FORM 10.03-H: WARNING CONCERNING THE ATTACHED PROTECTION ORDER

NOTE: Rule 10.03 of the Rules of Superintendence for the Courts of Ohio requires this Warning to be attached to the FRONT of all protection orders issued pursuant to R.C. 2903.213 and 2903.214 by the courts of the State of Ohio. TO BE USED WITH FORMS 10.03-B, 10.03-E, and 10.03-F.

WARNING TO RESPONDENT/ DEFENDANT

Violating the attached Protection Order is a crime, punishable by imprisonment or fine or both, and may cause your bond to be revoked or result in a contempt of court citation against you.

This Protection Order is enforceable in all 50 states, the District of Columbia, tribal lands, and U.S. Territories pursuant to the Violence Against Women Act, 18 U.S.C. 2265. Violating this Protection Order may subject you to federal charges and punishment.

Only the Court may change this Order. The Petitioner/Alleged Victim cannot give you legal permission to violate this order. If you go near the Petitioner or other protected persons, even with their permission, you may be arrested. You act at your own risk if you disregard this WARNING.

WARNING TO PETITIONER / ALLEGED VICTIM

You **cannot** change the terms of this Order by your words or actions. Only the Court may allow the Respondent/Defendant to contact you or return to your residence. This Order **cannot** be changed by either party without obtaining a written court order.

NOTICE ABOUT FIREARMS AND DEADLY WEAPONS

As a result of this Order, it may be unlawful for you to possess or purchase a firearm, including a rifle, pistol, or revolver, or ammunition, pursuant to federal law, 18 U.S.C. 922(g)(8). If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult a lawyer.

This Order may be subject to the exceptions pursuant to 18 U.S.C. 925(a)(1) with respect **only** to the official use of government-issued firearms or ammunition for the use of any department or agency of the United States, Ohio, or its political subdivision. This exception does not apply if the Defendant/Respondent has been convicted of an offense of violence, for example domestic violence, menacing by stalking, etc., against a family or household member.

NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS

The attached Protection Order is enforceable in all jurisdictions. Violating this Protection Order, whether it is a criminal or civil protection order, is a crime under R.C. 2919.27. Law enforcement officers with powers to arrest under R.C. 2935.03 for violations of the Ohio Revised Code must enforce the terms of this Protection Order as required by R.C. 2919.27, 2903.213, and 2903.214. If you have reasonable grounds to believe that Respondent/Defendant has violated this Protection Order, it is the preferred course of action in Ohio under R.C. 2935.03 to arrest and detain Respondent/ Defendant until a warrant may be obtained. Federal and state laws prohibit charging a fee for service of this order.

FORM 10.03-H: WARNING CONCERNING THE ATTACHED PROTECTION ORDER Amended: March 1, 2014

IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

Order of Protection	Case No.			
Per R.C. 2903.214(F)(3), this Order is indexed at	Judge			
	Judge _			
	State	ОНЮ		
LAW ENFORCEMENT AGENCY WHERE INDEXED	_			
			PROTECTION OR	DER
PHONE NUMBER	_	ARING (R.C	•	
			ORIENTED OFFE R FULL HEARING	
PETITIONER:			OTECTED BY TH	
	Petitioner		DOI	
	Petitioner'	s Family or Ho onal forms atta	usehold Members : ched)	
First API III				3:
First Middle Last				3:
ν.				3:
- -			DOE	3:
RESPONDENT:		RESPO	NDENT IDENTIFIER	s
	SEX	RACE	HT	WT
First Middle Last	EYES	HAIR	DATE C	OF BIRTH
First Middle Last	DRIVE	R'S LIC. NO.	EXP. DATE	STATE
Relationship to Petitioner:	DIVIVE	(o Lio. 140.	LAI . DAIL	- GIAIL
Address where Respondent can be found:				
	Distingu	ishing features	:	
☐ WARNING TO LAW ENFORCEMENT: RESPON CAUTION	DENT HAS	FIREARMS	ACCESS - PROC	EED WITH
(Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith 8 enforcement.)	& Credit Declar	ration: Registration	on of this Order is not re	equired for
THE COURT HEREBY FINDS: That it has jurisdiction over the parties and subject matter, a opportunity to be heard within the time required by Ohio law	and the Resp	ondent was pro	ovided with reasonab nis Order are set for	le notice and rth below.
THE COURT HEREBY ORDERS: That the above named Respondent be restrained from comother protected persons named in this Order. Additional terror				the Petitioner and
The terms of this Order shall be effective until/		(D	ATE CERTAIN – 5 Y	EARS MAXIMUM)
WARNING TO RESPONDENT: See the warning page	ge attached	to the front	of this Order.	

