

-----FOR LPOR USE ONLY-----

PNO# \_\_\_\_\_

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

Initials: \_\_\_\_\_ Verified by: \_\_\_\_\_

**LOUISIANA UNIFORM ABUSE PREVENTION ORDER**

**Order of Protection**

**Temporary Restraining Order**

Docket No. \_\_\_\_\_

Court: \_\_\_\_\_ Div.: \_\_\_\_\_

City/Parish \_\_\_\_\_

State

\_\_\_\_\_

**Louisiana**

Filed: \_\_\_\_\_ Clerk: \_\_\_\_\_

**PETITIONER**

\_\_\_\_\_

First Middle/Maiden Last

**PETITIONER IDENTIFIERS**

\_\_\_\_\_

Date of birth

\_\_\_\_\_

Race

Sex: F

Sex: M

Protected person is:  Petitioner  other(s) *List other(s) name & date of birth:*

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

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

**V.**

**DEFENDANT NAME AND ADDRESS**

\_\_\_\_\_

First Middle Last

\_\_\_\_\_

Name of minor defendant's parent or guardian

Defendant's Alias: \_\_\_\_\_

No. & Street \_\_\_\_\_

Apt. No. \_\_\_\_\_

City State Zip Code

**DEFENDANT IDENTIFIERS**

<b>SEX</b>	<b>RACE</b>	<b>DOB</b>	<b>HT</b>	<b>WT</b>
<b>EYES</b>	<b>HAIR</b>	<b>SOCIAL SECURITY #</b>		
<b>DRIVER'S LICENSE #</b>		<b>STATE</b>	<b>EXP DATE</b>	

**THE COURT HEREBY FINDS:**

That it has jurisdiction over the parties and subject matter, and the defendant has been or will be provided with reasonable notice and opportunity to be heard. Additional findings of this court are as set forth on the following pages.

**THE COURT HEREBY ORDERS:**

That the above named defendant be restrained from committing further acts of abuse or threats of abuse, stalking or sexual assault. Additional terms of this order are as set forth on the following pages.

This order shall be effective through 11:59 PM on \_\_\_\_\_ (month/day/year)

This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265).

**WARNINGS TO DEFENDANT:**

Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262).

Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922(g)(8)). See further notice on page 6 of this Order.

**ONLY THE COURT CAN CHANGE THIS ORDER.**

**LOUISIANA UNIFORM ABUSE PREVENTION ORDER**

**TEMPORARY RESTRAINING ORDER**  
Pursuant to:

<input type="checkbox"/> La. R.S. 46:2131 et seq. (Domestic Abuse)	<input type="checkbox"/> La. R.S. 46:2171 et seq. (Non-intimate stalking)	46:2171 and 46:2181 valid for relationships in Box C below ONLY
<input type="checkbox"/> La. R.S. 46:2151 (Dating Violence)	<input type="checkbox"/> La. R.S. 46:2181 et seq. (Non-intimate sexual assault)	
<input type="checkbox"/> La. Ch. C. Article 1564 et seq. (Children's Code Domestic Abuse)		

PETITIONER \_\_\_\_\_ Protected person is:  Petitioner  other(s)

**V.**

DEFENDANT \_\_\_\_\_

The protected person(s) is related to the defendant as: (check all that apply)

<b>A</b>	<input type="checkbox"/> 1. current or former spouse	<b>B</b>	<input type="checkbox"/> 1. current or former dating partner
	<input type="checkbox"/> 2. current or former intimate cohabitant		<input type="checkbox"/> 2. parent, stepparent, or foster parent
	<input type="checkbox"/> 3. child, stepchild, or foster child		<input type="checkbox"/> 3. grandparent or other ascendant
	<input type="checkbox"/> 4. child of defendant's current or former intimate partner		<input type="checkbox"/> 4. grandchild or other descendant
	<input type="checkbox"/> 5. protected person and defendant have a child(ren) in common		<input type="checkbox"/> 5. child currently or formerly living with defendant
		<b>C</b>	<b>Select ONLY if statute 46:2171 or 46:2181 is marked above</b>
			<input type="checkbox"/> 1. stranger/no relationship
			<input type="checkbox"/> 2. acquaintance/co-worker/neighbor or other: _____

**D**  **FINDING: Domestic Abuse or Dating Violence**  
THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE AN IMMEDIATE AND PRESENT DANGER TO THE PHYSICAL SAFETY OF THE PROTECTED PERSON(S).

