FORM 10.01-K: MOTION TO MODIFY OR TERMINATE DOMESTIC VIOLENCE OR DATING VIOLENCE CIVIL PROTECTION ORDER OR CONSENT AGREEMENT

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		RT OF COMMON PLEAS COUNTY, OHIO
Poti	tioner	
reu	lionei	Case No.
Addr	ress (Safe mailing address)	: Judge/Magistrate
City,	State, Zip Code	- :
v.		MOTION TO MODIFY OR TERMINATE DOMESTIC VIOLENCE OR DATING VIOLENCE CIVIL PROTECTION ORDER OR CONSENT
Res	pondent	AGREEMENT (R.C. 3113.31)
Addr	ess	
City,	State, Zip Code	_ ·
ADD SEC	RESS WHERE YOU CAN SAFELY RECEIVI	BE KEPT CONFIDENTIAL, PLEASE PUT A MAILING E MAIL. IF YOU ARE A PARTICIPANT IN THE NTIALITY PROGRAM, PLEASE USE THE P.O. BOX JBLIC RECORD.
	etitioner 🗌 Respondent moves this Court to r	
	Domestic Violence Civil Protection Order grant	ed on
		on
	-	rotection Order approved on
	Consent Agreement Dating Violence Civil Prot	ection Order approved on
In th	e original proceeding, I was the Petitioner [Respondent.
1.	The terms of the civil protection order or con	sent agreement to be modified or terminated are:
2.	The reasons for the modification or terminati	on are:

3. Court fees cannot be assessed against Petitioner for filing a Motion to Modify or Terminate Civil Protection Order or Consent Agreement, which is in connection with a previously issued or approved protection order or consent agreement, pursuant to R.C. 3113.31(J)(1).

Respectfully submitted,

SIGNATURE OF PETITIONER/RESPONDENT

Safe mailing address where the Court may send the moving party (YOU) mail. If you are a participant in the Secretary of State's address confidentiality program, please use the P.O. Box address given to you.

Signature of Attorney for Petitioner/Respondent (if applicable)

Name

Address

Attorney Registration

Attorney's Telephone

Attorney's Fax

Attorney's Email

	[Page 3 of 3 Form 10.01-K] Case No
IN TH	HE COURT OF COMMON PLEAS COUNTY, OHIO
Petitioner	Case No.
v .	: Judge/Magistrate
Respondent	
TO THE CLERK OF COURT:	REQUEST FOR SERVICE
	e
Personal service Other (specify)	Certified Mail, Return Receipt Requested
Other (address):	
Personal Service Other (specify)	Certified Mail, Return Receipt Requested
SPECIAL INSTRUCTIONS TO SHERIFF:	
	SIGNATURE OF ATTORNEY OR PETITIONER / RESPONDENT
	RETURN OF SERVICE
Respondent was served on	·
Officer and Badge Number	Law Enforcement Agency
Date	
CLE	ERK'S CERTIFICATE OF MAILING
Service of Process was sent by	
Attest:	Deputy Clerk
FORM 10.01-K: MOTION TO MODIFY OR TERMINA OR CONSENT AGREEMENT Amended: April 15, 2021	ATE DOMESTIC VIOLENCE OR DATING VIOLENCE CIVIL PROTECTION ORDER

IN THE COURT OF COMMON PLEAS DOMESTIC RELATIONS DIVISION PORTAGE COUNTY, OHIO

NOTICE OF HEARING

CASE NO._____

PLAINTIFF

VS

DEFENDANT

YOU ARE HEREBY NOTIFIED THAT THE

______WILL COME ON FOR HEARING ON THE _____DAY OF _____20____ AT _____.M. AT THE PORTAGE COUNTY DOMESTIC RELATIONS COURT, 203 W MAIN ST, RAVENNA OH,

44266.

Portage County Clerk of Courts

Domestic Relations Division

Common Pleas Court

Confidential address

For Petitioner Only

Name_____

Address _____

OUT OF COUNTY SHERIFF SERVICE

IN ORDER FOR SERVICE TO BE PERFECTED BY ANY OTHER COUNTY, BESIDES PORTAGE, WE WILL NEED THE FOLLOWING INFORMATION.

WHAT COUN	TY SHERIFF?		
	ADDRESS?		
PHONE?			
	AREA CODE	NUMBER	
EAV2			
FAX?	AREA CODE	NUMBER	

IN THE COURT OF COMMON PLEAS DOMESTIC RELATIONS DIVISION PORTAGE COUNTY, OHIO

				CASE N	NO	
	PLAINTIFI	F/PETITIONER 1				
VS.				JUDGE	PAULA C. GI	ULITTO
	DEFENDAN	NT/PETITIONER 2		<u>NOTIC</u>	<u>E OF FILING</u>	
			* * *			
	Notice is he	reby given that on the	e	day o	f	, 20,
			filed	the	following	document(s):
			ta ka s			

In accordance with Rule of Superintendence 44 (C)(2)(h), said document(s) is/are filed in the Court's Family File. Notice of Filing of said document, without attachment of the actual document, is hereby submitted.