FORM 10.03-F: CIVIL STALKING PROTECTION ORDER OR CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER FULL HEARING

Amended: March 1, 2014

	[Page 2 of 5 Form 10.03-F] Case No					
	oceeding came on for a hearing on / / before the Court and the alking Protection Order Ex Parte or Civil Sexually Oriented Offense Protection Order Ex Parte filed on / , all in accordance with R.C. 2903.214. The following individuals					
were pr						
The Co	urt hereby makes the following findings of fact:					
	The Court finds by a preponderance of the evidence that 1) the Respondent has knowingly engaged in a pattern of conduct that caused Petitioner to believe that the Respondent will cause physical harm or cause or has caused mental distress; and 2) the following orders are equitable, fair, and necessary to protect the persons named in this Order from stalking offenses.					
	The Court finds by a preponderance of the evidence that 1) the Petitioner or Petitioner's family or household members are in danger of or have been a victim of a sexually oriented offense as defined in R.C. 2950.01, committed by Respondent; and 2) the following orders are equitable, fair, and necessary to protect the persons named in this Order from sexually oriented offenses.					
	The Court finds by clear and convincing evidence that 1) the Petitioner or Petitioner's family or household member reasonably believed the Respondent's conduct before the filing of the Petition endangered the health, welfare, or safety of the Petitioner or Petitioner's family or household members; 2) the Respondent members; and 3) the following orders are equitable, fair, and necessary to protect the persons experiencing a continuing danger to the Petitioner or Petitioner's family or household members named in this Order.					
relations	NDENT SHALL NOT ABUSE harm, attempt to harm, threaten, follow, stalk, harass, force sexual supon, or commit sexually oriented offenses against the protected persons named in this Order. 1 and 02]					
	ALL OF THE PROVISIONS CHECKED BELOW ALSO APPLY TO THE RESPONDENT					
□1.	RESPONDENT SHALL NOT ENTER the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Respondent may not violate this Order even with the permission of a protected person . [NCIC 04]					
□2.	RESPONDENT SHALL NOT INTERFERE with the protected persons' right to occupy the residence					

FORM 10.03-F: CIVIL STALKING PROTECTION ORDER OR CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER FULL HEARING

delivery, or the delivery of any other documents or items. [NCIC 03]

including, but not limited to canceling utilities or insurance or interrupting telephone service, mail

Amended: March 1, 2014

	[Page 3 of 5 Form 10.03-F] Case No.						
□3.	RESPONDENT SHALL SURRENDER all keys and garage door openers to the following residence:						
	at the earliest possible opportunity after service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:						
□4 .	RESPONDENT SHALL STAY AWAY FROM PETITIONER and all other protected persons named in this Order, and not be present within 500 feet or (distance) of any protected persons wherever or those protected persons may be found, or any place the Respondent knows or should know the protected persons are likely to be, even with the protected persons' permission. If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart <i>immediately</i> . This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]						
□ 5.	RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY OR PETS owned or possessed by the protected persons named in this Order.						
□ 6.	RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voice mail; delivery service; social networking media; blogging; writings; electronic communications; or communications by any other means directly or through another person. Respondent may not violate this Order even with the permission of a protected person. [NCIC 05]						
□ 7.	RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON to do any act prohibited by this Order.						
8.	RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON at any time while this Order remains in effect, unless Respondent is excepted for official use pursuant to 18 U.S.C. 925(a)(1). [NCIC 07]						
	RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS AND CONCEAL CARRY WEAPON LICENSE in Respondent's possession to the law enforcement agency that serves Respondent with this Order or as follows:						
	Any law enforcement agency is authorized to take possession of deadly weapons pursuant to this paragraph and hold them in protective custody until further Court order. [NCIC 07]						
	Upon the expiration of this Order, any deadly weapons, including firearms and ammunition, held in protective custody by law enforcement pursuant to this Order shall be disposed of as unclaimed property pursuant to R.C. 2981.12 unless the Respondent files a motion for return with this Court						

within 30 days before the expiration of this Order.