**FINDING: Stalking**  
THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE AN IMMEDIATE AND PRESENT DANGER OF STALKING.

**FINDING: Sexual Assault**  
THE COURT FINDS THAT THE ALLEGATIONS PRESENTED CONSTITUTE A SEXUAL ASSAULT.

**THUS, THE COURT ISSUES THE FOLLOWING ORDERS, WITHOUT A HEARING:**

<b>E</b>	<input type="checkbox"/> The court orders interpreter services	<input type="checkbox"/> The court orders the sheriff to provide criminal history records of defendant and/or witnesses
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IT IS ORDERED THAT THE DEFENDANT BE SERVED WITH A COPY OF THIS ORDER.





Docket No.: \_\_\_\_\_

\_\_\_  21. Other:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_  IT IS FURTHER ORDERED THAT DEFENDANT show cause on \_\_\_\_\_ (month/day/year)  
 at \_\_\_ o'clock \_\_\_. M. in Courtroom No. \_\_\_ of the \_\_\_\_\_ Court, located  
 at \_\_\_\_\_ in \_\_\_\_\_, La., why the  
 above Temporary Restraining Order and other relief requested should not be made Protective Orders.

<p><b>Date of Order</b></p> <p>_____</p> <p>month/day/year</p>	<p><b>Time of Order</b></p> <p>_____</p> <p><input type="checkbox"/> AM <input type="checkbox"/> PM</p>	<p><b>Order effective through 11:59 PM on</b></p> <p>_____</p> <p>month/day/year</p>	<p>_____  <b>SIGNATURE OF JUDGE</b>  <input type="checkbox"/> Order issued <i>ex parte</i>  <input type="checkbox"/> Order issued after notice and opportunity for hearing given to defendant</p> <p>_____  <b>PRINT OR STAMP JUDGE'S NAME</b></p>
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NOTICE: C.C.P. Article 3603.1 - Any person against whom such an order is issued shall be entitled to a court-appointed attorney if the applicant has likewise been afforded a court-appointed attorney.

**NOTICE TO DEFENDANT - VIOLATION OF ORDER:**

PURSUANT TO LA. R.S. 14:79, A PERSON WHO VIOLATES THIS ORDER MAY BE ARRESTED, JAILED, AND PROSECUTED.

PURSUANT TO LA. R.S. 13:4611 AND LA. CH. C. ARTICLE 1571, A PERSON WHO VIOLATES THIS ORDER MAY BE PUNISHED FOR CONTEMPT OF COURT BY A FINE OF NOT MORE THAN \$1,000 OR BY CONFINEMENT IN JAIL FOR AS LONG AS 6 MONTHS, OR BOTH, AND MAY BE FURTHER PUNISHED UNDER CRIMINAL LAWS OF THE STATE OF LOUISIANA. THIS ORDER SHALL BE ENFORCED BY ALL LAW ENFORCEMENT OFFICERS AND COURTS OF THE STATE OF LOUISIANA.

**NOTICE TO DEFENDANT – FIREARM POSSESSION (Domestic abuse or dating violence ONLY):**

**AS A RESULT OF THIS ORDER, IT MAY BE UNLAWFUL FOR YOU TO POSSESS, RECEIVE, SHIP, TRANSPORT OR PURCHASE A FIREARM, INCLUDING A RIFLE, PISTOL, OR REVOLVER, OR AMMUNITION, FOR THE DURATION OF THIS ORDER PURSUANT TO STATE AND/OR FEDERAL LAWS. See below.**

***If you have any questions whether these laws make it illegal for you to possess or purchase a firearm or ammunition, consult an attorney.***

**Federal law: 18 U.S.C. 922 (g)(8)** prohibits a defendant from purchasing, possessing, shipping, transporting, or receiving firearms or ammunition\* for the **duration** of this order if the following conditions apply:

- Protected person(s) relationship to defendant is checked in Box **A** on page 2 of this order  
**AND**
- Notice and opportunity for a hearing provided  
**AND**
- **EITHER** Judicial finding of credible threat, **OR**  
Certain behaviors are prohibited (item 1 on page 3 of this order is initialed)