Respectfully submitted,

(name - sign on line and print name under line)

Supreme Court Registration: _____

Address:

Telephone: _____

PROOF OF SERVICE

A copy of the foregoing Notice of Filing was sent by regular U.S. Mail to

_____, at _____, ____, ____, ____, on this _____ day

of _____, 20____.

(name - sign on line and print name under line)

NoticeofFiling

IN THE			
	COUNTY, OHIO		
Petitioner	: Case No		
v	· Judge:		
۷.	INFORMATION FOR PARENTING PROCEEDING AFFIDAVIT (R.C. 3127.23)		
Respondent	: (Filed with Form 10.01-D: Petition for Domestic Violence Civil Protection Order)		

Protection Order Petition (Form 10.01-D). If another court is already addressing or has addressed custody issues involving the children, custody and visitation issues may be handled in that case. By law, this form **must** be filed and served with the first pleading filed by each party in every parenting (custody or visitation) proceeding in this Court including a Petition for a Domestic Violence Civil Protection Order. If **you need more space, attach an additional page.**

I (full legal name)

state under oath or affirmation that these cases involve the custody of a child or children and the following statements are true:

1. Dursuant to R.C. 3127.23(D), I am requesting that the Court not disclose my current address or that of the children. My address is confidential and should be placed under seal because my health, safety, or liberty or that of the children would be jeopardized by the disclosure of the identifying information.

2. (number) Minor children are subject to this case as follows:

(NOTE: Provide residence information for the last FIVE years.)

a. Child's Name:	Date of Bir	th:
Period of Residence	Address (Do not list your addre if confidential)	ess Person with whom Child Lived and Relationship to Child

Case No._____

	Address Confidential			
to present	Secretary of State Address Confidentiality Program			
	Address Confidential			
to	Secretary of State Address Confidentiality Program			
	Address Confidential			
to	Secretary of State Address Confidentiality Program			
	Address Confidential			
to	Secretary of State Address Confidentiality Program			
b. Child's Name:			Date of Birth:	
	k if the information r	equested below is the		
Period of Residence		Address (Do not list if confidential)	your address	Person with whom Child Lived and Relationship to Child
	Address Confidential			
to present	Secretary of State Address Confidentiality Program			
	Address Confidential			
to	Secretary of State Address Confidentiality Program			

Case No._____

	Address Confidential	
to	Secretary of State Address Confidentiality Program	
	Address Confidential	
to	Secretary of State Address Confidentiality Program	

c. Child's Name:			Date of Birth:		
Check this be	ox if the information i	requested below is the sa	ame as above.		
Period of Residence		Address (Do not list y if confidential)	Address (Do not list your address		
to present	Address Confidential				
to	 Address Confidential Secretary of State Address Confidentiality Program 				
to	 Address Confidential Secretary of State Address Confidentiality Program 				
to	 Address Confidential Secretary of State Address Confidentiality Program 				

d. List additional children on a page titled **Attachment 2(d)**. (Provide the following information for each additional child: name, date of birth, person with whom the child lived and child's relationship to the person, address, unless confidential, and dates when the child lived in that place with that person.)

Case No.____

3. Participation in custody case(s): (check only one)

□ I **HAVE NOT** participated as a party, witness, or in any capacity in any other case, in this or any other state, concerning the custody of or visitation (parenting time) with any child subject to this case.

□ I HAVE participated as a party, witness, or in any capacity in any other case, in this or any other state, concerning the custody of or visitation (parenting time) with any child subject to this case. Explain:

a. Name of each child

- b. Type of case
- c. Court and State
- d. Date of court order or judgment (if any):

4. Information about custody case(s): (check only one)

- ☐ I HAVE NO INFORMATION of any cases that could affect the current case, any cases relating to custody, domestic violence or protection orders, dependency, neglect or abuse allegations, or adoptions concerning any child subject to this case.
- ☐ I HAVE THE FOLLOWING INFORMATION concerning cases that could affect the current case, including any cases relating to custody, domestic violence or protection orders, dependency, neglect or abuse allegations, or adoptions concerning any child subject to this case, other than listed in Paragraph 3. Explain:
- a. Name of each child
- b. Type of case
- c. Court and State
- d. Date of court order or judgment (if any):
- 5. List all of the criminal convictions including guilty pleas for you and the members of your household for the following offenses: any criminal offense involving acts that resulted in a child being abused or neglected; any offense that is a violation of R.C. 2919.25; any sexually oriented offense as defined in R.C. 2950.01; and any offense involving a victim who was a family or household member at the time of the offense and caused physical harm to the victim during the commission of the offense.

