

**1 Person Seeking Protection**

a. Your Full Name: \_\_\_\_\_

Your Lawyer (if you have one for this case):  
 Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_  
 Firm Name: \_\_\_\_\_

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_  
 Email Address: \_\_\_\_\_

Fill in court name and street address:  
 Superior Court of California, County of \_\_\_\_\_

Court fills in case number when form is filed.  
 Case Number: \_\_\_\_\_

**2 Person From Whom Protection Is Sought**  
 Full Name: \_\_\_\_\_  
The court will complete the rest of this form.

**3 Notice of Hearing**  
 A court hearing is scheduled on the request for restraining orders against the person in **2**:  
 Name and address of court if different from above: \_\_\_\_\_  
 → Date: \_\_\_\_\_ Time: \_\_\_\_\_  
 Dept.: \_\_\_\_\_ Room: \_\_\_\_\_

**To the person in 2:**

- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
- If you do not attend the hearing, the judge may still grant the restraining order that could last up to five years. After you receive a copy of the order, you could be arrested if you violate the order.

**4 Temporary Restraining Orders** (Any orders granted are on form CH-110, served with this notice.)

a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form CH-100, *Request for Civil Harassment Restraining Orders*, are (check only one box below):

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

Judicial Council of California, www.courts.ca.gov  
 Rev. January 1, 2025, Mandatory Form  
 Code of Civil Procedure, § 527.6  
 Approved by DOJ

**Notice of Court Hearing  
 (Civil Harassment Prevention)**

CH-109, Page 1 of 3 →





### How long does the order last?

If the court issued a temporary restraining order before the hearing, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. Any order issued at the hearing can last for up to five years.

### Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required, and you are not entitled to a free, court-appointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

### Will I see the person who asked for the order at the court hearing?

Yes. Assume that the person who is asking for the order will attend the hearing. Do not talk to him or her unless the judge or that person's attorney says that you can.

### Can I bring a witness to the court hearing?

Yes. You can bring witnesses or documents that support your case to the hearing. But if possible, you should also bring the witnesses' written statements of what they saw or heard. Their statements must be made under penalty of perjury. You can use form [MC-030](#) for this.

### Information about the process is also available online.

See [selfhelp.courts.ca.gov/CH-restraining-order](http://selfhelp.courts.ca.gov/CH-restraining-order).

### For help in your area, contact:

*[Local information may be inserted.]*

### What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form [INT-300, Request for Interpreter \(Civil\)](#), or a local court form or website to request an interpreter. For more information about court interpreters, go to [selfhelp.courts.ca.gov/request-interpreter](http://selfhelp.courts.ca.gov/request-interpreter).

### What if I have a firearm (gun), firearm part, or ammunition?

If a restraining order is issued, you cannot own, possess, or have a firearm (gun), firearm parts, ammunition, or body armor while the order is in effect. If you have a firearm (gun), firearm parts, or ammunition in your immediate possession or control, you must sell it to or store it with a licensed gun dealer, or turn it in to a law enforcement agency.

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

If the judge grants a restraining order against you, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove that (1) carrying a firearm or ammunition is required for your work, and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition is not necessary. There are other things that you will have to prove. For more information, go to [self-help website to be created] or see Code of Civil Procedure section 527.9(f).

### Can I agree with the protected person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the protected person would have to file a request with the court to cancel the order.

### What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form [MC-410, Disability Accommodation Request](#), to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form [MC-410-INFO, How to Request a Disability Accommodation for Court](#).

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-04**

**Not approved by the Judicial Council**

Person in ① must complete ①, ②, and ③ only.

Fill in court name and street address:

**Superior Court of California, County of**

Court fills in case number when form is filed.

**Case Number:**

**① Protected Person**

a. Your Full Name: \_\_\_\_\_  
Your Lawyer (if you have one for this case)  
Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_  
Firm Name: \_\_\_\_\_  
b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Email Address: \_\_\_\_\_

**② Restrained Person**

(Give all the information you know. Information with a star (\*) is required to add this order to the California police database. If age is unknown, give an estimate.)

\*Full Name: \_\_\_\_\_ \*Age: \_\_\_\_\_ Date of Birth: \_\_\_\_\_  
\*Race: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_  
\*Gender:  M  F  Nonbinary Home Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Relationship to Protected Person: \_\_\_\_\_

**③ Additional Protected Persons**

In addition to the person named in ①, the following family or household members of that person are protected by the orders indicated below:

<u>Full Name</u>	<u>Gender</u>	<u>Age</u>	<u>Lives with you?</u>	<u>How are they related to you?</u>
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Check here if there are additional persons. List them on an attached sheet of paper and write "Attachment 3—Additional Protected Persons" as a title. You may use form MC-025, Attachment.

**④ Expiration Date**

This Order, except for any award of lawyer's fees, expires at

Time: \_\_\_\_\_  a.m.  p.m.  midnight on (date): \_\_\_\_\_

If no expiration date is written here, this Order expires three years from the date of issuance.

**This is a Court Order.**



**5 Hearing**

- a. There was a hearing on *(date)*: \_\_\_\_\_ at *(time)*: \_\_\_\_\_ in Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
*(Name of judicial officer)*: \_\_\_\_\_ made the orders at the hearing.
- b. These people were at the hearing:
  - (1)  The person in ①. (3)  The lawyer for the person in ① *(name)*: \_\_\_\_\_
  - (2)  The person in ②. (4)  The lawyer for the person in ② *(name)*: \_\_\_\_\_
  - Additional persons present are listed at the end of this Order on Attachment 5.
- c.  The hearing is continued. The parties must return to court on *(date)*: \_\_\_\_\_ at *(time)*: \_\_\_\_\_.

**To the Person in ②:**

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

**6  Personal Conduct Orders**

- a. You must **not** do the following things to the person named in ①
  - and to the other protected persons listed in ③:
    - (1)  Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
    - (2)  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
    - (3)  Take any action to obtain the person’s address or location. If this item (3) is not checked, the court has found good cause not to make this order.
    - (4)  Other *(specify)*: \_\_\_\_\_
    - Other personal conduct orders are attached at the end of this Order on Attachment 6a(4).
- b. Peaceful written contact through a lawyer or process server or other person for service of legal papers related to a court case is allowed and does not violate this Order.

**7  Stay-Away Orders**

- a. You **must** stay at least \_\_\_\_\_ yards away from *(check all that apply)*:
  - (1)  The person in ①. (7)  The place of child care of the children of the person in ①.
  - (2)  Each person in ③.
  - (3)  The home of the person in ①. (8)  The vehicle of the person in ①.
  - (4)  The job or workplace of the person in ①. (9)  Other *(specify)*: \_\_\_\_\_
  - (5)  The school of the person in ①. \_\_\_\_\_
  - (6)  The school of the children of the person in ①. \_\_\_\_\_
- b. This stay-away order does not prevent you from going to or from your home or place of employment.

**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 items listed below in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. If you have not already done so, you must:
  - Within 24 hours of being served with this Order, sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your custody or control or that you possess or own.
  - File a receipt with the court within 48 hours of receiving this Order that proves that your firearms (guns), firearm parts, and ammunition have been turned in, sold, or stored. (You may use *Receipt for Firearms, Firearm Parts, and Ammunition* (form [CH-800](#)) for the receipt.)
- d.  The court has received information that you own or possess a firearm (gun), firearm parts, or ammunition.
- e.  **Permission to Have Firearm or Ammunition for Work:** The judge has made the necessary findings to grant an exception under Code of Civil Procedure section 527.9(f). The orders are included on form [CH-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 (include serial number, 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): _____

**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 “CH-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** **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**  **Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance**

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



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different than court address listed on page 1: \_\_\_\_\_

**13**  **Lawyer's Fees and Costs**

The person in \_\_\_\_ must pay to the person in \_\_\_\_ the following amounts for

lawyer's fees       costs:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Additional items and amounts are attached at the end of this Order on Attachment **13**.

**This is a Court Order.**



**14**  **Possession and Protection of Animals**

- a.  The person in ① is given the sole possession, care, and control of the animals listed below, which are owned, possessed, leased, kept, or held by him or her, or reside in his or her household.

*(Identify animals by, e.g., type, breed, name, color, sex.)*

\_\_\_\_\_

\_\_\_\_\_

- b.  The person in ② must stay at least \_\_\_\_\_ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

**15**  **Other Orders** *(specify):*

\_\_\_\_\_

\_\_\_\_\_

- Additional orders are attached at the end of this Order on Attachment 15.

**To the Person in ①:**

**16**  **Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). *(Check one):*

- a.  The clerk will enter this Order and its proof-of-service form into CARPOS.
- b.  The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
- c.  By the close of business on the date that this Order is made, the person in ① or their lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CARPOS:

Name of Law Enforcement Agency

Address (City, State, Zip)

\_\_\_\_\_

\_\_\_\_\_

- Additional law enforcement agencies are listed at the end of this Order on Attachment 16.

**This is a Court Order.**



**17 Service of Order on Restrained Person**

- a.  The person in ② personally attended the hearing, either physically or remotely (by telephone or videoconference). No other proof of service is needed.
- b.  The person in ② did not attend the hearing.
  - (1)  Proof of service of form CH-110, *Temporary Restraining Order*, was presented to the court. The judge's orders in this form are the same as in form CH-110 except for the expiration date. The person in ② must be served with this Order. Service may be by mail.
  - (2)  The judge's orders in this form are different from the temporary restraining orders in form CH-110. Someone—but not anyone in ① or ③—must personally serve a copy of this Order on the person in ②.
  - (3)  The court has scheduled a firearms, firearms parts, and ammunition compliance hearing. The person in ① must have a copy of this order served on the person in ② by:
    - (a)  Personal service by (date): \_\_\_\_\_
    - (b)  Mail at the last known address of the person in ② by (date): \_\_\_\_\_

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

The sheriff or marshal will serve this Order without charge because:

- a.  The Order is based on unlawful violence, a credible threat of violence, or stalking.
- b.  The person in ① is entitled to a fee waiver.

A peace officer may also serve this Order without charge. See form [CH-200-INFO](#) for more information.

**19** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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

**Warning and Notice to the Restrained Person in ②:**

**You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition**

Unless ⑧e is checked, you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in ⑧b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in ⑧ above. The court will require you to prove that you did so.

**This is a Court Order.**



## Instructions for Law Enforcement

### Enforcing the Restraining Order

This Order is enforceable by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing (see 17), the agency must advise the restrained person of the terms of the Order and then must enforce it. Violations of this Order are subject to criminal penalties.

### Start Date and End Date of Orders

This Order *starts* on the date next to the judge’s signature on page 4 and *ends* on the expiration date in 4 on page 1.

### Arrest Required If Order Is Violated

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

### Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person “served” (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing (see 17) or was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified and the restrained person was not present at the court hearing, the agency must advise the restrained person of the terms of the order and then enforce it.

### If the Protected Person Contacts the Restrained Person

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

**This is a Court 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;

Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

1. *Emergency Protective Order (EPO)*: If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must **also** be enforced.
2. *No-Contact Order*: If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. **7**a(2) is an example of a no-contact order.
3. *Criminal Protective Order (CPO)*: If none of the orders **includes** an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)). Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must **also** be enforced.
4. *Civil Restraining Orders*: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must **also** be enforced.

*Clerk's Certificate*  
[seal]

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

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

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

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-04**

**Not approved by  
the Judicial Council**

Fill in court name and street address:

**Superior Court of California, County of**

Court fills in case number when form is filed.

**Case Number:**

**1 Person Seeking Protection**

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

**2 Person From Whom Protection Is Sought**

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

**3 Notice to Server**

The server must:

- Be 18 years of age or older.
- Not be listed in items 1 or 3 of form CH-100.
- Give a copy of all documents checked in **4** to the person in **2**. (You cannot send them by mail.) Then complete and sign this form and give or mail it to the person in **1**.



**PROOF OF PERSONAL SERVICE**

**4** I gave the person in **2** a copy of the forms checked below:

- a.  CH-109, *Notice of Court Hearing*
- b.  CH-110, *Temporary Restraining Order*
- c.  CH-100, *Request for Civil Harassment Restraining Orders*
- d.  CH-120, *Response to Request for Civil Harassment Restraining Orders* (blank form)
- e.  CH-120-INFO, *How Can I Respond to a Request for Civil Harassment Restraining Orders?*
- f.  CH-130, *Civil Harassment Restraining Order After Hearing*
- g.  CH-250, *Proof of Service by Mail* (blank form)
- h.  CH-800, *Receipt for Firearms, Firearm Parts, and Ammunition* (blank form)
- i.  Other (*specify*): \_\_\_\_\_

**5** I personally gave copies of the documents checked above to the person in **2**:

- a. On (*date*): \_\_\_\_\_ b. At (*time*): \_\_\_\_\_  a.m.  p.m.
- c. At this address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**6 Server's Information**

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

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

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

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

(*If you are a registered process server*):

County of registration: \_\_\_\_\_ Registration number: \_\_\_\_\_

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

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

\_\_\_\_\_  
*Type or print server's name*

\_\_\_\_\_  
*Server to sign here*

### What is "service"?

Service is the act of giving your court papers to the other party in your case. There are different ways to serve the other party: in person, by mail, and others.

### Why do my court papers need to be served?

Before a judge can grant a civil harassment restraining order (which can last up to five years), the person you want a restraining order against must know about your request and have a chance to go to court to explain their side.

Also, if a restraining order is in place, the police cannot arrest the restrained person for violating the restraining order until the restrained person is served with the order.

### What is "personal service"?

Personal service is when someone, known as a server, personally delivers your court papers to the other party. In most cases, these forms must be served on the other party by personal service:

- Form [CH-109](#);
- Form [CH-100](#);
- Form [CH-110](#);
- Form [CH-120](#) (leave this form blank);
- Form [CH-120-INFO](#); and
- Form [CH-250](#) (leave this form blank).

### Who can serve my court papers?

Any adult who is not protected by the restraining order can serve your court papers. **You cannot serve your own court papers.**



Some situations may be dangerous. Think about people's safety when deciding who you want to serve your papers.

A sheriff or marshal will serve your court papers for free if:

- The court granted you a fee waiver; or
- The restraining order is based on stalking, violence, or a credible threat of violence.

Another peace officer may also serve the orders for free. See [selfhelp site to be created] for additional information regarding free service by a sheriff, marshal, or other peace officer.

A registered process server is a business you pay to deliver papers. To hire a process server, look for "process server" on the internet or in the yellow pages.

### How do I have my court papers served?

#### ○ Step 1: Choose a server

The person who gives your court papers to the other party is called a server. Your server must be at least 18 years old. They must not be protected by the restraining order or involved in your case. This means that you cannot serve your own court papers.

#### ○ Step 2: Have your server give your court papers to the other party

Give your server these instructions:

- 1 Before you serve the forms, note which forms you have, including the name of the form and the form number. See form [CH-200](#) for a list of forms.
- 2 Find the person you need to serve. Make sure you are serving the right person by asking the person's name.
- 3 Give the person the papers. If the person refuses to take the papers, put them on the ground or somewhere next to the person. The person doesn't have to touch or sign for the papers. It is okay if they tear them up.
- 4 Fill out form CH-200 completely and sign.
- 5 File form CH-200 with the court or give form CH-200 to the person who is asking for the restraining order so they can file it.

#### ○ Step 3: File proof with the court

The court needs proof that service happened and that it was done correctly. If your server was successful, have your server fully complete and sign form CH-200. **The person you want restrained does not sign anything.**

File form CH-200 with the court in your case as soon as possible. This information will automatically go into a restraining order database that police have access to.

If the sheriff or marshal served your court papers, they may use another form for proof besides form CH-200. Make sure a copy is filed with the court and that you get a copy.



**When is the deadline to serve my court papers?**

It depends. To know the exact date, you need to look at two items on form [CH-109](#). Follow these steps:

- **Step 1: Look at the court date listed under item 3 on page 1.**

**3 Notice of Hearing**  
A court hearing is scheduled on \_\_\_\_\_

**Hearing Date** → Date: \_\_\_\_\_  
Dept.: \_\_\_\_\_

- **Step 2: Look at the court date listed under item 6 on page 2.**

**6 Service of Documents for the Person in (1)**  
At least  days before the

- **Step 3: Look at a calendar**

Subtract the number of days in [item 6](#) from the court date. That's the deadline to have your court papers served. It's okay to serve your court papers before the deadline.

If nothing is written in [item 6](#), you must have your court papers served at least five days before your court date.

**What happens if I can't get my court papers served before the court date?**

You will need to ask the court to reschedule (continue) your court date. Fill out and file form [CH-115](#) and form [CH-116](#). These forms ask the judge for a new court date and to make any temporary orders last until the end of the new court date.

If the judge gives you a new court date, the person you want restrained will have to be served with form CH-115, form CH-116 **and** the original papers you filed. You should keep a copy of form CH-115, form CH-116, and a copy of your original paperwork. That way, the police will know your orders are still in effect.

For more information on asking for a new court date, read form [CH-115-INFO](#).

**What if the other party is avoiding (evading) service or cannot be located?**

If you've tried many times to serve the restrained person, and you can show the judge that the restrained person is avoiding (evading) service or cannot be located, you may ask the court to allow you to serve another way. If you want to make this request, at your first court date tell the judge details about your attempts to have the restrained person served. The judge may require a written statement for this.

Read form [CH-205-INFO](#), *What If the Person I Want Protection from Is Avoiding (Evading) Service or Cannot Be Located?*, for more information.

**DRAFT**  
  
**2025-04-04**  
  
**Not approved by  
the Judicial Council**

**1 Petitioner**

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

**2 Restrained Person**

a. Your Name: \_\_\_\_\_

Your Lawyer *(if you have one for this case)*:

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

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

b. Your Address *(If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)*

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

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

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

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

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**3 To the Restrained Person:**

If a judge has ordered you to turn in, sell, or store your firearms (guns), ammunition, and firearm parts—meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531)—use this form to prove to the judge that you have obeyed their orders. Take this form to a law enforcement officer or a licensed gun dealer to complete 4 or 5. For more information on how to properly turn in your items, read form CH-800-INFO, *How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?*

**4 To Law Enforcement**

*(Complete the section below. Keep a copy and give the original to the person in 2.)*

Name of Law Enforcement Agency: \_\_\_\_\_

Name of Law Enforcement Agent: \_\_\_\_\_

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

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

**Items Surrendered**

a. Firearms, firearm parts, and ammunition transferred on:

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

b. List of items *(List all the items surrendered by the person in 2. You may attach a separate form from your agency (e.g., a property report), use 6, or both. Check below if you have attached a separate form):*

Separate form is attached. *(If it does not include all surrendered items, list additional items in 6.)*

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

**Signature of law enforcement agent:** \_\_\_\_\_



5

**To Licensed Gun Dealer**

(Complete the section below. Keep a copy and give the original to the person in 2.)

Name of Licensed Gun Dealer: \_\_\_\_\_

License number: \_\_\_\_\_

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

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

**Items Stored or Sold**

a. Firearms, firearm parts, and ammunition transferred on:

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

b. List of items (List all the items surrendered by the person in 2). You may attach a separate form (e.g., Department of Justice’s Report of Firearms Acquisition) or you may use 6. Check below if you have attached a separate form):

Separate form is attached. (If it does not include all surrendered items, list additional items in 6.)

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

▶ Signature of licensed gun dealer: \_\_\_\_\_

6  **List of Items Surrendered**

Firearms and firearm parts	Make	Model	Serial Number, if there is one	Sold	Stored	To be destroyed
(1)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(5)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(6)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Ammunition	Brand	Type	Amount	Sold	Stored	To be destroyed
(1)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(5)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(6)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Check here if there is not enough space above for your answer. Use a separate sheet of paper to list other items. Write “CH-800, item 6” at the top, and attach it to this form.

**7 To the Restrained Person:**

Besides the items listed on page 2 or in an attached form, do you have or own any other firearms (guns), firearm parts, or ammunition?

No

Yes (If yes, check one of the boxes below):

a.  I filed a Receipt for Firearms, Firearm Parts, and Ammunition (form CH-800) or other proof for those items with the court on (date): \_\_\_\_\_

b.  I am filing the proof for those firearms (guns), firearm parts, or ammunition along with this proof.

c.  I have not yet filed the proof for the other firearms (guns), firearm parts, or ammunition.

(Explain why not):

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

**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*

**Your Next Steps**

- After the form is complete, make two additional copies. Take the copies and original to the court clerk to file.
- Keep a copy for yourself.

**Note that failure to file a receipt with the court is a violation of the court's order.**

### What items do I need to turn in, sell, or store?

You must turn in, sell, or store all of the following prohibited items that you have or control:

- Firearms, including any handgun, rifle, shotgun, and assault weapon;
- Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531), which may also be called ghost guns; and
- Ammunition.

### How do I properly turn in, sell, or store the prohibited items?

You must take them to:

- Law enforcement, who will accept all prohibited items and may store them or destroy them;

OR

- A licensed gun dealer, who can buy or store firearms. If you have firearm parts, call ahead for more information.

### When do I have to turn in, sell, or store the prohibited items?

Immediately, if law enforcement asks you for the items. Otherwise, within 24 hours.

### Who can I turn in, sell, or store the prohibited items with?

Only law enforcement or a licensed gun dealer. You cannot give your prohibited items to a family member, friend, or anyone else.

### Where can I sell the prohibited items?

At a licensed gun dealer in your area. You can search the internet for “Gun Dealers” or “Firearms Dealers” to find one. Make sure the dealer is licensed.

### Do I have to pay a fee to store prohibited items?

You may have to pay a fee. Contact your local law enforcement agency or a licensed gun dealer about fees and whether they have space to store your items.

### How do I turn in the prohibited items to law enforcement?

Call your local law enforcement agency to ask about their procedures. Unload your firearms and take a copy of the court order with you.

**Do not** bring firearms to court.

### If I turn in the prohibited items to law enforcement, how long will they keep them?

It depends. There are procedures for getting your firearms back after the restraining order has expired. Ask the law enforcement agency for more information.

### After I turn in the prohibited items to law enforcement, can I change my mind?

Yes. You are allowed to sell firearms to a licensed gun dealer. To do so, the gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the items that you are selling.

### Do I have to prove that I have turned in, sold, or stored the prohibited items?

Yes. Within 48 hours you must file a receipt with the court showing that you have surrendered the prohibited items to a law enforcement agency or sold them to or stored them with a licensed gun dealer. You may use *Receipt for Firearms, Firearm Parts, and Ammunition* (form [CH-800](#)) for this purpose.

### Additional Questions?

Contact an attorney for legal advice. Call your local law enforcement agency, for example, your city police or county sheriff for their procedures.

### Information about prohibited items and how to obey these orders is also available online.

See [selfhelp.courts.ca.gov/respond-to-CH-restraining-order/obey-firearms-orders](https://selfhelp.courts.ca.gov/respond-to-CH-restraining-order/obey-firearms-orders).

### For help in your area, contact:

*[Local information may be inserted.]*



**CH-820**

**Prohibited Items Finding and Orders**

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

This form is attached to (check one):  CH-110  CH-116  Other: \_\_\_\_\_

**1 Restrainted Person Has Prohibited Items**

The court finds that the restrained person has prohibited items as follows:

- a.  Listed on form CH-110, *Temporary Restraining Order*
- b.  Listed below:

**Firearms (guns) or firearm parts**

Description (include serial number, 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): _____

**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 “CH-820, Restrainted Person Has Prohibited Items” at the top, and attach it to this form.

