CH-100-INFO Can a Civil Harassment Restraining Order Help Me?

These instructions cannot cover all of the questions that may arise in a particular case. If you do not know what to do to protect your rights, you should see a lawyer.

What is a civil harassment restraining order?

It is a court order that helps protect people from harassment.

Can I get a civil harassment restraining order?

You can ask for one if you are worried about your safety because someone:

- Is harassing you
- · Is stalking you
- · Has committed acts of violence against you, or
- · Has threatened you with violence

How will the order help me?

The court can order a person to:

- Not harass or threaten you
- Not contact or go near you, and
- Not have any firearms (guns), firearm parts, or ammunition. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).

For more information about the items a restrained person cannot have, please see https://selfhelp .courts.ca.gov/restraining-orders/prohibited-items.

You can also ask for protection for people who live with you and family members.

In a civil harassment case, the court cannot:

- Order a person to move out of your residence
- · Order a person to pay child support to you
- · Make orders for custody and visitation

If you need these orders, you should proceed under the Domestic Violence Protection Act. File form DV-100.

The court also cannot:

- Order a person to pay money that he or she owes you
- Order someone to move out of rental property that you own
- Order someone to stop creating a nuisance that doesn't involve harassment

If you need these remedies, you must file a civil action.

How much does it cost?

That depends on the type of harassment. If the restrained person has used or threatened to use violence against you or has stalked you, you do not have to pay a filing fee; otherwise, you must pay the fee.

If you cannot afford to pay the filing fee, ask the clerk how to apply for a fee waiver. Form FW-001 is available for this purpose.

If the order is based on prior acts of violence, a credible threat of violence, or stalking, you are entitled to free service of the order by a sheriff or marshal. Also, if you are eligible for a fee waiver, you can ask the sheriff or marshal to serve the order for free. If you are not eligible for free service, you may pay the sheriff or marshal to serve the order.

What forms do I need to get the order?

You must fill out all of form CH-100, Request for Civil Harassment Restraining Orders, and form CLETS-001, Confidential CLETS Information. If you need attachments, you may use form MC-025. You must also fill out items 1 and 2 on form CH-109, Notice of Court *Hearing*, and items 1, 2, and 3 on form CH-110, Temporary Restraining Order (CLETS-TCH).

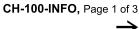
Where can I get these forms?

You can get the forms from legal publishers or from the California Courts website at www.courts.ca.gov/forms. You also may be able to find them at your local courthouse or county law library.

What do I need to do to get the order?

You must go to the superior court in the county where the harassment took place or the person to be restrained lives. At the court, ask where you should file your request for a civil harassment restraining order. (A selfhelp center or legal aid association may be able to assist you in filing your request.)

At the court, give your forms to the clerk of the court. The clerk will give you a hearing date on the *Notice of* Court Hearing form, and if your request for immediate orders is granted, a copy of the Temporary Restraining Order signed by a judicial officer.



CH-100-INFO Can a Civil Harassment Restraining Order Help Me?

How soon can I get the order?

If you ask for a temporary restraining order, the court will decide within 24 hours whether or not to make the order. Sometimes the court decides sooner. Ask whether you should wait or come back later to get the signed Notice of Court Hearing and Temporary Restraining Order.

How long does the order last?

If the court makes a temporary order, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. The order could last for up to five years.

How will the person to be restrained know about the order?

Someone age 18 or older—not you or anyone else to be protected by the order—must "serve" (give) the person to be restrained a copy of the order. The server must then fill out form CH-200, Proof of Personal Service, and give it to you to file with the court. For help with service, ask the court clerk for form CH-200-INFO, What Is "Proof of Personal Service?"

What if the restrained person does not obey the order?

Call the police. The restrained person can be arrested and charged with a crime.

Do I have to go to court?

Yes. Go to court on the date the clerk gives you.

Do I need to bring a witness to the court hearing?

Witnesses are not required, but it helps to have more proof of the harassment than just your word. You can bring:

- Witnesses
- Written statements from witnesses made under oath
- Photos
- Medical or police reports
- · Damaged property
- Threatening letters, emails, or telephone messages

The court may or may not let witnesses speak at the hearing. So, if possible, you should bring their written statements under oath to the hearing. (You can use form MC-030, Declaration, for this.)

Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required and you are not entitled to a free, courtappointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

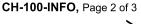
Will I see the restrained person at the court hearing?

If the person comes to the hearing, yes. But that person does not have the right to speak to you. If you are afraid, tell the court officer.

Can I bring someone with me to court?

Yes. You can bring someone to sit with you during the hearing. But that person cannot speak for you in court. Only you or your lawyer (if you have one) can speak for you.

CH					
	son Seeking Your Full Name		1		
-					-
	Your Lawyer (i) Name:		for this case):State I	In No :	
	irm Name:		State 1	al No	-
b. Y	our Address (If vou have a la	awver, give vour la	vver's information.	-
I)	f you do not ha	ve a lawyer and	d want to keep your	home address	Fill in court name and street address:
	orivate, you maj ave to give tele		nt mailing address . e-mail 1:	nstead. You do not	Superior Court of California, County of
	Address:				
				Zip:	
Т					- 1
					Court fills in case number when form is filed.
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/ 1400		ng	The court will comp	ete the rest of this fo	orm. Hers against the person in ②: coss of court if different from above:
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A co	ourt hearing	ng s scheduled	The court will comp	ete the rest of this for or restraining orc Name and addr	ders against the person in ②:
He. D	aring Dept.: Dept.: portary Res Request for Civil	ng s scheduled training Orders Harassment HANTED until 1	on the request for time: Room: ders (Any orders g for personal conductes training Orders, the court hearing.	or restraining orc Name and addr	ders against the person in ②: ress of court if different from above: CH-110, served with this notice.) lets as requested in Form CH-100, box below):
Head D	aring Dept.: nporary Res Cemporary Res Request for Civi 1)	ng s scheduled training Orders Harassment HANTED until the	on the request on the request of Time: Room: ders (Any orders g for personal conductation of the court hearing. (Special court hearing.)	or restraining orc Name and addr Name and addr ranted are on Form at and stay-away ord are (check only one	ders against the person in ②: ress of court if different from above: CH-110, served with this notice.) lets as requested in Form CH-100, box below):



CH-100-INFO Can a Civil Harassment Restraining Order Help Me?

What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form MC-410, Disability Accommodation Request, to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form MC-410-INFO, How to Request a Disability Accommodation for Court.

Information about the process is also available online.

See https://selfhelp.courts.ca.gov/CH-restraining-order.

For help in your area, contact:

[Local information may be inserted.]

What if I don't speak English?

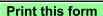
When you file your papers, ask the clerk if a court interpreter is available. You can also use form INT-300, Request for Interpreter (Civil), or a local court form or website to request an interpreter. For more information about court interpreters, go to https://selfhelp.courts.ca .gov/request-interpreter.

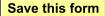
Can I agree with the restrained person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the restrained person would have to file a request with the court to cancel the order.

CH-100-INFO, Page 3 of 3

Rev. January 1, 2023





VENTURA SUPERIOR COURT SELF-HELP LEGAL ACCESS CENTER CIVIL HARASSMENT RESTRAINING ORDER (CHRO)-PART #1 TEMPORARY RESTRAINING ORDER (TRO) - INSTRUCTIONS-

Read All Steps Before You Start!



FINDING AND FILLING OUT THE CORRECT FORMS

• What forms do I need?

- Request for Civil Harassment Restraining Orders (CH-100)& Attachment(s) for your declaration(s) (MC-025);
- Dec. re Ex Parte Notice (VN028);
- Consent for Court Assignment (VN189);
- o Temporary Restraining Order (CH-110); and
- *Notice of Hearing* (CH-109).

• Where do I get the forms?

You can find fillable PDF court forms at www.courts.ca.gov/forms. Or use the online form preparation program at: https://www.courts.ca.gov/partners/116.htm.

• Write the Description of Harassment & Abuse:

Tell the court exactly how the person harmed or harassed you in detail.

Write a statement regarding the most recent incident of abuse and harassment and if needed, a separate statement regarding any previous incidents of abuse and harassment.



You may attach proof to support your claims. This can include text messages, pictures, other writings, or any other information.

Temporary restraining orders are granted if the court believes the other party harassed you and you are in great danger.

The judicial officer will decide whether you need temporary orders based only on the information in your statement.



ALL information you include on the CHRO forms will be served on the other party.

Please be aware that the opposing party may request an order that you pay their attorney fees and court costs in this case.

Basic Information needed for all forms:

- Names- All names must be the same throughout all of the forms. You have to know the other party's full (first and last) name to request a CHRO.
- Addresses-Use your mailing address for the forms. If you do not want the other party to know your address use a different mailing address. If you do not know the other party's address write the word *Unknown*.
- o Case Name-Your case name is your last name vs. the other party's last name.
- Case Number-If this is a start of a new CHRO case between you and the other party leave the
 case number blank. If you have an existing open CHRO case with the other party use your
 existing case number.



CHOOSE A DAY FOR YOUR TRO HEARING

- When Can I get a Court Date? Ex Parte Requests for TROs:
 - o Monday Friday at 1:30 PM in Dept. 34 on the 3rd Floor.



• **Select a Date**: You must allow enough time to give proper ex parte notice, complete the forms and have the forms filed in Room 208 **before** the hearing.



GIVE NOTICE TO THE OTHER PARTY

• The person you are seeking a restraining order against must be given notice of the following: **the type of order being requested AND the specific date, time & place of the hearing.** Notice may be given by telephone, in writing, or leaving a message for the other party. Please be sure to give the notice in a manner and language that the other party will understand.

I am requesting a Civil Harassment Restraining Order against you on date:
_____ at 1:30 pm in courtroom 34 at the Ventura Courthouse, 800 South Victoria Ave. Ventura 93009.

The person giving this notice must inform the other party no later than **10:00 a.m. the court day before the ex parte hearing**. The person who gives this notice must complete and sign the *Declaration re Ex Parte Notice (VN028)*





If the person you are seeking a restraining order against has a restraining order against you then you will NOT be able to give the ex parte notice yourself. You will need to find another adult to give the notice on your behalf.

If you have criminal charges pending based on the facts of your CHRO, any filing with the court may be used against you in the criminal case. You have a 5^{th} Amendment right against self-incrimination. Consult with an attorney before proceeding.



