

ABUSE PREVENTION ORDER
(G.L. c. 209A) Page 1 of 2

DOCKET NO.
0300 RO 0000

TRIAL COURT OF MASSACHUSETTS



PLAINTIFF'S NAME
Jane Doe
NAME & ADDRESS OF COURT
Lowell District Court
41 Hurd Street
Lowell, MA. 01852

D
E
F
E
N
D
A
N
T
I
N
F
O

Defendant's Name and Address
John Doe
123 Main Street
Lowell, MA 01852
Sex M F
Mother's Maiden Name (First & Last)
Mary Smith
Father's Name (First & Last)
William Doe

Alias, if any
Johnny Doe
Date of Birth
6/15/72
Place of Birth
Nashua, NH
SS #
555-55-5555
Daytime Phone # (978)
555-1212

VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE punishable by imprisonment or fine or both.

A. THE COURT HAS ISSUED THE FOLLOWING ORDERS TO THE DEFENDANT: (only those items checked shall apply)

- This Order was issued without advance notice because the Court determined that there is a substantial likelihood of immediate danger of abuse.
- This Order was communicated by telephone from the Judge named below to: Police Dept. _____ Police Officer _____
- 1. YOU ARE ORDERED NOT TO ABUSE THE PLAINTIFF by harming, threatening or attempting to harm the Plaintiff physically or by placing the Plaintiff in fear of imminent serious physical harm, or by using force, threat or duress to make the Plaintiff engage in sexual relations unwillingly
- 2. YOU ARE ORDERED NOT TO CONTACT THE PLAINTIFF, except as permitted in 8 below or for notification of court proceedings as permitted in this section, either in person, by telephone, in writing or otherwise, either directly or through someone else, and to stay at least 100 yards from the Plaintiff even if the Plaintiff seems to allow or request contact. Notification of court proceedings is permissible only by mail, or by sheriff or other authorized officer when required by statute or rule.
- 3. YOU ARE ORDERED TO IMMEDIATELY LEAVE AND STAY AWAY FROM THE PLAINTIFF'S RESIDENCE, except as permitted in 8 below, located at 123 Main Street, Lowell, MA or wherever else you may have reason to know the Plaintiff may reside. The Court also ORDERS you (a) to surrender any keys to that residence to the Plaintiff, (b) not to damage any belongings of the Plaintiff or any other occupant, (c) not to shut off or cause to be shut off any utilities or mail delivery to the Plaintiff, and (d) not to interfere in any way with the Plaintiff's right to possess that residence, except by appropriate legal proceedings.
 - If this box is checked, the Court also ORDERS you to immediately leave and remain away from the entire apartment building or other multiple family dwelling in which the Plaintiff's residence is located.
- 4. PLAINTIFF'S ADDRESS IMPOUNDED. The Court ORDERS that the address of the Plaintiff's residence is to be impounded by the Clerk-Magistrate or Register of Probate so that it is not disclosed to you, your attorney, or the public.
- 5. YOU ARE ORDERED TO STAY AWAY FROM THE PLAINTIFF'S WORKPLACE located at Impounded
- 6. CUSTODY OF THE FOLLOWING CHILDREN IS AWARDED TO THE PLAINTIFF:

N A M E	<u>Lisa Doe</u>	D O B	<u>8/5/95</u>	N A M E	<u> </u>	D O B	<u> </u>
	<u>Michael Doe</u>		<u>10/6/97</u>		<u> </u>		<u> </u>
	<u> </u>		<u> </u>		<u> </u>		<u> </u>

- 7. YOU ARE ORDERED NOT TO CONTACT THE CHILDREN LISTED ABOVE OR ANY CHILDREN IN THE PLAINTIFF'S CUSTODY LISTED BELOW either in person, by telephone, in writing or otherwise, either directly or through someone else, and to stay at least 100 yards away from them unless you receive written permission from the Court to do otherwise.
 - You are also ordered to stay away from the following school, day care, other: Little Red Schoolhouse

N A M E	<u>Lisa Doe</u>	D O B	<u>8/5/95</u>	N A M E	<u> </u>	D O B	<u> </u>
	<u>Michael Doe</u>		<u>10/6/97</u>		<u> </u>		<u> </u>
	<u> </u>		<u> </u>		<u> </u>		<u> </u>

- 8. VISITATION WITH THE CHILDREN LISTED IN SECTION 6 IS PERMITTED ONLY AS FOLLOWS (may be ordered by Probate and Family Court only):
 - Visitation is only allowed if supervised and in the presence of _____ at the following times _____ to be paid for by _____ (third party), and not by you
 - Transportation of children to and from this visitation is to be done by _____ (third party), and not by you
 - You may contact the Plaintiff by telephone only to arrange this visitation.
- 9. YOU ARE ORDERED TO PAY SUPPORT for the Plaintiff and your child or children listed above, at the rate of \$ _____ per week or per _____, beginning _____, 20____ directly to the Plaintiff through the Probation Office of this Court through the Massachusetts Department of Revenue by income assignment.
- 10. YOU MAY PICK UP YOUR PERSONAL BELONGINGS in the company of police at a time agreed by the Plaintiff.
- 11. YOU ARE ORDERED TO COMPENSATE THE PLAINTIFF for \$ _____ in losses suffered as a direct result of the abuse, to be paid in full on or before _____, 20____ directly to the Plaintiff through the Probation Office of this Court.
- 12. THERE IS A SUBSTANTIAL LIKELIHOOD OF IMMEDIATE DANGER OF ABUSE. YOU ARE ORDERED TO IMMEDIATELY SURRENDER to the Lowell Police Department all guns, ammunition, gun licenses and FID cards. Your license to carry a gun, if any, your FID card, if any, are suspended immediately.
 - ▶ You may ask the Court to change this Order by going to the Court and filing a petition. The Court will schedule a hearing on your petition.
 - ▶ You must immediately surrender the items listed above, and also comply with all other Orders in this case, whether or not you file a petition.
 - ▶ If you need a firearm, rifle, shotgun, machine gun, or ammunition for your job, you may ask for a hearing within two days.
- 13. YOU ARE ALSO ORDERED _____