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

The restrained person must attend the court hearing listed below to prove that all prohibited items have been properly turned in, sold, or stored. If the restrained person does not attend the court hearing listed below, a judge may find that the restrained person has violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.

Name and address of court, if different than court address listed on the front of this order:



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
 Time: \_\_\_\_\_ Room: \_\_\_\_\_

**This is a Court Order.**



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

a. The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on *(date)*: \_\_\_\_\_. The court has not received a receipt or proof of compliance for all the items listed in **1**.

b. Notify Law Enforcement

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

c. Notify Prosecutor

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

**This is a Court Order.**

*Clerk stamps date here when form is filed.*

**DRAFT**

**2025-04-04**

**Not approved by  
the Judicial Council**

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**This notice is provided to the agency or agencies listed below, as required by the Code of Civil Procedure.**

**1 Protected Person**

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

**2 Restrained Person**

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

**3  Restrained Person Has Not Complied with  
Surrendering Firearms (Guns), Firearm Parts, and  
Ammunition**

The court has found that the person listed in **2** has firearms (guns), firearm parts, or ammunition in violation of a restraining order. The restraining order granted by the court is attached to this form.

*(Check all that apply):*

a.  Notice to Law Enforcement Agency *(name of agency or agencies):*

\_\_\_\_\_  
(Notice is provided pursuant to Code of Civil Procedure section 527.9(b).)

b.  Notice to Prosecuting Agency *(name of agency):* \_\_\_\_\_

(Notice is provided pursuant to Code of Civil Procedure section 527.9(b).)

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

**Judge's Signature**

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

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



—Clerk's Certificate—

I certify that I am not a party to this case and that a true copy of the *Noncompliance with Firearms, Firearm Parts, and Ammunition Order* (form CH-830) was sent to the agency or agencies listed on page 1:

a.  Law enforcement agency listed in ③ a

(1)  by fax, email, or other electronic means  by personal delivery

(2) (Phone number, email address, or address):

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

(3) Date of transmission or delivery: \_\_\_\_\_

b.  Prosecuting agency listed in ③ b

(1)  by fax, email, or other electronic means  by personal delivery

(2) (Phone number, email address, or address):

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

(3) Date of transmission or delivery: \_\_\_\_\_

c.  Law enforcement agency listed in ④, if different than ③ a

(1)  by fax, email, or other electronic means  by personal delivery

(2) (Phone number, email address, or address):

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

(3) Date of transmission or delivery: \_\_\_\_\_

[seal]

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

Clerk, by \_\_\_\_\_, Deputy

**Notice of Compliance Hearing for  
Firearms, Firearm Parts, and  
Ammunition**

*Clerk stamps date here when form is filed.*

**DRAFT  
1/21/2025  
Not approved by  
the Judicial Council**

**1 Protected Person**

(name): \_\_\_\_\_

**2 Restrained Person**

(name): \_\_\_\_\_

**3 Notice of Compliance Hearing**

To the person in **2**:

The court has issued a civil harassment restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, or ammunition that you have or own, as required in the restraining order and listed below in **4**.

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_  
\_\_\_\_\_

Name and address of court, if different from the one listed above:

**4 No Firearms (Guns), Firearm Parts, or Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use form [CH-800, Receipt for Firearms, Firearm Parts, and Ammunition.](#)) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

**This is a Court Order.**



**5**  **Restrained Person Has Prohibited Items**

The court has found 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> : _____

**b. Ammunition**

Description	Amount, if known	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> : _____

Check here to list additional items. List them on a separate piece of paper, write “CH-840, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

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

a. The court finds that you have not fully complied with (obeyed) the orders previously granted on *(date)*: \_\_\_\_\_. The court has not received a receipt or proof of compliance for all the items listed in **5**.

b. Notify Law Enforcement

The court will immediately notify the following law enforcement agency of this violation *(name of agency)*: \_\_\_\_\_.

c. Notify Prosecutor

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

**7**  **Service**

The person in **2** does not have notice of these orders. The person in **1** must have the person in **2** served by:

- a.  Personal service by *(date)*: \_\_\_\_\_
- b.  Mail, at the person in **2**'s last known address by *(date)*: \_\_\_\_\_

**Judge's Signature**

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

\_\_\_\_\_

*Judge or Judicial Officer*

**This is a Court Order.**

**CH-850**

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

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

This form is attached to (*check one*):  form CH-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

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**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 a firearm or ammunition by another order or law, you may still be in violation of state or federal law.

**This is a Court Order.**



**Request for Elder or Dependent Adult Abuse Restraining Orders**

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-04**

**Not approved by  
the Judicial Council**

Read *Can a Restraining Order to Prevent Elder or Dependent Adult Abuse Help Me?* (form [EA-100-INFO](#)) before completing this form. Also fill out *Confidential CLETS Information* (form [CLETS-001](#)) with as much information as you know.

**1 Elder or Dependent Adult in Need of Protection**

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

Gender:  M  F  Nonbinary Age: \_\_\_\_\_

**2 Person From Whom Protection Is Sought**

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

Address (if known): \_\_\_\_\_

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

Fill in court name and street address:

Superior Court of California, County of \_\_\_\_\_

**3 Person Requesting Order**

Who is asking the court for protection? (Check a, b, or c):

a.  The elder or dependent adult named in **1**.

b.  Name: \_\_\_\_\_  
conservator of the  person  estate  person and estate  
of the person named in **1**, appointed by (name of court): \_\_\_\_\_  
Case No.: \_\_\_\_\_

c.  Other (name) \_\_\_\_\_

(Show this person's legal authority to make this request on an attached sheet of paper. Write "Attachment 3c— Information About Person Requesting Protective Order" for a title. You may use form [MC-025](#), Attachment.)

Court fills in case number when form is filed.

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

**4 Contact Information**

Contact information for the person asking the court for protection

a. Your Lawyer (if you have one for this case)

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

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

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. The person in **1** does not have to give telephone, fax, or email.)

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

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

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

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

**This is not a Court Order.**



**5 Description of Protected Person**

The person named in ① (check a or b):

- a.  Is age 65 or older and a resident of California.
- b.  Is a resident of California and an adult under age 65. This person has physical or mental limitations that restrict their ability to carry out normal activities or to protect his or her rights. (Briefly describe limitations on the attached sheet of paper or form MC-025. Write "Attachment 5b—Description of Protected Person" for a title.)

**6 Additional Protected Persons**

- a. Are you asking for protection for any other family or household members or for the conservator of the elder or dependent adult listed in ①?  Yes  No (If yes, list them):

<u>Full Name</u>	<u>Gender</u>	<u>Age</u>	<u>Relation to person in ①?</u>	<u>Lives with person in ①?</u>
_____	_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No

- Check here if there are more persons. Attach a sheet of paper and write "Attachment 6a—Additional Protected Persons" for a title. You may use form MC-025, Attachment.

- b. Why do these people need protection? (Explain below):

- Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 6b—Why Others Need Protection" for a title.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**7 Relationship of Parties**

How does the person in ① know the person in ②? (Explain below):

- Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7—Relationship of Parties" for a title.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**This is not a Court Order.**



**8 Description of Abuse**

a. Abuse means either:

- (1) Physical abuse, neglect, financial abuse, abandonment, isolation, abduction, or other treatment with resulting physical harm or pain or mental suffering; or
- (2) The withholding by a caretaker of goods or services that are necessary to avoid physical harm or mental suffering.

b. Tell the court about the last time the person in (2) abused the person in (1).

(1) When did it happen? *(Provide date or estimated date):* \_\_\_\_\_

(2) Who else was there?

(3) Describe what happened below.

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8b(3)—Describe Abuse" for a title.

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(4) Was the abuse **solely financial abuse** unaccompanied by force, threat, harassment, intimidation, or any other form of abuse?

Yes, only financial abuse.  No, the abuse included other forms of abuse described above.

(5) Did the person in (2) use or threaten to use a gun or any other weapon?

Yes  No *(If yes, explain below):*

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8b(5)—Use of Weapons" for a title.

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(6) Was the person in (1) harmed or injured as a result of the acts of abuse described above?

Yes  No *(If yes, explain below):*

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8b(6)—Harm or Injury" for a title.

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(7) Did the police come?  Yes  No

If yes, did they give the person in (1) or the person in (2) an Emergency Protective Order?  Yes  No

If yes, the order protects *(check all that apply):*

the person in (1)  the person in (2)  the persons in (6).

*(Attach a copy of the order if you have one.)*

**This is not a Court Order.**



- 8 c. Is the person in 2 a care custodian who deprived the person in 1 of (kept from the person, did not allow the person to have or receive, or did not provide the person with) goods or services that the person needed to avoid physical harm or mental suffering?  Yes  No  
 (If yes, describe below what the person was deprived of and how that affected the person):  
 Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8c—Deprivation by Care Custodian" for a title.

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- d. Has the person in 2 abused the person in 1 at other times?  
 Yes  No (If yes, describe prior incidents and provide dates below):  
 Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8d—Previous Abuse" for a title.

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9 **Venue**

Why are you filing in this county? (Check all that apply):

- a.  The person in 2 lives in this county.  
 b.  The person in 1 was abused by the person in 2 in this county.  
 c.  Other (specify): \_\_\_\_\_

10 **Other Court Cases**

- a. Has the person in 1 or any of the persons named in 6 been involved in another court case with the person in 2?  No  Yes (If yes, specify the kind of each case and indicate where and when each was filed):

	Kind of Case	Filed in (County/State)	Year Filed	Case Number (if known)
(1)	<input type="checkbox"/> Elder or Dependent Adult Abuse	_____	_____	_____
(2)	<input type="checkbox"/> Civil Harassment	_____	_____	_____
(3)	<input type="checkbox"/> Domestic Violence	_____	_____	_____
(4)	<input type="checkbox"/> Divorce, Nullity, Legal Separation	_____	_____	_____
(5)	<input type="checkbox"/> Paternity, Parentage, Child Custody	_____	_____	_____
(6)	<input type="checkbox"/> Eviction	_____	_____	_____
(7)	<input type="checkbox"/> Guardianship	_____	_____	_____
(8)	<input type="checkbox"/> Workplace Violence	_____	_____	_____
(9)	<input type="checkbox"/> Small Claims	_____	_____	_____
(10)	<input type="checkbox"/> Criminal	_____	_____	_____
(11)	<input type="checkbox"/> Other (specify): _____	_____	_____	_____

- b. Are there now any protective or restraining orders in effect relating to the person in 1 or any of the persons named in 6 and the person in 2?  No  Yes (If yes, attach a copy if you have one.)

**This is not a Court Order.**



**Check the orders you want.**

**11  Personal Conduct Orders**

I ask the court to order the person in **(2)** **not** to do any of the following things to the person in **(1)** or to any person to be protected listed in **(6)**:

- a.  Physically abuse, financially abuse, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, harass, destroy the personal property of, or disturb the peace of the person.
- b.  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
- c.  Other (*specify*):  
 *Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 11c—Other Personal Conduct Orders" for a title.*

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*The person in **(2)** will be ordered not to take any action to get the addresses or locations of any protected person unless the court finds good cause not to make the order.*

**12  Stay-Away Orders**

a. I ask the court to order the person in **(2)** to stay at least \_\_\_\_\_ yards away from (*check all that apply*):

- (1)  The elder or dependent adult in **(1)**.
- (2)  The persons in **(6)**.
- (3)  The home of the elder or dependent adult.
- (4)  The job or workplace of the elder or dependent adult.
- (5)  The vehicle of the elder or dependent adult.
- (6)  Other (*specify*): \_\_\_\_\_

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b. If the court orders the person in **(2)** to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job?  Yes  No (*If no, explain below*):

*Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 12b—Stay-Away Orders" for a title.*

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**This is not a Court Order.**



**13**  **Move-Out Order**

I ask the court to order the person in **2** to move out from and not return to the residence at *(address)*:

The person in **1** will suffer physical or emotional harm if the person in **2** does not leave the residence. The person in **2** is not named in the title or lease of the residence, either alone or with others beside the person in **1**.

I ask for this move-out order right away to last until the hearing, because:

- a. The person in **2** assaulted or threatened the person in **1**; and
- b. The person in **1** has the right to live at the above residence. *(Explain below)*:

*Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 13b—My Right to Residence" for a title.*

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**14**  **Order for Counseling or Anger Management Courses**

**i** This item is only available in instances of alleged physical abuse or deprivation of care, not in cases with only alleged financial abuse.

- a. I request the person in **2** be ordered by the court to attend clinical counseling or anger management courses provided by a professional (a counselor, psychologist, psychiatrist, therapist, clinical social worker, or mental or behavioral health professional licensed in the State of California to provide counseling or anger management courses).
- b. Explain why you are requesting an order that the person in **2** attend clinical counseling or anger management courses.

*Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 14b—Counseling or Anger Management" for a title.*

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**This is not a Court Order.**



**15 Does the Respondent Have Firearms (Guns), Firearm Parts, or Ammunition?**

Does the person in ② own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

- a.  I don't know
- b.  No
- c.  Yes (If you have information, complete the section below.)

	Describe Firearms (Guns), Firearm Parts, or Ammunition	Number or Amount	Location, if known
(1)	_____	_____	_____
(2)	_____	_____	_____
(3)	_____	_____	_____
(4)	_____	_____	_____
(5)	_____	_____	_____
(6)	_____	_____	_____

Unless the abuse is only financial, if the judge grants a protective order, the person in ② will be prohibited from owning, possessing, purchasing, receiving, or attempting to purchase or receive firearms (guns), firearm parts, and ammunition while the protective order is in effect. The person in ② will also be ordered to turn in to law enforcement, or sell to or store with a gun dealer, any firearms (guns), firearm parts, and ammunition within the respondent's immediate possession or control. If an order is granted, the person in ② will also be prohibited from owning, possessing, or buying body armor and would have to relinquish any they have.

**16  Temporary Restraining Order**

I request that a Temporary Restraining Order (TRO) be issued against the person in ② to last until the hearing. I am presenting form EA-110, *Temporary Restraining Order*, for the court's signature together with this *Request*.

Has the person in ② been told that you were going to go to court to seek a TRO against them?

- Yes  No (If you answered no, explain why below):
- Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 16—Temporary Restraining Order" for a title.

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

**This is not a Court Order.**



**17**  **Request to Give Less Than Five Days' Notice of Hearing**

You must have your papers personally served on the person in **(2)** at least five days before the hearing, unless the court orders a shorter time for service. *(Read form EA-200-INFO, What Is "Proof of Personal Service"?, to learn about serving legal papers. Form EA-200, Proof of Personal Service, may be used to show the court that the papers have been served.)*

If you want there to be less than five days between service and the hearing, explain why:

*Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 17—Request to Give Less Than Five Days' Notice" for a title.*

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

**18**  **Debts Caused by Financial Abuse**

*You can ask the judge to decide at the hearing that certain debts or bills you have were caused by the person in **(2)**'s financial abuse. This may help you defend against the debt if you are sued in another case.*

a. If you want the judge to make this special finding, list the debts or bills you have that were caused by the person in **(2)**'s financial abuse.

*Check here if you want to list additional debts or bills that were caused by financial abuse. You can attach form MC-025 and write "Attachment 18a—Additional Debts" for a title.*

	<u>Money Owed To</u>	<u>For</u>	<u>Amount</u>
(1)	_____	_____	\$ _____
(2)	_____	_____	\$ _____
(3)	_____	_____	\$ _____

b. Describe what the person in **(2)** did to cause the debts and bills that you listed above. Provide as much detail as you can about the person in **(2)**'s financial abuse.

*Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 18b—How Debt Was Incurred" for a title.*

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

**This is not a Court Order.**





**19**  **Lawyer's Fees and Costs**

I ask the court to order payment of my  lawyer's fees  court costs.

The amounts requested are:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Check here if there are more items. Put the items and amounts on the attached sheet of paper or form MC-025 and write "Attachment 19—Lawyer's Fees and Costs" for a title.

**20**  **Possession and Protection of Animals**

I ask the court to order the following:

- a.  That the person in **(1)** be given the sole possession, care, and control of the animals listed below, which they own, possess, lease, keep, or hold, or which reside in their household.  
*(Identify animals by, e.g., type, breed, name, color, sex.)*

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

I request sole possession of the animals because *(specify good cause for granting order)*:

Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 20a—Possession of Animals" for a title.

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

- b.  That the person in **(2)** must stay at least \_\_\_\_\_ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

**21** **No Fee to Serve Orders** *If you want the sheriff or marshal, or another peace officer, to serve (notify) the person in **(2)** about the orders for free, ask the court clerk what you need to do.*

**This is not a Court Order.**



**22**  **Additional Orders Requested**

I ask the court to make the following additional orders (*specify*):

*Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 22—Additional Orders Requested" for a title.*

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

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

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

\_\_\_\_\_  
*Lawyer's name (if any)*

▶ \_\_\_\_\_  
*Lawyer's signature*

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

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

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

▶ \_\_\_\_\_  
*Signature of person making this request*

**This is not a Court Order.**

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-04**

**Not approved by  
the Judicial Council**

Fill in court name and street address:

**Superior Court of California, County of**

Court fills in case number when form is filed.

**Case Number:**

**1 Elder or Dependent Adult in Need of Protection**

a. Full Name: \_\_\_\_\_

Person requesting protection for the elder or dependent adult, if different (*person named in item 3 of form EA-100*):

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

Lawyer for person named above (*if any for this case*):

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

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

b. Address for person named above (*If you have a lawyer, give your lawyer's information. If you do not have a lawyer, give information for the person requesting the order. If you want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.*):

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

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

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

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

**2 Person You Want Protection From**

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

*The court will complete the rest of this form.*

**3 Notice of Hearing**

**A court hearing is scheduled on the request for restraining orders against the person in 2:**

<b>Hearing Date</b>	Date: _____	Time: _____	Name and address of court if different from above: _____ _____ _____
	Dept.: _____	Room: _____	
	_____	_____	

**To the person in 2:**

- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
- If you do not attend the hearing, the judge may still grant the restraining order that could last up to five years. After you receive a copy of the order, you could be arrested if you violate the order.

**4 Temporary Restraining Orders** (*Any orders granted are on form EA-110, served with this notice.*)

a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form EA-100, *Request for Elder on Dependent Adult Abuse Restraining Orders*, are (*check only one box below*):

(1)  All **GRANTED** until the court hearing.

(2)  All **DENIED** until the court hearing. (*Specify reasons for denial in b, below.*)

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



**4 Temporary Restraining Orders (Continued)**

b. Reasons for denial of some or all of those personal conduct and stay-away orders as requested in form EA-100, *Request for Elder or Dependent Adult Abuse Restraining Orders*, are:

(1)  The facts as stated in form EA-100 do not sufficiently show reasonable proof of a past act or acts of abuse of the elder or dependent adult by the person in **2**.

(2)  Other (*specify*):  As stated on Attachment 4b.

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

**5 Service of Documents by the Person in 1**

At least  five  \_\_\_\_\_ days before the hearing, someone age 18 or older—not you or anyone to be protected—must personally give (serve) a court file-stamped copy of this form EA-109, *Notice of Court Hearing*, to the person in **2** along with a copy of all the forms indicated below:

- a. EA-100, *Request for Elder or Dependent Adult Abuse Restraining Orders* (file-stamped)
- b.  EA-110, *Temporary Restraining Order* (file-stamped) **IF GRANTED**
- c. [EA-120](#), *Response to Request for Elder or Dependent Adult Abuse Restraining Orders* (blank form)
- d. [EA-120-INFO](#), *How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?*
- e.  Other(*specify*): \_\_\_\_\_

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

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

**To the Person in 1 :**

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



**To the Person in ② :**

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



**Request for Accommodations**

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

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

*Clerk's Certificate*  
[seal]

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

Clerk stamps date here when form is filed.

Person in 1 must complete 1, 2, and 3 only.

DRAFT
2025-04-04
Not approved by the Judicial Council

1 Protected Elder or Dependent Adult

a. Full Name:
Person requesting protection for the elder or dependent adult, if different (person named in item 3 of form EA-100):
Full Name:
Lawyer for person named above (if any, for this case):
Name: State Bar No.:
Firm Name:
b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.):
Address:
City: State: Zip:
Telephone: Fax:
Email Address:

Fill in court name and street address:
Superior Court of California, County of
Court fills in case number when form is filed.

Case Number:

2 Restrained Person

(Give all the information you know. Information with a star (\*) is required to add this order to the California police database. If age is unknown, give an estimate.)

\*Full Name: \*Age: Date of Birth:
\*Race: Height: Weight: Hair Color: Eye Color:
\*Gender: M F Nonbinary Home Address:
City: State: Zip:
Relationship to Protected Person:

3 Additional Protected Persons

In addition to the elder or dependent adult named in 1, the following family or household members or conservator of that person are protected by the temporary orders indicated below:

Table with columns: Full Name, Gender, Age, Household Member?, Relation to Protected Person. Includes checkboxes for Yes/No.

Check here if there are additional protected persons. List them on an attached sheet of paper and write "Attachment 3—Additional Protected Persons" as a title. You may use form MC-025, Attachment.

4 Expiration Date

This Order expires at the end of the hearing scheduled for the date and time below:

Date: Time: a.m. p.m.

This is a Court Order.



**To the Person in ② :**

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

**⑤ Personal Conduct Orders**

**Not Requested**     **Denied Until the Hearing**     **Granted as Follows:**

a. You must **not** do the following things to the elder or dependent adult named in ①

and to the other protected persons listed in ③:

- (1)  Physically abuse, financially abuse, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, harass, destroy personal property of, or disturb the peace of the person.
- (2)  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text messages, by fax, or by other electronic means.
- (3)  Take any action to obtain the person's address or location. If this item ③ is not checked, the court has found good cause not to make this order.
- (4)  Other (*specify*):  
 Other personal conduct orders are attached at the end of this Order on Attachment 5a(4).

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

b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order. However, you may have your papers served by mail on the person in ①.

**⑥ Stay-Away Orders**

**Not Requested**     **Denied Until the Hearing**     **Granted as Follows:**

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

- (1)  The elder or dependent adult in ①
- (2)  Each person in ③
- (3)  The home of the elder or dependent adult
- (4)  The job or workplace of the elder or dependent adult
- (5)  The vehicle of the person in ①
- (6)  Other (*specify*):

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

b. This stay-away order does not prevent you from going to or from your home or place of employment.

**⑦ Move-Out Order**

**Not Requested**     **Denied Until the Hearing**     **Granted as Follows:**

You must immediately move out from and not return to (*address*):

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

**This is a Court Order.**



**8 No Firearms (Guns), Firearm Parts, or Ammunition**

**Not Issued (financial abuse only)**                       **Granted as Follows:**

**This order must be granted unless only financial abuse is alleged.**

a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited items listed in b below.

**b. Prohibited items are:**

- (1) Firearms (guns);
- (2) Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
- (3) Ammunition.

**c. You must:**

- (1) Sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your immediate possession or control. This must be done within 24 hours of being served with this Order.
- (2) File a receipt with the court within 48 hours of receiving this Order that proves that your firearms (guns), firearm parts, and ammunition have been turned in, sold, or stored. (You may use form [EA-800, Receipt for Firearms, Firearm Parts, and Ammunition](#), for the receipt.)

d.  The court has received information that you own or possess a firearm (gun), firearm parts, or ammunition.