FILE YOUR PAPERS WITH THE <u>FAMILY</u> LAW CLERK'S OFFICE (ROOM 208) BEFORE THE HEARING

- Attach your declarations (statements) and proof (if any) to the *Request for Civil Harassment Restraining Orders*. This is a form set.
- COVID-19 Emergency Filing Procedure can be found at <u>Microsoft Word FamilyLawExParteProceduresUpdated010322.doc (ca.gov)</u>
- For In Person filing, you may make a reservation with the <u>Family Law Clerk's Office</u> at <u>Select a</u> Date & Time Calendly.
- Make 2 copies of the following:
 - o Request for Civil Harassment Restraining Order form set;
 - o Dec Re Ex Parte Notice (VN028); and
 - o Consent for Court Assignment (VN189).
- Two hole-punch the top of all the originals and staple all form sets in the upper left-hand corner.
- The Originals & 2 copies of the CH-100, VN028, and VN189, as well as the Original CH-109 and CH-110 must be filed **before** 11:00 am the day of your noticed hearing at:

Ventura Courthouse

Family Law Clerk's Office Rm. 208, 2nd Floor 800 S. Victoria Avenue Ventura, CA 8:00 AM – 4:00 PM, Mon. – Friday (excluding court holidays).





ATTEND THE EX PARTE HEARING

- The judicial officer will decide based on your forms whether to grant the Temporary Restraining Order (TRO) or not. The judicial officer will generally do one of the following:
 - (1) Grant your Request for a TRO and set a future hearing date;
 - (2) Grant you a future hearing date with NO TRO; or
 - (3) Deny your Request altogether.
- The TRO may be issued if the judicial officer finds reasonable proof that you have been harassed or abused by the other party and that you would suffer great or irreparable harm.
- The TRO will remain in effect only until the next hearing date, which is set about 21 days later.

(6)

FILE THE TEMPORARY ORDERS AND NOTICE OF COURT HEARING

- The court will give you a signed *Temporary Restraining Order* and a *Notice of Court Hearing* form. File the *Temporary Restraining Orders* and the *Notice of Court Hearing* in the **Family Law Clerk's Office** in room 208 on the second floor.
 - A filing fee of \$435.00 is required UNLESS your request alleges violence, credible threat of violence or stalking.
 - O If the court did not find violence, credible threats of violence or stalking, you may apply for a fee waiver based on your household income or the receipt of government benefits. To apply for a fee waiver fill out and file a *Request to Waive Court Fees & Order on Court Fee Waiver* (FW-001 and FW-003).

VENTURA SUPERIOR COURT SELF-HELP LEGAL ACCESS CENTER CIVIL HARASSMENT RESTRAINING ORDER (CHRO)-PART #2 STEPS AFTER TRO HEARING - INSTRUCTIONS-



HAVE THE OTHER PARTY SERVED A COPY OF YOUR FORMS

- Who can serve your documents? The forms can be served by any of the following:
 - o (1) An adult (18 years of age or older) who is **NOT you**, not a party to the case nor a protected person on your order;
 - o (2) a professional process server; or
 - o (3) the Sheriff's Department.
 - If you want the Sheriff to do the service then bring copies of all your file-stamped forms and the blank response packet (<u>CH-120</u> & <u>CH-120-INFO</u>) to their office located on the 1st floor in room 101 of the Ventura County Courthouse.
 - If the CHRO request is based on a credible threat of violence and/or stalking then their service fees may be waived by the court.
- What documents must be served? The specific forms that have to be served are:
 - o Declaration re: Ex Parte Notice (VN-028);
 - Request for Civil Harassment Restraining Orders (CH-100) with all attachments;
 - o Temporary Restraining Order (CH-110);
 - o Notice of Hearing (CH-109); and
 - o A blank response packet (forms CH-120 and CH-120-INFO).
- **How must the documents be served?** Personal Service is required.
 - o The person who serves for you, will hand deliver a filed-stamped copy of the forms *personally* to the other party.
 - o The person who serves for you must complete and sign a form called a *Proof of Service* (<u>CH-200</u>).
 - The time limit for having your forms served is no later than **5 days before the hearing**, (unless the court orders a shorter period of time for service).



FILE THE PROOF OF PERSONAL SERVICE (CH-200)

- File the Original plus one copy of the Proof of Service in <u>Family Law Clerk's Office</u> Room 208 before the hearing.
- If you were not able to serve the other party, then fill out a *Request to Continue Court Hearing & Order* (*CH-115 and CH-116*) and present this to the court at your hearing.



PREPARE FOR YOUR COURT HEARING

- **Don't miss your hearing!** Be on time. If you fail to appear all temporary orders will be dismissed.
- **How to prepare?** It is your responsibility to present your case to the Court.

Prior to your hearing, you may want consult with a private attorney for legal advice and assistance with trial strategy and evidentiary issues.

It may be helpful to you to observe a CHRO hearing in advance.

The SHLAC cannot tell you how to present your case, your evidence or what you should say in Court. Review all information in your *Request* and the other party's *Response*. Write notes on what you want to say in court and what questions you want to ask the other party and your witnesses.

• What to bring with you?

- o A prepared Civil Harassment Restraining Order after Hearing form (CH-130);
- o Confidential CLETS Information form (<u>CLETS-001</u>);
- o a copy of all your court forms;
- o evidence to support your request including
 - witnesses,
 - evidence of any injuries,
 - pictures,
 - damaged property,
 - threatening letters, e-mails, telephone messages, texts or correspondence.
- o Bring 3 copies of all documents you want to show the court.
 - 1 copy for the court,
 - 1 copy for the other party, and
 - 1 copy for you.

• What will the court consider?

The standard of proof to obtain a CHRO is "clear and convincing evidence." This means that the evidence that supports your case must show that there is a high probability that you have suffered harassment.

Harassment is defined as unlawful violence, a credible threat of violence or a knowing and willful course of conduct directed at you that seriously alarms, annoys or harasses you and serves no legitimate purpose.

The other party's course of conduct must be such as would cause a reasonable person to suffer substantial emotional distress and must cause actual substantial emotional distress to you.

• How long can the restraining order last?

At the hearing, the Judicial Officer may either **grant** or **deny** your request for a restraining order. If the Court grants your request, the Restraining Order could last up to 5 years.

• Can I extend the restraining order for a longer period of time?

Before your Restraining Order expires, you may request to renew it. You will need to complete and file a *Request to Renew Restraining Order* (CH-700). You must also file a prepared *Notice of Hearing to Renew Restraining Order* (CH-710) and *Order renewing Civil Harassment Restraining Order* (CH-730). It is suggested you file your request to renew the restraining order at least 30 days before your restraining orders expire.

If you would like SHLAC to review your forms or you have further questions, please e-mail us at: SHLAC.Workshop@ventura.courts.ca.gov

ATTORNEY OF PART	TY WITHOUT ATTORNEY (Name and Address)	Telephone Number	FOR COURT USE ONLY
ATTORNEY FOR (Na	,		
	DURT OF CALIFORNIA, COUNTY OF VENT		
	800 SOUTH VICTORIA AVE. VENTURA, CA		
	1353 VINEYARD AVE., OXNARD, CA 93036		
PLAINTIFF/PET	ITIONER:		
DEFENDANT/RI	ESPONDENT:		
	DECLARATION RE EX PARTE	NOTICE	CASE NUMBER:
Dom. V	iolence Restraining Order	rassment Restraining order	
Other F	amily Law / Custody	ivil / Probate	
	· · · · ·		es the bearing is to be held and what
	: The person giving the notice must state quested. If notice is not being given, plea		
I,	, declare:	, -	
	d the person listed above that an order w	ould be sought in the Super	ior Court of Ventura County at
	<u> </u>	4353 Vineyard Ave., Oxnai	·
on:	Date: Tir	•	
	formed: (Name)		
1 01301111		Date and	Turne imorrined.
How Info	rmed:		
☐ By te	lephone to the $\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \$	rney at (Telephone Number)	
☐ By le	aving a message with (Name)	relation	nship to party:
	at (Telephone Number)		person
☐ By le	aving a message on voicemail of the par	ty at (Telephone Number)	
□ Ву ре	ersonally informing:] attorney	
☐ In wr	iting (copy must be attached).	·	
	n/her that the orders requested included,	but were not limited to:	
	estic Violence Restraining Orders with	move-out orders	custody orders
	Harassment Restraining Orders		
	andra de de Martinera anno anno antica a llega		
☐ Cusit	buy / visitation orders, specifically.		
Other:			
			be all the least to a small be of the annual to
	that he/she should appear at the above	·	•
3. I 🔲 do	do not expect the other	party to oppose my reques	t.
l declare un	der penalty of perjury under the laws of the	ne State of California that the	e foregoing is true and correct.
	and the second s	The state of the s	
Dated:			
			Signature of Declarant

		Г	ECI	ARATION F	RE: EXPARTE	NOTICE -	NO NOTICE GIVEN	
		Dom. Violence Rest	ainir	ng Order			Civil Harassment Restrain	ning order
		Other Family Law / 0	Custo	ody			Other Civil / Probate	
		ions: Notice must be onal circumstances to e			arte requests u	ınless the	person requesting the order	r can establish
1.	Ι, _			, am reques	sting Ex Parte	orders as s	stated below. I am requesti	ng that notice be
	excu	used in this matter.						
2.	Ex F	Parte hearing is set at		800 South	Victoria Ave.,	Ventura		
				3855-F Ala	mo St., Simi V	/alley		
				4353 Viney	ard Ave., Oxn	nard		
		on:	Da	te:	Time:		Courtroom:	
3.	I am	requesting the following Domestic Violence Robinstitution of Civil Harassment Res	estra strair	aining Orders ning Orders			orders ☐ custody o	
	Ш	Oustody / Visitation of	uci	s, specifically				
		Other Civil/Probate o	rder	s, specifically	<i>r</i> :			
4.		ce should be excused lest for emergency ord		ause (provide	e details as to v	why the otl	ner party should not be told	, in advance, of your
		I do not have any way	/ to	give notice to	the other part	ty because	::	
		If notice is given, I, or	the	children, will	suffer immedi	ate harm,	specifically:	
		Giving notice would for	ustr	ate the purpo	ose of this orde	er because	::	
	decla ated:	re under penalty of per	jury	under the lav	ws of the State	of Califor	nia that the foregoing is true	and correct.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address)	Telephone Number	FOR COURT USE ONLY
E-MAIL ADDRESS ATTORNEY FOR (Name):		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF VENTURA		
800 SOUTH VICTORIA AVE. VENTURA, CA 93009		
PETITIONER:		
RESPONDENT:		
CONSENT FOR COURT ASSIGNMENT	NT	CASE NUMBER:
(FAMILY LAW)		
The undersigned hereby consents that the cause titled and Court Commissioner of the Ventura County Superior Court of the Constitution of the State of California. It is understood by the undersigned that by order of the Commissioner has been apported as and decide all motions and make any orders in that Commissioner, has been necessary oath of office to try the case as temporary judge.	ne Presiding Judge of inted to act as temporal coluding sentencing co	in accordance with Article 6, Section 21 of the Ventura County Superior Court, orary judge to try the above referenced onnected with this case. It is understood
Dated:	Signature of	litigant or attorney

		lest for Civil Harassment raining Orders	_
INFO,) before completing this for	straining Order Help Me? (form CH-100-m. Also fill out Confidential CLETS with as much information as you know.	
1	Person Seeking Prote	ection	
	a. Your Full Name:	Age:	
	Your Lawyer (if you ha Name:	ve one for this case) State Bar No.:	Fill in court name and street address:
	Firm Name:		Superior Court of California, County of
	information. If you do n	ive a lawyer, give your lawyer's ot have a lawyer and want to keep your	
	instead. You do not have	ou may give a different mailing address e to give telephone, fax, or email.)	Court fills in case number when form is filed
	instead. You do not have Address:	e to give telephone, fax, or email.)	Court fills in case number when form is filed. Case Number:
	instead. You do not have Address: City:	e to give telephone, fax, or email.) State: Zip:	Court fills in case number when form is filed. Case Number:
	instead. You do not have Address:	e to give telephone, fax, or email.) State: Zip:	_
	instead. You do not have Address: City: Telephone: Email Address: Person From Whom	State: Zip: Fax: Protection Is Sought	Case Number:
	instead. You do not have Address: City: Telephone: Email Address: Person From Whom Full Name:	State: Zip: Fax:	Case Number:

Persons" for a title. You may use form MC-025, Attachment.

b. Why do these people need protection? (Explain below): Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 3b—Why Others Need Protection" for a title.