NAME	CASE NUMBER	COURT/STATE/ COUNTY	TYPE OF CASE	RESULT OF CASE

6. Persons not a party to this case:

I DO NOT KNOW OF ANY PERSON who is not a party to this case and who has physical custody or claims to have custody or visitation rights with respect to any child subject to this case.

Case No.____

- ☐ I KNOW THAT THE FOLLOWING NAMED PERSON(S) not a party to this case has/have physical custody or claim(s) to have custody or visitation rights with respect to any child subject to this case:
 - a. Name and address of person
 has physical custody claims custody rights claims visitation rights.
 Name of each child
 - b. Name and address of person
 has physical custody
 claims custody rights
 claims visitation rights.
 Name of each child
 - c. Name and address of person
 has physical custody claims custody rights claims visitation rights.
 Name of each child
- 7. I have a continuing duty to inform this Court of any child custody, visitation, parenting time, divorce, dissolution of marriage, separation, neglect, abuse, dependency, guardianship, parentage, termination of parental rights, or domestic violence case concerning the children in this state or in any other state that could affect the current case.

OATH OR AFFIRMATION

I swear or affirm that the answers above are true, complete, and accurate to the best of my knowledge. I understand that making false statements in this document may result in a contempt of court finding against me which could result in a jail sentence and fine, and may also subject me to criminal penalties for perjury under R.C. 2921.11.

DO NOT SIGN THE FORM UNLESS YOU ARE IN FRONT OF THE PERSON WHO WILL NOTARIZE THE PARENTING PROCEEDING AFFIDAVIT FOR YOU.

Signature of Petitioner

Sworn to and subscribed before me on this day of

NOTARY PUBLIC

FORM 10.01-L:	JUDGMENT E	INTRY ON MOTION TO	MODIFY/TERMINATE CIVIL	PROTECTION ORDER OR	CONSENT AGREEMENT
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	IN THE COURT OF COMMON PLEAS
Petitio	oner Case No.
DOB:	/ /i Judge
v.	 JUDGMENT ENTRY ON MOTION TO MODIFY OR TERMINATE CIVIL PROTECTION ORDER OR CONSENT AGREEMENT (R.C. 3113.31)
Resp	ondent
DOB:	:
before	the motion of Petitioner Respondent, this proceeding came on for a hearing on the Court tomodifyterminate the following Order: omestic Violence Civil Protection Order granted on
	ating Violence Civil Protection Order granted on
	onsent Agreement Dating Violence Civil Protection Order approved on
□ Pe	etitioner waspresentnot present, but had reasonable notice and opportunity to be heard.
🗌 Re	espondent was present not present, but had reasonable notice and opportunity to be heard.
The C	court has considered the following factors:
1.	Petitionerconsentsdoes not consent to themodificationtermination of the Civil Protection Order or Consent Agreement.
2.	Petitionercontinues to feardoes not fear Respondent.
3.	The current nature of the relationship between Petitioner and Respondent is as follows:
4.	Relative proximity of Petitioner's and Respondent's workplaces and residences.
5.	Petitioner and Respondent have indo not have minor children together.
6.	Respondent hascompliedfailed to comply with the terms and conditions of the original civil protection order or consent agreement.
7.	Respondent has does not have a continuing involvement with illegal drugs or alcohol.

Case No.____

- 8. Respondent has been has not been convicted of or pleaded guilty to an offense of violence since the protection order was issued or the consent agreement was approved.
- 9. Other protection orders, consent agreements, restraining orders, or no contact orders ⊡have been ⊡have not been issued against Respondent pursuant to R.C. 3113.31 or 2919.26, any other provision of state law, or the laws of any other state.
- 10. Respondent participated has not participated in treatment, intervention program, or other counseling as set forth in the Court's order or approved agreement.
- 11. Respondent _____completed ___has not completed treatment, intervention program, or other counseling as set forth in the Court's order or approved agreement.
- 12. _____ (time) has elapsed since the protection order was issued or the consent agreement was approved.
- 13. The age and health of Respondent is as follows:
- 14. The last incident of abuse, threat of harm, or commission of a sexually oriented offense occurred on:
- 15. Other information considered concerning the safety and protection of Petitioner or other protected parties:

Based on all relevant factors, including those set forth in R.C. 3113.31(E)(8), the Court finds:							
THE ORDER ISSUED ON	SHALL BE MODIFIED per the Modified Domestic						
,	Modified Dating Violence Civil Protection Order (Form						
10.01-T).							

THE ORDER IS TERMINATED. The civil protection order or consent agreement is no longer needed. Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

THE MOTION IS DENIED. The civil protection order or consent agreement remains in full force and effect.

The Court has prepared a Protection Order Notice to NCIC (Form 10-A) to show the modification or early termination of the prior order or agreement.

IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoenaing witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.

