

**IN THE SUPERIOR COURT OF _____ COUNTY
STATE OF GEORGIA**

Plaintiff/Petitioner

CIVIL ACTION FILE NO.

V.

Any prior Case No(s):

Defendant/Respondent

TEMPORARY PROTECTIVE ORDER - FAMILY VIOLENCE ACT

The petition having come on for an *ex parte* hearing, and the Court having read and considered the petition and having heard the sworn testimony of the Plaintiff, the Court finds there is probable cause to support the Plaintiff's allegations that Plaintiff is in immediate danger of family violence and there is justifiable concern for Plaintiff's safety (and Plaintiff's child(ren)'s safety) and well-being,

IT IS HEREBY ORDERED AND ADJUDGED:

1. The Defendant is hereby restrained and enjoined from injuring, mistreating, molesting, harassing, harming, abusing or stalking the Plaintiff and the Plaintiff's minor child(ren), if any. This shall also include attempting or threatening to do any of the foregoing acts.
2. During the time this Temporary Protective Order is in effect, the Defendant shall not follow, place under surveillance, or contact the Plaintiff at any place without the consent of the Plaintiff for the purpose of harassing and intimidating the Plaintiff. Any violation of this order may be considered a violation of O.C.G.A. ' 16-5-90 and may subject the Defendant to prosecution for Aggravated Stalking, in violation of O.C.G.A. ' 16-5-91, a felony; and Federal Law, Title 18 UCS, Chapter 110-A/Domestic Violence, Sections 2261-2266.
3. The Plaintiff and Defendant named herein shall appear before the Superior Court of _____ County, on the _____ day of _____ 200____, at _____ o'clock ____ .m. at the _____ Justice & Administration Center, 75 Langley Drive, Lawrenceville, Georgia, Courtroom _____, to show cause why the demands of the Plaintiff should or should not be granted.
4. The members of the _____ County Sheriff's office or any other duly authorized law enforcement officer are ordered to serve a copy of the petition and temporary protective order upon the Defendant and oversee each party's compliance with this order; and
 - Assist the Plaintiff in returning to the residence listed in paragraph 6, below;
 - Remove and evict the Defendant from the residence listed in paragraph 6 immediately, together with Defendant's clothing and personal effects;
 - Effectuate the custody placement of the minor children as set forth herein;
 - Assist the Plaintiff in removing from the below listed residence, the Plaintiff's clothing and personal effects, together with those of Plaintiff's children, if any.
5. This Temporary Protective Order shall be given Full Faith and Credit by the court of another State or Indian Tribe and be enforced as if it were the order of the enforcing State or Tribe, according to 18 U.S.C.A. ' 2265. The Plaintiff has validly filed this Temporary Protective Order in the State of Georgia; therefore, this Temporary Protective Order is legally enforceable by any appropriate law enforcement official or court of any State pursuant to 18 U.S.C.A. ' 2265.
6. The following provisions shall apply **only if** initialed by the Judge:

During the time this Temporary Protective Order is in effect, the Defendant shall have absolutely no contact with the
 Plaintiff minor children of the Plaintiff until further order of this Court.

_____ The Plaintiff is hereby granted sole custody of the minor child(ren) of the parties, to wit: _____

_____ Sole, exclusive temporary possession of the residence located at: _____

is hereby granted to Plaintiff. Until further order of this Court, the Defendant shall not come upon said premises. All keys, garage door openers, and other security devices for the residence shall be returned to the Plaintiff. This order shall serve as notice that the Defendant's return to or refusal to vacate the above premises when evicted may be a violation of the provisions of this Temporary Protective Order. The Sheriff of _____ County, or any other appropriate law enforcement official with jurisdiction, shall arrest the Defendant if, after having been served with a copy of this Order, the Defendant is found on the premises, and bring the Defendant before a court of competent jurisdiction to determine whether the Defendant has committed the misdemeanor Violation of a Domestic Relations Order, pursuant to O.C.G.A. ' 19-13-6(b).

_____ The Defendant shall not turn off the utilities at the above residence, including but not limited to, electricity, natural gas, water, and telephone, until further order of this Court.

_____ Sole, exclusive temporary possession of the _____ vehicle is hereby granted to Plaintiff. Until further order of this Court, the Defendant shall not exercise any control over such vehicle. All keys shall be returned to Plaintiff. No changes shall be made to any existing insurance coverage on the vehicle.

_____ Both parties are hereby enjoined and restrained from transferring, selling, pledging as collateral for a loan, contracting to sell, concealing, or otherwise disposing of or removing from the jurisdiction of this Court, any of the property belonging to the parties, except in the ordinary course of business or for the necessities of life, or canceling or changing any insurance policy now in force.

_____ Each party shall complete, notarize and file with this Court a true and correct *Domestic Relations Financial Data Sheet* **before** the hearing date set forth above.

_____ Plaintiff shall immediately attend evaluation, treatment and counseling through:
_____ Partnership Against Domestic Violence -- (770) 963-9799 or (404) 873-1766.
_____ Court Services -- (770) 682-2933 -- for (alcohol)(drug)(violence) evaluation or through another equivalent professional treatment program.

_____ Defendant shall immediately attend evaluation, treatment and counseling through:
_____ Court Services -- (770) 682-2933 -- for (alcohol)(drug)(violence) counseling or through another equivalent professional treatment program.

_____ Other: _____

SO ORDERED, this _____ day of _____, 200__ at _____ .M.

Judge, _____ Superior Court [] by designation

This is to certify that the above is a true and correct copy of the Temporary Protective Order Under Family Violence Act in the above case.

This _____ day of _____, 200__.

Deputy Clerk, Superior Court, _____ County