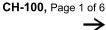
☐ Check here if there are more persons. Attach a sheet of paper and write "Attachment 3a—Additional Protected

☐ Yes ☐ No

☐ Yes ☐ No ☐ Yes ☐ No

☐ Yes ☐ No _____

This is not a Court Order.



Relationship of Parties	
How do you know the person in 2 ? (Explain below):	
☐ Check here if there is not enough space for your answer. Put your compaper or form MC-025 and write "Attachment 4—Relationship of Part	1 v
Venue Why are you filing in this county? (Check all that apply): a. ☐ The person in ② lives in this county.	
 b. ☐ I was harassed by the person in ② in this county. c. ☐ Other (specify): 	
Other Court Cases	
a. Have you or any of the persons named in 3 been involved in another c	ourt case with the person in 2)?
☐ Yes ☐ No (If yes, check each kind of case and indicate where Kind of Case Filed in (County/Sta) (1) ☐ Civil Harassment (2) ☐ Domestic Violence (3) ☐ Divorce, Nullity, Legal Separation (4) ☐ Paternity, Parentage, Child Custody (5) ☐ Elder or Dependent Adult Abuse (6) ☐ Eviction (7) ☐ Guardianship (8) ☐ Workplace Violence (9) ☐ Small Claims (10) ☐ Criminal (11) ☐ Other (specify):	and when each was filed.) te) Year Filed Case Number (if known)
b. Are there now any protective or restraining orders in effect relating to y person in 2? No Yes (If yes, attach a copy if you have on	
Description of Harassment Harassment means violence or threats of violence against you, or a course annoyed, or harassed you and caused you substantial emotional distress. A a. Tell the court about the last time the person in 2 harassed you. (1) When did it happen? (provide date or estimated date):	course of conduct is more than one act.
	How do you know the person in ②? (Explain below): Check here if there is not enough space for your answer. Put your compaper or form MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachment 4—Relationship of Parameter of John MC-025 and write "Attachmen

a. (3)	How did the person in 2 harass you? (Explain below): Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(3)—Describe Harassment" for a title.
(4)	Did the person in ② use or threaten to use a gun or any other weapon?
	 ☐ Yes ☐ No (If yes, explain below): ☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(4)—Use of Weapons" for a title.
(5)	Were you harmed or injured because of the harassment?
	 ☐ Yes ☐ No (If yes, explain below): ☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(5)—Harm or Injury" for a title.
(6)	Did the police come? \(\subseteq \text{ Yes } \subseteq \text{ No} \) If yes, did they give you or the person in (2) an Emergency Protective Order? \(\subseteq \text{ Yes } \subseteq \text{ No} \) If yes, the order protects (check all that apply):
	\square Me \square The person in \bigcirc \square The persons in \bigcirc 3.
1 77	(Attach a copy of the order if you have one.)
	the person in (2) harassed you at other times?
	Yes $\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \$

This is not a Court Order.

(Civil Harassment Prevention)

	Check the orders you want. ☑
8	☐ Personal Conduct Orders
	I ask the court to order the person in 2 not to do any of the following things to me or to any person to be protected listed in 3 :
	a. \square Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
	b. Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
	c. Other (specify):
	☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8c—Other Personal Conduct Orders," for a title.
	The person in (2) will be ordered not to take any action to get the addresses or locations of any protected person unless the court finds good cause not to make the order.
9	☐ Stay-Away Orders
	a. I ask the court to order the person in 2 to stay at least yards away from <i>(check all that apply):</i>
	(1) \square Me. (8) \square My vehicle.
	(2) The other persons listed in (3). (9) Other (specify):
	(4) My job or workplace.
	(5) My school.
	(6) My children's school.
	(7) My children's place of child care.
	b. If the court orders the person in 2 to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job? Yes No (If no, explain below):
	☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 9b—Stay-Away Orders," for a title.
<u> </u>	
10)	Firearms (Guns), Firearm Parts, and Ammunition Does the person in ② own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). Yes □ No □ I don't know
	If the judge grants a protective order, the person in ② will be prohibited from owning, possessing, purchasing, receiving, or attempting to purchase or receive firearms (guns), firearm parts, and ammunition while the protective order is in effect. The person in ② will also be ordered to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns) and firearm parts within their immediate possession or control.
	This is not a Court Order.

	☐ Temporary Restraining Order I request that a Temporary Restraining Order (TRO) b am presenting form CH-110, <i>Temporary Restraining</i>	_	_	
F	Has the person in 2 been told that you were going to Yes No (If you answered no, explain why	-	eek a TRO against hin	n or her?
	☐ Check here if there is not enough space for your an paper or form MC-025 and write "Attachment 11-			
	☐ Request to Give Less Than Five Days' You must have your papers personally served on the p court orders a shorter time for service. (Form CH-200	person in (2) at	least five days before	
	CH-200, Proof of Personal Service, may be used to sha	_		
I	If you want there to be fewer than five days between s	service and the	hearing, explain why t	pelow:
_		ъ.	r complete answer on i	the attached sheet of
	Check here if there is not enough space for your an paper or form MC-025 and write "Attachment 12–	•	-	vs' Notice'' for a title.
	paper or form MC-025 and write "Attachment 12- □ No Fee for Filing or Service a. □ There should be no filing fee because the perso has stalked me, or has acted or spoken in some	On in (2) has use other way that	sed or threatened to use makes me reasonably	e violence against me, fear violence.
	paper or form MC-025 and write "Attachment 12– ■ No Fee for Filing or Service a. □ There should be no filing fee because the perso	on in ② has use other way that the person in ②	sed or threatened to use makes me reasonably about the orders for fre	e violence against me, fear violence.
t	paper or form MC-025 and write "Attachment 12- □ No Fee for Filing or Service a. □ There should be no filing fee because the perso has stalked me, or has acted or spoken in some b. □ The sheriff or marshal should serve (notify) the	on in ② has use other way that e person in ② dible threat of was marshal should	sed or threatened to use makes me reasonably about the orders for fre- riolence, or stalking.	e violence against me, fear violence. ee because my request 2) for free because I
t	No Fee for Filing or Service a. □ There should be no filing fee because the perso has stalked me, or has acted or spoken in some b. □ The sheriff or marshal should serve (notify) the for orders is based on unlawful violence, a credic. □ There should be no filing fee and the sheriff or am entitled to a fee waiver. (You must complete Fees and Costs.) □ Lawyer's Fees and Costs	on in ② has use other way that e person in ② dible threat of was marshal should	sed or threatened to use makes me reasonably about the orders for fre- riolence, or stalking.	e violence against me, fear violence. ee because my request 2) for free because I
t	paper or form MC-025 and write "Attachment 12— No Fee for Filing or Service a. □ There should be no filing fee because the person has stalked me, or has acted or spoken in some b. □ The sheriff or marshal should serve (notify) the for orders is based on unlawful violence, a credict. □ There should be no filing fee and the sheriff or am entitled to a fee waiver. (You must complete Fees and Costs.) Lawyer's Fees and Costs I ask the court to order payment of my □ lawy The amounts requested are: Item Am.	on in ② has use other way that e person in ② dible threat of way that e marshal should be and file form	sed or threatened to use makes me reasonably about the orders for free riolence, or stalking. d serve the person in (FW-001, Application 1)	e violence against me, fear violence. ee because my request 2) for free because I for Waiver of Court Amount
t	paper or form MC-025 and write "Attachment 12— No Fee for Filing or Service a. ☐ There should be no filing fee because the perso has stalked me, or has acted or spoken in some b. ☐ The sheriff or marshal should serve (notify) the for orders is based on unlawful violence, a credic. ☐ There should be no filing fee and the sheriff or am entitled to a fee waiver. (You must complete Fees and Costs.) Lawyer's Fees and Costs I ask the court to order payment of my ☐ lawy The amounts requested are:	on in ② has use other way that the person in ② dible threat of way that the and file form	sed or threatened to use makes me reasonably about the orders for free riolence, or stalking. d serve the person in (FW-001, Application is Court costs.	e violence against me, fear violence. ee because my request 2) for free because I for Waiver of Court

This is not a Court Order.