**9  Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

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

Description (include serial number, if known)	Location, if known	Proof of compliance received by the court
(1) _____	_____	<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 “EA-110, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**10 No Body Armor**

If the order in (8) is granted, 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.**





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

In addition to the hearing listed on form EA-109, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in ⑧ b) you still have or own, including any items listed in ⑨. If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different than court address listed on page 1: \_\_\_\_\_

**12** **Financial Abuse**

This case  does **not**  does involve **solely financial abuse** unaccompanied by force, threat, harassment, intimidation, or any other form of abuse.

**13** **Possession and Protection of Animals**

**Not Requested**     **Denied Until the Hearing**     **Granted as Follows** (specify):

a.  The person in ① is given the sole possession, care, and control of the animals listed below, which are owned, possessed, leased, kept, or held by him or her, or reside in his or her household.  
(Identify animals by, e.g., type, breed, name, color, sex.)

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

b.  The person in ② must stay at least \_\_\_\_\_ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

**14** **Other Orders**

**Not Requested**     **Denied Until the Hearing**     **Granted as Follows** (specify):

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

Additional orders are attached at the end of this Order on Attachment 14.

**This is a Court Order.**



**To the Person in ① :****15 Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (*Check one*):

- a.  The clerk will enter this Order and its proof of service form into CARPOS.
- b.  The clerk will transmit this Order and its proof of service form to a law enforcement agency to be entered into CARPOS.
- c.  By the close of business on the date that this Order is made, the petitioner or the petitioner's lawyer should deliver a copy of the Order and its proof of service form to the law enforcement agencies listed below to enter into CARPOS:

Name of Law Enforcement Agency

Address (City, State, Zip)

\_\_\_\_\_

\_\_\_\_\_

- Additional law enforcement agencies are listed at the end of this Order on Attachment 15.

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

If the sheriff or marshal serves this Order, the sheriff or marshal will do so for free. A peace officer may also serve this Order for free. See form [EA-200-INFO](#) for more information.

**17** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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

**Warnings and Notices to the Restrained Person in ②****You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition**

If the court grants the orders in ⑧, you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in ⑧b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in ⑧. The court will require you to prove that you did so.

**Notice Regarding Nonappearance at Hearing and Service of Order**

If you have been personally served with this Temporary Restraining Order and form EA-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that does not differ from this order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in ②.

If this address is not correct or you wish to verify that the temporary restraining order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

**This is a Court Order.**



## After You Have Been Served With a Restraining Order

- Obey all the orders.
- Read form [EA-120-INFO](#), *How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?*, to learn how to respond to this Order.
- If you want to respond, fill out form [EA-120](#), *Response to Request for Elder or Dependent Adult Abuse Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response.
- You must have form EA-120 served on the person in ① (the person asking the court for protection of the elder or dependent adult or the elder or dependent adult if no other person is named in that item), or that person's attorney, by mail. You cannot do this yourself. The person who does the mailing should complete and sign form [EA-250](#), *Proof of Service of Response by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served signed by you and other persons who have personal knowledge of the facts. You may use form [MC-030](#), *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at [courts.ca.gov/rules-forms/find-your-court-forms](https://courts.ca.gov/rules-forms/find-your-court-forms). If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to five years. Tell the judge why you disagree with the orders requested.

### Instructions for Law Enforcement

#### Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

#### Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in ④ on page 1.

#### Arrest Required if Order Is Violated

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

#### Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the proof of service or confirms that the proof of service is on file; or
- The restrained person was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.

**This is a Court Order.**



**If the Protected Person Contacts the Restrained Person**

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

**Conflicting Orders—Priorities for Enforcement**

**If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority** (see Pen. Code, § 136.2; Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

1. *Emergency Protective Order (EPO)*: If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must **also** be enforced.
2. *No-Contact Order*: If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. **5**a(2) is an example of a no-contact order.
3. *Criminal Protective Order (CPO)*: If none of the orders **includes** an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must **also** be enforced.
4. *Civil Restraining Orders*: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must **also** be enforced.

(Clerk will fill out this part.)

Clerk’s Certificate

**—Clerk's Certificate—**

[seal]

I certify that this *Temporary Restraining Order* 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**

**2025-04-04**

**Not approved by  
the Judicial Council**

Complete ① and ② only.

① **Protected Party:** \_\_\_\_\_

② **Restrained Party:** \_\_\_\_\_

\_\_\_\_\_ **The court will complete the rest of the this form** \_\_\_\_\_

**③ Next Court Date**

a.  The request to reschedule the court date is **denied**.

Your court date is: \_\_\_\_\_

(1) Any *Temporary Restraining Order* (form [EA-110](#)) already granted stays in full force and effect until the next court date.

(2) Your court date is not rescheduled because:

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

*Fill in court name and street address:*

**Superior Court of California, County of**

*Fill in case number:*

**Case Number:**

b.  The request to reschedule the court date is **granted**. Your court date is rescheduled for the day and time listed below. See ④–⑧ for more information.

Name and address of court, if different from above:

**New Court Date** → Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
\_\_\_\_\_

**④ Temporary Restraining Order**

a.  **There is no *Temporary Restraining Order* (TRO) in this case until the next court date** because:

(1)  A TRO was not previously granted by the court.

(2)  The court terminates (cancels) the previously granted TRO because: \_\_\_\_\_  
\_\_\_\_\_

b.  **A *Temporary Restraining Order* (TRO) is still in full force and effect** because:

(1)  The court extends the TRO previously granted on (date) \_\_\_\_\_

It now expires on (date): \_\_\_\_\_

*(If no date is listed, the TRO expires at the end of the court date listed in ③ b.)*

(2)  The court changes the TRO previously granted and signs a new TRO (form EA-110).

c.  **Other (specify):** \_\_\_\_\_

**Warning and Notice to the Restrained Party:**  
If ④ b is checked, an elder or dependent abuse restraining order has been issued against you. You must follow the orders until they expire.

**This is a Court Order.**



**5 Reason Court Date Is Rescheduled**

a.  There is good cause to reschedule the court date (*check one*):

(1)  The protected party has not served the restrained party.

(2)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b.  This is the first time that the restrained party has asked for more time to prepare.

c.  The court reschedules the court date on its own motion.

**6 Serving (Giving) Order to Other Party**

The request to reschedule was made by the:

a.  **Protected party**

(1)  You do not have to serve the restrained party because they or their lawyer were at the court date or agreed to reschedule the court date.

(2)  You must have the restrained party personally served with a copy of this order and a copy of all documents listed on form [EA-109](#), item 5, by (date): \_\_\_\_\_

(3)  You must have the restrained party served with a copy of this order. This can be done by mail. You must serve by (date): \_\_\_\_\_

(4)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b.  **Restrained party**

(1)  You do not have to serve the protected party because they or their lawyer were at the court date or agreed to reschedule the court date.

(2)  You must have the protected party personally served with a copy of this order by (date): \_\_\_\_\_

(3)  You must have the protected party served with a copy of this order. This can be done by mail. You must serve by (date): \_\_\_\_\_

(4)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

c.  **Court**

(1)  Further notice is not required.

(2)  The court will mail a copy of this order to all parties by (date): \_\_\_\_\_

(3)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**This is a Court Order.**



**7 No Fee to Serve**

The sheriff or marshal will serve this order for **free**.  
Bring a copy of all the papers that need to be served to the sheriff or marshal.

**8  Other Orders**

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

**9** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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



**Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk’s office or go to [courts.ca.gov/rules-forms/find-your-court-forms](https://courts.ca.gov/rules-forms/find-your-court-forms) for *Request for Accommodations by Persons With Disabilities and Response* (form [MC-410](#)). (Civ. Code, § 54.8.)

**Instructions to Clerk**

If the hearing is rescheduled and the court extended, modified or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

**—Clerk's Certificate—**

Clerk’s Certificate  
[seal]

I certify that this *Order on Request to Continue Hearing (Temporary Restraining Order)* (CLETS-TEA or TEF) (form EA-116) is a true and correct copy of the original on file in the court.

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

**This is a Court Order.**

**Response to Request for Elder or Dependent Adult Abuse Restraining Orders**

Clerk stamps date here when form is filed.  
**DRAFT**  
**2025-04-04**  
**Not approved by the Judicial Council**

**Use this form to respond to the Request (form EA-100)**

- Read *How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?* (form [EA-120-INFO](#)) to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—**not you**—serve the person requesting protection in **1** by mail with a copy of this form and any attached pages. (Use form [EA-250](#), Proof of Service of Response by Mail.)

Fill in court name and street address:  
**Superior Court of California, County of**

Court fills in case number when form is filed.  
**Case Number:**

**1 Elder or Dependent Adult Seeking Protection**

Name: \_\_\_\_\_  
 Name of person asking for the protection, if different (*This is the person named in item 3 of the request (form EA-100).*)

**2 Person From Whom Protection Is Sought**

a. Your Name: \_\_\_\_\_  
Your Lawyer (*if you have one for this case*)  
Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_  
Firm Name: \_\_\_\_\_

b. Your Address (*If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.*)  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Email Address: \_\_\_\_\_

Present your response and any opposition at the hearing. Write your hearing date, time, and place from form EA-109, item 3, here:  
**Hearing Date** → Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
**If you were served with a Temporary Restraining Order, you must obey it until the hearing.** At the hearing, the court may make orders against you that last for up to five years.

**3  Personal Conduct Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. (*Specify why you disagree in 15 on page 5.*)
- c.  I agree to the following orders (*specify below or in 15 on page 5*):

**4  Stay-Away Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. (*Specify why you disagree in 15 on page 5.*)
- c.  I agree to the following orders (*specify below or in 15 on page 5*):





**5**  **Move-Out Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. (*Specify why you disagree in (15) on page 5.*)
- c.  I agree to the following orders (*specify below or in (15) on page 5*):
- 
- 

**6**  **Additional Protected Persons**

- a.  I agree that the persons listed in item 6 of form EA-100 may be protected by the order requested.
- b.  I do not agree that the persons listed in item 6 of form EA-100 may be protected by the order requested.

**7**  **Order for Counseling or Anger Management Courses**

**i** This item is only available in instances of alleged physical abuse or deprivation of care, not in cases with only alleged financial abuse.

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. (*Specify why you disagree in (15) on page 5.*)
- c.  I agree to the following orders (*specify below or in (15) on page 5*):
- 
- 

**8** **Firearms (Guns), Firearm Parts, and Ammunition**

If you were served with form EA-110, *Temporary Restraining Order*, you cannot own or possess any firearms (guns), firearm parts, or ammunition. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). (See item 8 of form EA-110.) You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your immediate possession or control within 24 hours of being served with form EA-110. You must file a receipt with the court. You may use form EA-800, *Receipt for Firearms, Firearm Parts, and Ammunition*, for the receipt.

- a.  I do not own or control any firearms (guns), firearm parts, or ammunition.
- b.  I have turned in my firearms (guns), firearm parts, and ammunition to law enforcement or sold them to or stored them with a licensed gun dealer. A copy of the receipt
- (1)  is attached.
- (2)  has already been filed with the court.
- c.  I ask for an exception to carry a firearm or ammunition for work. (*Complete items (1)–(3) below*):
- (1) Are you a sworn peace officer?
- No
- Yes



**8** c. (2) Are there any orders or laws that prohibit you from having firearms or ammunition?

No

I don't know (*explain*):

---



---

Yes (*explain*):

---



---

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

---



---

(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 Code of Civil Procedure section 527.9(f).)

**9** **No Body Armor**

If you were served with form EA-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. See Penal Code section 31360(c). (*Attach a copy of the letter granting permission, if you have one.*)

**10**  **Debts Caused by Financial Abuse**

a.  I agree to the findings requested.

b.  I do not agree to the findings requested. (*Specify why you disagree in (15) on page 5.*)

c.  I agree to the following findings (*specify below or in (15) on page 5*):

---



---





15 Reasons I Do Not Agree to the Requests

Explain your answers to each order or finding requested that you do not agree with.

Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 15—Reasons I Disagree" as a title. You may use form MC-025, Attachment.

Multiple horizontal lines for writing answers.

16 Lawyer's Fees and Costs

I ask the court to order payment of my lawyer's fees court costs. The amounts requested are:

Table with 4 columns: Item, Amount, Item, Amount. Includes dollar signs and blank lines for entry.

Check here if there are more items. Put the items and amounts on the attached sheet of paper and write "Attachment 16—Lawyer's Fees and Costs" for a title. You may use form MC-025, Attachment.

I ask the court to deny the request of the person asking for protection named in 1 that I pay their lawyer's fees and costs.

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

Date:

Lawyer's name (if any)

Lawyer's signature

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

Date:

Type or print your name

Sign your name

## How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?

### What is an elder or dependent adult abuse restraining order?

It is a court order that prohibits you from doing certain things and going certain places.

### What does the order do?

The court can order you to:

- Not contact the person who is protected by the order
- Stay away from that person and the person's home and workplace
- Move out of the place where you and that person are living together
- Not have any firearms (guns), firearm parts, ammunition, or body armor as long as the order is in effect. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

For more information about the items you would not be allowed to have, please see [selfhelp.courts.ca.gov/restraining-orders/prohibited-items](https://selfhelp.courts.ca.gov/restraining-orders/prohibited-items).

### Who can ask for a restraining order?

A person who is being:

- Financially abused
- Abandoned or abducted
- Harmed
- Neglected
- Isolated
- Deprived by a caregiver of goods or services necessary to live on

A conservator may seek an order on behalf of an elder or dependent adult.

### I've been served with a request for elder or dependent adult abuse restraining orders.

#### What do I do now?

Read the papers served on you very carefully. The *Notice of Court Hearing* tells you when to appear in court. There may also be a *Temporary Restraining Order* forbidding you from doing certain things. You must obey the order until the hearing.

### What if I don't obey the order?

The police can arrest you. You can go to jail and pay a fine.

### What if I don't agree with what the order says?

You still must obey the order until the hearing. If you disagree with the orders the person is asking for, fill out form [EA-120, Response to Request for Elder and Dependent Adult Abuse Restraining Orders](#), before your hearing date and file it with the court. If you need to include attachments, you can use form [MC-025](#). You can get the forms from legal publishers or from the California Courts website at [courts.ca.gov/rules-forms/find-your-court-forms](https://courts.ca.gov/rules-forms/find-your-court-forms). You also may be able to find them at your local courthouse or county law library.

### Do I have to serve the other person with a copy of my response?

Yes. Have someone age 18 or older—**not you**—mail a copy of completed form EA-120 to the person who asked for the order (or that person's lawyer). (This is called "service by mail.")

The person who serves the form by mail must fill out form [EA-250, Proof of Service of Response by Mail](#). Have the person who did the mailing sign the original. Take the completed form back to the court clerk or bring it with you to the hearing.

### Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required, and you are not entitled to a free, court-appointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

### What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form [INT-300, Request for Interpreter \(Civil\)](#) or a local court form or website to request an interpreter. For more information about court interpreters, go to [selfhelp.courts.ca.gov/request-interpreter](https://selfhelp.courts.ca.gov/request-interpreter).

### What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form [MC-410, Disability Accommodation Request](#), to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form [MC-410-INFO, How to Request a Disability Accommodation for Court](#).



## Should I go to the court hearing?

Yes. You should go to court on the date listed on form EA-109, *Notice of Court Hearing*. If you do not go to the hearing, the judge can make orders against you without hearing from you.

EA-109 Notice of Court Hearing		Clerk stamps date here when form is filed.					
<p><b>1 Elder or Dependent Adult in Need of Protection</b></p> <p>a. Full Name: _____</p> <p><input type="checkbox"/> Person requesting protection for the elder or dependent adult, if different (person named in item 3) of form EA-109): Full Name: _____</p> <p>Lawyer for person named above (if any for this case): Name: _____ State Bar No.: _____</p> <p>Firm Name: _____</p>		<p>Fill in court name and street address: Superior Court of California, County of _____</p> <p>Court file in case number when form is filed. Case Number: _____</p>					
<p>b. Address for person named above (If you have a lawyer, give your lawyer's information. If you do not have a lawyer, give information for the person requesting the order. If you want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.): Address: _____ City: _____ State: _____ Zip: _____ Telephone: _____ Fax: _____ Email Address: _____</p>							
<p><b>2 Person You Want Protection From</b></p> <p>Full Name: _____</p> <p><i>The court will complete the rest of this form.</i></p>							
<p><b>3 Notice of Hearing</b></p> <p>A court hearing is scheduled on the request for restraining orders against the person in 2:</p> <p>Name and address of court if different from above: _____</p> <table border="1"> <tr> <td rowspan="2">Hearing Date</td> <td>→ Date: _____</td> <td>Time: _____</td> </tr> <tr> <td>Dept.: _____</td> <td>Room: _____</td> </tr> </table>			Hearing Date	→ Date: _____	Time: _____	Dept.: _____	Room: _____
Hearing Date	→ Date: _____	Time: _____					
	Dept.: _____	Room: _____					
<p>To the person in 2):</p> <ul style="list-style-type: none"> <li>If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.</li> <li>If you do not attend the hearing, the judge may still grant the restraining order that could last up to five years. After you receive a copy of the order, you could be arrested if you violate the order.</li> </ul>							
<p><b>4 Temporary Restraining Orders</b> (Any orders granted are on form EA-110, served with this notice.)</p> <p>a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form EA-100, <i>Request for Elder or Dependent Adult Abuse Restraining Orders</i>, are (check only one box below):</p> <p>(1) <input type="checkbox"/> All GRANTED until the court hearing.</p> <p>(2) <input type="checkbox"/> All DENIED until the court hearing. (Specify reasons for denial in b, below.)</p> <p>(3) <input type="checkbox"/> Partly GRANTED and partly DENIED until the court hearing. (Specify reasons for denial in b, below.)</p>							
<p><small>Justice Court of California, www.courts.ca.gov Rev. January 1, 2025, Mandatory Form Welfare and Institutions Code, § 16127.03 Approved by DOJ</small></p> <p style="text-align: center;"><b>Notice of Court Hearing</b> (Elder or Dependent Adult Abuse Prevention)</p> <p style="text-align: right;"><small>EA-109, Page 1 of 3</small> →</p>							

## Will I see the person who asked for the order at the court hearing?

Yes. Assume that the person who is asking for the order will attend the hearing. Do not talk to him or her unless the judge or that person's attorney says that you can.

## Can I bring a witness to the court hearing?

Yes. You can bring witnesses or documents that support your case to the hearing. But if possible, you should also bring the witnesses' written statements of what they saw or heard. Their statements must be made under penalty of perjury. You can use form [MC-030](#) for this.

## How long does the order last?

If the court issued a temporary restraining order before the hearing, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. Any order issued at the hearing can last for up to five years.

## What if I have a firearm (gun), firearm part, or ammunition?

If a restraining order is issued, unless the order is to prevent financial abuse only, you cannot own, possess, or have a firearm (gun), firearm parts, ammunition, or body armor while the order is in effect. If you have a firearm (gun), firearm parts, or ammunition in your immediate possession or control, you must sell it to or store it with a licensed gun dealer or turn it in to a law enforcement agency.

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

If the judge grants a restraining order against you, unless the order is to prevent financial abuse only, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove that (1) carrying a firearm or ammunition is required for your work, and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition is not necessary. There are other things that you will have to prove. For more information, go to [self-help website to be created] or see Code of Civil Procedure section 527.9(f).

## Can I agree with the protected person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the protected person would have to file a request with the court to cancel the order.

## Information about the process is also available online.

See [selfhelp.courts.ca.gov/EA-restraining-order](https://selfhelp.courts.ca.gov/EA-restraining-order).

## For help in your area, contact:

[Local information may be inserted.]

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-04**

**Not approved by the Judicial Council**

Person in ① must complete ①, ②, and ③ only.

**① Elder or Dependent Adult Seeking Protection**

- a. Full Name: \_\_\_\_\_  
 Name of person asking for the protection, if different (*This is the person named in item 3 of the request (form EA-100).*)  
 Full Name: \_\_\_\_\_  
 Lawyer for person named above (*if any for this case*):  
 Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_  
 Firm Name: \_\_\_\_\_
- b. Your Address (*If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.*)  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_  
 Email Address: \_\_\_\_\_

Fill in court name and street address:

**Superior Court of California, County of**

Court fills in case number when form is filed.

**Case Number:**

**② Restrained Person**

*(Give all the information you know. Information with a star (\*) is required to add this order to the California police database. If age is unknown, give an estimate.)*

\*Full Name: \_\_\_\_\_ \*Age: \_\_\_\_\_ Date of Birth: \_\_\_\_\_  
 \*Race: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_  
 \*Gender:  M  F  Nonbinary Home Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Relationship to Protected Person: \_\_\_\_\_

**③  Additional Protected Persons**

In addition to the elder or dependent adult named in ①, the following family or household members or conservator of the elder or dependent adult named in ① are protected by the orders indicated below:

<u>Full Name</u>	<u>Gender</u>	<u>Age</u>	<u>Lives with Person in ①?</u>	<u>Relation to Person in ①</u>
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Check here if there are additional protected persons. List them on an attached sheet of paper and write "Attachment 3—Additional Protected Persons" as a title. You may use form [MC-025](#), Attachment.

**④ Expiration Date**

*This Order, except for any award of lawyer's fees, expires at*

Time: \_\_\_\_\_  a.m.  p.m.  midnight on (date): \_\_\_\_\_

If no expiration date is written here, this Order expires three years from the date of issuance.

**This is a Court Order.**



**5 Hearing**

- a. There was a hearing on *(date)*: \_\_\_\_\_ at *(time)*: \_\_\_\_\_ in Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
*(Name of judicial officer)*: \_\_\_\_\_ made the orders at the hearing.
- b. These people were at the hearing:
- (1)  The elder or dependent adult in need of protection
  - (2)  The lawyer for the elder or dependent adult *(name)*: \_\_\_\_\_
  - (3)  The person in ① asking for protection (if not the elder or dependent adult)
  - (4)  The lawyer for the person in ① asking for protection *(name)*: \_\_\_\_\_
  - (5)  The person in ②
  - (6)  The lawyer for the person in ② *(name)*: \_\_\_\_\_
- Additional persons present are listed at the end of this Order on Attachment 5.
- c.  The hearing is continued. The parties must return to court on *(date)*: \_\_\_\_\_ at *(time)*: \_\_\_\_\_.

**To the Person in ②:**

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

**6  Personal Conduct Orders**

- a. You must **not** do the following things to the elder or dependent adult named in ①
- and to the other protected persons listed in ③:
  - (1)  Physically abuse, financially abuse, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, harass, destroy personal property of, or disturb the peace of the person.
  - (2)  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
  - (3)  Take any action to obtain the person's address or location. If this item (3) is not checked, the court has found good cause not to make this order.
  - (4)  Other *(specify)*: \_\_\_\_\_  
 Other personal conduct orders are attached at the end of this Order on Attachment 6a(4).
- b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

**7  Stay-Away Orders**

- a. You **must** stay at least \_\_\_\_\_ yards away from *(check all that apply)*:
- (1)  The elder or dependent adult in ①.
  - (2)  Each person in ③.
  - (3)  The home of the elder or dependent adult. \_\_\_\_\_
  - (4)  The job or workplace of the elder or dependent adult. \_\_\_\_\_
  - (5)  The vehicle of the elder or dependent adult.
  - (6)  Other *(specify)*: \_\_\_\_\_
- b. This stay-away order does not prevent you from going to or from your home or place of employment.