THE COSTS OF THIS ACTION ARE assessed against Respondent waived.

FORM 10.01-L: JUDGMENT ENTRY ON MOTION TO MODIFY/TERMINATE CIVIL PROTECTION ORDER OR CONSENT AGREEMENT Amended: April 15, 2021 Discard all previous versions of this form

Case No.___

IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE, the Court has reviewed the magistrate's granting or denial of the modification or termination of the Order and finds no error of law or other defect evident on the face of the Order as set forth in Civ.R. 65.1. Accordingly, the Court adopts the magistrate's granting or denial of the modification or termination of the Order.

IT IS SO ORDERED.

MAGISTRATE	JUDGE
NOTICE OF FINAL APPEALABLE ORDER Copies of this Order, which is a final appealable order, were served on or delivered to the parties indicated above pursuant to Civ. R. 5(B) and 65.1(C)(4), including ordinary mail, on	TO THE CLERK: A COPY OF THIS ORDER SHALL BE SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(3). COPIES OF THIS ORDER SHALL BE DELIVERED ON:
day of , 20 By: CLERK OF COURT	 Petitioner Petitioner's Attorney Respondent's Attorney Counseling Program: Law Enforcement Agency Where Petitioner Resides: Law Enforcement Agency Where Petitioner Works: CSEA Other:

FORM 10-C: WARNING CONCERNING THE ATTACHED PROTECTION ORDER OR CONSENT AGREEMENT

<u>NOTE</u>: Rules 10.01, 10.02, 10.03, and 10.05 of the Rules of Superintendence for the Courts of Ohio require this Warning to be attached to the FRONT of all civil and criminal EX PARTE or FULL HEARING protection orders issued by the courts of the State of Ohio.

WARNING TO RESPONDENT / DEFENDANT

<u>Violating the attached Protection Order is a crime, punishable by incarceration, fine, or both and may</u> cause the revocation of your bond or result in a contempt of court citation against you.

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

Only the Court may change the terms of this Protection Order. The Petitioner/Alleged Victim/Protected Person cannot give you legal permission to change this Order. If you go near the Petitioner/Alleged Victim/ Protected Person, even with the person's permission, you may be arrested. Only the Court may change or end this Protection Order. Unless the Court changes or ends this Order, you may be arrested for violating this Protection Order. 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 Protection Order **cannot** be changed by either party without obtaining a written court order.

NOTICE ABOUT FIREARMS AND OTHER DEADLY WEAPONS

As a result of this Protection Order or Consent Agreement, it may be a federal crime for you to possess or purchase a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to 18 U.S.C. 922(g)(8) for the duration of this Order. If you have any questions whether the law makes it illegal for you to possess or purchase a firearm or ammunition, you should consult with a lawyer.

This Protection Order may be subject to the exceptions pursuant to 18 U.S.C. 925(a)(1) **only** with respect 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 counties in Ohio. Violation of this 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. 2151.34, 2903.213, 2903.214, 2919.26, 2919.27, and 3113.31. If you have reasonable grounds to believe that the 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 the Respondent/ Defendant until a warrant may be obtained. Federal and state law prohibits charging a fee for service of this Order to the Petitioner/Alleged Victim or protected parties.

IN THE COURT OF COMMON PLEAS

COUNTY, OHIO

Per R.C. 3113.3	r of Pro B1(F)(3), this Orde EMENT AGENCY - PHONE NUMB	er is indexed at	MODIFIED	OHIO DOMESTIC R.C. 3113.31	-	E CIVIL	PROTE	ECTION
	PETITIONER	R:	Petitioner	ERSON(S) P	ROTECTE	D BY TH		DER:
			Petitioner's	Family or Hou		bers:	DOB:	
			(Additior	nal forms attac	hed)		DOB:	
First	Middle	Last					DOB:	
							DOB:	
	v .						DOB:	
	RESPONDEN	IT·		RESP			s	
			SEX	RACE		HGT		WGT
						-		
			EYES	HAII	R		DC	B
First	Middle	Last					/	/
Relationship to	Petitioner:		DRIVER'	S LIC. NO.	EXP. I	JATE		STATE
-	Respondent can	he found:						
	Copondent Call		Distinguishin	g Features:				
			5	0				

WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS – PROCEED WITH CAUTION

Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and Respondent will be provided with reasonable notice and opportunity to be heard within the time required by Ohio law. Additional findings of this Order are set forth below.

THE COURT HEREBY ORDERS:

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

			(SHALL BE SAME EXFIRATION DATE AS IN CIVIL
			PROTECTION ORDER OR CONSENT AGREEMENT
The terms of this Order shall be effective until	/	/	UNLESS EXTENDED BY SEPARATE ENTRY)

(CHALL DE CAME EVDIDATION DATE AC IN CIVIL

WARNING TO RESPONDENT: See the warning page attached to the front of this Order.