Possession and Protection of Animals
sk the court to order the following: That I be given the sole possession, care, and control of the animals listed below, which I own, possess, lease, keep, or hold, or which reside in my household. (Identify animals by, e.g., type, breed, name, color, sex.)
I request sole possession of the animals because (specify good cause for granting order): Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 15a—Possession of Animals" for a title.
☐ That the person in ② must stay at least yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.
Additional Orders Requested
ask the court to make the following additional orders (specify): Check here if there is not enough space for your answer. Put your complete answer on the attached shee paper or form MC-025 and write "Attachment 16—Additional Orders Requested," for a title.
umber of pages attached to this form, if any:
atte:
Lawyer's name (if any) Lawyer's signature
leclare under penalty of perjury under the laws of the State of California that the information above and on all achments is true and correct.
ate:

ELANGUEE/PETTUNEK.	CASE NUMBER:	
PLAINTIFF/PETITIONER: EFENDANT/RESPONDENT:	O OE NOMBER	
	I	
	CLARATION	
(This form must be attached to another t	form or court paper before it can be filed in court.)	
eclare under penalty of perjury under the laws of the State	of California that the foregoing is true and correct.	
ate:		
(TVDE OD DDINT NAME)	(OLONATURE OF DEGLARANT)	
(TYPE OR PRINT NAME)	(SIGNATURE OF DECLARANT)	
	☐ Attorney for ☐ Plaintiff ☐ Petitioner ☐ De	efenc

	C	H-109	Notice of C	ourt Hearing		Clerk stamps date here when form is filed.
1		erson Seeking Your Full Name				
		Name:		State Bar N	lo.:	
	b.	you do not have	a lawyer and want lifferent mailing ad	r, give your lawyer to keep your home Idress instead. You	address private,	Fill in court name and street address: Superior Court of California, County of
			•			
				State:		
				Fax:		1
						Case Number:
	Α	court hearing i	s scheduled on	the request for r	_	ers against the person in ②:
						ress of court if different from above:
		Hearing → Date	:	Time:		
		Date Dept	:	Room:		
To t	he	person in 2:				
	•			none, or by videoco ely, and you could l	*	judge grants a restraining order against violate the order.
	-			e may still grant the d be arrested if you	_	that could last up to five years. After
4			_		-	H-110, served with this notice.)
	a.	• •		personal conduct an Orders, are (check o	•	rs as requested in form CH-100, <i>Request y):</i>
		(1) \square All GR A	ANTED until the co	ourt hearing.		
		(2) \square All DEN	NIED until the cour	rt hearing. (Specify	reasons for denia	l in b, below.)
		(3) Partly G	RANTED and par	tly DENIED until	the court hearing.	(Specify reasons for denial in b, below.)

	b.		s for denial of some or all of those personal conduct and stay-away orders as requested in form CH-100, to for Civil Harassment Restraining Orders, are:
		(1)	The facts as stated in form CH-100 do not sufficiently show acts of violence, threats of violence, or a course of conduct that seriously alarmed, annoyed, or harassed the person in ① and caused substantial emotional distress.
		(2)	Other (specify): As stated on Attachment 4b.
5)	Co	onfider	ntial Information Regarding Minor
	a.		Request to Keep Minor's Information Confidential (form CH-160) was made and GRANTED . (See form 165, Order on Request to Keep Minor's Information Confidential, served with this form.)
	b.	kept C	equest was granted, the information described in item 7 on the order (form CH-165) must be ONFIDENTIAL. The disclosure or misuse of the information is punishable as a sanction, with a up to \$1,000 or other court penalities.
6	Se	ervice (of Documents for the Person in ①
	pr		five days before the hearing, someone age 18 or older—not you or anyone to be—must personally give (serve) a court's file-stamped copy of this form CH-109 to the person in 2 a copy of all the forms indicated below:
	a.	CH-100	, Request for Civil Harassment Restraining Orders (file-stamped)
	b.		110, Temporary Restraining Order (file-stamped) IF GRANTED
	c.		, Response to Request for Civil Harassment Restraining Orders (blank form)
	d.	CH-120	I-INFO, How Can I Respond to a Request for Civil Harassment Restraining Orders?
	e.		170, Notice of Order Protecting Information of Minor and CH-165, Order on Request to Keep Minor's rmation Confidential (file-stamped) IF GRANTED
	f.	Oth	er (specify):
		Date:	
			Judicial Officer

Case Number:	
Case Mullibel.	

To the Person in 1:

- The court cannot make the restraining orders after the court hearing unless the person in (2) has been personally given (served) a copy of your request and any temporary orders. To show that the person in (2) has been served, the person who served the forms must fill out a proof of service form. Form CH-200, *Proof of Personal Service*, may be used.
- For information about service, read form CH-200-INFO, What Is "Proof of Personal Service"?
- You may ask to reschedule the hearing if you are unable to find the person in (2) and need more time to serve the documents, or for other good reasons. Read form CH-115-INFO, How to Ask for a New Hearing Date.
- You must attend the hearing if you want the judge to make any of the orders you requested on form CH-100, Request for Civil Harassment Restraining Orders. Bring any evidence or witnesses you have. For more information, read form CH-100-INFO, Can a Civil Harassment Restraining Order Help Me?

To the Person in 2:

- If you want to respond to the request for orders in writing, file form CH-120, Response to Request for Civil Harassment Restraining Orders, and have someone age 18 or older—not you or anyone to be protected—mail it to the person in (1).
- The person who mailed the form must fill out a proof of service form. Form CH-250, *Proof of Service by Mail*, may be used. File the completed form with the court before the hearing and bring a copy with you to the court hearing.
- Whether or not you respond in writing, go to the hearing if you want the judge to hear from you before making an order. You may tell the judge why you agree or disagree with the orders requested.
- You may bring witnesses and other evidence.
- At the hearing, the judge may make restraining orders against you that could last up to five years and may order you to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns) and firearm parts that you own or possess. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).
- If you are unable to attend your court hearing or need more time to prepare your case, you may ask to reschedule your court date. Read form CH-115-INFO, How to Ask for a New Hearing Date.



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms for Disability Accommodation Request (form MC-410). (Civ. Code, § 54.8.)

(Clerk will fill out this part.)

-Clerk's Certificate-

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Clerk's Certificate [seal]

Clerk, by

Notice of Court Hearing Rev. January 1, 2024 (Civil Harassment Prevention)

CH-109, Page 3 of 3

For your protection and privacy, please press the Clear This Form button after you have printed the form.

Print this form

Save this form

Clear this form

Сп-	-110	Tempo	orary Res	training Ord	der	Clerk stamps d	late here when form	io mod.
Perso	on in 1 mus	t complete	items (1), (2),	, and (3) only.				
	tected Person							
	_		e one for this c).:			
	Firm Name:				···			
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h		elephone, fa	ax, or email.):			Jupanor ou	,	
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*Ge City		∐ F [Nonbinary	Home Address: State:				
1	•			State.				
Rela	ationship to P	rotected Pe	erson:					
☐ A In ad	Additional dition to the emporary ord	Protecte person nam	ed Persons ned in 1, the	following family Gender Ag	or household Household Yes Yes Yes Yes	members of to		
In ad the te	Additional Idition to the emporary ord	Protecte person namers indicate full Name	ed Persons ned in ①, the ed below: dditional persons as a title	Gender Ag	or household Household Yes Yes Yes Yes Yes Arrange Yes	members of to	hat person are p	cted Person
In ad the te	Additional Idition to the emporary ord Fineck here if the dditional Problems of the dditional Pr	Protecte person namelers indicate full Name where are acotected Per	ed Persons ned in ①, the ed below: dditional persons as a title The court	Gender Ag	or household Household Yes Yes Yes Yes Yes n attached shorm MC-025, 2	members of the second s	hat person are p	cted Person
In ad the te	Additional Idition to the emporary ord Fineck here if the dditional Problems of the dditional Pr	Protecte person namelers indicate full Name where are acotected Per	ed Persons ned in ①, the ed below: dditional persons as a title The court	Gender Ag	or household Household Yes Yes Yes Yes Yes n attached shorm MC-025, 2	members of the second s	hat person are p	cted Person



Case Number:	

To the Person in 2:

The court has granted the temporary orders checked as granted below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

(5)	Personal Conduct Orders					
<u> </u>	□ Not Requested □ Denied Until the Hearing □ Granted as Follows:					
	 a. You must not do the following things to the person named in 1 and to the other protected persons listed in 3: 					
	(1) Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.					
	(2) Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.					
	(3) Take any action to obtain the person's address or location. If this item (3) is not checked, the court has found good cause not to make this order.					
	(4) ☐ Other (specify): ☐ Other personal conduct orders are attached at the end of this Order on Attachment 5a(4).					
	b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order. However, you may have your papers served by mail on the person in 1.					
6	Stay-Away Order					
	□ Not Requested □ Denied Until the Hearing □ Granted as Follows:					
	a. You must stay at least yards away from <i>(check all that apply):</i>					
	(1) The person in (1) (7) The place of child care of the children of the person in (1) the person in (1)					
	(3) The home of the person in (1) (8) The vehicle of the person in (1)					
	(4) The job or workplace of the person (9) Other (specify): in (1)					
	(5) The school of the person in (1)					
	(6) The school of the children of the person in 1					
	b. This stay-away order does not prevent you from going to or from your home or place of employment.					
7						
7	 b. This stay-away order does not prevent you from going to or from your home or place of employment. No Firearms (Guns), Firearm Parts, or Ammunition a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited items listed in b on the next page. 					

	Case Number:
b. Prohibited items are:	
(1) Firearms (guns);	
(2) Firearm parts, meaning receivers, frames, or any item that a frame (see Penal Code section 16531); and(3) Ammunition.	may be used as or easily turned into a receiver
c. You must:(1) Sell to or store with a licensed gun dealer, or turn in to a lifterarm parts in your immediate possession or control. The with this Order.	
(2) File a receipt with the court within 48 hours of receiving t and firearm parts have been turned in, sold, or stored. (You Parts (form CH-800) for the receipt.)	
d. The court has received information that you own or posses	ss a firearm (gun), firearm parts, or ammunition
Possession and Protection of Animals	
□ Not Requested □ Denied Until the Hearing	☐ Granted as Follows (specify):
a. The person in 1 is given the sole possession, care, and corowned, possessed, leased, kept, or held by him or her, or real (Identify animals by, e.g., type, breed, name, color, sex.)	
b. The person in 2 must stay at least yards away from molest, attack, strike, threaten, harm, or otherwise dispose	m, and not take, sell, transfer, encumber, conce of, the animals listed above.
Other Orders	
 □ Not Requested □ Denied Until the Hearing 	☐ Granted as Follows (specify):
Not requested Defined onto the flearing	Granted as I onlows (speelily).
Additional orders are attached at the end of this Order on Attached	chment 9.
To the Person in	1:
Mandatory Entry of Order Into CARPOS Through C	LETS
This Order must be entered into the California Restraining and Pro California Law Enforcement Telecommunications System (CLET	· · · · · · · · · · · · · · · · · · ·
a. The clerk will enter this Order and its proof-of-service form	m into CARPOS.
b. The clerk will transmit this Order and its proof-of-service to into CARPOS.	form to a law enforcement agency to be entere
This is a Court Orde	er.

	Case Number:
c. By the close of business on the date that this Order is madeliver a copy of the Order and its proof-of-service formenter into CARPOS:	
Name of Law Enforcement Agency Additional law enforcement agencies are listed at the en	Address (City, State, Zip) and of this Order on Attachment 10.
No Fee to Serve (Notify) Restrained Person The sheriff or marshal will serve this Order without charge beca a. The Order is based on unlawful violence, a credible thre b. The person in 1 is entitled to a fee waiver.	
Number of pages attached to this Order, if any: Date:	Judicial Officer

Warnings and Notices to the Restrained Person in 2

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item 7b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns) and firearm parts that you have or control as stated in item (7) above. The court will require you to prove that you did so.