	[Page 4 of 5 Form 10.03-F] Case No.
□9.	IT IS FURTHER ORDERED: [NCIC 08]
□10 .	RESPONDENT SHALL COMPLETE the following counseling program:
	Respondent shall contact this program within days after receiving this Order and immediately arrange for an initial appointment. The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if the Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.
	Respondent is ordered to appear before Judge or Magistrate
	on/ ata.mp.m. to review Respondent's compliance with this counseling order. Respondent is warned: If you fail to attend the counseling program you may be held in contempt of court. If you fail to appear at this hearing, the Court may issue a warrant for your arrest.
□11.	RESPONDENT SHALL NOT USE OR POSSESS alcohol or illegal drugs.
□12 .	RESPONDENT SHALL BE SUBJECT TO ELECTRONIC MONITORING. The Respondent is ordered to report to
	for placement of a global positioning system for the purpose of electronic monitoring for the duration of this Order or until/ whichever expires first. The Court further imposes the following terms and conditions:
□13.	IT IS FURTHER ORDERED that the Clerk of Court shall cause a copy of this Order to be delivered to the Respondent as required by Civ.R. 65.1. The Clerk of Court shall also provide certified copies of the Petition and this Order to Petitioner upon request. This Order is granted without bond. No costs or fees shall be assessed against the Petitioner for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, or serving this Order.
14.	ALL OF THE TERMS OF THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT FOR A PERIOD OF FIVE YEARS FROM ISSUANCE, OR UNTIL//
	Until this Order is served upon the Respondent pursuant to Civ.R. 65.1(C)(3), the terms of the Ex Parte CPO remain in effect.
15.	IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE, the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order. Accordingly, the Court adopts the magistrate's granting of this

FORM 10.03-F: CIVIL STALKING PROTECTION ORDER OR CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER FULL

Order.

HEARING
Amended: March 1, 2014
Discard all previous versions of this form

[Page 5	5 of 5 Form 10.03-F]
IT IS SO ORDERED.	Case No
MAGISTRATE	JUDGE
THE PERSONS PROTECTED BY THIS ORDER OF VIOLATE THIS ORDER. IF YOU VIOLATE A	AY BE ARRESTED. ONLY THE COURT CAN CHANGE
NOTICE OF FINAL APPEALABLE ORDER Copies of the foregoing Order, which is a final appealable order, were served on the parties indicated pursuant to Civ.R. 65.1(C)(3): /	TO THE CLERK COPIES OF THIS ORDER SHALL BE DELIVERED TO: Petitioner
	WAIVER
I, on the Petition for Civil Stalking Protection Order or and acknowledge each of the following: 1. I waive the right to have a full hearing 2. I waive the right to cross-examine with Protection Order;	 understand that I have the right to a full hearing r Civil Sexually Oriented Offense Protection Order,
3. I waive the right to present witnesses	and evidence on my own behalf; ctual findings from the Court concerning the issuance of this
I understand that based on the waivers listed above	e, a Protection Order will be entered against me.
RESPONDENT	DATE

FORM 10.03-F: CIVIL STALKING PROTECTION ORDER OR CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER FULL HEARING
Amended: March 1, 2014
Discard all previous versions of this form

FORM 10-B: HOW TO COMPLETE A PROTECTION NOTICE TO NCIC

These instructions are contemplated in light of Form 10-A, Protection Notice to NCIC, to ensure the court's protection order or consent agreement entry is accepted into the protection order database of the National Crime Information Center ("NCIC"). Thorough and accurate completion of Form 10-A is critical, as this form is the sole method to enter the terms and conditions of a protection order into the computerized index of criminal justice information. Inaccurate or inconsistent information in Form 10-A will result in delay in entering the protection order into the NCIC index and enforcing the order. Form 10-A must be completed each time the court approves, issues, modifies, renews, or terminates a protection order or consent agreement, regardless of whether it is an *ex parte* or full hearing order.

Courts are encouraged to verify with law enforcement that orders are being entered in a timely fashion. The delay in entering a protection order or consent agreement may not only result in the failure to enforce the order, but may also result in the improper authorization of the subject of a protection order to possess or purchase a firearm or ammunition.

ELEMENTS OF FORM 10-A

- (A) The required fields in Form 10-A appear in BOLD.
- (B) Form 10-A is the primary method used to inform law enforcement of the terms and conditions of the protection order. The court must mark the appropriate box "Initial NCIC Form" or "Modification of Previous Form."

The court must check "Initial NCIC Form" anytime the court is issuing a protection order for the first time based on a current filing, i.e., an *ex parte* order or a full hearing order where an *ex parte* order was not issued. The court must check "Modification of Previous NCIC" for any subsequent change in the terms and conditions of a protection order, including modifications due to a clerical or orthographical correction or termination of the order.