The Plaintiff must appear at scheduled hearings, or this Order may be vacated. The Defendant may appear, with or without attorney, to oppose any extension or modification of Order. If the Defendant does not appear, the Order may be extended or modified as determined by the Judge. For good cause, either the Plaintiff or the Defendant may request a hearing.

14. Police reports are on file at the _____ Police Department.

15. OUTSTANDING WARRANTS FOR THE DEFENDANT'S ARREST:

(DOCKET #s) _____ (PCF #) _____

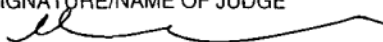
16. An imminent threat of bodily injury exists to the petitioner. Notice issued to _____ Police Department(s) by telephone other _____.

B. NOTICE TO LAW ENFORCEMENT.

- 1. An appropriate law enforcement officer shall serve upon the Defendant in hand a copy of the Complaint and a certified copy of this Order (and Summons), and make return of service to this Court. If this box is checked , service may instead be made by leaving such copies at the Defendant's address shown on Page 1 but only if the officer is unable to deliver such copies in hand to the Defendant.
- 2. Defendant Information Form accompanies this Order.
- 3. Defendant has been served in hand by the Court's designee: Name _____ Date _____

DATE OF ORDER 6/21/03	TIME OF ORDER 11:30	<input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.	EXPIRATION DATE OF ORDER 7/5/03	at 4 P.M.	NEXT HEARING DATE: 7/5/03	at 8:30	<input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.	in Courtroom _____
--------------------------	------------------------	---	------------------------------------	-----------	------------------------------	---------	--	--------------------

The above and any subsequent Orders expire on the expiration dates indicated. Hearings on whether to continue and/or modify Orders will be held on dates and times indicated.

SIGNATURE/NAME OF JUDGE


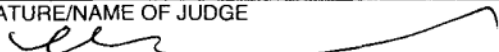
C. PRIOR COURT ORDER EXTENDED.

After a hearing at which the Defendant appeared did not appear, the Court has ORDERED that the prior Order dated 6/21, 2003 shall continue in effect until the next expiration date below without modification

with the following modification(s):
Paragraph 7 is vacated

Return of items ordered surrendered or suspended in A.12. on Page 1 presents a likelihood of abuse to the Plaintiff.

DATE OF ORDER 7/5/03	TIME OF ORDER 10:45	<input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.	EXPIRATION DATE OF ORDER 7/5/04	at 4 P.M.	NEXT HEARING DATE: 7/5/04	at 8:30	<input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.	in Courtroom _____
-------------------------	------------------------	---	------------------------------------	-----------	------------------------------	---------	--	--------------------

SIGNATURE/NAME OF JUDGE


D. FURTHER EXTENSION.

After a hearing at which the Defendant appeared did not appear, the Court has ORDERED that the prior Order dated _____, 20____ shall continue in effect until the next expiration date below without modification

with the following modification(s):

Return of items ordered surrendered or suspended in A.12. on Page 1 presents a likelihood of abuse to the Plaintiff.

DATE OF ORDER	TIME OF ORDER	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.	EXPIRATION DATE OF ORDER	at 4 P.M.	NEXT HEARING DATE:	at _____	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.	in Courtroom _____
---------------	---------------	--	--------------------------	-----------	--------------------	----------	---	--------------------

SIGNATURE/NAME OF JUDGE

E. PRIOR COURT ORDER MODIFIED.

Upon motion by the Plaintiff Defendant and after a hearing at which the Plaintiff appeared did not appear and the Defendant appeared did not appear, the Court has ORDERED that the prior Order dated _____, 20____ shall be modified as indicated below:

Return of items ordered surrendered or suspended in A.12. on Page 1 presents a likelihood of abuse to the Plaintiff.

DATE OF ORDER	TIME OF ORDER	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.	EXPIRATION DATE OF ORDER	at 4 P.M.	NEXT HEARING DATE:	at _____	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.	in Courtroom _____
---------------	---------------	--	--------------------------	-----------	--------------------	----------	---	--------------------

SIGNATURE/NAME OF JUDGE

F. PRIOR COURT ORDER VACATED.

This Court's prior Order is vacated. Law enforcement agencies shall destroy all records of such Order.

VACATED AT PLAINTIFF'S REQUEST.

SIGNATURE/NAME OF JUDGE	DATE OF ORDER	TIME OF ORDER	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.
-------------------------	---------------	---------------	--

WITNESS - FIRST OR CHIEF JUSTICE
Neil J. Walker

A true copy, attest (Asst.) Clerk Magistrate/ (Asst.) Register of Probate