Notice Regarding Nonappearance at Hearing and Service of Order

If you have been personally served with this Temporary Restraining Order and form CH-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in item (2).

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

After You Have Been Served With a Restraining Order

- Obey all the orders.
- Read form CH-120-INFO, *How Can I Respond to a Request for Civil Harassment Restraining Orders?*, to learn how to respond to this Order.
- If you want to respond, fill out form CH-120, *Response to Request for Civil Harassment Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response if the Request claims that you inflicted or threatened violence against or stalked the person in 1.

This is a Court Order.



Case Number:		

- You must have form CH-120 served by mail on the person in ① or that person's attorney. You cannot do this yourself. The person who does the mailing should complete and sign form CH-250, *Proof of Service by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at *www.courts.ca.gov/forms*. If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to five years. Tell the judge why you disagree with the orders requested.

Instructions for Law Enforcement

Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in item **4** on page 1.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the Proof of Service or confirms that the Proof of Service is on file; or
- The restrained person was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.

This is a Court Order.



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asc Humber.		
	Case Number:	ase Number:

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383(h)(2), 6405(b)):

- 1. *Emergency Protective Order (EPO):* If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 5a(2) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

	(C	Elerk will fill out this part.)		
Clerk's Certificate [seal]	_	-Clerk's Certificate—		
	I certify that this <i>Temporary Restraining Order</i> is a true and correct copy of the original on file in the court.			
	Date:	Clerk, by	, Deputy	

This is a Court Order.

CH-200-INFO What Is "Proof of Personal Service"?

What is "service"?

Service is the act of giving your court papers to the other party in your case. There are different ways to serve the other party: in person, by mail, and others.

Why do my court papers need to be served?

Before a judge can grant a civil harassment restraining order (that can last up to five years), the person you want a restraining order against must know about your request and have a chance to go to court to explain their side. Also, if a restraining order is in place, the police cannot arrest the restrained person for violating the restraining order until the restrained person is served with the order.

What is "personal service"?

Personal service is when someone, known as a server, personally delivers your court papers to the other party.

In most cases, these forms must be served on the other party by personal service:

- ▶ Form CH-109;
- ▶ Form CH-100;
- ▶ Form CH-110;
- ▶ Form CH-120 (leave this form blank);
- ▶ Form CH-120-INFO; and
- ▶ Form CH-250 (leave this form blank).

Who can serve my court papers?

Any adult who is not protected by the restraining order can serve your court papers. You cannot serve your own court papers.



Some situations may be dangerous. Think about people's safety when deciding who you want to serve your papers.

A sheriff or marshal will serve your court papers for free if:

- The court granted you a fee waiver; or
- The restraining order is based on stalking, violence, or a credible threat of violence.

A registered process server is a business you pay to deliver papers. To hire a process server, look for "process server" on the internet or in the yellow pages.

How do I have my court papers served?

O Step 1: Choose a server

The person who gives your court papers to the other party is called a server. Your server must be at least 18-years-old. They must not be protected by the restraining order or involved in your case. This means that you cannot serve your own court papers.

Step 2: Have your server give your court papers to the other party

Give your server these instructions:

- **1** Before you serve the forms, note which forms you have, including the name of the form and the form number. See form CH-200 for a list of forms.
- 2 Find the person you need to serve. Make sure you are serving the right person by asking the person's name.
- **3** Give the person the papers. If the person refuses to take the papers, put them on the ground or somewhere next to the person. The person doesn't have to touch or sign for the papers. It is okay if they tear them up.
- **4** Fill out form CH-200 completely and sign.
- File form CH-200 with the court or give form CH-200 to the person who is asking for the restraining order so they can file it.

Step 3: File proof with the court

The court needs proof that service happened and that it was done correctly. If your server was successful, have your server fully complete and sign form CH-200. The person you want restrained does not sign anything.

File form CH-200 with the court in your case as soon as possible. This information will automatically go into a restraining order database that police have access to.

If the sheriff or marshal served your court papers, they may use another form for proof besides form CH-200. Make sure a copy is filed with the court and that you get a copy.



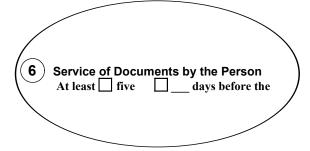
When is the deadline to serve my court papers?

It depends. To know the exact date, you need to look at two items on form CH-109. Follow these steps:

Step 1: Look at the court date listed under (3) on page 1.



Step 2: Look at the number of days written in (6) on page 2.



Step 3: Look at a calendar. Subtract the number of days in (6) from the court date. That's the deadline to have your court papers served. It's okay to serve your court papers before the deadline.

If nothing is written in (6), you must have your court papers served at least five days before your court date.

What happens if I can't get my court papers served before the court date?

You will need to ask the court to reschedule (continue) your court date. Fill out and file form CH-115 and form CH-116. These forms ask the judge for a new court date and to make any temporary orders last until the end of the new court date.

If the judge gives you a new court date, the person you want restrained will have to be served with form CH-115, form CH-116, and the original papers you filed. You should keep a copy of form CH-115, form CH-116, and a copy of your original paperwork. That way, the police will know your orders are still in effect.

For more information on asking for a new court date, read form CH-115-INFO.

What if the other party is avoiding (evading) service or cannot be located?

If you've tried many times to serve the the restrained person, and you can show the judge that the restrained person is avoiding (evading) service or cannot be located, you may ask the court to allow you to serve another way. If you want to make this request, at your first court date tell the judge details about your attempts to have the restrained person served. The judge may require a written statement for this.

Read form CH-205-INFO, What If the Person I Want Protection from Is Avoiding (Evading) Service or Cannot Be Located?, for more information.

		_				
	CH-200 Proof of Personal Service		Clerk stamps date here when form is filed.			
1	Person Seeking Protection Name:					
2	Person From Whom Protection Is Sought Name:					
3	Notice to Server The server must: • Be 18 years of age or older. • Not be listed in items 1 or 3 of form CH-100. • Give a copy of all documents checked in 4 to the person in 2. (You cannot send them by mail.) Then complete and sign this form and give or mail it to the person in 1.) r	Fill in court name and street address: Superior Court of California, County of			
	PROOF OF PERSONAL SERVICE	Ĺ	Court fills in case number when form is filed.			
4)	I gave the person in 2) a copy of the forms checked below:	Г	Case Number:			
	 a.	- rassmei				
(5)	I personally gave copies of the documents checked above to the perso	n in 2):			
	a. On (date): b. At (time):		.m. □ p.m.			
	c. At this address:					
	City: Stat	te:	Zip:			
(6)	Server's Information					
	Name:Address:					
			Zip:			
	Telephone:					
	(If you are a registered process server):					
		stration	number:			
	declare under penalty of perjury under the laws of the State of California that the information above is true and correct.					
	Date:					
	Type or print server's name		Server to sign here			

Judicial Council of California, www.courts.ca.gov Rev. January 1, 2023, Optional Form Code of Civil Procedure, § 527.6

Proof of Personal Service (Civil Harassment Prevention)

CH-200, Page 1 of 1

Save this form

THIS FORM IS TO BE USED FOR YOUR 'PERMANENT RESTRAINING ORDER'

Prepare this form and bring it with you to the second hearing. If the Judge grants your request for a permanent restraining order, you must file the signed original with the clerk and take a copy to the local law enforcement agency.

Keep a copy with you at all times.

G:\COMMON\Admin\Family Law\Packet Instructions & Forms\Civl Harassment permanent restraining order.doc

	rder After Hearing	Restraining G			date here when for	
Person in 1 must co.	mplete (1), (2), and (3) on	ly.				
Protected Person a. Your Full Name:	1					
Your Lawyer (if yo	ou have one for this case)					
Firm Name:						
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<i>v v</i>	a lawyer and want to keep	•		Fill in court na	me and street addi	ess:
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Name of judicial officer):				
b. These people were at the hearing: (1)				
(1)			made t	he orders at the hearing.
(2) ☐ The person in ②. (4) ☐ The lawyer for the person in ② (name): ☐ Additional persons present are listed at the end of this Order on Attachment 5. c. ☐ The hearing is continued. The parties must return to court on (date): ☐ at (time): ☐ To the Person in ②: The court has granted the orders checked below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both ☐ Personal Conduct Orders a. You must not do the following things to the person named in ① ☐ and to the other protected persons listed in ③: (1) ☐ Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person. (2) ☐ Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means. (3) ☐ Take any action to obtain the person's address or location. If this item (3) is not checked, the court has found good cause not to make this order. (4) ☐ Other (specify): ☐ Other personal conduct orders are attached at the end of this Order on Attachment 6a(4). b. Peaceful written contact through a lawyer or process server or other person for service of legal papers related to a court case is allowed and does not violate this Order. 7 ☐ Stay-Away Orders a. You must stay at least yards away from (check all that apply): (1) ☐ The person in ④. (7) ☐ The place of child care of the children of the person in ④. (8) ☐ The vehicle of the person in ①. (4) ☐ The job or workplace of the person in ④. (9) ☐ Other (specify): in ①. (5) ☐ The school of the person in ④. (6) ☐ The school of the children of the person in ①.				
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This is a Court Order.	in stary and a decorate preve			I or embreliment

Rev. January 1, 2024

8	No Firearms (Guns), Firea a. You cannot own, possess, hav prohibited items listed below	ve, buy or try to buy, re		any other way get any
	b. Prohibited items are:			
	(1) Firearms (guns);			
	(2) Firearm parts, meaning re or frame (see Penal Code(3) Ammunition.		any item that may be used as	s or easily turned into a receiver
	c. If you have not already done s	so, you must:		
	• Within 24 hours of being s	served with this Order,	sell to or store with a license I firearm parts in your custod	-
	•	rned in, sold, or stored	ceiving this Order that prove (You may use <i>Receipt for F</i>	es that your firearms (guns) and Firearms and Firearm Parts
	d. The court has received inf	ormation that you own	or possess a firearm (gun), f	irearm parts, or ammunition.
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	The person in must pay to the		llowing amounts for	
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		\$ \$		\$ \$
		·		
	Additional items and amounts	s are attached at the en	d of this Order on Attachmen	ıt 9.
0	☐ Possession and Prote	ction of Animals		
			re, and control of the animal	s listed below, which are
			r her, or reside in his or her h	
	(Identify animals by, e.g.,	type, breed, name, colo	or, sex.)	
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	moresi, attack, strike, tille	·		ea aooye.
		This is a Co	ourt Order	

		Case Number:
11)	Other Orders (specify):	
	-	
	☐ Additional orders are attached at the end of this C	Order on Attachment 11.
	To the Pers	son in 1 :
12	Mandatory Entry of Order Into CARPOS Thr	
12)	This Order must be entered into the California Restrainir California Law Enforcement Telecommunications System	ng and Protective Order System (CARPOS) through the
	a. The clerk will enter this Order and its proof-of-se	ervice form into CARPOS.
	b. The clerk will transmit this Order and its proof-of into CARPOS.	f-service form to a law enforcement agency to be entered
		er is made, the person in 1 or his or her lawyer should be form to the law enforcement agency listed below to
	Name of Law Enforcement Agency	Address (City, State, Zip)
	Additional law enforcement agencies are listed	l at the end of this Order on Attachment 12.
13)	Service of Order on Restrained Person	
	a. The person in 2 personally attended the hearing, videoconference). No other proof of service is necessary	
	b. The person in 2 did not attend the hearing.	
		Restraining Order, was presented to the court. The form CH-110 except for the expiration date. The person in may be by mail.
		from the temporary restraining orders in form CH-110. st personally serve a copy of this Order on the person
14)	☐ No Fee to Serve (Notify) Restrained Perso	on
	The sheriff or marshal will serve this Order without char	ge because:
	 a. The Order is based on unlawful violence, a credit b. The person in is entitled to a fee waiver. 	_
15)	Number of pages attached to this Order, if any:	
Date	e:	
	_	Judicial Officer
		J.