Case No.

This proceeding came on for a hearing on / / / . Based on the evidence presented and consideration of factors set forth in R.C. 31131.31(E)(8), the Court finds that the motion to modify the prior Domestic Violence Civil Protection Order issued on / / / / is well taken.

RESPONDENT SHALL NOT ABUSE, harm, attempt to harm, threaten, follow, stalk, harass, force sexual relations upon, or commit sexually oriented offenses against the protected persons named in this Order. [NCIC 01 and 02]

The Court also finds

Additional findings on a separate page are included and attached herein.

1. RESPONDENT SHALL IMMEDIATELY VACATE the following residence:

2. EXCLUSIVE POSSESSION OF THE RESIDENCE located at:

	is granted to: Respondent shall not interfere with the protected persons' right to occupy the residence including, but not limited to canceling utilities or insurance or interrupting telecommunication (e.g. telephone, internet, cable) services mail delivery, or the delivery of any other documents or items. [NCIC 03]
□3.	RESPONDENT SHALL SURRENDER all keys and garage door openers to the above residence within 24 hours of service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:
4 .	RESPONDENT SHALL NOT ENTER or interfere with 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]
□5.	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 person wherever those protected persons may be found, or any place Respondent knows or should know the protected persons are likely to be, even with a protected person's 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]
— 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; voicemail; delivery service; social media; blogging; writings; electronic communications; posting a message; 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 use any form of electronic surveillance on protected persons.
□ 8.	RESPONDENT SHALL IMMEDIATELY SURRENDER POSSESSION OF ALL KEYS TO THE FOLLOWING MOTOR VEHICLE: to the law enforcement agency that served Respondent with this Order or as follows:
	and Petitioner is granted exclusive use of this motor vehicle.
9 .	RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY owned or possessed by the protected persons named in this Order. Personal property shall be apportioned as follows:
<u> </u>	RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY COMPANION ANIMALS OR PETS owned or possessed by the protected persons named in this Order.
11 .	PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS,

owned by Petitioner, from the possession of Respondent:

FORM 10.01-M: MODIFIED DOMESTIC VIOLENCE CIVIL PROTECTION ORDER Amended: April 15, 2021 Discard all previous versions of this form

Case No.

Exchange of the listed companion animals or pets shall take place as follows:

12 .	RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON to do any act prohibited by
	this Order.

13. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON, INCLUDING FIREARMS, AND AMMUNITION at any time while this Order remains in effect in order to bring about a cessation of violence. Furthermore, Respondent may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

RESPONDENT IS EXCEPTED only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibition apply.

14.	RESPONDENT SHALL TURN OVER ALL DEADLY	WEAPONS, INCLUDING FIREARMS AND
	AMMUNITION, owned by respondent or in Responder	nt's possession to the law enforcement agency
	that serves Respondent with this Order no later than	or as follows:

Any law enforcement agency is authorized to accept possession of deadly weapons, including firearms, and ammunition pursuant to this paragraph and hold them in protective custody for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons, including firearms, and ammunition into protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons, including firearms, and ammunition held in protective custody by law enforcement pursuant to this Order, unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

15. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE, if any, is now subject to R.C. 2923.128.

16. PETITIONER IS AN UNMARRIED FEMALE who gave birth to

(a child) born on ______. As set forth in R.C. 3109.042, Petitioner is the sole residential parent or legal custodian of the child until a court of competent jurisdiction issues an order designating another person as the residential parent or legal custodian.

17. PARENTAL RIGHTS AND RESPONSIBILITIES ARE TEMPORARILY ALLOCATED AS FOLLOWS: [NCIC 09]

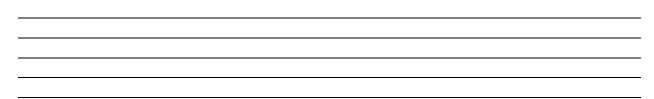
This Order applies to the following _____child ____children:

Case No.___

□18 .	 PARENTING TIME ORDERS DO NOT PERMIT RESPONDENT TO VIOLATE THE TERMS OF THIS ORDER. (A) Respondent's parenting time rights are suspended; or (B) As a limited exception to paragraphs 5 and 6, temporary parenting time rights are established as follows: [NCIC 06]
	This Order applies to the following Child Children:
∐ 19.	LAW ENFORCEMENT AGENCIES, including but not limited to, are ordered to assist Petitioner in gaining physical custody of thechildchildren, if necessary.
20 .	RESPONDENT SHALL SUPPORT the protected persons named in this Order as follows:
21 .	RESPONDENT MAY PICK UP CLOTHING and personal effects from the above residence only in the company of a uniformed law enforcement officer within seven or days of the filing of this Order. Arrangements may be made by contacting:
	RESPONDENT SHALL NOT USE OR POSSESS alcohol or illegal drugs.
	Respondent shall contact this program withindays after receiving thisOrder and immediately arrange for an initial appointment.The counseling program is requestedto 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.
24 .	RESPONDENT IS ORDERED TO APPEAR before Judge or Magistrate on/ at a.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, or the Court may issue a warrant for your arrest.
25 .	RESPONDENT SHALL NOT INTERFERE with wireless service transfer, prevent the functionality of a device on the network, or incur further contractual or financial obligations related to the transferred numbers.