**This is a Court Order.**





**8**  **Move-Out Order**

You must immediately move out from and not return to (*address*):

\_\_\_\_\_

\_\_\_\_\_

and must take only the personal clothing and belongings you need.

**9**  **Order for Counseling or Anger Management**

a. The person in **(2)** is ordered to attend:

clinical counseling for \_\_\_\_\_ (*specify number*) sessions; or

an anger management course

provided by a professional (a counselor, psychologist, psychiatrist, therapist, clinical social worker, or mental or behavioral health professional licensed in the State of California to provide counseling or anger management courses).

b. The person in **(2)** must schedule clinical counseling or enroll in an anger management course by (*date*): \_\_\_\_\_, or if no date is listed, within 30 days after this order is made. The person in **(2)** is ordered to file written proof of scheduling or enrollment with the court.

c.  Written proof of completion of the ordered number of clinical counseling sessions or written proof of completion of the court-ordered anger management course must be filed with the court by (*date*): \_\_\_\_\_ or the person in **(2)** must appear for a court date on:

(*date*): \_\_\_\_\_ at (*time*): \_\_\_\_\_ in Dept.: \_\_\_\_\_ Room: \_\_\_\_\_

**10**  **No Firearms (Guns), Firearm Parts, or Ammunition**

**This Order must be granted unless the abuse is financial only.**

a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited items listed below in b.

b. **Prohibited items are:**

(1) Firearms (guns);

(2) Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and

(3) Ammunition.

c. If you have not already done so, you must:

- Within 24 hours of being served with this Order, sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your custody or control, or that you possess or own.

- File a receipt with the court within 48 hours of receiving this Order that proves that your firearms (guns), firearm parts, and ammunition have been turned in, sold, or stored. (You may use form [EA-800](#), *Receipt for Firearms, Firearm Parts, and Ammunition* for the receipt.)

d.  The court has received information that you own or possess a firearm (gun), firearm parts, or ammunition.

**This is a Court Order.**



**10** e.  **Permission to Have Firearm or Ammunition for Work:** The judge has made the necessary findings to grant an exception under Code of Civil Procedure section 527.9(f). The orders are included on form [EA-850, \*Permission to Have Firearm or Ammunition for Work\*](#).

**11**  **Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

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

	Description (include serial number, if known)	Location, if known	Proof of compliance received by the court
(1)	_____	_____	<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 “EA-130, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**12**  **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 **11**.

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

**13** **No Body Armor**

If the order in **10** is granted, 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.**



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

You must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in (10) b) you still have or own, including any items listed in (11). If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different than court address listed on page 1: \_\_\_\_\_

**15** **Financial Abuse**

This case  does **not**  does involve **solely financial abuse** unaccompanied by force, threat, harassment, intimidation, or any other form of abuse.

**16**  **Possession and Protection of Animals**

a.  The person in (1) is given the sole possession, care, and control of the animals listed below, which are owned, possessed, leased, kept, or held by him or her, or reside in his or her household.

*(Identify animals by, e.g., type, breed, name, color, sex.)*

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

b.  The person in (2) must stay at least \_\_\_\_\_ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

**17**  **Specific Debts**

The court finds (decides) that the following debts were incurred as a result of financial abuse of the person in (1) by the person in (2).

<u>Money Owed To:</u>	<u>For:</u>	<u>Amount:</u>
_____	_____	\$ _____
_____	_____	\$ _____
_____	_____	\$ _____

Additional debts are attached at the end of this Order on Attachment 17.

**18**  **Lawyer's Fees and Costs**

You must pay to the person in (1) the following amounts for  lawyer's fees  costs:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Additional amounts are attached at the end of this Order on Attachment 18.

**This is a Court Order.**



**19**  **Other Orders** (*specify*):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Additional orders are attached at the end of this Order on Attachment 19.

**To the Person in 1 :**

**20** **Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (*Check one*):

- a.  The clerk will enter this Order and its proof of service form into CARPOS.
- b.  The clerk will transmit this Order and its proof of service form to a law enforcement agency to be entered into CARPOS.
- c.  By the close of business on the date that this Order is made, you or your lawyer should deliver a copy of the Order and its proof of service form to the law enforcement agency listed below to enter into CARPOS:

Name of Law Enforcement Agency

Address (City, State, Zip)

\_\_\_\_\_

\_\_\_\_\_

Additional law enforcement agencies are listed at the end of this Order on Attachment 20.

**21** **Service of Order on Restrained Person**

- a.  The person in 2 personally attended the hearing, either physically or remotely (by telephone or videoconference). No other proof of service is needed.
- b.  The person in 1 was at the hearing. The person in 2 was not.
  - (1)  Proof of service of form EA-110, *Temporary Restraining Order*, was presented to the court. The judge's orders in this form are the same as in form EA-110 except for the end date. The person in 2 must be served with this Order. Service may be by mail.
  - (2)  Proof of service of form EA-110, *Temporary Restraining Order*, was presented to the court. The judge's orders in this form are different from the orders in form EA-110. Someone—but not anyone in 1 or 3—must personally serve a copy of this Order on the person in 2.
  - (3)  The court has scheduled a firearms, firearms parts, and ammunition compliance hearing. The person in 1 must have a copy of this order served on the person in 2 by:
    - (a)  Personal service by (*date*): \_\_\_\_\_
    - (b)  Mail at the last known address of the person in 2 by (*date*): \_\_\_\_\_

**This is a Court Order.**



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

If the sheriff or marshal serves this Order, they will do so for free. A peace officer may also serve this Order for free. See form [EA-200-INFO](#) for more information.

**23** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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

**Warning and Notice to the Restrained Person in 2:****You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition**

If the court grants the orders in 10 on page 3 (unless 10e on page 4 is checked), you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in 10b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, or ammunition that you have or control as stated in 10. The court will require you to prove that you did so.

**Instructions for Law Enforcement****Enforcing the Restraining Order**

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing (see 21), the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

**Start Date and End Date of Order**

This order *starts* on the date next to the judge’s signature on page 6. The order *ends* on the expiration date in 4 on page 1.

**Arrest Required if Order Is Violated**

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

**Notice/Proof of Service**

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person “served” (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing (see 21) or was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.

**This is a Court Order.**

## Instructions for Law Enforcement

### If the Protected Person Contacts the Restrained Person

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

### Conflicting Orders—Priorities for Enforcement

**If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority** (see Pen. Code, § 136.2;

Fam. Code §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

1. *Emergency Protective Order (EPO)*: If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must **also** be enforced.
2. *No-Contact Order*: If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. **7**a(2) is an example of a no-contact order.
3. *Criminal Protective Order (CPO)*: If none of the orders includes an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must **also** be enforced.
4. *Civil Restraining Orders*: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must **also** be enforced.

Clerk's Certificate  
[seal]

(Clerk will fill out this part.)  
—Clerk's Certificate—

I certify that this *Elder or Dependent Adult Abuse Restraining Order After Hearing* is a true and correct copy of the original on file in the court.

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

### What is “Service”?

Service is the act of giving your legal papers to the other party. There are many kinds of service—in person, by mail, and others. This form is about personal or “in-person service.” The following types of restraining order forms must be served “in person”: *Request for Elder or Dependent Adult Abuse Restraining Orders* (form EA-100), the *Notice of Court Hearing* (form EA-109), *Temporary Restraining Order* (form EA-110), *Request for Elder or Dependent Adult Restraining Order Allowing Contact* (form EA-300), and *Notice of Court Hearing to Allow Contact* (form EA-309). That means that someone must personally “serve” (give) a copy of the forms to the person to be restrained. These forms cannot be served by mail.

Service lets the other person know:

- What orders you are asking for
- The hearing date
- How to respond

### Why do I have to get the orders served?

- The police cannot arrest anyone for violating an order unless that person knows about the order.
- The judge cannot make the orders permanent unless the restrained person was served.



*Don't serve it by mail!*

### Who can serve?

Ask someone you know, a process server, or a law enforcement agency to personally serve (give) a copy of the forms to the person to be restrained. You **cannot** send the forms to that person by mail. The server must:

- Be 18 years of age or older
- Not be you or anyone whom you are asking to be protected by the orders.

The sheriff or marshal may be authorized to serve the court’s orders **for free**. Another peace officer may also serve the orders for free. See [selfhelp site to be created] for additional information regarding free service by a sheriff, marshal, or other peace officer.

A “registered process server” is a business you pay to deliver court forms. Look for “Process Serving” in the Yellow Pages or on the internet. (If a law enforcement agency or the process server uses a different proof of service form, make sure it lists the forms served.)

### How to serve

Ask the server to:

- Walk up to the person to be served.
- Make sure it is the right person. Ask the person’s name.
- Give the person copies of all papers checked on form [EA-200](#), *Proof of Personal Service*.
- Fill out and sign the *Proof of Personal Service* form.
- Give the signed *Proof of Personal Service* to you.

### What if the person won’t take the papers or tears them up?

- If the person won’t take the papers, just leave them near **the person**.
- It doesn’t matter if the person tears them up. Service is still complete.



**When do the orders have to be served?**

It depends. To know the exact date, you have to look at two things on form EA-109, *Notice of Court Hearing* or form EA-309, *Notice of Court Hearing to Allow Contact* :

First, look at the hearing date on form EA-109 (item 3 on page 1) or form EA-309 (item 5 on page 2).

Next, look at the number of days in item 5 on page 2 of form EA-109 or in item 6 on page 2 of form EA-309.

Look at a calendar. Subtract the number of days in item 5 on form EA-109 or the number of days in item 6 on form EA-309 from the hearing date. That is the final date to have the orders served. It is always OK to serve earlier than that date. If nothing is checked or written in item 5 on form EA-109 or item 6 on form EA-309, you must serve the orders at least five days before the hearing.

**Who signs the *Proof of Personal Service*?**

Only the person who serves the forms can sign form EA-200, *Proof of Personal Service*. You do not sign it; the restrained person does not need to sign it.

**What do I do with the completed *Proof of Personal Service*?**

If someone other than the sheriff serves the papers, you should:

- Make several copies.
- File the original with the court before your hearing.
- Bring a copy of the completed *Proof of Personal Service* to your hearing.
- Ask the clerk to enter the *Proof of Service* (unless for form EA-300) into the California Law Enforcement Telecommunications System (CLETS), a special computer system that lets police all over the state find out about the orders protecting you.
- If the clerk tells you that the court cannot enter it into the computer, take a copy of the *Temporary Restraining Order* (form EA-110) and *Proof of Personal Service* (form EA-200) to your local police. They will put the information into the state computer system. That way, police all over the state will know that your restraining order has been served.
- Always keep an extra copy of the restraining orders with you for your safety.
- **Note: Restraining orders to allow contact (which use the EA-300 form series) are not entered into CLETS.**

If the sheriff or another peace officer serves the papers, they will send proof of service to the court and CLETS for you.

**What happens if I can't get the orders served before the hearing date?**

Before your hearing, fill out and file form [EA-115](#), *Request to Continue Court Hearing* (or form [EA-315](#), if you are trying to serve forms EA-300 or EA-309). This form asks the court for a new hearing date and makes your orders last until then. Ask the clerk for the form. After the court has reissued the orders, attach a copy of form EA-116, *Order on Request to Continue Hearing*, (or form EA-316) to a copy of your original orders. Ask the clerk to enter form EA-116 into CLETS, or the clerk may ask you or your attorney to deliver a copy to the police. That way, the police will know your orders are still in effect.



**Order to Reschedule Hearing  
to Renew Restraining Order**

*Clerk stamps date here when form is filed.*

**DRAFT**

**2025-04-04**

**Not approved by  
the Judicial Council**

*(Complete ① and ② only. The court will complete the rest of this form.)*

① **Protected Party:** \_\_\_\_\_

② **Restrained Party:** \_\_\_\_\_

③ **Next Court Date**

a.  **Denied:** The request to reschedule the court date is denied.

Your court date is: \_\_\_\_\_

(1) The *Elder or Dependent Adult Abuse Restraining Order After Hearing* ([EA-130](#)) granted in this case stays in full force and effect until your court date.

(2) Your court date is not rescheduled because:

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

b.  **Granted:** The request to reschedule the court date is granted. Your court date is rescheduled for the day and time listed below. The current restraining order stays in effect until the hearing date below or the original expiration date, whichever is later. See ④–⑦ for more information.

Name and address of court, if different from above:

**New Court Date** → Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
\_\_\_\_\_

**Warning and Notice to the Restrained Party:**  
You must obey the restraining order while it is in effect.

**This is a Court Order.**



**4 Reason Court Date Is Rescheduled**

a.  The protected party has not served the restrained party.

b.  Other reason:

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

**5 Serving (Giving) Order to Other Party**

The request to reschedule was made by the:

a.  **Protected party**

b.  **Restrained party**

c.  **Court**

(1)  You do not have to serve the restrained party because they or their lawyer were at the court date or agreed to reschedule the court date.

(1)  You do not have to serve the protected party because they or their lawyer were at the court date or agreed to reschedule the court date.

(1)  Further notice is not required.

(2)  You must have the restrained party personally served with a copy of all the forms listed on form [EA-710](#), item 4, by (date): \_\_\_\_\_

(2)  You must have the protected party personally served with a copy of this order by (date): \_\_\_\_\_

(2)  The court will mail a copy of this order to all parties by (date): \_\_\_\_\_

(3)  You must have the restrained party served with a copy of this order. This can be done by mail. You must serve by (date): \_\_\_\_\_

(3)  You must have the protected party served with a copy of this order. This can be done by mail. You must serve by (date): \_\_\_\_\_

(3)  Other: \_\_\_\_\_

(4)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(4)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**This is a Court Order.**



6 No Fee to Serve

The sheriff or marshal will serve this order for free.
Bring a copy of all the papers that need to be served to the sheriff or marshal.

7 Other Orders

Four horizontal lines for entering other orders.

Date:

Judicial Officer



Request for Accommodations

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

Instructions to Clerk

If the court rescheduled the court date, the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

Clerk's Certificate

Clerk's Certificate

[seal]

I certify that this Order to Reschedule Hearing to Renew Restraining Order (form EA-716) is a true and correct copy of the original on file in the court.

Date: Clerk, by: Deputy

This is a Court Order.

DRAFT
2025-04-04
Not approved by the Judicial Council

1 Protected Person

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

2 Restrained Person

a. Your Name: \_\_\_\_\_

Your Lawyer (if you have one for this case):

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

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

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

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

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

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

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

Fill in court name and street address:

Superior Court of California, County of

Court fills in case number when form is filed.

Case Number:

3 To the Restrained Person:

If a judge has ordered you to turn in, sell, or store your firearms (guns), ammunition, and firearm parts—meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531)—use this form to prove to the judge that you have obeyed their orders. Take this form to a law enforcement officer or a licensed gun dealer to complete 4 or 5. For more information on how to properly turn in your items, read form EA-800-INFO, How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?

4 To Law Enforcement

(Complete the section below. Keep a copy and give the original to the person in 2.)

Name of Law Enforcement Agency: \_\_\_\_\_

Name of Law Enforcement Agent: \_\_\_\_\_

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

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

Items Surrendered

a. Firearms, firearm parts, and ammunition transferred on:

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

b. List of items (List all the items surrendered by the person in 2). You may attach a separate form from your agency (e.g., a property report), use 6, or both. Check below if you have attached a separate form):

[ ] Separate form is attached. (If it does not include all surrendered items, list additional items in 6.)

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

Signature of law enforcement agent: \_\_\_\_\_



5

**To Licensed Gun Dealer**

(Complete the section below. Keep a copy and give the original to the person in 2.)

Name of Licensed Gun Dealer: \_\_\_\_\_

License number: \_\_\_\_\_

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

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

**Items Stored or Sold**

a. Firearms, firearm parts, and ammunition transferred on:

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

b. List of items (List all the items surrendered by the person in 2). You may attach a separate form (e.g., Department of Justice's Report of Firearms Acquisition) or you may use 6. Check below if you have attached a separate form):

Separate form is attached. (If it does not include all surrendered items, list additional items in 6.)

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

▶ Signature of licensed gun dealer \_\_\_\_\_

6

**List of Items Surrendered**

Firearms and firearm parts	Make	Model	Serial Number, if there is one	Sold	Stored	To be destroyed
(1)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(5)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(6)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Ammunition	Brand	Type	Amount	Sold	Stored	To be destroyed
(1)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(5)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(6)	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Check here if there is not enough space above for your answer. Use a separate sheet of paper to list other items. Write "EA-800, item 6" at the top, and attach it to this form.



**7 To the Restrained Person:**

Besides the items listed on page 2 or in an attached form, do you have or own any other firearms (guns), firearm parts, or ammunition?

No

Yes (If yes, check one of the boxes below):

a.  I filed a Receipt for Firearms, Firearm Parts, and Ammunition (form EA-800) or other proof for those items with the court on (date): \_\_\_\_\_

b.  I am filing the proof for those firearms (guns), firearm parts, or ammunition along with this proof.

c.  I have not yet filed the proof for the other firearms (guns), firearm parts, or ammunition. (Explain why not):

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

**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*

**Your Next Steps**

- After the form is complete, make two additional copies. Take the copies and original to the court clerk to file.
- Keep a copy for yourself.

**Note that failure to file a receipt with the court is a violation of the court’s order.**

## How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?

### What items do I need to turn in, sell, or store?

You must turn in, sell, or store all of the following prohibited items that you have or control:

- Firearms, including any handgun, rifle, shotgun, and assault weapon; and
- Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531), which may also be called ghost guns; and
- Ammunition.

### How do I properly turn in, sell, or store the prohibited items?

You must take them to:

- Law enforcement, who will accept all prohibited items and may store them or destroy them;
- OR
- A licensed gun dealer, who can buy or store firearms. If you have firearm parts, call ahead for more information.

### When do I have to turn in, sell, or store the prohibited items?

Immediately, if law enforcement asks you for the items. Otherwise, within 24 hours.

### Who can I turn in, sell, or store the prohibited items with?

Only law enforcement or a licensed gun dealer. You cannot give your prohibited items to a family member, friend, or anyone else.

### Where can I sell the prohibited items?

At a licensed gun dealer in your area. You can search the internet for “Gun Dealers” or “Firearms Dealers” to find one. Make sure the dealer is licensed.

### Do I have to pay a fee to store prohibited items?

You may have to pay a fee. Contact your local law enforcement agency or a licensed gun dealer about fees and whether they have space to store your items.

### How do I turn in the prohibited items to law enforcement?

Call your local law enforcement agency to ask about their procedures. Unload your firearms and take a copy of the court order with you.

**Do not** bring firearms to court.

### If I turn in the prohibited items to law enforcement, how long will they keep them?

It depends. There are procedures for getting your firearms back after the restraining order has expired. Ask the law enforcement agency for more information.

### After I turn in the prohibited items to law enforcement, can I change my mind?

Yes. You are allowed to sell firearms to a licensed gun dealer. To do so, the gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the items that you are selling.

### Do I have to prove that I have turned in, sold, or stored the prohibited items?

Yes. Within 48 hours you must file a receipt with the court showing that you have surrendered the prohibited items to a law enforcement agency or sold them to or stored them with a licensed gun dealer. You may use *Receipt for Firearms, Firearm Parts, and Ammunition* (form [EA-800](#)) for this purpose.

### Additional Questions?

Contact an attorney for legal advice. Call your local law enforcement agency, for example, your city police or county sheriff for their procedures.

### Information about prohibited items and how to obey these orders is also available online.

See [selfhelp.courts.ca.gov/respond-to-EA-restraining-order/obey-firearms-orders](https://selfhelp.courts.ca.gov/respond-to-EA-restraining-order/obey-firearms-orders).

### For help in your area, contact:

*[Local information may be inserted.]*

**EA-820**

**Prohibited Items Finding and Orders**

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

This form is attached to (check one):  EA-110  EA-116  Other: \_\_\_\_\_

**1 Restraint Person Has Prohibited Items**

The court finds that the restrained person has prohibited items as follows:

- a.  Listed on form EA-110, *Temporary Restraining Order*
- b.  Listed below:

**Firearms and/or firearm parts**

Description (include serial number, 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): _____

**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 "EA-820, Restraint Person Has Prohibited Items" at the top, and attach it to this form.

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

The restrained person must attend the court hearing listed below to prove that all prohibited items have been properly turned in, sold, or stored. If the restrained person does not attend the court hearing listed below, a judge may find that the restrained person has violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.

Name and address of court, if different than court address listed on the front of this order:



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
 Time: \_\_\_\_\_ Room: \_\_\_\_\_  
 \_\_\_\_\_

**This is a Court Order.**





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

a. The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on *(date)*: \_\_\_\_\_. The court has not received a receipt or proof of compliance for all the items listed in **1**.

b. Notify Law Enforcement

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

c. Notify Prosecutor

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

**This is a Court Order.**

**EA-830**

**Noncompliance With Firearms,  
Firearm Parts, and Ammunition Order**

**CONFIDENTIAL**

**This notice is provided to the agency or agencies listed below, as required by the Code of Civil Procedure.**

*Clerk stamps date here when form is filed.*

**1 Protected Person**

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

**2 Restrained Person**

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

**3  Restrained Person Has Not Complied with  
Surrendering Firearms (Guns), Firearm Parts, and  
Ammunition**

The court has found that the person listed in **2** has firearms (guns), firearm parts, or ammunition in violation of a restraining order. The restraining order granted by the court is attached to this form.

*(Check all that apply):*

a.  Notice to Law Enforcement Agency *(name of agency or agencies):*

\_\_\_\_\_  
(Notice is provided pursuant to Code of Civil Procedure section 527.9(b).)

b.  Notice to Prosecuting Agency *(name of agency):* \_\_\_\_\_

(Notice is provided pursuant to Code of Civil Procedure section 527.9(b).)

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

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**Judge's Signature**

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

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



**—Clerk's Certificate—**

I certify that I am not a party to this case and that a true copy of the *Noncompliance with Firearms, Firearm Parts, and Ammunition Order* (form EA-830), was sent to the agency or agencies listed on page 1:

a.  **Law enforcement agency listed in ③ a**

(1)  by fax, email, or other electronic means       by personal delivery

(2) *(Phone number, email address, or address):*

\_\_\_\_\_

(3) Date of transmission or delivery: \_\_\_\_\_

b.  **Prosecuting agency listed in ③ b**

(1)  by fax, email, or other electronic means       by personal delivery

(2) *(Phone number, email address, or address):*

\_\_\_\_\_

(3) Date of transmission or delivery: \_\_\_\_\_

c.  **Law enforcement agency listed in ④, if different than ③ a**

(1)  by fax, email, or other electronic means       by personal delivery

(2) *(Phone number, email address, or address):*

\_\_\_\_\_

(3) Date of transmission or delivery: \_\_\_\_\_

*Clerk's Certificate*

*[seal]*

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

Clerk, by \_\_\_\_\_, Deputy

**Notice of Compliance Hearing for  
Firearms, Firearm Parts, and  
Ammunition**

*Clerk stamps date here when form is filed.*

**DRAFT  
1/23/2025  
Not approved by  
the Judicial Council**

**1 Protected Person**

(name): \_\_\_\_\_

**2 Restrained Person**

(name): \_\_\_\_\_

**3 Notice of Compliance Hearing  
To the person in 2:**

The court has issued an elder or dependent adult abuse restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, or ammunition that you have or own, as required in the restraining order and listed below in 4.