Case Number:		

Warning and Notice to the Restrained Person in 2:

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

Unless item 8e is checked, you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item 8b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns) and firearm parts that you have or control as stated in (8) above. The court will require you to prove that you did so.

Instructions for Law Enforcement

Enforcing the Restraining Order

This Order is enforceable by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing (see (13)), the agency must advise the restrained person of the terms of the Order and then must enforce it. Violations of this Order are subject to criminal penalties.

Start Date and End Date of Orders

This Order *starts* on the date next to the judge's signature on page 4 and *ends* on the expiration date in (4) on page 1.

Arrest Required If Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed it, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing (see(13)) or was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified and the restrained person was not present at the court hearing, the agency must advise the restrained person of the terms of the order and then enforce it.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this Order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)



Ca	ase Numb	er:		

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383(h)(2), 6405(b)):

- 1. *Emergency Protective Order (EPO)*: If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
- 2. *No-Contact Order:* If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 6a(2) is an example of a no-contact order.
- 3. Criminal Protective Order (CPO): If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
- 4. *Civil Restraining Orders:* If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

Clerk's Certificate [seal]	i,	ll fill out this part.) 's Certificate—	
	I certify that this <i>Civil He</i> correct copy of the origin	arassment Restraining Order After Hearing is a true nal on file in the court.	and
D	eate:	Clerk, by	_, Deputy

CLETS-001 Confidential Information for Law Enforcement

Instructions: If you are asking for a restraining order, you must complete this form and give it to the court clerk, along with the other court forms required in your case. If the judge grants the restraining order, information you give on this form will be entered into a database (called CLETS) to help law enforcement enforce the order. If information changes later, you may complete this form again and turn it in to the court.

To Court Clerk: Do not file this form. The information on this form must be entered into the protective order registry in CLETS.

Court fills in case number when form is received.

Information that has a star (*) next to it is required. All other information

Case Number:

		I	Date received by court:
Person You Want a Re	estraining Order Agains	t	
*Name:			
Other names used:			
Marks, scars, or tattoos:			SSN: Plate number:
Telephone:	Driver's license (nu	$mber\ and\ state):$	
Vehicle type:	Model:	Year:	Plate number:
Name of employer and addre	ess:		
Does the person speak Englis	sh?	w 🗌 No (list la	anguage):
Does the person have any fire	earms (guns), firearm parts, or	· ammunition?	
□ No □ I don't know	(game), meanin parts, or		
	n you have below, like the type	e amount or loca	tion of the firearm if known)
100 (Otto any injormation	you have below, time the type	c, amount, or toca	aron of the firedith, if who will,
	if you are asking for a gun vic		
(Skip 3) and 4	if you are asking for a gun vio	olence restraining *Gen	order (form GV -100).) nder : \square M \square F \square X (nonbina
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(Skip 3) and 4 Your information *Age: Date of Birth (Race:	if you are asking for a gun vio	olence restraining * Ge n Teleph	order (form GV-100).) nder: M F X (nonbinatione:
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(Skip 3) and 4 Your information *Age: Date of Birth (Race: Do you speak English? Your Shame: *Name:	if you are asking for a gun vio	*Gence restraining *Gence Teleph Race: Race: Race:	order (form GV-100).) nder: M F X (nonbination) Date of Birth:

This is not a Court Order—Do not place in court file.

Judicial Council of California, www.courts.ca.gov Rev. January 1, 2024, Mandatory Form Cal. Rules of Court, rule 1.51

Confidential Information for Law Enforcement

CLETS-001, Page 1 of 1

NOTICE

LEAVE THESE FORMS BLANK AND SERVE ON THE DEFENDANT ALONG WITH A COPY OF THE PETITION AND TEMPORARY RESTRAINING ORDERS.

IF THE SHERIFF IS SERVING YOUR PAPERS, BE SURE TO GIVE THE SHERIFF THESE BLANK FORMS ALSO.

What is a civil harassment restraining order?

It is a court order that prohibits you from doing certain things and going to certain places.

What does the order do?

The court can order you to:

- Not contact the person who asked for the order
- Stay away from that person and the person's home and workplace
- Not have any firearms (guns), firearm parts, or ammunition as long as the order is in effect. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).
 For more information about the items you would not be allowed to have, please see https://selfhelp .courts.ca.gov/restraining-orders/prohibited-items.

Who can ask for a civil harassment restraining order?

A person who is worried about safety because he or she has been or is being:

- · Stalked
- Harassed
- Assaulted, including sexually, or
- Threatened with violence

I've been served with a request for civil harassment restraining orders. What do I do now?

Read the papers served on you very carefully. The *Notice of Court Hearing* tells you when to appear in court. There may also be a *Temporary Restraining Order* forbidding you from doing certain things. You must obey the order until the hearing.

What if I don't agree with what the order says?

You still must obey the order until the hearing. If you disagree with the orders the person is asking for, fill out form CH-120, *Response to Request for Civil Harassment Restraining Orders*, before your hearing date and file it with the court. If you need to include attachments, you can use form MC-025. You can get the forms from legal publishers or from the California Courts website at www.courts.ca.gov/forms. Forms may also be at your local courthouse or county law library.

What if I don't obey the order?

The police can arrest you. You can go to jail and pay a fine.

Do I have to serve the other person with a copy of my response?

Yes. Have someone age 18 or older—**not you**—mail a copy of completed form CH-120 to the person who asked for the order (or that person's lawyer). (This is called "service by mail.")

The person who serves the form by mail must fill out form CH-250, *Proof of Service by Mail*. Have the person who did the mailing sign the original. Take the completed form back to the court clerk or bring it with you to the hearing.

Should I go to the court hearing?

Yes. You should go to court on the date listed on form CH-109, *Notice of Court Hearing*. If you do not go to the hearing, the judge can make orders against you without hearing from you.

Person Seeking Protection a. Your Full Name: Your Lawyer (if you have one for this case): Name: State Bit No.: Firm Name: b. Your Address For Name a lawyer and want to keep four home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.): Address: City: State: E-Mail Address: Count fills in case number when form is filled. Case Number: Person From Whom Protection Is Sought Full Name: The court will complete the rest of this form. Notice of Hearing A court hearing is scheduled on the request for restraining orders against the person in ②: Name and address of court if different from above: Name and address of court if different from above:	CH-1	09 Notice	e of Court Hearing	Clerk stamps date here when form is filed.
a. Your Full Name: Your Lawyer (if you have one for this case): Name: State Bir No.: Firm Name: b. Your Address (if you have a lawyer and want to keep four home address private, you may give a different mailing address instead. You do not have to present the person of Court of California, County and Address: City: Telephone: Fax: E-Mail Address: Court filts in case number when form is filed. Case Number: Person From Whom Protection Is Sought Full Name: The court will complete the rest of this form. Notice of Hearing A court hearing is scheduled on the request for restraining orders against the person in (2): Name and address of court if different from above: Hearing Date: Time:	Person	Seeking Protec	ction	-
Name: State Bir No.: Firm Name: b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep four home address private, you may give a different mailing address instead. You do not have to give a different mailing address instead. You do not have to give elephone, fax, or e-mail.): Address: City:			/	
Firm Name: b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep four home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.): Address: City: Telephone: E-Mail Address: Court file in case number when form is filed. Case Number: Person From Whom Protection Is Sought Full Name: The court will complete the rest of this form. Notice of Hearing A court hearing is scheduled on the request for restraining orders against the person in ②: Name and address of court if different from above: Name and address of court if different from above:	Your	Lawyer (if you have	one for this case):	
b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep four home address private, you may give a different malling address instead. You do not have to give telephone, fax, or e-mail.): Address: City: Telephone: E-Mail Address: Court fills in case number when form is filed. Case Number: Person From Whom Protection Is Sought Full Name: The court will complete the rest of this form. Notice of Hearing A court hearing is scheduled on the request for restraining orders against the person in ②: Name and address of court if different from above: Name and address of court if different from above:			State Par No.:	
If you do not have a lawyer and want to keep four home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.): Address: City: Telephone: E-Mail Address: Oout fills in case number when form is filed. Case Number: Person From Whom Protection Is Sought Full Name: The court will complete the rest of this form. Notice of Hearing A court hearing is scheduled on the request for restraining orders against the person in ②: Name and address of court if different from above: Hearing Date: Time:				
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Person From Whom Protection Is Sought Full Name: The court will complete the rest of this form. Notice of Hearing A court hearing is scheduled on the request for restraining orders against the person in (2): Name and address of court if different from above: Hearing Date: Time:			Fax:	
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Hearing	Full Nam	ne:		his form.
D-4	Full Nam	of Hearing	The court will complete the rest of the	
Date Dept.: Room:	Full Nam	of Hearing	The court will complete the rest of the under the request for restraining	g orders against the person in(2):
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	Notice A court Hearing	of Hearing hearing is school > Date: Dept.:	The court will complete the rest of the uled on the request for restraining Name and Time: Room:	g orders against the person in(2): address of court if different from above:
a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in Form CH-100,	Notice A court Hearing Date Tempo a. Tempo	of Hearing hearing is school Date: Dept.: rary Restraining O	The court will complete the rest of the uled on the request for restraining Name and Time: Room: 1 Orders (Any orders granted are on Freders for personal conduct and stay-away)	g orders against the person in(2): address of court if different from above: Form CH-110, served with this notice.) y orders as requested in Form CH-100,
a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in Form CH-100, Request for Civil Harassment Restraining Orders, are (check only one box below):	Notice A court Hearing Date Tempo a. Tempo Reque	of Hearing hearing is school bate: Dept.: rary Restraining O est for Civil Harassn	The court will complete the rest of the unit will complete the rest of the unit will complete the rest of the unit will be under the under the unit will be under the under the unit will be under the unit wi	g orders against the person in(2): address of court if different from above: Form CH-110, served with this notice.) y orders as requested in Form CH-100,
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a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in Form CH-100, Request for Civil Harassment Restraining Orders, are (check only one box below):	Notice A court Hearing Date Tempo a. Tempo (1) [(2) [of Hearing hearing is school Dept.: rary Restraining O orary Restraining O all GRANTED in All GRANTED un	The court will complete the rest of the uled on the request for restraining Name and Time: Room: 3 Orders (Any orders granted are on Friders for personal conduct and stay-away ment Restraining Orders, are (check only until the court hearing. (Specify reasons for	orders against the person in(2): address of court if different from above: Form CH-110, served with this notice.) y orders as requested in Form CH-100, one box below): dental in b, below.)



