

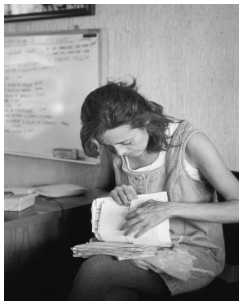
## Where to Get a Restraining Order

In Fairfield: The Court is located at 600 Union Avenue in Fairfield. For assistance with filling out restraining order paperwork, go to the Solano Legal Access Center, located on the 2nd floor before 11:00 a.m. Staff can assist you in filling out the restraining paperwork and answer questions regarding additional family law matters.

Any orders submitted after 1:30 p.m. will not be returned to the party until the following day.

In Vallejo: The Court is located at 321 Tuolumne Street. Assistance with filing a restraining order is available Monday through Friday from 9:00 a.m.—1:00 p.m. through the Solano County Restraining Order Clinic.

If filing a restraining order in Vallejo, the order must be submitted by 10:00 a.m. in order to be signed and returned the same day.



**Solano Legal Access Center:** Offers free family law self help assistance to persons representing themselves in court in the areas of: child support, paternity (DNA parentage test), dissolutions (divorces), guardianship, preparing a Restraining Order After Hearing or preparing an Order After Hearing, and other family law forms.

The Solano Legal Access Center is open from 8:15-2:00 p.m. on Mondays, Tuesdays, Thursdays, and Fridays. The Office is closed on Wednesdays.

### Reporting Restraining Order Violations:

Victims should report all violations of their restraining order to law enforcement.



Any unauthorized contact between the restrained party and the victim, even if initiated by the victim, IS a violation of the restraining order and may be subject to arrest or legal action against the restrained party.

For safety purposes, victims should document all violations of the restraining order and refrain from **any** unauthorized contact with the restrained party.

Office of Family Violence Prevention

Go to [www.solanocounty.com](http://www.solanocounty.com)

Click on [Family Violence Prevention](#)

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## Getting a Domestic Violence Restraining Order



A Quick Reference  
Guide

Brought to you by  
Solano County Office of  
Family Violence  
Prevention



## What is domestic violence ?

Domestic Violence under Penal Code Section 13700 is described as:

“Abuse against any sex; adult or minor that is intentional or reckless and causes or attempts to cause bodily injury or sexual assault or place the victim in fear of imminent serious bodily injury to that person or another.”

## Obtaining a Protective Order

There are different types of protective orders that can protect a victim.

### • Emergency Protective Order (EPO):

Under Family Code 6250, a judicial officer may issue an EPO when a law enforcement officer asserts reasonable grounds to believe any of the following:

- A person is in immediate and present danger of domestic violence, based on the persons allegation of a recent incident of abuse or threat of abuse **or...**
- A child is in immediate and present danger of abuse by a family or household member **or...**
- Child abduction **or...**
- Elder abuse (physical abuse and/or neglect), **or...**
- Stalking which applies to domestic violence and non domestic violence parties.

The EPO can provide stay-away and child custody protection for a victim for 3-5 business days, while the victim obtains a Temporary Restraining Order.

### • Temporary Restraining Order (TRO):

A TRO is an order that can protect a victim and their family.

You can request a TRO through family court but only if the person you need to be protected from is someone with whom you have had an intimate relationship such as:

- a spouse or ex-spouse,
- a boyfriend/girlfriend or ex-boyfriend or ex-girlfriend,
- relatives,
- registered domestic partner
- in-laws or
- related by adoption.

If approved by a judge, a TRO will be signed and a court date will be assigned.

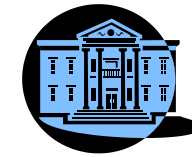
Prior to the court date the TRO must be:

- Personally served on the restrained person
- Must be a third party (Sheriff's Office, process server, family/friend)



If unable to serve the restrained person before the court hearing, the victim can request an extension.

*Under Family Code 6383 (e) if a law enforcement officer has established the identity of the restrained person, they can verbally service the restrained person over the telephone.*



### • Restraining Order After Hearing (OAH):

At the TRO hearing, the case is heard by a judge and he/she can issue a longer restraining order, known as an Order After Hearing, that can usually last between 3-5 years.

### • Civil Harassment Order (CHO):

A Civil Harassment Order is similar to a TRO except that it is for parties that do not share an intimate relationship (i.e. neighbors, friends, roommates, etc.) You must apply for a temporary order, serve the restrained party, and show up for a hearing where a judge can issue a longer order.

### • Criminal Court Protective Order (CPO):

Can be issued by a judge while a case is pending in criminal court.

### • No Contact Order

A Probation Officer can recommend that the court issue a No Contact Order as part of the terms and conditions of probation as well as ordering that the batterer remain a certain distance (ex. 100 yards) from the victim, their home, employment, school, etc. Victims should call the assigned probation officer to inquire about a no contact order.

Law enforcement officers will enforce the most recent order.

If a victim has both a TRO and a CPO, the CPO will take precedence over other orders.

*For questions about restraining orders, please call the Office of Family Violence Prevention at (707) 784-7683.*