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_  
Name and address of court, if different from the one listed above: \_\_\_\_\_

**4 No Firearms (Guns), Firearm Parts, or Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use form [EA-800, Receipt for Firearms, Firearm Parts, and Ammunition.](#)) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

**This is a Court Order.**



**5**  **Restrained Person Has Prohibited Items**

The court has found 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> _____

**b. Ammunition**

Description	Amount, if known	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> _____

Check here to list additional items. List them on a separate piece of paper, write “EA-840, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

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

a. The court finds that you have not fully complied with (obeyed) the orders previously granted on *(date):* \_\_\_\_\_. The court has not received a receipt or proof of compliance for all the items listed in **5**.

b. Notify Law Enforcement

The court will immediately notify the following law enforcement agency of this violation *(name of agency):* \_\_\_\_\_.

c. Notify Prosecutor

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

**7**  **Service**

The person in **2** does not have notice of these orders. The person in **1** must have the person in **2** served by:

- a.  Personal service by *(date):* \_\_\_\_\_
- b.  Mail, at the person in **2**’s last known address by *(date):* \_\_\_\_\_

**Judge's Signature**

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

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

**This is a Court Order.**

**EA-850**

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

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

This form is attached to (*check one*):  form EA-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 a firearm or ammunition by another order or law, you may still be in violation of state or federal law.

**This is a Court Order.**

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-04**

**Not approved by  
the Judicial Council**

The court will complete this form.

**1 Requesting Agency or Officer**

(A petition may be filed in the name of the law enforcement agency in which the officer is employed.)

Law enforcement agency or officer that applied for the Gun Violence Emergency Protective Order:

\_\_\_\_\_

Fill in court name and street address:

**Superior Court of California, County of**

Court fills in case number when form is filed.

**Case Number:**

**2 Restrained Person**

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

Lawyer (if there is one for this case):

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

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

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

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

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

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

**Description of Restrained Person**

Gender:  M  F  Nonbinary Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_ Age: \_\_\_\_\_ Race: \_\_\_\_\_

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

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

**3 Expiration Date**

*This order expires at:*

(Time): \_\_\_\_\_  a.m.  p.m.  midnight on (date): \_\_\_\_\_

If no expiration date is written here, this order expires one year from the date of issuance.

**4 Hearing**

a. There was a hearing on (date): \_\_\_\_\_ at (time): \_\_\_\_\_ in Dept.: \_\_\_\_\_ Room: \_\_\_\_\_.

(Name of judicial officer): \_\_\_\_\_ made the orders at the hearing.

b. These people attended the hearing:

(1)  The officer or representative of the Requesting Agency \_\_\_\_\_

(2)  The restrained person  Lawyer for the restrained person (name): \_\_\_\_\_

**This is a Court Order.**







- 6 c. You must surrender (turn in, sell, or store) all prohibited items in your custody or control or that you possess or own. If a law enforcement officer asks you to turn over prohibited items, you must do so immediately. If no request is made by a law enforcement officer, you must surrender all prohibited items within 24 hours of being served with this Order. You may surrender these items by turning them in to law enforcement, selling them to a licensed gun dealer, or storing them with a licensed gun dealer for as long as this Order or any more permanent order granted at the hearing in 4 is in effect.
- d. Within 48 hours of receiving this Order, you must file a receipt with the court that proves that all your prohibited items have been turned in, sold, or stored. (You may use *Receipt for Firearms, Firearm Parts, Ammunition, and Magazines* (form GV-800) for the receipt.) You must also file a copy of the receipt with the law enforcement agency that served you with this order. **FAILURE TO FILE THIS RECEIPT IS A VIOLATION OF THIS ORDER.**
- e.  **Order dissolving (terminating) Gun Violence Emergency Protective Order.**  
 The court dissolves (terminates) the *Gun Violence Emergency Protective Order* (form EPO-002) originally issued on (date): \_\_\_\_\_ as of (date of hearing): \_\_\_\_\_.

7  **Restrained Person Has Prohibited Items**

The court has found that you have the following prohibited items:

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

Description (include serial number, 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): _____

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 "GV-030, Restrained Person Has Prohibited Items" at the top, and attach it to this form.

**This is a Court Order.**



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

In addition to the hearing listed on form GV-009, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in **6** b) you still have or own, including any items listed in **7**. If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different than court address listed on page 1: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**9** **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.

**10** **Service of Order on the Restrained Person**

- a.  The Restrained Person was present in court at the time the order was issued. No other proof of service is needed. The clerk has provided the Restrained Person with a blank copy of *Request to Terminate Gun Violence Restraining Order* (form [GV-600](#)), if a restraining order was granted.
- b.  The Restrained Person was not present in court at the time the order was issued. The Restrained Person must be personally served with a court file-stamped copy of this order and a blank copy of *Request to Terminate Gun Violence Restraining Order* (form [GV-600](#)), if a restraining order was granted.

**11** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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

**This is a Court Order.**



## **Warnings and Notices to the Restrained Person**

**To the restrained person: This order will last until the expiration date and time noted on page 1. If you have not done so already, you must surrender all firearms, ammunition, and magazines that you own or possess in accordance with section 18120 of the Penal Code. You may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive a firearm, ammunition, or magazine, while this Order is in effect. Pursuant to section 18185, you have the right to request a hearing on an annual basis to terminate this Order during its effective period. You may seek the advice of an attorney as to any matter connected with the order.**

**Violation of this Order is a misdemeanor punishable by a \$1,000 fine or imprisonment for six months or both. (Pen. Code, §§ 19, 18205.) If you violate this Order, you will be prohibited from having in your custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, any prohibited items listed in ⑥ b, above, for a period of up to five years. This Order must be enforced by any law enforcement officer in the state of California who is aware of or shown a copy of this Order. The Order remains enforceable regardless of the acts of the parties; it may be terminated only by an order of the court.**

## **Instructions for Law Enforcement**

### **Duties of Officer Serving This Order**

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

- Ask if the Restrained Person is in possession of any of the prohibited items listed in ⑥ b, above, or has custody or control of any of those items that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form GV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

### **Duties of Agency on Surrender of Firearms, Firearm Parts, Ammunition, and Magazines**

The law enforcement agency that has received the surrendered prohibited items listed in ⑥ b, above, must do the following:

- Retain the prohibited items until the expiration of this Order or of any other gun violence restraining order issued by the court.
- On the expiration of this order or of any later gun violence restraining order issued by the court, return the prohibited items to the Restrained Person as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850). Section 34000 provides for the sale or destruction of any unclaimed items.
- If someone other than the Restrained Person claims title to any of the prohibited items surrendered, determine whether that person is the lawful owner. If so, return the prohibited items to that person as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850).

**This is a Court Order.**



**Instructions for Law Enforcement**

*(Continued)*

**Enforcing This Order**

The law enforcement officer should determine if the Restrained Person had notice of the order. Consider the Restrained Person “served” (given notice) if:

- The officer sees a copy of the proof of service or confirms that the proof of service is on file;
- The Restrained Person was informed of the order by an officer; or
- ⑩a is checked, indicating the Restrained Person was present in court at the time the order was issued.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the respondent cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it (*see above: Duties of Officer Serving This Order*).

The provisions in this *Gun Violence Restraining Order After Hearing on EPO-002* do not affect those of any other protective or restraining order in effect, including a criminal protective order. The provisions in another existing protective order remain in effect.

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

*Clerk's Certificate*  
[seal]

I certify that this *Gun Violence Restraining Order After Hearing on EPO-002 (CLETS-HGV)* (form GV-030) is a true and correct copy of the original on file in the court.

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

**This is a Court Order.**

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-04**

**Not approved by the Judicial Council**

Petitioner must complete ① and ② only.

**① Petitioner**

a. Your Full Name or Name of Law Enforcement Agency:

I am:

- A family member of the respondent
- An officer of a law enforcement agency
- An employer of the respondent
- A coworker of the respondent
- An employee or teacher of a secondary or postsecondary school that the respondent has attended in the last 6 months
- A roommate of the respondent.
- A person who has a dating relationship with the respondent.
- A person who has a child in common with the respondent.

b. Your Lawyer (if you have one for this case):

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

c. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email. Law enforcement officer, give agency information.)

Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_ Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Email Address: \_\_\_\_\_

Fill in court name and street address:

**Superior Court of California, County of**

Court fills in case number when form is filed.

**Case Number:**

**② Respondent**

(Give all the information you know. Information with a star (\*) is required to add this order to the California police database. If age is unknown, give an estimate.)

\*Full Name: \_\_\_\_\_ \*Age: \_\_\_\_\_ Date of Birth: \_\_\_\_\_  
 \*Race: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_  
 \*Gender:  M  F  Nonbinary Home Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Relationship to Protected Person: \_\_\_\_\_

The court will complete the rest of this form.

**③ Expiration Date**

This Order expires at the end of the hearing scheduled for the date and time below:

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

**This is a Court Order.**



**4 Findings**

- Having examined  petitioner  and other witnesses under oath,
  - Having considered the declarations of  petitioner  and other witnesses under penalty of perjury,
- a. The court finds that there is a substantial likelihood that both of the following are true:
- (1) Respondent poses a significant danger in the near future of causing personal injury to themselves or another person by having in their custody or control, owning, purchasing, possessing, or receiving firearms, firearm parts, ammunition, or magazines. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).
  - (2) A temporary gun violence restraining order is necessary to prevent personal injury to the respondent or to another person because less restrictive alternatives either have been tried and found to be ineffective, or have been determined to be inadequate or inappropriate for the current circumstances.
- b.  The court has received credible information that the respondent owns or possesses one or more firearms, firearm parts, ammunition, or magazines.
- c.  The facts as stated in the Petition and supporting documents, which are incorporated here by reference, establish sufficient grounds for the issuance of this Order. And for the reasons stated below.

\_\_\_\_\_

\_\_\_\_\_

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\_\_\_\_\_

See the attached *Attachment* (form [MC-025](#)).

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

If the sheriff or marshal serves this order, service will be free.

**This is a Court Order.**



**6 No Firearms (Guns), Firearm Parts, Ammunition, and Magazines**

- a. You cannot have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, any prohibited items listed below in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531);
  - (3) Ammunition; and
  - (4) Magazines (ammunition feeding devices).
- c. You must surrender (turn in, sell, or store) all prohibited items in your custody or control or that you possess or own. If a law enforcement officer asks you to turn over your prohibited items, you must do so immediately. If no request is made by a law enforcement officer, you must surrender all prohibited items within 24 hours of being served with this Order. You may surrender these items by turning them in to law enforcement, selling them to a licensed gun dealer, or storing them with a licensed gun dealer for as long as this Order or any more permanent order granted at the hearing in ③ is in effect.
- d. Within 48 hours of receiving this Order, you must file a receipt with the court that proves that all your prohibited items have been turned in, sold, or stored. (You may use *Receipt for Firearms, Firearm Parts, Ammunition, and Magazines* (form [GV-800](#)) for the receipt.) You must also file a copy of the receipt with the law enforcement agency that served you with this order. **FAILURE TO FILE THIS RECEIPT IS A VIOLATION OF THIS ORDER.**

**7  Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

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

Description (include serial number, 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): _____

**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 “GV-110, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**This is a Court Order.**





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

In addition to the hearing listed on form GV-109, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in **6**) you still have or own, including any items listed in **7**. If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different than court address listed on page 1: \_\_\_\_\_

**9** **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.

**10** Number of pages attached to this Order. if any: \_\_\_\_\_

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

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

**Warnings and Notices to the Respondent**

To the restrained person: This Order is valid until the expiration date and time noted on page 1. You are required to surrender all firearms, ammunition, and magazines that you own or possess in accordance with section 18120 of the Penal Code and you may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, any firearm, ammunition, or magazines while this order is in effect. A hearing will be held on the date and at the time noted on Page 1 to determine if a more permanent gun violence restraining order should be issued. Failure to appear at the hearing may result in a court making an order against you that is valid for a period between one and five years. You may seek the advice of an attorney as to any matter connected with the order. The attorney should be consulted promptly so that the attorney may assist you in any matter connected with the order.

**This is a Court Order.**



## Warnings and Notices to the Respondent

(Continued)

**Violation of this Order is a misdemeanor. If you violate this Order, you will be prohibited from having in your custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, any prohibited items listed in ⑥ b, above, for a period of five years. This Order must be enforced by any law enforcement officer in the state of California who is aware of or shown a copy of this Order. The Order remains enforceable regardless of the acts of the parties; it may be changed only by an order of the court.**

### After You Have Been Served With a Temporary Order

- Obey the order by turning in all firearms (guns), firearm parts, ammunition, and magazines to a law enforcement agency or selling them to or storing them with a licensed gun dealer.
- Read *How Can I Respond to a Petition for Gun Violence Restraining Order?* (form [GV-120-INFO](#)) to learn how to respond to this Order.
- If you do not oppose the petition, fill out *Consent to Gun Violence Restraining Order and Surrender of Firearms* (form [GV-125](#)) and file it with the court clerk.
- If you disagree with the petition, fill out *Response to Petition for Gun Violence Restraining Order* (form [GV-120](#)) and file it with the court clerk.
- You must have form GV-120 served by mail on the Petitioner or the Petitioner's attorney. You cannot do this yourself. The person who does the mailing should complete and sign *Proof of Service by Mail* (form [GV-250](#)). File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use *Declaration* (form [MC-030](#)) for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at [courts.ca.gov/rules-forms/find-your-court-forms](https://courts.ca.gov/rules-forms/find-your-court-forms). If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also attend the hearing. You and your witnesses may attend the hearing remotely (check with your court for instructions).
- At the hearing, the judge can make a gun violence restraining order against you that lasts between one to five years. Tell the judge why you disagree with the order requested.

## Instructions for Law Enforcement

### Duties of Officer Serving This Order

The officer who serves this order on the restrained person must do the following:

- Ask if the restrained person is in possession of any of the prohibited items listed in ⑥ b, above, or has custody or control of any that they have not already turned in.
- Order the restrained person to immediately surrender to you all prohibited items.
- Issue a receipt to the restrained person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form [GV-200](#) for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

**This is a Court Order.**



**Instructions for Law Enforcement**

*(Continued)*

**Duties of Agency on Surrender of Firearms, Firearm Parts, Ammunition, or Magazines**

The law enforcement agency that has received the surrendered prohibited items listed in ⑥b, above, must do the following:

- Retain the prohibited items until the termination or expiration of this Order or of any other gun violence restraining order issued by the court.
- On the expiration of this Order or of any later gun violence restraining order issued by the court, return the prohibited items to the respondent as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850). Section 34000 provides for the sale or destruction of any unclaimed items.
- If someone other than the respondent claims title to any of the prohibited items surrendered, determine whether that person is the lawful owner. If so, return the prohibited items to that person as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850).

**Enforcing This Order**

The law enforcement officer should determine if the respondent had notice of the order. Consider the respondent “served” (given notice) if:

- The officer sees a copy of the proof of service or confirms that the proof of service is on file; or
- The respondent was informed of the order by an officer; or
- The officer sees a filed copy of form GV-125.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the respondent cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it (*see above: Duties of Officer Serving This Order*).

The provisions in this *Temporary Gun Violence Restraining Order* do not affect those of any other protective or restraining order in effect, including a criminal protective order. The provisions in any other another existing protective order remain in effect.

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

*Clerk's Certificate*  
*[seal]*

I certify that this *Temporary Gun Violence Restraining Order (CLETS-TGV)* (form GV-110) is a true and correct copy of the original on file in the court.

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

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-04**

**Not approved by the Judicial Council**

Complete ① and ② only.

① **Petitioner:** \_\_\_\_\_

② **Respondent:** \_\_\_\_\_

\_\_\_\_\_ **The court will complete the rest of this form** \_\_\_\_\_

**③ Next Court Date**

a.  The request to reschedule the court date is **denied**.

Your court date is: \_\_\_\_\_

- (1) Any *Temporary Gun Violence Restraining Order* (form [GV-110](#)) or *Gun Violence Emergency Protective Order* (form [EPO-002](#)) already granted stays in full force and effect until the next court date.
- (2) Your court date is not rescheduled because: \_\_\_\_\_

b.  The request to reschedule the court date is **granted**. Your court date is rescheduled for the day and time listed below. See ④–⑧ for more information.

Name and address of court, if different from above: \_\_\_\_\_

<b>Hearing Date</b>	→ Date: _____	Time: _____	_____
	Dept.: _____	Room: _____	_____

Fill in court name and street address:

**Superior Court of California, County of**

Fill in case number:

**Case Number:**

**④ Temporary Gun Violence Restraining Order or Gun Violence Emergency Protective Order**

a.  **There is no *Temporary Gun Violence Restraining Order* (TRO) in this case** because:

- (1)  A TRO was not previously granted by the court.
- (2)  The court terminates (cancels) the previously granted TRO because: \_\_\_\_\_

b.  **A *Temporary Gun Violence Restraining Order* (form [GV-110](#)) is still in full force and effect** because:

The court extends the order previously granted on (date): \_\_\_\_\_

It now expires on (date): \_\_\_\_\_

(If no date is listed, the TRO expires at the end of the court date listed in ③ b.)

c.  **A *Gun Violence Emergency Protective Order* (form [EPO-002](#)) is still in full force and effect.**

The court extends the order previously granted on (date): \_\_\_\_\_

It now expires on (date): \_\_\_\_\_

(If no date is listed, the TRO expires at the end of the court date listed in ③ b.)

d.  **Other (specify):** \_\_\_\_\_

**Warning and Notice to the Restrained Party:**  
 If ④ b or c is checked, a gun violence restraining order has been issued against you. You must follow the orders until they expire.

**This is a Court Order.**



**5 Reason Court Date Is Rescheduled**

a.  There is good cause to reschedule the court date (*check one*):

(1)  The protected party has not served the restrained party.

(2)  Other \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b.  The court reschedules the court date on its own motion.

**6 Serving (Giving) Order to Other Party**

The request to reschedule was made by the:

a.  **Petitioner/Requesting Agency**

(1)  You do not have to serve the respondent/restrained party because they or their lawyer were at the court date or agreed to reschedule the court date.

(2)  You must have the restrained party personally served with a copy of this order and a copy of all documents listed on form [GV-109](#), item 5, by *(date)*: \_\_\_\_\_

(3)  You must serve the respondent/restrained party with a copy of this order. This can be done by mail. You must serve by *(date)*: \_\_\_\_\_

(4)  Other \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b.  **Respondent/Restrained Party**

(1)  You do not have to serve the petitioner because they or their lawyer were at the court date or agreed to reschedule the court date.

(2)  You must have the petitioner personally served with a copy of this order by *(date)*: \_\_\_\_\_

(3)  You must serve the petitioner with a copy of this order. This can be done by mail. You must serve by *(date)*: \_\_\_\_\_

(4)  Other \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

c.  **Court**

(1)  Further notice is not required.

(2)  The court will mail a copy of this order to all parties by *(date)*: \_\_\_\_\_

(3)  Other \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**This is a Court Order.**

**7 No Fee to Serve**

The sheriff or marshal will serve this order for **free**.  
Bring a copy of all the papers that need to be served to the sheriff or marshal.

**8 Remote Appearances**

You may attend your hearing listed in **3** remotely, such as by phone or videoconference. For more information, go to the court's website for the county listed above. To find the court's website, go to [courts.ca.gov/find-my-court](https://courts.ca.gov/find-my-court).

**9  Other Orders**

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

**10** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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



**Request for Accommodations**

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

**Instructions to Clerk**

If the hearing is rescheduled and the court extended, modified, or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

**—Clerk's Certificate—**

Clerk's Certificate  
[seal]

I certify that this *Order on Request to Continue Hearing (EPO-002 or Temporary Restraining Order) (CLETS-EGV or CLETS-TGV)* (form GV-116) is a true and correct copy of the original on file in the court.

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

**This is a Court Order.**

**Gun Violence Restraining Order  
After Hearing or Consent to  
Gun Violence Restraining Order**

Clerk stamps date here when form is filed.  
  
**DRAFT**  
  
**2025-04-04**  
  
**Not approved by  
the Judicial Council**

*Petitioner must complete ① and ② only.*

Fill in court name and street address:  
**Superior Court of California, County of**

Court fills in case number when form is filed.  
**Case Number:**

**① Petitioner**

a. Your Full Name or Name of Law Enforcement Agency:

I am:

- A family member of the respondent.
- An officer of a law enforcement agency (*A petition may be filed in the name of the law enforcement agency in which the officer is employed*).
- An employer of the respondent.
- A coworker of the respondent.
- An employee or teacher of a secondary or postsecondary school that the respondent has attended in the last 6 months.
- A roommate of the respondent.
- A person who has a dating relationship with the respondent.
- A person who has a child in common with the respondent.

b. Your Lawyer (*if you have one for this case*):

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

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

c. Your Address (*If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email. Law enforcement officer, give agency information.*)

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

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

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

**② Respondent**

*(Give all the information you know. Information with a star (\*) is required to add this order to the California police database. If age is unknown, give an estimate.)*

\*Full Name: \_\_\_\_\_ \*Age: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

\*Race: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_

\*Gender:  M  F  Nonbinary Home Address: \_\_\_\_\_

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

Relationship to Protected Person: \_\_\_\_\_

*The court will complete the rest of this form.*

**③ Expiration Date**

***This Order expires at:***

(Time): \_\_\_\_\_  a.m.  p.m.  midnight on (date): \_\_\_\_\_

If no expiration date is written here, this Order expires one year from the date of issuance.

**This is a Court Order.**



**4** Hearing

- a.  There was a hearing (date): \_\_\_\_\_ at (time): \_\_\_\_\_ in Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
(Name of judicial officer): \_\_\_\_\_ made the orders at the hearing.
- b.  These people attended the hearing.
  - (1)  The petitioner      (3)  The lawyer for the petitioner      (name): \_\_\_\_\_
  - (2)  The respondent      (4)  The lawyer for the respondent      (name): \_\_\_\_\_
- c.  There was not a hearing because the respondent filed a *Consent to Gun Violence Restraining Order and Surrender of Firearms* (form GV-125).

**5** Findings

- a. The court finds by clear and convincing evidence that the following are true:
  - (1) Respondent poses a significant danger of causing personal injury to themselves or another person by having in their custody or control, owning, purchasing, possessing, or receiving firearms, firearm parts, ammunition, or magazines. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).
  - (2) A gun violence restraining order is necessary to prevent personal injury to the respondent or to another person because less restrictive alternatives either have been tried and found to be ineffective, or have been determined to be inadequate or inappropriate for the current circumstances.
- b.  The court has received credible information that the respondent owns or possesses one or more firearms, firearm parts, ammunition, or one or more magazines.
- c.  The facts as stated in the Petition and supporting documents, which are incorporated here by reference, establish sufficient grounds for the issuance of this Order. Any reasons stated below apply as well.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

See the attached *Attachment* (form MC-025).

