|  |  |
| --- | --- |
| Petition for Lifetime Order of Protectionand Order for Hearing Pursuant to T.C.A. § 36-3-627 In the ­­­­­­­­­­­­­­­­­\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Court of County, TN | Case # *(the clerk fills this in):* |
| Petitioner (person needing protection):  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_ *first middle last* **Petitioner’s Children Under 18 that Petitioner believes are in need of protection:**  Name Age Relationship to Respondent Name Age Relationship to Respondent1. 3.  2. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ 4. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**Check All Applicable:****🞏**Petitioner is under 18 and this Petition is being filed on behalf of an unemancipated person (someone under 18 years of age) pursuant to TCA §36-3-627(b). **🞏** This request is being made by a parent or guardian of the Petitioner. Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  **🞏**This request is being made by caseworker at a not-for-profit organization that receives funds  pursuant to TCA Title 71, Chapter 6, Part 2 for family violence and child abuse prevention and  shelters and TCA § 36-3-627(b) Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  |
| Respondent’s Information *(person you want to be protected from):* \_ *first middle last date of birth (MM/DD/YYYY)*  *street address city state zip* Respondent’s Employer:  *Employer’s name Employer’s phone #*Describe Respondent: |
| Sex | Race | Hair | Eyes | Height – Weight – SSN – Other  |
| □ Male□ Female | □ White □ Asian□ Black □ Hispanic□ Other:                | □ Black □ Grey□ Blond □ Bald□ Brown□ Other: \_\_\_\_\_\_\_\_ | □ Brown □ Hazel□ Blue □ Green□ Gray□ Other: \_\_\_\_\_\_\_\_ | Height  |  |
| Weight |  |
| Social Sec. # | (Provided to Clerk’s office if known) **Do not list it here. XXXXXXXXXXXXXXXXXXXXX** |
| Scars/Special Features |  |
| Phone Number |  |

1) Check all the following that apply to the Petitioner:

***Warning!***
🞏 Weapon involved

Type (Firearm, Knife, etc):\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

a. 🞏 I am the Petitioner.

b. 🞏 I am the person filing this petition for the Petitioner and I have first

 hand knowledge that the Petitioner does not have the

 capacity to consent to the Petition for an Order of

 Protection or it is not safe for the Petitioner to petition or appear in court.

c. 🞏 Other:

2) **Other Court Cases –** Is there any court, other than this court, in which the respondent and petitioner are parties to an action?

 □ Yes □ No If “Yes,” fill out below:

|  |  |  |  |
| --- | --- | --- | --- |
| County and State of other case: |   | Case Number(if you know it): |   |
| Kind of case *(check all that apply):*  | □ Divorce □ Domestic Violence □ Criminal □ Juvenile □ Child Support □ Other *(specify):*  |

3) **Describe the Criminal Conviction (use additional sheets of paper if necessary and attach to Petition)**

|  |
| --- |
| Please list the Respondent’s criminal conviction(s) of offenses listed in TCA § 36-3-627(a)(1) of which the Petitioner was the victim. |
|  |
| Where and when did this happen? |
|  |
| Please list: 1) the jurisdiction in which the Respondent was convicted; 2) date of conviction; and 3) case number (if known). |
|  |

4) **Petitioner asks the court to make the following Orders after the hearing: (please check)**

 □ **No Contact**

Please order the Respondent to not contact: □ me □ my children under 18, either directly or indirectly, by phone, email, messages, text messages, mail or any other type of communication or contact.

 5) **If applicable, Petitioner also asks the court to: (please check)**

 □ Make an immediate Temporary Order of Protection*.* (*Ex-Parte Order of Protection*)

 -Notify law enforcement in this county of that *Order*.

 -Serve the Respondent a copy of that *Order* and Notice of Hearing to take place within 15 days

 of service.

**Petitioner (Conservator, relative, agent, agency or assignee, Attorney ad Litem, law enforcement personnel) signs below in front of a notary public and swears that he/she believes the above information is true:**

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


#### Notary fills out below (TCA *§*36-3-627) –

I declare that the Petitioner has read this Petition,
and swears it be true to the best of her/his knowledge.

Sworn and subscribed before me, the undersigned authority,

By *(Print name of notary):*

On this date:

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

*Notary or Court Clerk or Judicial Officer signs here Date notary’s commission expires*

**IF APPLICABLE:**

**🞎**  **The court finds good cause and will issue a Temporary Order of Protection.**

**🞎**  **The court does not find good cause and denies a Temporary Order of Protection -** The court finds there is no immediate and present danger of abuse to the petitioner and denies the Petitioner’s

request for a *Temporary Lifetime Order of Protection.* The court will set the matter for hearing.

**ORDER FOR HEARING**

The Petitioner or Petitioner’s Representative and Respondent must go to court and explain to the judge why the judge should or should not issue a Lifetime Order of Protection against the Respondent.

This hearing will take place on *(date):* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ at *(time):*  \_\_\_\_\_\_\_ □ a.m. □ p.m.

at *(location)*:

 Date

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

*Judicial Officer’s Signature*

|  |  |
| --- | --- |
| **Proof of Service of Petition, Notice of Hearing and Temporary Order of Protection (if applicable):**Respondent was served on (date): at (time): by (check one): □ Personal service □ U.S. Mail per TCA §§ 20-2-215 and 20-2-216 (The Respondent does not live in Tennessee.) Server’s signature \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Print NamePetitioner was served on (date): at (time): by (check one): □ Personal Service  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Server’s signature \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Print Name*\*Please note, Respondent may be represented by counsel.* | **If the Petitioner is under 18 (or Petitioner is the department of children’s services or a guardian ad litem filing on behalf of a minor)** and service of these documents would *not* put him/her at risk,the Clerk will serve and fill out below. (TCA § 36-3-627(b))*I served the child’s parents or primary residential parent copies of the Petition, Notice of Hearing, and Temporary Order of Protection (of applicable) by personal delivery or U.S. Mail* on: *(date):* at *(address):*  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Clerk’s signature:  |