How Can I Respond to a Request for CH-120-INFO **Civil Harassment Restraining Orders?**

How long does the order last?

If the court issued a temporary restraining order before the hearing, it will last until your hearing date. At that time, the court will decide to continue or cancel the order. Any order issued at the hearing can last for up to five years.

Do I need a lawyer?

Having a lawyer is always a good idea, but it is not required, and you are not entitled to a free, courtappointed attorney. Ask the court clerk about free and low-cost legal services and self-help centers in your county.

Will I see the person who asked for the order at the court hearing?

Yes. Assume that the person who is asking for the order will attend the hearing. Do not talk to him or her unless the judge or that person's attorney says that you can.

Can I bring a witness to the court hearing?

Yes. You can bring witnesses or documents that support your case to the hearing. But if possible, you should also bring the witnesses' written statements of what they saw or heard. Their statements must be made under penalty of perjury. You can use form MC-030 for this.

Information about the process is also available online.

See https://selfhelp.courts.ca.gov/CH-restraining-order.

For help in your area, contact:

[Local information may be inserted.]

What if I don't speak English?

When you file your papers, ask the clerk if a court interpreter is available. You can also use form INT-300, Request for Interpreter (Civil), or a local court form or website to request an interpreter. For more information about court interpreters, go to https://selfhelp.courts.ca .gov/request-interpreter.

What if I have a gun?

If a restraining order is issued, you cannot own, possess, or have a firearm (gun), firearm parts, or ammunition while the order is in effect. If you have a firearm (gun) or firearm parts in your immediate possession or control, you must sell it to or store it with a licensed gun dealer, or turn it in to a law enforcement agency.

Can I agree with the protected person to cancel the order?

No. Once the order is issued, only the judge can change or cancel it. You or the protected person would have to file a request with the court to cancel the order.

What if I have a disability?

If you have a disability and need an accommodation while you are at court, you can use form MC-410, Disability Accommodation Request, to make your request. You can also ask the ADA Coordinator in your court for help. For more information, see form MC-410-INFO, How to Request a Disability Accommodation for Court.

Rev. January 1, 2023

Save this form

Clear this form

CH-120-INFO, Page 2 of 2

	CH-120 Response to Request for Ci		Clerk stamps date here when form is filed.
	Harassment Restraining Ord	ders	
Use	 e this form to respond to the Request (form CH-1 Read How Can I Respond to a Request for Civil Harassmer Restraining Orders? (form CH-120-INFO) to protect your in Fill out this form and take it to the court clerk. Have someone age 18 or older—not you—serve the person him to be a large of this form and the person line of the large of this form and the person line of the large of this form and the large of th	rights.	
	his or her lawyer by mail with a copy of this form and any a pages. (Use form CH-250, Proof of Service by Mail.)	ittacned	
1	Person Seeking Protection		
\cdot	Full name of person seeking protection (see form CH-100, item	m(1):	<u></u>
	1 sai name of person seems protestion (see John ett. 100), men	(.)/.	Fill in court name and street address: Superior Court of California, County of
2	Person From Whom Protection Is Sought a. Your Name:		_ Superior court or camornia, county or
	Your Lawyer (if you have one for this case) Name: State Bar No.:		-
	Firm Name:		
	b. Your Address (If you have a lawyer, give your lawyer's in	•	Court fills in case number when form is filed.
	If you do not have a lawyer and want to keep your home a private, you may give a different mailing address instead. have to give telephone, fax, or email.)		Case Number:
	Address:	Present	your response and any opposition at the
	City: State: Zip:	hearing.	Write your hearing date, time, and place or CH-109 item (3) here:
	Telephone: Fax:	Hearing	Date: Time:
	Email Address:	— Date	Dept.: Room:
3	☐ Personal Conduct Orders	16	,
	a. I agree to the orders requested.		rere served with a Temporary ning Order, you must obey it until the
	b. I do not agree to the orders requested.		At the hearing, the court may make
	(Specify why you disagree in item (1) on page 3.)	orders ag	gainst you that last for up to five years.
	c. I agree to the following orders (Specify below or in ite.)	m (11) on pag	ge 3.)
(4)	☐ Stay-Away Orders		
\bigcirc	a. I agree to the orders requested.		
	b. I do not agree to the orders requested. (Specify why you	u disagroo ir	n item (11) on nage 3)
		-	
	c. \[\] I agree to the following orders (specify below or in iter	n (11) on pug	<i></i>
5)	☐ Additional Protected Persons		
	a. I agree that the persons listed in item 3 of form CH-1	00 may be p	rotected by the order requested.
	b. I do not agree that the persons listed in item (3) of form		

6	If you (guns used CH-1 firear with Parts	arms (Guns), Firearm Parts, and Ammunition If were served with form CH-110, Temporary Restraining Order, you cannot own or possess any firearms on the parts, or ammunition. This includes firearm receivers and frames, and any item that may be as or easily turned into a receiver or frame (see Penal Code section 16531). (See item 7 of form 10.) You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any rms (guns) or firearm parts in your immediate possession or control within 24 hours of being served form CH-110. You must file a receipt with the court. You may use Receipt for Firearms and Firearm (form CH-800) for the receipt. I do not own or control any firearms (guns), firearm parts, or ammunition. I ask for an exemption from the firearms prohibition under Code of Civil Procedure section 527.9(f) because carrying a firearm is a condition of my employment, and my employer is unable to reassign me to another position where a firearm is unnecessary. (Explain):
		☐ Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 6b—Firearms Surrender Exemption" as a title. You may use form MC-025, Attachment.
	c. [I have turned in my firearms (guns) and firearm parts to the police or sold them to or stored them with a licensed gun dealer. A copy of the receipt is attached. has already been filed with the court.
7	□ D	ossession and Protection of Animals
	a. [I agree to the orders requested.
	b c	I do not agree to the orders requested. (Specify why you disagree in item (1) on page 3.) I agree to the following orders (specify below or in item (1) on page 3):
8	□ O a. □	ther Orders I agree to the orders requested.
	b c	I do not agree to the orders requested. (Specify why you disagree in item (1) on page 3.) I agree to the following orders (specify below or in item (1) on page 3):
9		enial not do anything described in item 7 of form CH-100. (Skip to 1)

Rev. January 1, 2023

10)		Justification or Excuse
		did some or all of the things that the person in 1 has accused me of, my actions were justified or excused for following reasons (explain):
		Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 10—Justification or Excuse" as a title. You may use form MC-025, Attachment.
11)		Reasons I Do Not Agree to the Orders Requested
		plain your answers to each order requested that you do not agree with.
	_	
		Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 11—Reasons I Disagree" as a title. You may use form MC-025, Attachment.
	-	
	-	
	-	
	-	
	-	
	-	
	-	
	-	
	-	

☐ No Fee for Filing			
a. I request that I not be requirem (13) to be entitled to	uired to pay the filing fee beca free filing.	use the person in ① cla	ims in form CH-100
	uired to pay the filing fee beca Fees, must be filed separately.)	use I am eligible for a fo	ee waiver. (Form FW-00)
☐ Lawyer's Fees and Cos	sts		
a. I ask the court to order pa The amounts requested a	ayment of my	ees Court costs.	
<u>Item</u>	Amount \$	<u>Item</u>	Amount \$_
	\$ \$		\$ \$
· ·	nore items. Put the items and ar r's Fees and Costs" for a title.		0 1 1
"Attachment 13—Lawyer _	r's Fees and Costs" for a title.	You may use form MC-	025, Attachment.
"Attachment 13—Lawyer —		You may use form MC-	025, Attachment.
"Attachment 13—Lawyer b. ☐ I ask the court to deny the	r's Fees and Costs" for a title. e request of the person asking f	You may use form MC-	025, Attachment.
"Attachment 13—Lawyerb. I ask the court to deny the and costs.	r's Fees and Costs" for a title. e request of the person asking f	You may use form MC-	025, Attachment.
"Attachment 13—Lawyerb. ☐ I ask the court to deny the and costs.	r's Fees and Costs" for a title. e request of the person asking f	You may use form MC-	025, Attachment.
 "Attachment 13—Lawyer b. ☐ I ask the court to deny the and costs. Number of pages attached to this 	r's Fees and Costs" for a title. e request of the person asking f	You may use form MC-	025, Attachment.
 "Attachment 13—Lawyer b. ☐ I ask the court to deny the and costs. Number of pages attached to this Date: 	r's Fees and Costs" for a title. e request of the person asking f	You may use form MC-	025, Attachment. his or her lawyer's fees
 "Attachment 13—Lawyer b. ☐ I ask the court to deny the and costs. Number of pages attached to this 	r's Fees and Costs" for a title. e request of the person asking f	You may use form MC-	025, Attachment.
 "Attachment 13—Lawyer b. ☐ I ask the court to deny the and costs. Number of pages attached to this Date: 	r's Fees and Costs" for a title. e request of the person asking for a title. s form, if any: fany)	You may use form MC-Por protection that I pay Lawyer	025, Attachment. his or her lawyer's fees r's signature
"Attachment 13—Lawyer b. ☐ I ask the court to deny the and costs. Number of pages attached to this Date: Lawyer's name (ij) I declare under penalty of perjury	r's Fees and Costs" for a title. e request of the person asking for a title. s form, if any: f any) y under the laws of the State of	You may use form MC-Por protection that I pay Lawyer	025, Attachment. his or her lawyer's fees r's signature
"Attachment 13—Lawyer b. ☐ I ask the court to deny the and costs. Number of pages attached to this Date: Lawyer's name (i) I declare under penalty of perjury attachments is true and correct.	r's Fees and Costs" for a title. e request of the person asking for a title. s form, if any: f any) y under the laws of the State of	You may use form MC-Por protection that I pay Lawyer	025, Attachment. his or her lawyer's fees r's signature