*\*Under 18 U.S.C. 921 the term "firearm" means (A) any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; (B) the frame or receiver of any such weapon; (C) any firearm muffler or firearm silencer; or (D) any destructive device. Such term does not include an antique firearm. The term "ammunition" means ammunition or cartridge cases, primers, bullets, or propellant powder designed for use in any firearm.*

**NOTICE TO DEFENDANT – FIREARM TRANSFER AND SUSPENSION OF CONCEALED HANDGUN PERMIT (Domestic abuse or dating violence ONLY)**

**IF A PROTECTIVE ORDER IS ISSUED AGAINST YOU, YOU MAY BE REQUIRED TO TRANSFER ANY AND ALL FIREARMS OWNED OR POSSESSED BY YOU AND SURRENDER YOUR CONCEALED HANDGUN PERMIT. AS YOU MAY ALSO BE REQUIRED TO STATE UNDER OATH THE NUMBER OF FIREARMS YOU POSSESS, THE TYPE AND LOCATION OF EACH AND COMPLETE A FIREARMS INFORMATION FORM VERIFYING SUCH, BRING THIS INFORMATION TO THE HEARING. THE INFORMATION MAY BE REQUIRED EVEN IF YOU TRANSFERRED THE FIREARMS PRIOR TO THE TRANSFER ORDER.**

**Louisiana law: C.Cr.P. Art. 1001 et seq.** requires the transfer of all firearms owned or possessed and the suspension of a concealed handgun permit:

- When a person is subject to a permanent injunction or a protective order pursuant to a court-approved consent agreement or pursuant to the provisions of R.S. 9:361 et seq., R.S. 9:372, R.S. 46:2136, 2151, or 2173, Children's Code Article 1570, Code of Civil Procedure Article 3607.1, or C.Cr.P. Articles 30, 320, or 871.1.  
**OR**
- When a person is subject to a Uniform Abuse Prevention Order that includes terms prohibiting possession of a firearm or carrying a concealed weapon.

**FULL FAITH AND CREDIT pursuant to 18 U.S.C. § 2265**

The issuing court certifies that it has jurisdiction over the parties and the subject matter under the laws of the State of Louisiana; that the defendant was given reasonable notice and an opportunity to be heard sufficient to protect the defendant's right to due process before this order was issued; or if the order was issued *ex parte*, the court ordered that the defendant be given reasonable notice and an opportunity to be heard within the time required by the laws of the State of Louisiana, and in any event, within a reasonable time after the order was issued, sufficient to protect the defendant's due process rights.

**THIS ORDER SHALL BE PRESUMED VALID AND ENFORCEABLE IN ALL 50 STATES, THE DISTRICT OF COLUMBIA, TRIBAL LANDS, U.S. TERRITORIES, AND COMMONWEALTHS.**

\_\_\_\_\_  
SIGNATURE OF JUDGE

\_\_\_\_\_  
PRINT OR STAMP JUDGE'S NAME

**NOTICE TO LAW ENFORCEMENT**

Pursuant to La. R.S. 14:79, the crime of violation of protective orders – you shall use every reasonable means, including but not limited to immediate arrest of the violator, to enforce this order. Further, you shall at a minimum issue a summons to the person in violation.

Pursuant to La. R.S. 46:2140(A), if you have reason to believe that a family or household member or dating partner has been abused AND the abusing party is in violation of this order, you SHALL immediately arrest the abusing party.

If the expiration date of this order falls on or within five (5) days of the conclusion of a declared state of emergency, this order/injunction shall be enforced throughout that time period.

DEFENDANT WAS SERVED AT CLOSE OF HEARING.  
Date \_\_\_\_\_ Clerk \_\_\_\_\_

FAXED or ELECTRONICALLY TRANSMITTED TO LOUISIANA PROTECTIVE ORDER REGISTRY  
Date \_\_\_\_\_ Clerk \_\_\_\_\_

**FAX COMPLETED ORDERS TO 888-568-4558**

**Copies to:** 1) Court file 2) Petitioner/protected person(s) 3) Defendant 4) Chief Law Enforcement Official of the parish where the protected person(s) resides 5) Louisiana Protective Order Registry.