**This is a Court Order.**





- 5 d.  The respondent filed *Consent to Gun Violence Restraining Order and Surrender of Firearms* (form GV-125). The court finds that the respondent agreed not to have in the respondent’s custody or control, own, purchase, possess, or receive a firearm, firearm part, ammunition, or magazine or attempt to purchase or receive those items until: (*expiration date*) \_\_\_\_\_.

6 **No Fee to Serve**

If the sheriff or marshal serves this order, service will be free.

7 **No Firearms (Guns), Firearm Parts, Ammunition, and Magazines**

- a. You cannot have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, any prohibited items listed below in b.
- b. **Prohibited items are:**
- (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531);
  - (3) Ammunition; and
  - (4) Magazines (ammunition feeding devices).
- c. You must surrender (turn in, sell, or store) all prohibited items in your custody or control or that you possess or own. If a law enforcement officer asks you to turn over your prohibited items, you must do so immediately. If no request is made by a law enforcement officer, you must surrender all prohibited items within 24 hours of being served with this Order. You may surrender these items by turning them in to law enforcement, selling them to a licensed gun dealer, or storing them with a licensed gun dealer for as long as this Order is in effect.
- d. Within 48 hours of receiving this Order, you must file a receipt with the court that proves that all your prohibited items have been turned in, sold, or stored. (You may use *Receipt for Firearms, Firearm Parts, Ammunition, and Magazines* (form [GV-800](#)) for the receipt.) You must also file a copy of the receipt with the law enforcement agency that served you with this order. **FAILURE TO FILE THIS RECEIPT IS A VIOLATION OF THIS ORDER.**

8  **Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

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

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.**



**8 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 “GV-130, 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 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): \_\_\_\_\_

**10 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.

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

You must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in **7** b) you still have or own, including any items listed in **8**. If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
 Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different than court address listed on page 1: \_\_\_\_\_

**This is a Court Order.**



**12 Service of Order on Respondent**

- a.  The respondent was present in court, either physically or remotely (by telephone or videoconference), at the time the order was issued. No other proof of service is needed. The clerk has provided the respondent with a blank copy of *Request to Terminate Gun Violence Restraining Order* (form GV-600).
- b.  The respondent was not present in court at the time the order was issued. The respondent must be personally served with a court file-stamped copy of this Order and a blank copy of *Request to Terminate Gun Violence Restraining Order* (form [GV-600](#)) by a law enforcement officer or someone age 18 or older, **and not a party to the action.**
- c.  This is an order based on the respondent’s filing of a *Consent to Gun Violence Restraining Order and Surrender of Firearms* (form GV-125). The court will provide notice to all parties.
- d.  The respondent was not present in court at the time the order was issued, and the court has scheduled a firearms (guns), firearm parts, ammunition, and magazine compliance hearing. The petitioner must have a copy of this order served on the respondent by:
  - Personal service by (date): \_\_\_\_\_
  - Mail at the respondent's last known address by (date): \_\_\_\_\_

**13** Number of pages attached to this Order, if any: \_\_\_\_\_

Date: \_\_\_\_\_  
\_\_\_\_\_ *Judicial Officer*

**Warnings and Notices to the Respondent**

**To the restrained person: This Order is valid until the expiration date and time noted on page 1. If you have not done so already, you must surrender all firearms, ammunition, and magazines that you own or possess in accordance with section 18120 of the Penal Code. You may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive a firearm, ammunition, or magazine, while this Order is in effect. Pursuant to section 18185, you have the right to request a hearing on an annual basis to terminate this Order during its effective period. You may seek the advice of an attorney as to any matter connected with the order.**

**Violation of this Order is a misdemeanor punishable by a \$1,000 fine or imprisonment for six months or both. (Pen. Code, §§ 19, 18205.) If you violate this Order, you will be prohibited from having in your custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, any prohibited items listed in ⑦ b, above, for a period of five years. This Order must be enforced by any law enforcement officer in the State of California who is aware of or shown a copy of this Order. The Order remains enforceable regardless of the acts of the parties; it may be terminated only by an order of the court.**

**This is a Court Order.**



## Instructions for Law Enforcement

### Duties of Officer Serving This Order

The officer who serves this order on the restrained person must do the following:

- Ask if the restrained person is in possession of any of the prohibited items listed in (7) b, above, or has custody or control of any that they have not already turned in.
- Order the restrained person to immediately surrender to you all prohibited items.
- Issue a receipt to the restrained person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. The officer may use form [GV-200](#) for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

### Duties of Agency on Surrender of Firearms, Firearm Parts, Ammunition and Magazines

The law enforcement agency that has received surrendered prohibited items listed in (7) b, above, must do the following:

- Retain the prohibited items until the expiration of this order or of any other gun violence restraining order issued by the court.
- On the expiration of this order or of any later gun violence restraining order issued by the court, return the prohibited items to the respondent as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850). Section 34000 provides for the sale or destruction of any unclaimed items.
- If someone other than the respondent claims title to any of the prohibited items surrendered, determine whether that person is the lawful owner. If so, return the prohibited items to that person as provided by chapter 2 of division 11 of title 4 of the Penal Code (commencing with section 33850).

### Enforcing This Order

The law enforcement officer should determine if the respondent had notice of the order. Consider the respondent "served" (given notice) if:

- The officer sees a copy of the proof of service or confirms that the proof of service is on file; or
- The respondent was informed of the order by an officer.
- (12) a or (12) c is checked.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the respondent cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it (*see above: Duties of Officer Serving This Order*).

The provisions in this *Gun Violence Restraining Order After Hearing or Consent to Gun Violence Restraining Order* (form GV-130) do not affect those of any other protective or restraining order in effect, including a criminal protective order. The provisions in any other existing protective order remain in effect.

**This is a Court Order.**



**Instructions to Clerk**

This order must be served on all parties by the court, if it is made following the filing of a *Consent to Gun Violence Restraining Order and Surrender of Firearms* (form GV-125).

*Clerk's Certificate*  
[seal]

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

I certify that this *Gun Violence Restraining Order After Hearing or Consent to Gun Violence Restraining Order (CLETS-OGV)* (form GV-130) is a true and correct copy of the original on file in the court.

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

**This is a Court Order.**

**GV-820**

**Prohibited Items Finding and Orders**

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

This form is attached to (check one):  GV-110  GV-116  Other: \_\_\_\_\_

**1 Restrainted Person Has Prohibited Items**

The court finds that the restrained person has prohibited items as follows:

- a.  Listed on form GV-110, *Temporary Restraining Order*
- b.  Listed below:

Firearms (guns), firearm parts, or magazines

Description (include serial number, 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): _____

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 “GV-820, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

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

The restrained person must attend the court hearing listed below to prove that all prohibited items have been properly turned in, sold, or stored. If the restrained person does not attend the court hearing listed below, a judge may find that the restrained person has violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.

Name and address of court, if different than court address listed on the front of this order:



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
 Time: \_\_\_\_\_ Room: \_\_\_\_\_

**This is a Court Order.**



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

a. The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on (date): \_\_\_\_\_. The court has not received a receipt or proof of compliance for all the items listed in **1**.

b. Notify Law Enforcement

The court will immediately notify the following law enforcement agency of this violation (*name of agency*):

\_\_\_\_\_

c. Notify Prosecutor

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

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

**This is a Court Order.**

**GV-830**

**Noncompliance With Firearms, Firearm Parts, Ammunition, and Magazines Order**

**CONFIDENTIAL**

*Clerk stamps date here when form is filed.*

**This notice is provided to the agency or agencies listed below, as required by the Penal Code.**

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**1 Petitioner/Requesting Agency**

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

**2 Restrained Person**

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

**3  Restrained Person Has Not Complied with Surrendering Firearms (Guns), Firearm Parts, Ammunition, and Magazines**

The court has found that the person listed in **2** has firearms (guns), firearm parts, ammunition, or magazines in violation of a restraining order. The restraining order granted by the court is attached to this form.

*(Check all that apply):*

a.  Notice to Law Enforcement Agency *(name of agency or agencies):* \_\_\_\_\_

*(Notice is provided pursuant to Penal Code section 18120(b)(6).)*

b.  Notice to Law Enforcement Agency *(name of agency):* \_\_\_\_\_

*(Notice is provided pursuant to Penal Code section 18120(b)(6).)*

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

**Judge's Signature**

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

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





**—Clerk's Certificate—**

I certify that I am not a party to this case and that a true copy of the *Noncompliance with Firearms, Firearm Parts, Ammunition, and Magazines Order* (form GV-830) was sent to the agency or agencies listed on page 1:

a.  **Law enforcement agency listed in ③ a**

(1)  by fax, email, or other electronic means       by personal delivery

(2) (Phone number, email address, or address):  
\_\_\_\_\_  
\_\_\_\_\_

(3) Date of transmission or delivery: \_\_\_\_\_

b.  **Prosecuting agency listed in ③ b**

(1)  by fax, email, or other electronic means       by personal delivery

(2) (Phone number, email address, or address):  
\_\_\_\_\_  
\_\_\_\_\_

(3) Date of transmission or delivery: \_\_\_\_\_

c.  **Law enforcement agency listed in ④, if different than ③ a**

(1)  by fax, email, or other electronic means       by personal delivery

(2) (Phone number, email address, or address):  
\_\_\_\_\_  
\_\_\_\_\_

(3) Date of transmission or delivery: \_\_\_\_\_

*Clerk's Certificate*

[Seal]

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

Clerk, by \_\_\_\_\_, Deputy

**Notice of Compliance Hearing for  
Firearms, Firearm Parts, Ammunition,  
and Magazines**

*Clerk stamps date here when form is filed.*

**DRAFT  
2025-01-27  
Not approved by  
the Judicial Council**

**1 Petitioner/Requesting Agency**

(name): \_\_\_\_\_

**2 Restrained Person**

(name): \_\_\_\_\_

**3 Notice of Compliance Hearing**

**To the person in 2 :**

The court has issued a gun violence restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, ammunition, or magazines that you have or own, as required in the restraining order and listed below in 4 .

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different from the one listed above:

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

**4 No Firearms (Guns), Firearm Parts, Ammunition, and Magazines**

- a. You cannot have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, any prohibited items listed below in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531);
  - (3) Ammunition; and
  - (4) Magazines (ammunition feeding devices).
- c. You must surrender (turn in, sell, or store) all prohibited items in your custody or control or that you possess or own. If a law enforcement officer asks you to turn over your prohibited items, you must do so immediately. If no request is made by a law enforcement officer, you must surrender all prohibited items within 24 hours of being served with this Order. You may surrender these items by turning them in to law enforcement, selling them to a licensed gun dealer, or storing them with a licensed gun dealer for as long as this Order is in effect.



**5**  **Restrained Person Has Prohibited Items**

The court has found that you have the following prohibited items:

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

Description (include serial number, 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): _____

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 "GV-840, Restrained Person Has Prohibited Items" at the top, and attach it to this form.

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

a. The court finds that you have not fully complied with (obeyed) the orders previously granted on (date): \_\_\_\_\_. The court has not received a receipt or proof of compliance for all the items listed in **5**.

b. **Notify Law Enforcement**

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

c. **Notify Prosecutor**

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

**7**  **Service**

The person in **2** does not have notice of these orders. The person in **1** must have the person in **2** served by:

- a.  Personal service by (date): \_\_\_\_\_
- b.  Mail, at the person in **2**'s last known address by (date): \_\_\_\_\_

**Judge's Signature**

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

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

**This is a Court Order.**

Read *How Do I Get an Order to Prohibit Workplace Violence* (form [WV-100-INFO](#)) before completing this form. **NOTE: Petitioner must be an employer with standing to bring this action under Code of Civil Procedure section 527.8.** Also fill out *Confidential CLETS Information* (form [CLETS-001](#)) with as much information as you know.

**DRAFT**  
  
**2025-04-7**  
  
**Not approved by  
the Judicial Council**

**1 Petitioner (Employer or Collective Bargaining Representative)**

a. Name: \_\_\_\_\_

is a  Employer

Collective Bargaining Representative

Specify union: \_\_\_\_\_

and is filing this suit on behalf of the employee identified in **2**.

b. Lawyer for Petitioner (if any for this case)

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

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

Petitioner's Address (If the petitioner has a lawyer, give the lawyer's information.)

c. Address: \_\_\_\_\_

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

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

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

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**2 Employee Who Suffered Harassment, Violence, or Threat of Violence**

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

Gender:  M  F  Nonbinary Age: \_\_\_\_\_

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

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

This employee declines to be named in any restraining order issued as a result of this petition.

Additional employees suffered harassment, violence, or a threat of violence. Those employees, and whether they decline to be named in any restraining order issued as a result of this petition, are listed in Attachment 2.

**3 Respondent (Person From Whom Protection Is Sought)**

Full Name: \_\_\_\_\_ Age: \_\_\_\_\_

Address (if known): \_\_\_\_\_

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

**4 Protected Persons Not Listed in 2**

a. Are you asking for protection for any family or household members of the employee or for any other employees at the employee's workplace or at other workplaces of the petitioner?

Yes  No (If yes, list them):

<u>Full Name</u>	<u>Gender</u>	<u>Age</u>	<u>Household Member?</u>	<u>Relationship to Employee</u>
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Additional protected persons are listed in Attachment 4a.

**This is not a Court Order.**



4 b. Why do these people need protection? *(Explain)*:

Response is stated in Attachment 4b.

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

5 **Relationship of Employee and Respondent**

a. How does the employee know the respondent? *(Describe)*:  Response is stated in Attachment 5a.

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

b. Respondent  is  is not a current employee of petitioner. *(Explain any decision to retain, terminate, or otherwise discipline the respondent)*:  Response is stated in Attachment 5b.

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

6 **Venue**

Why are you filing in this county? *(Check all that apply)*:

- a.  The respondent lives in this county.
- b.  The respondent has caused physical or emotional injury to the petitioner’s employee in this county.
- c.  Other *(specify)*: \_\_\_\_\_

7 **Other Court Cases**

a. Has the employee or any of the persons named in 4 been involved in another court case with the respondent?

No  Yes *If yes, check each kind of case and indicate where and when each was filed:*

	<u>Kind of Case</u>	<u>Filed in (County/State)</u>	<u>Year Filed</u>	<u>Case Number (if known)</u>
(1)	<input type="checkbox"/> Workplace Violence	_____	_____	_____
(2)	<input type="checkbox"/> Civil Harassment	_____	_____	_____
(3)	<input type="checkbox"/> Domestic Violence	_____	_____	_____
(4)	<input type="checkbox"/> Divorce, Nullity, Legal Separation	_____	_____	_____
(5)	<input type="checkbox"/> Paternity, Parentage, Child Support	_____	_____	_____
(6)	<input type="checkbox"/> Eviction	_____	_____	_____
(7)	<input type="checkbox"/> Guardianship	_____	_____	_____
(8)	<input type="checkbox"/> Small Claims	_____	_____	_____
(9)	<input type="checkbox"/> Postsecondary School Violence	_____	_____	_____
(10)	<input type="checkbox"/> Criminal	_____	_____	_____
(11)	<input type="checkbox"/> Other <i>(specify)</i> : _____	_____	_____	_____

b. Are any restraining orders or criminal protective orders now in effect relating to the employee or any of the persons in 4 and the respondent?  No  Yes *(If yes, attach a copy if you have one.)*

**This is not a Court Order.**



**8 Description of Respondent's Conduct**

- a. Respondent has (*check one or more*):
  - (1)  Assaulted, battered, or stalked the employee.
  - (2)  Made a credible threat of violence against the employee by making knowing or willful statements or engaging in a course of conduct that would place a reasonable person in fear for his or her safety or the safety of his or her immediate family.
  - (3)  Engaged in a course of conduct that seriously alarmed, annoyed, or harassed the employee and caused the employee substantial emotional distress. (*A course of conduct is more than one act.*)
- b. One or more of these acts (*check either or both*):
  - (1)  Took place at the employee's workplace.
  - (2)  Can reasonably be construed to be carried out in the future at the employee's workplace.

Address of workplace:

\_\_\_\_\_

- c. Describe what happened. (*Provide details; include the dates of all incidents beginning with the most recent; tell who did what to whom; identify any witnesses*):
  - Response is stated in Attachment 8c.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

- d. Was the employee harmed or injured?     Yes     No    (*If yes, describe harm or injuries*):
  - Response is stated in Attachment 8d.

\_\_\_\_\_

\_\_\_\_\_

- e. Did the respondent use or threaten to use a gun or any other weapon?     Yes     No    (*If yes, describe*):
  - Response is stated in Attachment 8e.

\_\_\_\_\_

\_\_\_\_\_

**This is not a Court Order.**



8 f. For any of the incidents described above, did the police come?  Yes  No  I don't know

If yes, did the employee or the respondent receive an Emergency Protective Order?

Yes  No  I don't know

If yes, the order protects (check all that apply):

the employee  the respondent  one or more of the persons in 4.

(Attach a copy of the order if you have one.)

**Check the orders you want**

9  **Personal Conduct Orders**

I ask the court to order the respondent **not** to do any of the following things to the employee or to any person to be protected listed in 4:

- a.  Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
- b.  Commit acts of unlawful violence on or make threats of violence to the person.
- c.  Follow or stalk the person during work hours or to or from the place of work.
- d.  Contact the person, either directly or indirectly, by **any** means, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
- e.  Enter the person's workplace.
- f.  Other (specify):  
 As stated in Attachment 9f.

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

*The respondent will be ordered not to take any action to get the addresses or locations of any protected person unless the court finds good cause not to make the order.*

10  **Stay-Away Orders**

a. I ask the court to order the respondent to stay at least \_\_\_\_\_ yards away from (check all that apply):

- (1)  The employee.
- (2)  The other persons listed in 4.
- (3)  The employee's workplace.
- (4)  The employee's home.
- (5)  The employee's school.
- (6)  The school of the employee's children.
- (7)  The place of child care of the employee's children.
- (8)  The employee's vehicle.
- (9)  Other (specify):

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

**This is not a Court Order.**



- 10 b. If the court orders the respondent to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job?  Yes  No (If no, explain):  
 Response is stated on Attachment 10b.

11 **Does the Respondent Have Firearms (Guns), Firearm Parts, or Ammunition?**

Does the respondent own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

- a.  I don't know  
 b.  No  
 c.  Yes (If you have information, complete the section below.)

	<u>Describe Firearms (Guns), Firearm Parts, or Ammunition</u>	<u>Number or Amount</u>	<u>Location, if known</u>
(1)	_____	_____	_____
(2)	_____	_____	_____
(3)	_____	_____	_____
(4)	_____	_____	_____
(5)	_____	_____	_____
(6)	_____	_____	_____

If the judge grants a protective order, the respondent will be prohibited from owning, possessing, purchasing, receiving, or attempting to purchase or receive firearms (guns), firearm parts, and ammunition while the protective order is in effect. The respondent will also be ordered to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns), firearm parts, and ammunition within their immediate possession or control. If an order is granted, the respondent will also be prohibited from owning, possessing, or buying body armor and would have to relinquish any they have.

12  **Temporary Restraining Order**

I request that a Temporary Restraining Order (TRO) be issued against the respondent to last until the hearing. I am presenting form WV-110, *Temporary Restraining Order*, for the court's signature together with this Petition.

Has the respondent been told that you were going to go to court to seek a TRO against him or her?

- Yes  No (If you answered no, explain why below):

Reasons are stated in Attachment 12.

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

**This is not a Court Order.**





**13**  **Request for Less Than Five Days' Notice of Hearing**

You must have your papers personally served on the respondent at least five days before the hearing, unless the court orders a shorter time for service. (Form [WV-200-INFO](#) explains what is proof of personal service. Form [WV-200](#), Proof of Personal Service, may be used to show the court that the papers have been served.)

If you want there to be fewer than five days between service and the hearing, explain why:

Reasons are stated in Attachment 13.

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**14**  **No Fee for Filing**

I ask that there be no filing fee because the respondent has threatened violence against the employee, or stalked the employee, or acted or spoken in a manner that has placed the employee in reasonable fear of violence.

**15**  **No Fee to Serve Orders**

a.  I ask the court to order the sheriff or marshal to serve the respondent with the orders for free because this request for orders is based on a credible threat of violence or stalking.

b.  If the court issues an order, I ask that a peace officer serve it for free.

**16**  **Court Costs**

I ask the court to order the respondent to pay my court costs.

**17**  **Additional Orders Requested**

I ask the court to make the following additional orders (specify):

Additional orders requested are stated in Attachment 17.

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

**This is not a Court Order.**



Case Number:

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

\_\_\_\_\_  
*Lawyer's name (if any)*

▶ \_\_\_\_\_  
*Lawyer's signature*

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

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

\_\_\_\_\_  
*Name of petitioner*

▶ \_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Title*

*Clerk stamps date here when form is filed.*

**DRAFT**

**2025-03-13**

**Not approved by  
the Judicial Council**

**1 Petitioner (Employer or Collective Bargaining Representative)**

a. Name: \_\_\_\_\_

Lawyer for Petitioner *(if any for this case)*:

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

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

b. Address *(If you have a lawyer, give your lawyer's information.)*:

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

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

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

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

*Fill in court name and street address:*

**Superior Court of California, County of**

*Fill in case number:*

**Case Number:**

**2 Employee Who Petitioner Asserts Suffered Harassment, Violence, or Threat of Violence**

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

**3 Respondent (Person From Whom Protection Is Sought)**

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

*The court will complete the rest of this form.*

**4 Notice of Hearing**

**A court hearing is scheduled on the request for restraining orders against the respondent:**

<div style="border: 1px solid black; border-radius: 15px; padding: 5px; display: inline-block;"> <b>Hearing Date</b> </div> <span style="font-size: 2em;">→</span>	Date: _____	Time: _____	_____
	Dept.: _____	Room: _____	_____
	_____	_____	_____

Name and address of court if different from above:

**To the person in 3:**

- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
- If you do not attend the hearing, the judge may still grant the restraining order that could last up to **three** years. After you receive a copy of the order, you could be arrested if you violate the order.