- (C) SUBJECT'S INFORMATION. The subject's full name, including first and last name; race; and sex are mandatory identifiers pursuant to federal guidelines. The other identifiers, i.e., height ("HGT"), weight ("WGT"), hair, and eyes, are not mandatory, yet they are helpful information to ensure the correct person is identified. Similarly, the address is not mandatory information.
- (D) **NUMERICAL IDENTIFIER.** Pursuant to federal guidelines, the court must provide at least **one** of four numerical identifiers to properly identify the subject of the protection order:
 - 1. SOCIAL SECURITY NUMBER ("SSN");
 - DATE OF BIRTH ("DOB");
 - 3. DRIVER'S LICENSE NUMBER ("DRIVER'S LIC. NO."): In the instance the driver's license number is provided, the state that issued the driver's license and the expiration date of the driver's license must also be included:
 - 4. VEHICLE LICENSE NUMBER ("VEHICLE LIC. NO."): In the instance the vehicle's license plate is provided, the state that issued the license plate and the expiration date of the license plate must also be included.

The court should consider providing additional numerical identifiers, if information is available.

(E) BRADY DISQUALIFIERS. Pursuant to 18 U.S.C. 922(g)(8), all three factors must be met to be federally disqualified from possessing or purchasing firearms or ammunition due to the issuance of a protection order:

- (1) The parties have an intimate relationship:
 - Spouse of the person;
- Former spouse of the person;
- An individual who cohabits or has cohabited with the person;
- An individual who is a parent of a child of the person.
- (2) The court observed the parties' due process rights, i.e., notice of hearing and opportunity to be heard; AND
- (3) A finding that the person subject to the order poses a credible threat of harm to the protected party.

The subject of a protection order may be Brady disqualified pursuant to 18 U.S.C. 922(g)(1) through (9), state law, or a court order.

- (F) CASE/ORDER NO. The case/order number of the protection order is a required element. It is particularly relevant when the court modifies, renews, or terminates a protection order. Law enforcement and NCIC will use the case/order number to cross-reference the appropriate order. In addition, law enforcement also uses this information to verify the currency of an order.
- (G) COURT ORIGINATING AGENCY IDENTIFIER. To accept a Form 10-A entry into the federal protection order database, NCIC mandates the court issuing the protection order to include its agency identifier (a.k.a. "ORI"). This is a unique 9 digit alphabetic and numeric series issued by the FBI to identify the court issuing the order.

Although the "Name of Judge/Magistrate" is not a mandatory field, it is prudent to include the name of the judicial officer issuing the protection order. Similarly, NCIC does not require a court to indicate under which Revised Code section the order is being issued. However, this information is captured through the Ohio Courts Network and is useful for law enforcement to quickly determine the possible scope of the order and assess risk.

(H) DATE OF ORDER AND EXPIRATION OF ORDER. The court must note on the form the date the protection order was issued and the date when it will expire. Civil protection orders expire on a date certain within 5 years of being issued. The protection order database will automatically purge the orders on their expiration date.

In a Criminal Protection Order (R.C. 2903.213) or Temporary Domestic Violence Protection Order (R.C. 2919.26), the order terminates by operation of law upon the disposition of the criminal case. The court may indicate "NONEXP" as the expiration date when the court does not know the exact date the order will expire. The court must submit to law enforcement another Form 10-A indicating "Modification of Previous Form" stating the expiration of the order when such a date is known so that the order can be purged from the NCIC protection order file.

If a protection order or consent agreement is terminated before the original expiration, the court must also submit to law enforcement another Form 10-A indicating "Modification of Previous Form" and state the new expiration date for removal of the order from the protection order file.

(I) TERMS AND CONDITIONS OF ORDER. The court must check every box that corresponds to terms of the protection order. Note that the numbering next to each term and condition in Form 10-A does not correspond to the sequence of the remedies in a protection order or consent agreement. However, the remedies in the protection order forms are cross-referenced with the terms and conditions listed in Form 10-A, e.g. NCIC 01.

The court should submit a new Form 10-A indicating "Modification of Previous Form" to law enforcement in every instance that a term of the court order, i.e., divorce decree or custody order, results in a modification of the protection order.

FORM 10-B: HOW TO COMPLETE A PROTECTION NOTICE TO NCIC

Amended: March 1, 2014

[Page 3 of 3 Form 10-B]

- (J) LIST ALL PROTECTED PERSONS. A maximum of 9 persons, including the petitioner, may be listed as protected parties in a protection order. The full name and date of birth for each protected person must be provided. The protected person's social security number, race, and gender are not required entries in Form 10-A.
- **(K) AUTHORIZED SIGNATURE.** The judge or magistrate who issued the protection order must sign and date Form 10-A. Pursuant to Civ.R. 65.1, an ex parte civil protection order issued by a magistrate and filed with the clerk of court has the full force and effect of a court order.

FORM 10-B: HOW TO COMPLETE A PROTECTION NOTICE TO NCIC Amended: March 1, 2014

Case/Order No.			