Wireless service rights to and billing responsibility for the wireless service number or numbers in use by Petitioner or any minor children in the care of Petitioner shall be transferred to Petitioner by separate order, Wireless Service Transfer Order (Form 10-E).

26. IT IS FURTHER ORDERED: [NCIC 08]



- 27. THE CLERK OF COURT SHALL CAUSE A COPY of this Order to be served on Respondent as set forth in Civ.R. 5(B) and 65.1(C)(4)(b). The Clerk of Court shall also provide certified copies of the Petition and this Order to Petitioner upon request.
- **28. THIS ORDER SURVIVES** a divorce, dissolution of marriage, or legal separation. Any subsequent order from this Court, another domestic relations court, or juvenile court may modify paragraphs 16, 17, 18, and 19.
- **29. 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 as set forth in Civ.R. 65.1. Accordingly, the Court adopts the magistrate's granting of the Order.
- **30. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER** for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, subpoending witnesses for, or obtaining a certified copy of this Order. This Order is granted without bond.
- **31.** THE COSTS OF THIS ACTION ARE assessed against Respondent waived.

IT IS SO ORDERED.

MAGISTRATE

JUDGE

NOTICE TO RESPONDENT

NO PERSON PROTECTED BY THIS ORDER CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE ANY TERMS OF THIS ORDER, EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.

Case No.__

NOTICE OF FINAL APPEALABLE ORDER Copies of this Order, which is a final appealable order, were served or delivered on the parties indicated pursuant to Civ.R. 65.1(C)(4)(b), including ordinary mail, on	TO THE CLERK: A COPY OF THIS ORDER SHALL BE SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(4). COPIES OF THIS ORDER SHALL BE DELIVERED ON:
day of , 20 By: CLERK OF COURT	 DN: Petitioner Petitioner's Attorney Respondent's Attorney Counseling Program: Sheriff's Office:
	Sherin's Onice. Law Enforcement Agency Where Petitioner Resides: Law Enforcement Agency Where Petitioner Works: CSEA Other:

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

Form 10-A, Protection Order Notice to NCIC, is the mechanism to enter protection orders or consent agreements into the FBI's National Crime Information Center ("NCIC") Protection Order file. Inaccurate or inconsistent information on Form 10-A will delay entering the court order into the NCIC index; result in improper enforcement of the order; and impermissibly allow or deny a person from owning, possessing, purchasing, or transporting firearms and ammunition. Form 10-A must be completed each time the court grants, approves, modifies, renews, or terminates a criminal or civil *ex parte* or full hearing protection order or consent agreement or otherwise makes a clerical correction on a previously issued order or agreement.

Courts are encouraged to verify that orders are timely entered.

ELEMENTS OF FORM 10-A

- (A) Although Form 10-A is the primary method to inform law enforcement of the terms and conditions of a protection order or consent agreement, it is not a substitution for a protection order or judgement entry.
- (B) The court must mark the appropriate box:
 - **Initial NCIC Form:** This box indicates the court is issuing a criminal or civil protection order or approving a consent agreement for the first time.
 - Amended NCIC Form: This box points out to law enforcement that the original terms of an existing protection order or consent agreement have been modified, including modifications due to clerical errors.
 - **Removal from NCIC:** This box notifies law enforcement that the protection order or consent agreement is no longer valid and the order must be removed from the NCIC protection order database active file, regardless of the reason.
 - Service Completed: This box is marked if the court has knowledge that service of process has been perfected as set forth in Civ.R. 65.1 and Crim.R.49. The protection order should be entered promptly regardless of service.
- (C) NUMERICAL IDENTIFIER. Although the FBI only requires one numerical identifier, the court should provide additional numerical identifiers, if available, to facilitate identification of the subject of the protection order.
- (D) **BRADY DISQUALIFIERS.** All of the following requirements must be met to result in firearms disability pursuant to 18 U.S.C. 922(g)(8):
 - Existence of an intimate relationship between the protected parties and Respondent or Defendant, i.e., spouse, former spouse, an individual who cohabits or has cohabited with Respondent or Defendant, and an individual who is a parent of a child of the Respondent or Defendant;
 - Respondent or Defendant had actual notice of the hearing and an opportunity to participate;
 - The court made a finding in the order that Respondent or Defendant poses a credible threat of harm or the order explicitly prohibits Respondent or Defendant from the use, attempted use, or threatened use of physical force against an intimate partner or child.

