



## DOMESTIC VIOLENCE RESTRAINING ORDERS

<b>Court Document required</b>	<p>A packet containing the following:</p> <p>DV-110 Temporary Restraining Order and Notice of Hearing</p> <p>DV-100 Request for Order</p> <p>DV-120 Answer to Temporary Restraining Order</p> <p>DV-800 Proof of Firearms Turned in or Sold</p> <p>DV-810 What Do I Do With My Gun or Fire Arm</p> <p>Any other documents required by the court.</p>
<b>Purpose of Process</b>	Notifies the restrained person of a hearing concerning various issues and restrains certain activities and conduct until the hearing.
<b>Sheriff's Instructions</b>	Use General Service Process Instruction Form
<b>Time for Service</b>	The papers in the packet must be served five days before the court date unless the time is modified by the court.
<b>Manner of Service</b>	Personal Service
<b>Fee</b>	No Fee
<b>Proof of Service</b>	If service is made, the original proof of service is sent to court and a copy is sent to the protected person who should file it with the police agency listed in the order. If service is not made, a not found/no service return is completed. The original proof of service is mailed to the court and a copy is mailed to the protected person along with the documents for service stating the reason for non-service.

### Information Guide

A Domestic Violence Restraining Order is a court order that can protect a spouse, former spouse, cohabitant, relative, child, and a person with a dating relationship from being physically abused, threatened, stalked, or harassed. This order helps protect people from abuse. It is designed to curb violence and sexual abuse by separating the parties and restraining certain activities and conduct. A Domestic Violence *Temporary* Restraining Order and Notice of Hearing are first issued by the court to notify the restrained person to appear at a hearing to determine whether a long-term injunction prohibiting certain activities should be issued. It also notifies the restrained person of certain activities and conduct they are restrained from until the court hearing. The Temporary Restraining Order must be personally served on the restrained person by someone 18 years of age or older who is not protected by the orders or a Sheriff's Deputy. If the Temporary

Restraining Order includes a removal order, the Sheriff's Deputy will immediately move the restrained person from the address and allow the restrained person to take only personal clothing and effects needed until the hearing.

The protected person should immediately deliver a copy of the Temporary Restraining Order to the police agency listed in the Temporary Restraining Order. After service, the proof of service should be filed with the police agency listed in the Temporary Restraining Order to update their system. The restrained person is subject to immediate arrest for violating the Temporary Restraining Order.

The Sheriff' Office accords a very high priority to restraining orders. After the restrained person is served, the Sheriff's Civil Division will mail a copy of the proof of service to the protected person and mail the original proof of service to the court that the order was issued from. If service has not been made, the order will be returned to the protected person together with a copy of the certificate of not found/no service detailing the reasons for non-service and the original certificate will be sent to the court. If the restrained person appears to be evading service by the Sheriff's Office, the protected person may wish to consider using a friend or relative 18 years of age or older or hiring a registered process server to try to serve the restraining order. You **cannot** serve the order on the restrained person yourself.