Rev. January 1, 2023

Response to Request for Civil Harassment
Restraining Orders
(Civil Harassment Prevention)

CH-120, Page 4 of 4

Print this form

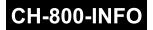
Save this form

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address)	Telephone Number	FOR COURT USE ONLY
ATTORNET ON THE ATTORNET (Maille dila Addisso)	releptione realised	TON GOOK! GGE GIVE!
E-MAIL ADDRESS		
ATTORNEY FOR (Name):		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF VENTURA		
800 SOUTH VICTORIA AVE. VENTURA, CA 93009		
3855 – F ALAMO ST. SIMI VALLEY, CA 93063-2110		
PETITIONER:		
RESPONDENT:		
		CASE NUMBER:
CONSENT FOR COURT ASSIGNMENT	NT	
(FAMILY LAW)		
The undersigned hereby consents that the cause titled and		
Court Commissioner of the Ventura County Superior Court,	as temporary judge,	in accordance with Article 6, Section 21
of the Constitution of the State of California.		
It is understood by the undersigned that by order of the	e Presiding Judge	of the Ventura County Superior Court,
Commissioner has been appo	inted to act as temper	orary judge to try the above referenced
case, hear and decide all motions and make any orders in		
that Commissioner JoAnn Johnson, has been appointed to		
• •	ily lile case referred	to, and has taken the necessary bath or
office to try the case as temporary judge.		
Dated:	Signature of	litigant or attorney
	- · · · · · · · · · · · · · · · · · · ·	ga c. cc.,

	CH-250 Proof of Service by Mail		Clerk stamps da	ate here when form is filed.
1	Name of Person Asking for Protection:			
2	Name of Person to Be Restrained:			
3	Notice to Server The server must:			
	• Be 18 years of age or over.		Fill in court nam	e and street address:
	 Not be listed in items (1),(2), or (3) of form CH-100, Request Harassment Restraining Orders. 	st for Civil	Superior Co	urt of California, County of
	 Mail a copy of all documents checked in 4 to the person in 5. 			
4	I (the server) am 18 years of age or over and live in or am em	nloved	Fill in case num	her [.]
4	in the county where the mailing took place. I mailed a copy of documents checked below to the person in (5):		Case Number	
5	I placed copies of the documents checked above in a sealed envel	-		described below:
	a. Name of person served:			
	b. To this address:		_	
	City:	State: _	Z	Zip:
	c. Mailed on <i>(date)</i> :			
	d. Mailed from (city):	(st	ate):	
(6)	Server's Information			
	Name:			
	Address:			
	City:		State:	Zip:
	Telephone:			
	If you are a registered process server:			
	County of registration: R	egistration	number:	
7	I declare under penalty of perjury under the laws of the State of Correct.	California t	hat the inforn	nation above is true and
	Date:			
	K.	•		
	Type or print server's name So	erver to sig	gn here	

Judicial Council of California, www.courts.ca.gov Rev. September 1, 2022, Optional Form Code of Civil Procedure, § 527.6 Proof of Service by Mail (CLETS) (Civil Harassment Prevention)

CH-250, Page 1 of 1



How Do I Turn In, Sell, or Store My Firearms and Firearm Parts?

What items do I need to turn in, sell, or store?

You must turn in, sell, or store all of the following prohibited items that you have or control:

- Firearms, including any handgun, rifle, shotgun, and assault weapon;
- Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). These may also be called "ghost guns."

You also may not have or possess ammunition.

How do I properly turn in, sell, or store the prohibited items?

You must take them to:

• Law enforcement, who will accept all prohibited items and may store them or destroy them;

OR

 A licensed gun dealer, who can buy or store firearms. If you have firearm parts, call ahead for more information.

When do I have to turn in, sell, or store the prohibited items?

Immediately, if law enforcement asks you for the items. Otherwise, within 24 hours.

Who can I turn in, sell, or store the prohibited items with?

Only law enforcement or a licensed gun dealer. You cannot give your prohibited items to a family member, friend, or anyone else.

Where can I sell the prohibited items?

At a licensed gun dealer in your area. You can search the internet for "Gun Dealers" or "Firearms Dealers" to find one. Make sure the dealer is licensed.

Do I have to pay a fee to store prohibited items?

You may have to pay a fee. Contact your local law enforcement agency or a licensed gun dealer about fees and whether they have space to store your items.

How do I turn in the prohibited items to law enforcement?

Call your local law enforcement agency to ask about their procedures. Unload your firearms and take a copy of the court order with you.

Do not bring firearms to court.

If I turn in the prohibited items to law enforcement, how long will they keep them?

It depends. There are procedures for getting your firearms back after the restraining order has expired. Ask the law enforcement agency for more information.

After I turn in the prohibited items to law enforcement, can I change my mind?

Yes. You are allowed to sell firearms to a licensed gun dealer. To do so, the gun dealer must present a bill of sale to your local law enforcement agency. The law enforcement agency will give the licensed gun dealer the items that you are selling.

Do I have to prove that I have turned in, sold, or stored the prohibited items?

Yes. Within 48 hours you must file a receipt with the court showing that you have surrendered the prohibited items to a law enforcement agency or sold them to or stored them with a licensed gun dealer. You may use <u>Receipt for Firearms and Firearm Parts</u> (form CH-800) for this purpose.

Additional Questions?

Contact an attorney for legal advice. Call your local law enforcement agency, for example, your city police or county sheriff for their procedures.

Information about prohibited items and how to obey these orders is also available online.

See https://selfhelp.courts.ca.gov/respond-to-CH-restraining-order/obey-firearms-orders.

For help in your area, contact:

[Local information may be inserted.]

Judicial Council of California, www.courts.ca.gov Rev. January 1, 2023, Optional Form Code of Civil Procedure, §§ 527.6 and 527.9 How Do I Turn In, Sell, or Store My Firearms and Firearm Parts?

(Civil Harassment Prevention)

CH-800-INFO, Page 1 of 1

Print this form

Save this form

CH-800	Receipt for Firea Parts	rms and Firearm	Clerk stamps date here when form is filed.
1 Petitioner Name:	- raits		
2 Restrained	Person		
a. Your Nam	e:		
Your Lawy	yer (if you have one for this case	e):	
Firm Name	2:		Fill in court name and street address: Superior Court of California, County of
If you do n private, yo	ress (If you have a lawyer, give yot have a lawyer and want to ke tu may give a different mailing of the telephone, fax, or email.)	eep your home address address instead. You do no	
City:	State	e: Zip:	Court fills in case number when form is filed.
Telephone		:	Case Number:
Email Add	ress:		
	INFO, How Do I Turn In, Sell,	or Store My Firearms and	
(Complete th	l e section below. Keep a copy an	o Law Enforcement	
1 1	· · · · · ·	ia give ine originai io ine j	person in (2).)
	Enforcement Agency:		
Address:	Emorcement Agent:		
		Email Address	:
Items Suri			
	and firearm parts transferred of	n:	
	T		a.m. □ p.m.
b. List of it	ems (List all the items surrende	ered by the person in 2). I	You may attach a separate form from your wif you have attached a separate form):
			ed items, list additional items in item (6).)
true and corre	ect.		rnia that the information above is
Signature	of law enforcement agent:		



Name of Licensed Gun	Dealer:					
License number:						
Address:						
			ress:			
Items Stored or So	ld					
a. Firearms and firear	m parts transferred on:					
Date:	Time:		_ 🗌 a.m. 🗌 p.m.			
attached a separate Separate form i I declare under penalty true and correct.	ice's Report of Firearms Acor form): s attached. (If it does not incomperitury under the laws of d gun dealer:	lude all surre	endered items, list add	itional ite	ems in ite	em (6)
attached a separate Separate form i I declare under penalty true and correct.	s form): s attached. (If it does not income of perjury under the laws of the dealer:	lude all surre	endered items, list add	itional ite	ems in ite	em (6)
attached a separate Separate form i I declare under penalty true and correct. Signature of license	reform): s attached. (If it does not incompose of perjury under the laws of d gun dealer: rendered	lude all surre	endered items, list add	itional ite	ems in ite	em 6
attached a separate Separate form i I declare under penalty true and correct. Signature of license List of Items Sur	reform): s attached. (If it does not incompose of perjury under the laws of d gun dealer: rendered	lude all surre	endered items, list add	litional ite	ems in ite	To
attached a separate Separate form i I declare under penalty true and correct. Signature of license List of Items Sur Make	reform): s attached. (If it does not incompose of perjury under the laws of a gun dealer: rendered ts Model	the State of 0	California that the info	Sold	ems in ite	To
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attached a separate Separate form i I declare under penalty true and correct. Signature of license List of Items Sur Firearms and firearm pan Make (1) (2) (3)	rendered ts Model	the State of C	California that the info	Sold	ems in ite	To 1
attached a separate Separate form i I declare under penalty true and correct. Signature of license List of Items Sur Make (1) (2) (3) (4)	s attached. (If it does not incompose form): s attached. (If it does not incompose for perjury under the laws of the discompose for perjury under the discompose for perjury u	the State of 0	California that the info	Sold	ems in ite	To
attached a separate □ Separate form i I declare under penalty true and correct. ► Signature of license □ List of Items Sur Firearms and firearm par Make (1) (2) (3) (4) (5)	s attached. (If it does not incompose form): s attached. (If it does not incompose for perjury under the laws of a gun dealer: rendered ts Model	the State of 0	California that the info	Sold	ems in ite	To

To the Restrained Person:	
Besides the items listed on page 2 or in an attached for parts?	orm, do you have or own any other firearms (guns) or firearm
☐ No	
☐ Yes (If yes, check one of the boxes below):	
a. I filed a <i>Receipt for Firearms and Firearm F</i> court on (date):	Parts (form CH-800) or other proof for those items with the
b. I am filing the proof for those firearms (gur	ns) and firearm parts along with this proof.
c. I have not yet filed the proof for the other file (Explain why not):	irearms (guns) and firearm parts.
Your signature	
I declare under penalty of perjury under the laws of the correct.	ne State of California that the information above is true and
Date:	
Type or print your name	Sign your name
ur Next Steps	
After the form is complete, make two additional copie	es. Take the copies and original to the court clerk to file.
Keep a copy for yourself.	

Note that failure to file a receipt with the court is a violation of the court's order.