In addition to the firearms and ammunition prohibition per 18 U.S.C. 922(g)(8), a Respondent or Defendant may be firearms and ammunition disqualified as result of other circumstances, e.g., 18 U.S.C. 922(g)(1) through (9), state law, or a court order.

- (E) DATE OF ORDER AND EXPIRATION OF ORDER. The NCIC protection order database will automatically render a record inactive on the order's expiration date. Protection orders issued pursuant to R.C. 2903.213 or 2919.26 may indicate "NONEXP." Upon disposition of the criminal case or the issuance of a civil protection order arising out of the same facts, the court must send to law enforcement another Form 10-A indicating Removal from the NCIC and state the expiration date of the order.
- (F) **TERMS OF ORDER.** The court must check every box that corresponds to the terms of the protection order. Note that the numbering next to each term in Form 10-A does not correspond to the sequence of 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.

In every instance that the court changes a term of the protection order or consent agreement, e.g., divorce decree, custody order, continuance of hearing, or extension of the protection order, the court must submit Form 10-A or a form that is substantially similar, indicate the applicable terms to law enforcement and mark "Amended NCIC Form."

□ Initial NCIC Form □

Amended NCIC Form

Removal from NCIC

Service Completed (Law Enforcement Agency: If unchecked, presume Service Unknown)

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ONLY	□06	The subject has visita	ation or custody	rights of the child(r	en) nameo	d in this Order.			
#EPO	07	The subject is prohibited from possessing and/or purchasing a firearm or other weapon as identified in the Miscellaneous Field.							
	08	See the Miscellaneou Miscellaneous comm		nents regarding the	e specific t	erms and conc	litions of this	Order.	
	□09	The protected person	is awarded tem	porary exclusive c	ustody of t	he child(ren) n	amed.		

[Page	2	of 2	of	Form	10-A]
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LIST ALL PROTECTED	PERSONS (Tot	al of 9 allowed SSN is NO	T necessary if DOB is given.)		
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□ Initial NCIC Form □

Amended NCIC Form

Removal from NCIC

Service Completed (Law Enforcement Agency: If unchecked, presume Service Unknown)

	SUBJE	ECT NAME							
	ADDRESS (CITY) (STREET) (VERTET) (CITY) (STATE) PHYSICAL DESCRIPTION: HGT WGT HAIR EYES RACE SEX M NUMERICAL IDENTIFIER (NOTE: Only ONE of the 4 numerical identifiers is needed.) 1. SSN - 1. SSN - 2. DOB / 4.* VEHICLE LIC. NO. STATE EXPIRATION YR. 4.* VEHICLE LIC. NO. STATE EXPIRATION YR. 9 DISOLAL/FIERS: Pursuant to 18 U.S.C. 922(g)(8), a "yes" response to all three Brady questions disqualifies the subject from purchasing or possessing any firearms, including arifite, pistol, revolver, or ammunition. • Does the Order protect an intimate parther or child(ren)? PYES NU • Does the Order find the subject a credible threat or explicitly prohibit physical force? PYES NU • Does the Order find the subject a credible threat or explicitly prohibit physical force? PYES NU • Does the Order find the subject a credible threat or explicitly prohibit physical force? PYES NU • Does the Order find the subject as a subject in the threat of probation/ CASE / ORDER NO. (15 DIGIT is order term of probation/	(M.I.)							
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	08			ments regarding the	e specific t	erms and cond	ditions of this	order.	
	09	The protected person	is awarded ter	nporary exclusive c	ustody of t	he child(ren) n	amed.		

[Page	2	of 2	of	Form	10-A]
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LIST ALL PROTECTED	PERSONS (Tot	al of 9 allowed SSN is NO	T necessary if DOB is given.)		
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□ Initial NCIC Form □

Amended NCIC Form

Removal from NCIC

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ONLY	□06	The subject has visita	tion or custody	rights of the child(r	en) name	d in this Order.			
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	08			ments regarding the	e specific t	erms and cond	ditions of this	order.	
	□09	The protected person	is awarded ter	nporary exclusive c	ustody of t	he child(ren) n	amed.		