Page 1 of 2

initial NC	IC Form	☐ Mod	dification of Previous	Form						
Pursuant to F be promptly	Rules 10.01, 10.02, 10.03 entered into the Nationa	, and 10.05 of the Rules I Crime Information Ce	s of Superintendence nter index.	e for the C	ourts of	Ohio, th	nis inform	ation sh		
SUB								4		
	(LAST)		(F	FIRST)				(M.I.)		
ADD	ORESS(STREET)			CITY)			(STATE)	(ZIP)		
	SICAL DESCRIPTION:	HGT	•	,			, ,	(211)		
1 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7	SIGAL DESCRIPTION.	EYES			SEX					
NUIM	ERICAL IDENTIFIER (N									
1.				DOB _		1	1			
3.*	DRIVER'S LIC NO									
3. 4.*										
	f3 or #4 is used as a num	erical identifier, entire lin	e MUST be completed	d.)		AHON				
, BDA	DY DISQUALIFIERS:									
Purs	uant to 18 U.S.C. 922(g)	(8), a "yes" response to	all three Brady que	stions dis	qualifies	the sub	oject from			
1 '	hasing or possessing a			r, or amm	unition.		_	_		
- 1	oes the Order protect an i						☐ YES	_		
	d the subject have an opp						YES			
• Do	oes the Order find the sub	pject a credible threat or e	explicitly prohibit phys	ical force?			☐ YES			
CASE	E / ORDER NO.					(15	DIGIT MA	XIMUM		
coul	RT ORIGINATING AGEN									
		R.C. 2903.214								
, —	E OF JUDGE/MAGISTRA									
DATE	OF ORDER	/ /	EXPIRATION	OF ORDE	R		,	,		
			(IN R.C. 2919.26 AN	D 2903.213	CĀSES,	"NONE	XP" MAY	BE US		
TEDA	AND CONDITIONS O	CODDED (Marris all 45-4	!:!-\							
1	TERMS AND CONDITIONS OF ORDER (Mark all that are applicable):									
1,01	The subject is restrained from assaulting, threatening, abusing, harassing, following, interfering, or stalking the									
	protected person and/or the child(ren) of the protected person.									
	☐ 102 The subject shall not threaten a member of the protected person's family or household. ☐ 103 The protected person is granted exclusive possession of the residence or household.									
03	, ,									
□04	*	to stay away from the re	esidence, property, so	thool, or pla	ace of emp	oloymer	nt of the pr	otected		
	· ·	or household member.								
□ 05	•	ed from making any com								
A		lephone contact, or their			workers, o	or others	s with who	m the		
	communication would	be likely to cause annoya	ance or alarm the victi	m.						
<u>Y</u> □06	The subject has visitat	ion or custody rights of th	ne children named in t	his Order.						
0 07	,	ed from possessing and/o	or purchasing a firearr	n or other	weapon a	s identif	ied in the			
	Miscellaneous Field.	Field for comments rega	arding the specific torr	me and cor	ditions of	this Orr	der			
		THE REPORT OF THE PROPERTY OF	raing the specific tell	no and col	101110115 01	1113 010				
□08		-								
□08	Miscellaneous comme	-						-		
□08		-			_					

FORM 10-A: PROTECTION NOTICE TO NCIC Amended: March 1, 2014 Discard all previous versions of this form

Case/Order No. Subject's Name___ LIST ALL PROTECTED PERSONS (Total of 9 allowed. SSN is NOT necessary if DOB is given.) PROTECTED PERSON (LAST) (FIRST) (M.I.) RACE ____ SEX MM F PROTECTED PERSON (LAST) (FIRST) (M.I.) RACE _____ SEX MM F PROTECTED PERSON (LAST) (FIRST) (M.I.) RACE ____ SSN ____ SEX MM F PROTECTED PERSON (FIRST) (.l.M) RACE ____ SSN SEX MM F PROTECTED PERSON (FIRST) (LAST) (M.I.) SSN ____ RACE _____ SEX MM F PROTECTED PERSON (FIRST) (M.I.) (LAST) DOB ____/ SSN ____ RACE ____ SEX MM F PROTECTED PERSON (FIRST) (LAST) (M.l.) RACE ____ SSN DOB / SEX MM F PROTECTED PERSON (LAST) (FIRST) (M.I.) RACE ____ DOB SEX MM F PROTECTED PERSON (LAST) (FIRST) (M.I.) - RACE _____ DOB SSN _____ SEX MM F

Judge/Magistrate (circle one)

_____ Date ____ /

Authorized by (signature):

Amended: March 1, 2014