**5 Temporary Restraining Orders** *(Any orders granted are on form WV-110, served with this notice.)*

a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form WV-100, *Request for Workplace Violence Restraining Orders*, are *(check only one box below)*:

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

b. Reasons that Temporary Restraining Orders as requested in form WV-100, *Petition for Workplace Violence Restraining Orders*, for personal conduct or stay-away are denied are:

- (1)  The facts as stated in form WV-100 do not sufficiently show reasonable proof that the employee has suffered harassment, unlawful violence, or a credible threat of violence by the respondent, and that great or irreparable harm to the employee would result if a temporary restraining order is not issued.
- (2)  Other *(specify)*:  As stated on Attachment 5b.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**6 Service of Documents by the Petitioner**

At least  five  \_\_\_\_\_ days before the hearing, someone age 18 or older—**not you or anyone to be protected**—must personally give (serve) a court file-stamped copy of this form WV-109, *Notice of Court Hearing*, to the respondent along with a copy of all the forms indicated below:

- a. WV-100, *Petition for Workplace Violence Restraining Orders* (file-stamped)
- b.  WV-110, *Temporary Restraining Order* (file-stamped) **IF GRANTED**
- c. [WV-120](#), *Response to Petition for Workplace Violence Restraining Orders* (blank form)
- d. [WV-120-INFO](#), *How Can I Respond to a Petition for Workplace Violence Restraining Orders?*
- e.  Other *(specify)*: \_\_\_\_\_

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

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



**To the Petitioner:**

- The court cannot make the restraining orders after the court hearing unless the respondent has been personally given (served) a copy of your request and any temporary orders. To show that the respondent has been served, the person who served the forms must fill out a proof of service form. Form [WV-200](#), *Proof of Personal Service*, may be used.
- You may ask to reschedule the hearing if you are unable to find the respondent and need more time to serve the documents, or for other good reasons. Read form [WV-115-INFO](#), *How to Ask for a New Hearing Date*.
- For information about service, read form [WV-200-INFO](#), *What Is “Proof of Personal Service”?*
- You must attend the hearing if you want the judge to make any of the orders you requested on form WV-100, *Petition for Workplace Violence Restraining Orders*. Bring any evidence or witnesses you have. For more information, read form WV-100-INFO, *How Do I Get an Order to Prohibit Workplace Violence?*

**To the Respondent:**

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



**Request for Accommodations**

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

*(Clerk will fill out this part.)*

*Clerk’s Certificate*  
[seal]

**—Clerk’s Certificate—**

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

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

*Clerk stamps date here when form is filed.*

**DRAFT**  
**2025-04-07**  
**Not approved by  
the Judicial Council**

**1 Petitioner (Employer or Collective Bargaining Representative)**

a. Name: \_\_\_\_\_  
Lawyer for Petitioner *(if any, for this case)*:  
Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_  
Firm Name: \_\_\_\_\_  
b. Your Address *(If you have a lawyer, give your lawyer's information.)*:  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Email Address: \_\_\_\_\_

*Fill in court name and street address:*

**Superior Court of California, County of**

**2 Protected Person or Persons**

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

*Court fills in case number when form is filed.*

**Case Number:**

Additional protected persons are listed at the end of this Order on Attachment 2.

**3 Respondent (Restrained Person)**

*(Give all the information you know. Information with a star (\*) is required to add this order to the California police database. If age is unknown, give an estimate.)*

\*Full Name: \_\_\_\_\_ \*Age: \_\_\_\_\_ Date of Birth: \_\_\_\_\_  
\*Race: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_  
\*Gender:  M  F  Nonbinary Home Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Relationship to Protected Person: \_\_\_\_\_

**4 Expiration Date**

*This Order expires at the end of the hearing scheduled for the date and time below:*

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

**This is a Court Order.**



**To the Respondent:**

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

**5 Personal Conduct Orders**

Not Requested     Denied Until the Hearing     Granted as Follows:

- a. You are ordered **not** to do the following things to the protected person or persons listed in **(2)**
- (1)  Harass, molest, strike, assault (sexually or otherwise), batter, abuse, destroy personal property of, or disturb the peace of the person.
  - (2)  Commit acts of violence or make threats of violence against the person.
  - (3)  Follow or stalk the person during work hours or to or from the place of work.
  - (4)  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by email, by fax, or by other electronic means.
  - (5)  Enter the workplace of the person.
  - (6)  Take any action to obtain the person’s address or locations. If this item is not checked, the court has found good cause not to make this order.
  - (7)  Other (*specify*):  
 Other personal conduct orders are attached at the end of this Order on Attachment 5a(7).  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order. However, you may have your papers served by mail on the petitioner.

**6 Stay-Away Order**

Not Requested     Denied Until the Hearing     Granted as Follows:

- a. You **must** stay at least \_\_\_\_\_ yards away from (*check all that apply*):
- (1)  Each protected person listed in **(2)**      (3)  Other (*specify*): \_\_\_\_\_
  - (2)  For each protected person listed in **(2)**
    - (a)  The person’s workplace \_\_\_\_\_
    - (b)  The person’s home \_\_\_\_\_
    - (c)  The person’s school \_\_\_\_\_
    - (d)  The person’s children’s school \_\_\_\_\_
    - (e)  The person’s children’s place of childcare \_\_\_\_\_
    - (f)  The person’s vehicle \_\_\_\_\_
- b. This stay-away order does not prevent you from going to or from your home or place of employment.

**This is a Court 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 items listed in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. You must:
  - (1) Sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your immediate possession or control. This must be done within 24 hours of being served with this Order.
  - (2) File a receipt with the court within 48 hours of receiving this Order that proves that all your firearms (guns), firearm parts, and ammunition have been turned in, sold, or stored. (You may use *Receipt for Firearms, Firearm Parts, and Ammunition* (form [WV-800](#)) for the receipt.)
- d.  The court has received information that you own or possess a firearm (gun), firearm parts, or ammunition.

**8  Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

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

	Description (include serial number, if known)	Location, if known	Proof of compliance received by the court
(1)	_____	_____	<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 “WV-110, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**9 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.**





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

In addition to the hearing listed on form WV-109, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in **7** b) you still have or own, including any items listed in **8**. If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.



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

Time: \_\_\_\_\_

Dept.: \_\_\_\_\_

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

Name and address of court, if different than court address listed on page 1

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

**11** **Other Orders**

- Not Requested**     **Denied Until the Hearing**     **Granted as Follows (specify):**

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

Additional orders are attached at the end of this Order on Attachment **11**.

**To the Petitioner:**

**12** **Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):

- a.  The clerk will enter this Order and its proof-of-service form into CARPOS.
- b.  The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
- c.  By the close of business on the date that this Order is made, the employer or the employer’s lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agencies listed below to enter into CARPOS:

Name of Law Enforcement Agency

Address (City, State, Zip)

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

Additional law enforcement agencies are listed at the end of this Order on Attachment **12**.

**This is a Court Order.**



**13 No Fee to Serve (Notify) Restrained Person**       **Ordered**       **Not Ordered**

The sheriff or marshal will serve this Order without charge because:

- a.  The Order is based on a credible threat of violence or stalking.
- b.  The petitioner is entitled to a fee waiver.

A peace officer may also serve this Order without charge. See form [WV-200-INFO](#) for more information.

**14** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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

**Warnings and Notices to the Restrained Person in 3**

**You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition**

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in 7 b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in 7 above. The court will require you to prove that you did so.

**Notice Regarding Nonappearance at Hearing and Service of Order**

If you have been personally served with this Temporary Restraining Order and form WV-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in 3.

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

**This is a Court Order.**



## After You Have Been Served With a Restraining Order

- Obey all the orders. Any intentional violation of this Order is a misdemeanor punishable by a fine or by imprisonment in a county jail, or by both fine and imprisonment. (Pen. Code, § 273.6.)
- Read form [WV-120-INFO](#), *How Can I Respond to a Petition for Orders to Stop Workplace Violence?*, to learn how to respond to this Order.
- If you want to respond, fill out form [WV-120](#), *Response to Petition for Workplace Violence Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response if the petition claims that you threatened violence against or stalked the employee, or placed the employee in reasonable fear of violence.
- You must have form WV-120 served on the petitioner or the petitioner's attorney by mail. You cannot do this yourself. The person who does the service should complete and sign form [WV-250](#), *Proof of Service of Response by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form [MC-030](#), *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at [courts.ca.gov/rules-forms/find-your-court-forms](https://courts.ca.gov/rules-forms/find-your-court-forms). If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to three years. Tell the judge why you disagree with the orders requested.

## Instructions for Law Enforcement

### Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). Agencies are encouraged to enter violation messages into CARPOS. If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

### Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in ④ on page 1.

### If a Protected Person Contacts the Restrained Person

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

**This is a Court Order.**



**Conflicting Orders—Priorities for Enforcement**

**If more than one restraining order has been issued protecting a protected person from the restrained person, the orders must be enforced in the following priority** (see Pen. Code, § 136.2;

Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

1. *Emergency Protective Order (EPO)*: If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must **also** be enforced.
2. *No-Contact Order*: If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. ⑤a(4) is an example of a no-contact order.
3. *Criminal Protective Order (CPO)*: If none of the orders **includes** an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must **also** be enforced.
4. *Civil Restraining Orders*: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must **also** be enforced.

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

*Clerk's Certificate*  
[seal]

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

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

**This is a Court Order.**

Clerk stamps date here when form is filed.

**DRAFT**

**2025-04-07**

**Not approved by the Judicial Council**

Complete ① and ② only.

① **Petitioner (Employer or Collective Bargaining Representative)**

② **Respondent:** \_\_\_\_\_

\_\_\_\_\_ **The court will complete the rest of this form** \_\_\_\_\_

③ **Next Court Date**

a.  The request to reschedule the court date is **denied**.

Your court date is: \_\_\_\_\_

(1) Any *Temporary Restraining Order* (form [WV-110](#)) already granted stays in full force and effect until the next court date.

(2) Your court date is not rescheduled because:

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

b.  The request to reschedule the court date is **granted**. Your court date is rescheduled for the day and time listed below. See ④–⑧ for more information.

**Hearing Date** → Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
Name and address of court, if different from above:  
\_\_\_\_\_  
\_\_\_\_\_

Fill in court name and street address:

**Superior Court of California, County of**

Fill in case number:

**Case Number:**

④ **Temporary Restraining Order**

a.  There is **no Temporary Restraining Order (TRO)** in this case until the next court date because:

(1)  A TRO was not previously granted by the court.

(2)  The court terminates (cancels) the previously granted TRO because:

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

b.  A **Temporary Restraining Order (TRO)** is still in full force and effect.

(1)  The court extends the TRO previously granted on (date) \_\_\_\_\_  
It now expires on (date): \_\_\_\_\_  
(If no date is listed, the TRO expires at the end of the court date listed in ③ b.)

(2)  The court changes the TRO previously granted and signs a new TRO (form WV-110).

c.  Other (specify): \_\_\_\_\_

**Warning and Notice to the respondent:**

If ④b is checked, a temporary restraining order has been issued against you. You must follow the orders until they expire.

**This is a Court Order.**



**5 Reason Court Date Is Rescheduled**

a.  There is good cause to reschedule the court date (*check one*):

(1)  The petitioner has not served the respondent.

(2)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b.  This is the first time that the respondent has asked for more time to prepare.

c.  The court reschedules the court date on its own motion.

**6 Serving (Giving) Order to Other Party**

The request to reschedule was made by the:

a.  **Petitioner**

b.  **Respondent**

c.  **Court**

(1)  You do not have to serve the respondent because they or their lawyer were at the court date or agreed to reschedule the court date.

(2)  You must have the respondent personally served with a copy of all the forms listed on form [WV-109](#), item 6, by  
(date): \_\_\_\_\_

(3)  You must serve the respondent with a copy of this order. This can be done by mail. You must serve by  
(date): \_\_\_\_\_

(4)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(1)  You do not have to serve the petitioner because they or their lawyer were at the court date or agreed to reschedule the court date.

(2)  You must have the petitioner personally served with a copy of this order by  
(date): \_\_\_\_\_

(3)  You must serve the petitioner with a copy of this order. This can be done by mail. You must serve by  
(date): \_\_\_\_\_

(4)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(1)  Further notice is not required.

(2)  The court will mail a copy of this order to all parties by  
(date): \_\_\_\_\_

(3)  Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**This is a Court Order.**



**7 No Fee to Serve (Notify) Respondent**       **Ordered**       **Not Ordered**

The sheriff or marshal will serve this order for free because:

- a.  The order is based on unlawful violence, a credible threat of violence, or stalking.
- b.  The person in **1** is entitled to a fee waiver.

**8**  **Other Orders**

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**9** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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



**Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk’s office or go to [courts.ca.gov/rules-forms/find-your-court-forms](https://courts.ca.gov/rules-forms/find-your-court-forms) for *Request for Accommodations by Persons With Disabilities and Response* (form [MC-410](#)). (Civ. Code, § 54.8.)

**Instructions to Clerk**

If the hearing is rescheduled and the court extended, modified, or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

**—Clerk's Certificate—**

Clerk’s Certificate

[seal]

I certify that this *Order on Request to Continue Hearing (Temporary Restraining Order) (CLETS-TWH)* (form WV-116) is a true and correct copy of the original on file in the court.

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

**This is a Court Order.**

*Clerk stamps date here when form is filed.*

**DRAFT**

**2025-04-07**

**Not approved by  
the Judicial Council**

**Use this form to respond to the *Petition* (form WV-100)**

- Read *How Can I Respond to a Petition for Workplace Violence Restraining Orders?* (form [WV-120-INFO](#)) to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—**not you**—serve the petitioner or the petitioner’s lawyer by mail with a copy of this form and any attached pages. (Use form [WV-250](#), Proof of Service of Response by Mail.)

*Fill in court name and street address:*

**Superior Court of California, County of**

*Fill in case number:*

**Case Number:**

**1 Petitioner (Employer or Collective Bargaining Representative)**

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

**2 Employee Who Petitioner Asserts Suffered Harassment, Violence, or Threat of Violence**

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

**3 Respondent (Person From Whom Protection Is Sought)**

a. Your Name: \_\_\_\_\_

Your Lawyer (*if you have one for this case*)

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

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

b. Your Address (*You may give a mailing address if you want to keep your street address private; skip this if you have a lawyer.*)

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

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

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

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

The court will consider your response at the hearing. Write your hearing date, time, and place from form WV-109, item 4, here:

<b>Hearing Date</b>	Date: _____	Time: _____
	Dept.: _____	Room: _____

**If you were served with a Temporary Restraining Order, you must obey it until the hearing.** At the hearing, the court may make orders against you that last for up to three years.

**4  Personal Conduct Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. (*Specify why you disagree in 12 on page 4.*)
- c.  I agree to the following orders (*specify below or in 12 on page 4*):

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

**5  Stay-Away Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. (*Specify why you disagree in 12 on page 4.*)
- c.  I agree to the following orders (*specify below or in 12 on page 4*):

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





**6**  **Protected Persons Not Listed in 2**

- a.  I agree that the persons listed in item 4 of the Petition may be protected by the order requested.
- b.  I do not agree that the persons listed in item 4 of the Petition may be protected by the order requested.

**7** **Firearms (Guns), Firearm Parts, and Ammunition**

If you were served with form WV-110, *Temporary Restraining Order*, you cannot own or possess any firearms (guns), firearm parts, or ammunition. This includes firearms receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). (See item 7 of form WV-110.) You must sell or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your immediate possession or control within 24 hours of being served with form WV-110. You must file a receipt with the court. You may use form WV-800, *Receipt for Firearms, Firearm Parts, and Ammunition*, for the receipt.

- a.  I do not own or control any firearms (guns), firearm parts, or ammunition.
- b.  I have turned in my firearms (guns), firearm parts, and ammunition to law enforcement or sold them to or stored them with a licensed gun dealer. A copy of the receipt

- (1)  is attached.
- (2)  has already been filed with the court.

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

(1) Are you a sworn peace officer?

- No
- Yes

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

- No
- I don't know (*explain*):

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Yes (*explain*):

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

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(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 Code of Civil Procedure section 527.9(f).)



**8 No Body Armor**

If you were served with form WV-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. See Penal Code section 31360(c). *(Attach a copy of the letter granting permission, if you have one.)*

**9  Other Orders**

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested. *(Specify why you disagree in 12 on page 4.)*
- c.  I agree to the following orders *(specify below or in 12 on page 4):*

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**10  Denial**

I did not do anything described in item 8 of form WV-100. *(Skip to 12.)*

**11**  **Justification or Excuse**

If I did some or all of the things that the petitioner has accused me of, my actions were justified or excused for the following reasons (*explain*):

Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 11—Justification or Excuse" as a title. You may use form MC-025, Attachment.

Lined area for writing justification or excuse.

**12**  **Reasons I Do Not Agree to the Orders Requested**

*Explain your answers to each order requested that you do not agree with.*

Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 12—Reasons I Disagree" as a title. You may use form MC-025, Attachment.

Lined area for writing reasons for disagreement.



**13**  **No Fee for Filing**

- a.  I ask the court to waive the filing fee because the petitioner claims in form WV-100, item 14, to be entitled to free filing.
- b.  I request that I not be required to pay the filing fee because I am eligible for a fee waiver. (Form [FW-001](#), Request to Waive Court Fees, *must be filed separately.*)

**14**  **Costs**

- a.  I ask the court to order the petitioner to pay my court costs. The amounts requested are:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Check here if there are more items. Put the items and amounts on the attached sheet of paper and write "Attachment 14—Costs" for a title. You may use form MC-025, Attachment.

- b.  I ask the court to deny the request of the person asking for protection that I pay **their** lawyer's fees and costs.

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

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

\_\_\_\_\_  
*Lawyer's name (if any)*

▶

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

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

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

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

▶

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

**WV-120-INFO**

**How Can I Respond to a Petition for Workplace Violence Restraining Orders?**

**What is a workplace violence restraining order?**

It is a court order that prohibits you from doing certain things and going certain places.

**What does the order do?**

The court can order you to:

- Not contact people who are protected by the order.
- Stay away from people protected by the order and their home, workplace, and other places.
- Not have any firearms (guns), firearm parts, ammunition, or body armor as long as the order is in effect. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

For more information about the items you would not be allowed to have, please see [selfhelp.courts.ca.gov/restraining-orders/prohibited-items](http://selfhelp.courts.ca.gov/restraining-orders/prohibited-items).

**Who can ask for a workplace violence restraining order?**

An employer or collective bargaining representative can ask for an order on behalf of an employee who has suffered harassment, violence, or a credible threat of violence at the workplace, or members of their household or other employees.

**I've been served with a petition for private workplace violence restraining orders. What do I do now?**

Read the papers served on you very carefully. The *Notice of Court Hearing* tells you when to appear in court. There may also be a *Temporary Restraining Order* forbidding you from doing certain things. You must obey the order until the hearing.

**What if I don't agree with what the order says?**

You still must obey the order until the hearing. If you disagree with the orders the person is asking for, fill out form [WV-120](#), *Response to Petition for Workplace Violence Restraining Orders*, before your hearing date and file it with the court. If you need to include attachments, you can use form [MC-025](#). You can get the forms from legal publishers or from the California Courts website at [courts.ca.gov/rules-forms/find-your-court-forms](http://courts.ca.gov/rules-forms/find-your-court-forms). You also may be able to find them at your local courthouse or county law library.

**What if I don't obey the order?**

The police can arrest you. You can go to jail and pay a fine.

**Do I have to serve the other person with a copy of my response?**

Yes. Have someone age 18 or older—**not you**—mail a copy of completed form WV-120 to the person named in item 1 of the petition form WV-100 (or that person's lawyer). (This is called "service by mail.")

The person who serves the form by mail for you must fill out form [WV-250](#), *Proof of Service of Response by Mail*. Have the person who did the mailing sign the original. Take the completed form back to the court clerk or bring it with you to the hearing.

**Should I go to the court hearing?**

Yes. You should go to court on the date listed on form WV-109, *Notice of Court Hearing*. If you do not go to the hearing, the judge can make orders against you without hearing from you.

**WV-109 Notice of Court Hearing** Clerk stamps date here when form is filed.

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1 **Petitioner (Employer or Collective Bargaining Representative)**

a. Name: \_\_\_\_\_

Lawyer for Petitioner (if any for this case): \_\_\_\_\_

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_ Fill in court name and street address:

Firm Name: \_\_\_\_\_ Superior Court of California, County of \_\_\_\_\_

b. Address (If you have a lawyer, give your lawyer's information.):

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

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

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_ Fill in case number:

Email Address: \_\_\_\_\_ Case Number: \_\_\_\_\_

2 **Employee Who Petitioner Asserts Suffered Harassment, Violence, or Threat of Violence**

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

3 **Respondent (Person From Whom Protection Is Sought)**

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

The court will complete the rest of this form.

4 **Notice of Hearing**

A court hearing is scheduled on the request for restraining orders against the respondent:

Name and address of court if different from above:

**Hearing Date** → Date: \_\_\_\_\_ Time: \_\_\_\_\_

Dept.: \_\_\_\_\_ Room: \_\_\_\_\_

- To the person in 3:**
- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
  - If you do not attend the hearing, the judge may still grant the restraining order that could last up to five years. After you receive a copy of the order, you could be arrested if you violate the order.



## How long does the order last?

If the court issued a temporary restraining order before the hearing, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. Any order issued at the hearing can last for up to three years.

## Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required, and you are not entitled to a free, court-appointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

## Will I see the people to be protected at the court hearing?

Yes. Assume that the people to be protected will attend the hearing. Do not talk to them unless the judge or that person's attorney says that you can.

## Can I bring a witness to the court hearing?

Yes. You can bring witnesses or documents that support your case to the hearing. But if possible, you should also bring the witnesses' written statements of what they saw or heard. Their statements must be made under penalty of perjury. You can use form [MC-030](#) for this.

## Information about the process is also available online.

See [selfhelp.courts.ca.gov/WV-restraining-order](http://selfhelp.courts.ca.gov/WV-restraining-order).

## For help in your area, contact:

*[Local information may be inserted.]*

## What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form [INT-300, Request for Interpreter \(Civil\)](#), or a local court form or website to request an interpreter. For more information about court interpreters, go to [selfhelp.courts.ca.gov/request-interpreter](http://selfhelp.courts.ca.gov/request-interpreter).

## What if I have a firearm (gun), firearm part, or ammunition?

If a restraining order is issued, you cannot own, possess, or have a firearm (gun), firearm parts, ammunition, or body armor while the order is in effect. If you have a firearm (gun), firearm parts, or ammunition in your immediate possession or control, you must sell it to or store it with a licensed gun dealer, or turn it in to a law enforcement agency.

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

If the judge grants a restraining order against you, you cannot have firearms or ammunition. The judge may give you permission to have a firearm or ammunition for work, if you prove that (1) carrying a firearm or ammunition is required for your work, and (2) your employer is unable to reassign you to another position where carrying a firearm or ammunition is not necessary. There are other things that you will have to prove. For more information, go to [self-help website to be created] or see Code of Civil Procedure section 527.9(f).

## Can I agree with the protected person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the employer would have to file a request with the court to cancel the order.

## What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form [MC-410, Disability Accommodation Request](#), to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form [MC-410-INFO](#), *How to Request a Disability Accommodation for Court*.

Clerk stamps date here when form is filed.

**DRAFT****2025-04-07****Not approved by  
the Judicial Council**

Fill in court name and street address:

**Superior Court of California, County of**

Court fills in case number when form is filed.

**Case Number:****1 Petitioner (Employer or Collective Bargaining Representative)**

a. Name: \_\_\_\_\_

Lawyer for Petitioner *(if any, for this case)*

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

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

b. Your Address *(If you have a lawyer, give your lawyer's information.)*

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

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

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

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

**2 Protected Person or Persons**

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

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

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

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

 Additional protected persons are listed at the end of this Order on Attachment 2.**3 Respondent (Restrained Person)***(Give all the information you know. Information with a star (\*) is required to add this order to the California police database. If age is unknown, give an estimate.)*

\*Full Name: \_\_\_\_\_ \*Age: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

\*Race: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_

\*Gender:  M  F  Nonbinary Home Address: \_\_\_\_\_

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

Relationship to Protected Person: \_\_\_\_\_

**4 Expiration Date***This Order, except for any award of lawyer's fees, expires at*Date: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.  p.m.

If no expiration date is written here, this Order expires three years from the date of issuance.

