

ORI No: _____
Order No: _____
NYSID No. _____

At a _____ Term (IAS Part) _____ of the Supreme Court, State of
New York, County of _____, at the Courthouse at
_____, date _____

PRESENT: Hon. _____

**In the Matter of a Proceeding under
Section (240) (252) of the Domestic Relations Law**

**ORDER OF PROTECTION
D.R.L. 240 & 252**

Index No. _____

Plaintiff/Petitioner

Date of Birth: _____

v.

" **Upon Default**

" **Both Parties Present In Court**

(check one)

Defendant/Respondent

Date of Birth: _____

NOTICE: YOUR FAILURE TO OBEY THIS ORDER MAY SUBJECT YOU TO MANDATORY ARREST, AND CRIMINAL PROSECUTION, WHICH MAY RESULT IN YOUR INCARCERATION FOR UP TO SEVEN YEARS FOR CRIMINAL CONTEMPT, AND/OR MAY SUBJECT YOU TO SUPREME COURT PROSECUTION AND PENALTIES FOR CONTEMPT OF COURT.

Whereas a determination has been made in accordance with section (240) (252) of the Domestic Relations Law,

Now, therefore, it is hereby ordered that [first name, middle initial and last name] _____
_____ observe the following conditions of behavior:

(Check Applicable Paragraphs and Subparagraphs)

[01] " Stay away from [A] " [name(s) of protected persons] _____, and/or from
the [B]" home of _____, [C] " school of _____,
[D]" business of _____, [E] " place of employment of _____,
[F] " other [specify location] _____;

[14] " Refrain from communication by mail or by telephone, e-mail, voice-mail or other electronic means with [specify]: _____
_____.

[02] " Refrain from assault, stalking, harassment, menacing, reckless endangerment, disorderly conduct, intimidation, threats or any
criminal offense against [specify party or members of party's family or household] _____

_____ ;

[11] ' Permit [specify individual] _____ to enter the residence during
[specify date/time] _____ in order to remove personal belongings not in issue in
litigation;

[04] ' Refrain from (indicate acts) _____ that create an unreasonable risk to the health,
safety, or welfare of [specify child(ren)] _____

_____ ;

[05] ' Permit [specify individual] _____, entitled by a court order,
separation or other written agreement, to visit with [specify
child(ren)] _____ during the following periods of time [specify]
_____ under the following terms and conditions
[specify] _____ ;

[07] ' Custody of [specify child(ren)] _____ shall be awarded to [specify
individual] _____ under the following terms and conditions [specify]:

_____ ;

[12] ' Surrender any and all firearms owned or possessed, including, but not limited to, the following:
_____. Such surrender shall take place on or before [specify date/time]:
_____ at:_____.

" Pay or provide access to health or medical insurance for necessary medical care and treatment arising from the incident or incidents forming the basis of the order [specify beneficiary of treatment and coverage]_____ ;

" Pay counsel fees (and/or) any costs associated with the order to [specify person and terms]_____ ;

" Participate in an educational program, (and pay the costs thereof)[(specify program)]_____ ;

" Participate in a batterer's education program designed to help end violent behavior (and pay the costs thereof)[specify program]_____

" Pay to the petitioner/victim(s) restitution, as follows [specify terms]_____ (amount up to \$1 0,000); and

[99] " Observe such other conditions as are necessary to further the purposes of protection [specify conditions]_____

It is further ordered that the above-named Defendant's/Respondent's license to carry, possess, repair, sell or otherwise dispose of a firearm or firearms, if any, pursuant to Penal Law §400.00, is hereby [13A] " suspended or [13B] " revoked, (note: final order only) and/or [13C] " the Defendant/Respondent shall remain ineligible to receive a firearm license during the period of this order. (Check **all** applicable boxes).

It is further ordered that this order of protection shall remain in effect until _____ .
(specify date)

The Domestic Relations Law provides that the presentation of a copy of this order of protection to a police officer or peace officer acting pursuant to his or her special duties shall authorize, and in some situations may require, such officer to arrest a person who is alleged to have violated the terms of the order and to bring him or her before the court to face whatever penalties may be imposed therefor.

Federal law provides that this order must be honored and enforced by state and tribal courts, including courts of a state, the District of Columbia, a commonwealth, territory or possession of the United States, if it is established that the person against whom the order is sought has or will be afforded reasonable notice and opportunity to be heard in accordance with state law sufficient to protect that person's rights (18 U.S.C. §§ 2265, 2266).

It is a federal offense to: cross state lines to violate an order of protection; cross state lines to engage in stalking, harassment or domestic violence; purchase, transfer, possess or receive a firearm following a conviction of a domestic violence misdemeanor involving the use or attempted use of physical force or a deadly weapon; or (for persons other than military or law enforcement officers while on duty) purchase, transport, possess or receive a firearm while an order of protection, issued after notice and an opportunity to be heard, prohibiting assault, harassment, threatening and/or stalking, is in effect (18 U.S.C. §§922(g)(8), 922(g)(9), 2261, 2261A, 2262).

Dated:

JUSTICE
COURT (COURT SEAL)

Check If Applicable:

' **Personal Service Executed** **Date:** _____ **Time:** _____

" **Party Against Whom Order Issued Received Copy in Court** **Date:** _____ .