[Page	2	of 2	of	Form	10-A]
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LIST ALL PROTECTED	PERSONS (Tot	al of 9 allowed SSN is NO	T necessary if DOB is given.)		
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□ Initial NCIC Form □

Amended NCIC Form

Removal from NCIC

Service Completed (Law Enforcement Agency: If unchecked, presume Service Unknown)

	SUBJE	ECT NAME							
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	3.*		(LAST) (FIRST (STREET) (CITY) ESCRIPTION: HGT WGT EYES RACE IDENTIFIER (NOTE: Only ONE of the 4 numerical identifier Identifier IDENTIFIER (NOTE: Only ONE of the 4 numerical identifier STATE IDENTIFIER (NOTE: Only ONE of the 4 numerical identifier STATE IUCLE LIC. NO. STATE BUS.C. 922(g)(8), a "yes" response to all three Brady queer STATE r possessing any firearms, including a rifle, pistol, revolve Fevolve order protect an intimate partner or child(ren)? get have notice of the hearing and opportunity to participate in order find the subject a credible threat or explicitly prohibit physe (15 DIGIT ER NO. (15 DIGIT MAXIMUM) INATING AGENCY IDENTIFIER DER (15 DIGIT DER / / EXPIRATION 219.26 AND 2903.213 CASES, "NONEXP" MAY BE USED) CONDITIONS OF ORDER (Mark all that are applicable): subject is restrained from assaulting, threatening, abusing, haracted person is granted exclusive possession of the reside esubject is restrained from making any communication with the jonal, written, or telephone contact, or their employer, employee on or other family or household member. subject is restrained fro		EXPIRATI	ON YR.			
		VEHICLE LIC. NO.			(CITY) (STATE) (ZIP) WGT				
	(* If #3	or #4 is used as a num	(CITY) (STATE) (ZI DN: HGT WGT HAIR HAIR EYES RACE SEX M F IR (NOTE: Only ONE of the 4 numerical identifiers is needed.) / / / NO. STATE EXPIRATION YR. / NO Otocordition of the paintory or ammunition. / YES NO ct an intimate partner or child(ren)? norticito of the hearing and opportunity to participate in the hearing regarding YES NO ne subject a credible threat or explicitly prohibit physical force? YES NO AGENCY IDENTIFIER (15 DIGIT Is order term of probation/ / / J20203.213 CASES, "NONEXP" MAY BE USED) NNS OF ORDER (Mark all that are applicable): / / /						
	Pursua purcha Doe Did	ant to 18 U.S.C. 922(g) asing or possessing a so the Order protect an i the subject have notice	ny firearms, in ntimate partner	cluding a rifle, pist or child(ren)?	ol, revolv	ver, or ammun	ition.	T YES	□ NO
		-		41				_	
	 Doe 	es the Order find the suc	ect a credible	threat or explicitly p	ronibit phy	/sical force?		LI YES	
	CASE								
	_								
				ĸ			9 DIGIT OR	I ASSIGNEL	BT NCIC)
	TERMS	S AND CONDITIONS O The subject is restrain	F ORDER (Ma ned from assau	rk all that are appl i Iting, threatening, al	cable): ousing, ha	rassing, follow	ing, interferi	(STATE) (ZIP) IM F / / RATION YR.	g the
						family or hous	ehold.		
		•		•	•	•			
		The subject is require	d to stay away	from the residence,				ment of the p	orotected
OHP DATA	□05	personal, written, or t	elephone conta	ct, or their employe	r, employe	es, or fellow w			
ONLY	□06	The subject has visita	tion or custody	rights of the child(r	en) name	d in this Order.			
#EPO	07		ted from posse	ssing and/or purcha	sing a fire	arm or other w	eapon as id	entified in the	•
	08			ments regarding the	e specific t	erms and cond	ditions of this	order.	
	□09	The protected person	is awarded ter	nporary exclusive c	ustody of t	he child(ren) n	amed.		

[Page	2	of 2	of	Form	10-A]
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LIST ALL PROTECTED	PERSONS (Tot	al of 9 allowed SSN is NO	T necessary if DOB is given.)		
PROTECTED PERSON			Thecessary in DOD is given.		
	(LAST)		(FIRST)		(M.
DOB /		SSN		RACE	,
SEX M F					
PROTECTED PERSON					
	(LAST)		(FIRST)		(M.
DOB /	/	SSN		RACE	
SEX 🛛 M 🗍 F					
PROTECTED PERSON					
					(M.
	1	SSN		RACE	
SEX 🗍 M 🗍 F					
PROTECTED PERSON	(LAST)		(FIRST)		(M.
DOB /	(LAST) /	SSN		RACE	(111.
SEX IM IF	/				
PROTECTED PERSON					
FROTECTEDFERSON	(LAST)		(FIRST)		(M.
DOB /	/	SSN		RACE	
SEX 🗍 M 🗍 F					
PROTECTED PERSON					
	(LAST)		(FIRST)		(M.
	/	SSN		RACE	
SEX 🛛 M 🗍 F					
PROTECTED PERSON					/
	(LAST)	SSN	(FIRST)	RACE	(M.
DOB / SEX □M □F	1	33N			
PROTECTED PERSON	(LAST)		(FIRST)		(M.
DOB /	(LAST) /	SSN	. ,	RACE	(101.
	1	0011			
PROTECTED PERSON					
I NOTEOTED FENSON	(LAST)		(FIRST)		(M.
DOB /	1	SSN		RACE	-
SEX M F					