**This is a Court Order.**

**5 Hearing**

- a. There was a hearing on *(date)*: \_\_\_\_\_ at *(time)*: \_\_\_\_\_ in Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
*(Name of judicial officer)*: \_\_\_\_\_ made the orders at the hearing.
- b. These people were at the hearing:
  - (1)  The petitioner *(name)*: \_\_\_\_\_
  - (2)  The lawyer for the petitioner *(name)*: \_\_\_\_\_
  - (3)  The respondent      (4)  The lawyer for the respondent *(name)*: \_\_\_\_\_
  - Additional persons present are listed at the end of this Order on Attachment 5b.
- c.  The hearing is continued. The parties must return to court on *(date)*: \_\_\_\_\_ at *(time)*: \_\_\_\_\_.

**To the Respondent:**

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

**6 Personal Conduct Orders**

- a. You are ordered **not** to do the following things to the protected person or persons listed in ②
  - (1)  Harass, molest, strike, assault (sexually or otherwise), batter, abuse, destroy personal property of, or disturb the peace of the person.
  - (2)  Commit acts of violence or make threats of violence against the person.
  - (3)  Follow or stalk the person during work hours or to or from the place of work.
  - (4)  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
  - (5)  Enter the person’s workplace.
  - (6)  Take any action to obtain the person’s address or locations. If this item is not checked, the court has found good cause not to make this order.
  - (7)  Other *(specify)*:  
 Other personal conduct orders are attached at the end of this Order on Attachment 6a(7).

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

**This is a Court Order.**





**7 Stay-Away Orders**

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

- (1)  Each protected person listed in **(2)**      (3)  Other *(specify)*: \_\_\_\_\_
- (2)  For each protected person listed in **(2)** \_\_\_\_\_
- (a)  The person’s workplace \_\_\_\_\_
- (b)  The person’s home \_\_\_\_\_
- (c)  The person’s school \_\_\_\_\_
- (d)  The person’s children’s school \_\_\_\_\_
- (e)  The person’s children’s place of child care \_\_\_\_\_
- (f)  The person’s vehicle \_\_\_\_\_

b. This stay-away order does not prevent you from going to or from your home or place of employment.

**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 items listed below in b.

b. **Prohibited items are:**

- (1) Firearms (guns);
- (2) Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
- (3) Ammunition.

c. If you have not already done so, you must:

- Within 24 hours of being served with this Order, sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition in your custody or control or that you possess or own.
- File a receipt with the court within 48 hours of receiving this Order that proves that your firearms (guns), firearm parts, and ammunition have been turned in, sold, or stored. (You may use *Receipt for Firearms, Firearm Parts, and Ammunition* (form [WV-800](#)) for the receipt.)

d.  The court has received information that you own or possess a firearm (gun), firearm parts, or ammunition.

e.  **Permission to Have Firearm or Ammunition for Work:** The judge has made the necessary findings to grant an exception under Code of Civil Procedure section 527.9(f). The orders are included on form WV-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 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 “WV-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 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  Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance**

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

Name and address of court, if different than court address listed on page 1: \_\_\_\_\_



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

**This is a Court Order.**



**13**  **Costs**

You must pay the following amounts for costs to the petitioner:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Additional amounts are attached at the end of this Order on Attachment **13**.

**14**  **Other Orders** (*specify*):

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

Additional orders are attached at the end of this Order on Attachment **14**.

**To the Person in 1:**

**15** **Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (*Check one*):

- a.  The clerk will enter this Order and its proof-of-service form into CARPOS.
- b.  The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
- c.  By the close of business on the date that this Order is made, the petitioner or the petitioner’s lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CARPOS:

Name of Law Enforcement Agency

Address (City, State, Zip)

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

Additional law enforcement agencies are listed at the end of this Order on Attachment **15**.

**16** **Service of Order on Respondent**

- a.  The respondent personally attended the hearing, either physically or remotely (by telephone or videoconference). No other proof of service is needed.

**This is a Court Order.**



- 16** b.  The respondent did not attend the hearing.
- (1)  Proof of service of form WV-110, *Temporary Restraining Order*, was presented to the court. The judge's orders in this form are the same as in form WV-110 except for the expiration date. The respondent must be served with this Order. Service may be by mail.
- (2)  The judge's orders in this form are different from the temporary restraining orders in form WV-110. Someone—but not the petitioner or anyone protected by this order—must personally serve a copy of this Order on the respondent.
- (3)  The court has scheduled a firearms, firearms parts, and ammunition compliance hearing. The petitioner must have a copy of this order served on the respondent by:
- (a)  Personal service by (date): \_\_\_\_\_
- (b)  Mail at respondent's last known address by (date): \_\_\_\_\_

**17** **No Fee to Serve (Notify) Restrained Person**       **Ordered**       **Not Ordered**

The sheriff or marshal will serve this Order without charge because:

- a.  The Order is based on a credible threat of violence or stalking.
- b.  The petitioner is entitled to a fee waiver.

A peace officer may also serve this Order without charge. See form [WV-200-INFO](#) for more information.

**18** Number of pages attached to this Order, if any: \_\_\_\_\_

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

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

**Warning and Notice to the Respondent:**

**You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition**

Unless **8**e is checked, you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in **8**b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns), firearm parts, and ammunition that you have or control as stated in **8** above. The court will require you to prove that you did so.

**This is a Court Order.**



## Instructions for Law Enforcement

### Enforcing the Restraining Order

This Order is enforceable by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). Agencies are encouraged to enter violation messages into CARPOS. If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing (see ⑩), the agency must advise the restrained person of the terms of the Order and then must enforce it. Violations of this Order are subject to criminal penalties.

### Start Date and End Date of Orders

This Order *starts* on the date next to the judge's signature on page 5 and *ends* on the expiration date in ④ on page 1.

### If a Protected Person Contacts the Restrained Person

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

### Conflicting Orders—Priorities for Enforcement

**If more than one restraining order has been issued protecting a protected person from the restrained person, the orders must be enforced in the following priority** (see Pen. Code, § 136.2;

Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2)):

1. *Emergency Protective Order (EPO)*: If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must **also** be enforced.
2. *No-Contact Order*: If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. ⑥ a(4) is an example of a no-contact order.
3. *Criminal Protective Order (CPO)*: If none of the orders **includes** an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2), 6405(b); Code Civ. Proc., § 527.12(d)(2).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must **also** be enforced.
4. *Civil Restraining Orders*: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must **also** be enforced.

**This is a Court Order.**



Case Number:

Clerk's Certificate  
[seal]

(Clerk will fill out this part.)  
—Clerk's Certificate—

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

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

**This is a Court Order.**

*Clerk stamps date here when form is filed.*

**DRAFT**  
**2025-04-07**  
**Not approved by  
the Judicial Council**

- ① **Petitioner (Employer or Collective Bargaining Representative)**  
Name: \_\_\_\_\_
- ② **Employee Who Suffered Harassment, Violence, or Threat of Violence**  
Name: \_\_\_\_\_
- ③ **Respondent (Person From Whom Protection Is Sought)**  
Name: \_\_\_\_\_

- ④ **Notice to Server**  
The server must:
  - Be 18 years of age or older.
  - Not be listed in items 1, 2, or 4 of form WV-100.
  - Give a copy of all documents checked in ⑤ below to the respondent. (You cannot send them by mail.) Then complete and sign this form and give or mail it to the petitioner.

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**PROOF OF PERSONAL SERVICE**

- ⑤ I gave the respondent a copy of the forms checked below:
  - a.  WV-109, *Notice of Court Hearing*
  - b.  WV-110, *Temporary Restraining Order*
  - c.  WV-100, *Petition for Workplace Violence Restraining Orders*
  - d.  WV-120, *Response to Petition for Workplace Violence Restraining Orders* (blank form)
  - e.  WV-120-INFO, *How Can I Respond to a Petition for Workplace Violence Restraining Orders?*
  - f.  WV-130, *Workplace Violence Restraining Order After Hearing*
  - g.  WV-250, *Proof of Service by Mail* (blank form)
  - h.  WV-800, *Receipt for Firearms, Firearm Parts, and Ammunition* (blank form)
  - i.  Other (specify): \_\_\_\_\_

- ⑥ I personally gave copies of the documents checked above to the respondent
  - a. On (date): \_\_\_\_\_ b. At (time): \_\_\_\_\_  a.m.  p.m.
  - c. At this address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

- ⑦ **Server's Information**  
Name: \_\_\_\_\_ Telephone: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

*(If you are a registered process server):*

County of registration: \_\_\_\_\_ Registration number: \_\_\_\_\_

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

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

\_\_\_\_\_  
*Type or print server's name*

\_\_\_\_\_  
*Server to sign here*

## WV-200-INFO What Is “Proof of Personal Service”?

### What is “Service”?

Service is the act of giving legal papers to the other party. There are many kinds of service—in person, by mail, and others. This form is about personal or “in-person” service. The *Petition for Workplace Violence Restraining Orders* (form WV-100), the *Notice of Court Hearing* (form WV-109), and the *Temporary Restraining Order* (form WV-110) must be served in person. That means that someone must personally “serve” (give) a copy of the forms to the person to be restrained. These forms cannot be served by mail.

Service lets the other person know:

- What orders you are asking for
- The hearing date
- How to respond

### Why do I have to get the orders served?

- The police cannot arrest anyone for violating an order unless that person knows about the order.
- The judge cannot make the orders permanent unless the restrained person was served.

### Who can serve?

Ask someone you know, a process server, or a law enforcement agency to personally serve (give) a copy of the forms to the person to be restrained. You **cannot** send the forms to that person by mail.

The server must:

- Be 18 years of age or older
- Not be you or anyone whom you are asking to be protected by the orders

The sheriff or marshal may be authorized to serve the court’s orders for free if the orders are based on claims of stalking, unlawful violence, or a credible threat of violence. Another peace officer may also serve the orders for free. See [selfhelp site to be created] for additional information regarding free service by a sheriff, marshal, or other peace officer.

A registered process server is a business you pay to deliver court forms. Look for “Process Serving” in the Yellow Pages or on the internet.

(If a law enforcement agency or the process server uses a different proof-of-service form, make sure it lists the forms served.)



*Don’t serve it by mail!*

### How to serve

Ask the server to:

- Walk up to the person to be served.
- Make sure it is the right person. Ask the person’s name.
- Give the person copies of all papers checked on form WV-200, *Proof of Personal Service*.
- Fill out and sign the *Proof of Personal Service*.
- Give the signed *Proof of Personal Service* to you.

### What if the person won’t take the papers or tears them up?

- If the person will not take the papers, just leave them near him or her.
- It does not matter if the person tears them up. Service is still complete.





## When do the orders have to be served?

It depends. To know the exact date, you have to look at two things on form WV-109, *Notice of Court Hearing*.

First, look at the hearing date on page 1 of form WV-109.

④ Notice of Hearing

Hearing Date

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

Dept.: \_\_\_\_\_

Next, look at the number of days in item 6 on page 2 of form WV-109.

⑥ Service of Documents By the Person in ①

At least  five  \_\_\_\_\_ days before the hearing.

Look at a calendar. Subtract the number of days in **item 6** from the hearing date. That is the final date to have the orders served. It is always OK to serve earlier than that date.

If nothing is checked or written in **item 6**, you must serve the orders at least five days before the hearing.

## Who signs the *Proof of Personal Service*?

Only the person who serves the forms can sign form WV-200, *Proof of Personal Service*. You do not sign it; the restrained person does not need to sign it.

## What do I do with the completed *Proof of Personal Service*?

If someone other than the sheriff serves the papers, you should:

- Make several copies.
- File the original with the court before your hearing.
- Ask the clerk to enter it into the California Law Enforcement Telecommunications System (CLETS), a special computer system that lets police all over the state find out about the orders protecting you.
- If the clerk tells you that the court cannot enter it into the computer, take a copy of the *Temporary Restraining Order* (form WV-110) and *Proof of Personal Service* (form WV-200) to your local police. They will put the information into the state computer system. That way, police all over the state will know that your restraining order has been served.
- Bring a copy of the completed *Proof of Personal Service* to your hearing.
- Always keep an extra copy of the restraining orders with you for your safety.

If the sheriff or another peace officer serves the papers, they will send proof of service to the court and CLETS for you.

## What happens if I can't get the orders served before the hearing date?

Before your hearing, fill out and file form WV-115, *Request to Continue Court Hearing*. This form asks the court for a new hearing date and makes your orders last until then. Ask the clerk for the form. After the court has reissued the orders, attach a copy of form WV-116, *Order on Request to Continue Hearing* to a copy of your original orders. Ask the clerk to enter form WV-116 into CLETS or the clerk may ask you or you attorney to deliver a copy to the police. That way, the police will know your orders are still in effect.

*Clerk stamps date here when form is filed.*

**DRAFT**  
  
**2025-04-07**  
  
**Not approved by  
the Judicial Council**

**1 Petitioner (Employer)**

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

**2 Employee in Need of Protection**

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

**3 Respondent (Person From Whom Protection Is Sought)**

Your Name: \_\_\_\_\_

Your Lawyer (if you have one for this case):

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

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

Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.):

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

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

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

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

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**4 To the Respondent:**

If a judge has ordered you to turn in, sell, or store your firearms (guns), ammunition, and firearm parts—meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531)—use this form to prove to the judge that you have obeyed their orders. Take this form to a law enforcement officer or a licensed gun dealer to complete 5 or 6. For more information on how to properly turn in your items, read form WV-800-INFO, *How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition?*

**5 To Law Enforcement**

*(Complete the section below. Keep a copy and give the original to the person in 3.)*

Name of Law Enforcement Agency: \_\_\_\_\_

Name of Law Enforcement Agent: \_\_\_\_\_

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

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

**Items Surrendered**

a. Firearms, firearm parts, and ammunition transferred on:

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

b. List of items (List all the items surrendered by the person in 3. You may attach a separate form from your agency (e.g., a property report), use 7, or both. Check below if you have attached a separate form):

Separate form is attached. (If it does not include all surrendered items, list additional items in 7.)

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

**Signature of law enforcement agent:** \_\_\_\_\_



6

**To Licensed Gun Dealer**

(Complete the section below. Keep a copy and give the original to the person in ③.)

Name of Licensed Gun Dealer: \_\_\_\_\_

License number: \_\_\_\_\_

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

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

**Items Stored or Sold**

a. Firearms, firearm parts, and ammunition transferred on:

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

b. List of items (List all the items surrendered by the person in ③). You may attach a separate form (e.g., Department of Justice's Report of Firearms Acquisition) or you may use ⑦. Check below if you have attached a separate form):

Separate form is attached. (If it does not include all surrendered items, list additional items in ⑦.)

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

▶ Signature of licensed gun dealer: \_\_\_\_\_

7

**List of Items Surrendered**

Firearms and firearm parts			Serial Number, if there is one	To be		
Make	Model	Sold		Stored	destroyed	
(1) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(5) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(6) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Ammunition				To be		
Brand	Type	Amount	Sold	Stored	destroyed	
(1) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(5) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
(6) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Check here if there is not enough space above for your answer. Use a separate sheet of paper to list other items. Write "WV-800, item 7" at the top, and attach it to this form.

**8 To the Restrained Person:**

Besides the items listed on page 2 or in an attached form, do you have or own any other firearms (guns), firearm parts, or ammunition?

No

Yes (If yes, check one of the boxes below):

a.  I filed a Receipt for Firearms, Firearm Parts, and Ammunition (form WV-800) or other proof for those items with the court on (date): \_\_\_\_\_

b.  I am filing the proof for those firearms (guns), firearm parts, or ammunition along with this proof.

c.  I have not yet filed the proof for the other firearms (guns), firearm parts, or ammunition.

(Explain why not):

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

**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*

**Your Next Steps**

- After the form is complete, make two additional copies. Take the copies and original to the court clerk to file.
- Keep a copy for yourself.

**Note that failure to file a receipt with the court is a violation of the court's order.**

### **What items do I need to turn in, sell, or store?**

You must turn in, sell, or store all of the following prohibited items that you have or control:

- Firearms, including any handgun, rifle, shotgun, and assault weapon;
- Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531), which may also be called ghost guns; and
- Ammunition.

### **How do I properly turn in, sell, or store the prohibited items?**

You must take them to:

- Law enforcement, who will accept all prohibited items and may store them or destroy them;

OR

- A licensed gun dealer, who can buy or store firearms. If you have firearm parts call ahead for more information.

### **When do I have to turn in, sell, or store the prohibited items?**

Immediately, if law enforcement asks you for the items. Otherwise, within 24 hours.

### **Who can I turn in, sell, or store the prohibited items with?**

Only law enforcement or a licensed gun dealer. You cannot give your prohibited items to a family member, friend, or anyone else.

### **Where can I sell the prohibited items?**

At a licensed gun dealer in your area. You can search the internet for “Gun Dealers” or “Firearms Dealers” to find one. Make sure the dealer is licensed.

### **Do I have to pay a fee to store prohibited items?**

You may have to pay a fee. Contact your local law enforcement agency or a licensed gun dealer about fees and whether they have space to store your items.

### **How do I turn in the prohibited items to law enforcement?**

Call your local law enforcement agency to ask about their procedures. Unload your firearms and take a copy of the court order with you.

**Do not** bring firearms to court.

### **If I turn in the prohibited items to law enforcement, how long will they keep them?**

It depends. There are procedures for getting your firearms back after the restraining order has expired. Ask the law enforcement agency for more information.

### **After I turn in the prohibited items to law enforcement, can I change my mind?**

Yes. You are allowed to sell firearms to a licensed gun dealer. To do so, the gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the items that you are selling.

### **Do I have to prove that I have turned in, sold, or stored the prohibited items?**

Yes. Within 48 hours you must file a receipt with the court showing that you have surrendered the prohibited items to a law enforcement agency or sold them to or stored them with a licensed gun dealer. You may use *Receipt for Firearms, Firearm Parts, and Ammunition* (form [WV-800](#)) for this purpose.

### **Additional Questions?**

Contact an attorney for legal advice. Call your local law enforcement agency, for example, your city police or county sheriff for their procedures.

### **Information about prohibited items and how to obey these orders is also available online.**

See [selfhelp.courts.ca.gov/respond-to-WV-restraining-order/obey-firearms-orders](https://selfhelp.courts.ca.gov/respond-to-WV-restraining-order/obey-firearms-orders).

### **For help in your area, contact:**

*[Local information may be inserted.]*

**WV-820**

**Prohibited Items Finding and Orders**

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

This form is attached to (check one):  WV-110  WV-116  Other: \_\_\_\_\_

**1 Restraint Person Has Prohibited Items**

The court finds that the restrained person has prohibited items as follows:

- a.  Listed on form WV-110, *Temporary Restraining Order*
- b.  Listed below:

**Firearms (guns) or firearm parts**

Description (include serial number, 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): _____

**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 “WV-820, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

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

The restrained person must attend the court hearing listed below to prove that all prohibited items have been properly turned in, sold, or stored. If the restrained person does not attend the court hearing listed below, a judge may find that the restrained person has violated the restraining order and notify law enforcement and a prosecuting attorney of the violation.

Name and address of court, if different than court address listed on the front of this order



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
 Time: \_\_\_\_\_ Room: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**This is a Court Order.**



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

a. The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on *(date)*: \_\_\_\_\_. The court has not received a receipt or proof of compliance for all the items listed in **1**.

b. Notify Law Enforcement

The court will immediately notify the following law enforcement agency of this violation (*name of agency*):

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c. Notify Prosecutor

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

---

**This is a Court Order.**

**WV-830**

**Noncompliance With Firearms,  
Firearm Parts, and Ammunition  
Order**

**CONFIDENTIAL**

*Clerk stamps date here when form is filed.*

**This notice is provided to the agency or agencies listed below, as required by the Code of Civil Procedure.**

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**1 Petitioner (Employer or Collective Bargaining Representative)**

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

**2 Restrained Person**

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

**3  Restrained Person Has Not Complied with Surrendering Firearms (Guns), Firearm Parts, and Ammunition**

The court has found that the person listed in **2** has firearms (guns), firearm parts, or ammunition in violation of a restraining order. The restraining order granted by the court is attached to this form.

*(Check all that apply):*

a.  Notice to Law Enforcement Agency *(name of agency or agencies):*

\_\_\_\_\_  
(Notice is provided pursuant to Code of Civil Procedure section 527.9(b).)

b.  Notice to Prosecuting Agency *(name of agency):* \_\_\_\_\_

(Notice is provided pursuant to Code of Civil Procedure section 527.9(b).)

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

**Judge's Signature**

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

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





—Clerk's Certificate—

I certify that I am not a party to this case and that a true copy of the *Noncompliance with Firearms, Firearm Parts, and Ammunition Order* (form WV-830) was sent to the agency or agencies listed on page 1:

a.  Law enforcement agency listed in ③ a

(1)  by fax, email, or other electronic means  by personal delivery

(2) (Phone number, email address, or address):

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

(3) Date of transmission or delivery: \_\_\_\_\_

b.  Prosecuting agency listed in ③ b

(1)  by fax, email, or other electronic means  by personal delivery

(2) (Phone number, email address, or address):

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

(3) Date of transmission or delivery: \_\_\_\_\_

c.  Law enforcement agency listed in ④, if different than ③ a

(1)  by fax, email, or other electronic means  by personal delivery

(2) (Phone number, email address, or address):

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

(3) Date of transmission or delivery: \_\_\_\_\_

[seal]

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

Clerk, by \_\_\_\_\_, Deputy

**Notice of Compliance Hearing for  
Firearms, Firearm Parts, and  
Ammunition**

*Clerk stamps date here when form is filed.*

**DRAFT  
1/21/2025  
Not approved by  
the Judicial Council**

**1 Petitioner (Employer or Collective Bargaining Representative)**

(name): \_\_\_\_\_

**2 Restrained Person**

(name): \_\_\_\_\_

**3 Notice of Compliance Hearing  
To the person in 2:**

The court has issued a workplace violence restraining order against you. You must attend the court hearing on the date and time listed below. At the hearing, you must prove that you have properly turned in, sold, or stored any firearms (guns), firearm parts, or ammunition that you have or own, as required in the restraining order and listed below in 4.

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
Time: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court, if different from the one listed above:

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

**4 No Firearms (Guns), Firearm Parts, or Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use form [WV-800](#), *Receipt for Firearms, Firearm Parts, and Ammunition*.) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

**This is a Court Order.**



**5**  **Restrained Person Has Prohibited Items**

The court has found 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> _____

b. **Ammunition**

Description	Amount, if known	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> _____

Check here to list additional items. List them on a separate piece of paper, write “WV-840, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

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

a. The court finds that you have not fully complied with (obeyed) the orders previously granted on *(date):* \_\_\_\_\_. The court has not received a receipt or proof of compliance for all the items listed in **5**.

b. **Notify Law Enforcement**

The court will immediately notify the following law enforcement agency of this violation *(name of agency):* \_\_\_\_\_.

c. **Notify Prosecutor**

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

**7**  **Service**

The person in **2** does not have notice of these orders. The person in **1** must have the person in **2** served by:

- a.  Personal service by *(date):* \_\_\_\_\_
- b.  Mail, at the person in **2** ’s last known address by *(date):* \_\_\_\_\_

**Judge's Signature**

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

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

**This is a Court Order.**

**WV-850**

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

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

This form is attached to (*check one*):  form WV-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 a firearm or ammunition by another order or law, you may still be in violation of state or federal law.

**This is a Court Order.**