

ORI No: \_\_\_\_\_

Order No: \_\_\_\_\_  
New York  
NYSID No: \_\_\_\_\_

(address) \_\_\_\_\_ State of

**ORDER OF PROTECTION  
Non-Family Offense C.P.L.**

Present: Hon \_\_\_\_\_,  
**530.13**

" Youthful Offender (check if applicable)

Part \_\_\_\_\_

Docket No. \_\_\_\_\_

Indictment No. \_\_\_\_\_

Charges \_\_\_\_\_

People of the State of New York  
-against-

Defendant

Date of Birth: \_\_\_\_\_

' Ex parte (check one)

' Defendant Present in Court

**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 CONTEMPT OF COURT. IF THIS IS A TEMPORARY ORDER OF PROTECTION AND YOU FAIL TO APPEAR IN COURT WHEN YOU ARE REQUIRED TO DO SO, THIS ORDER MAY BE EXTENDED IN YOUR ABSENCE AND CONTINUE IN EFFECT UNTIL YOU REAPPEAR IN COURT.**

\_\_\_\_\_ ' **TEMPORARY ORDER OF PROTECTION.** Whereas good cause has been shown for the issuance of a temporary order of protection [as a condition of ' recognizance ' release on bail ' adjournment in contemplation of dismissal].

' **ORDER OF PROTECTION.** Whereas defendant has been convicted of [specify crime or violation]

And the Court having made a determination in accordance with section 530.13 of the Criminal Procedure Law, **IT IS HEREBY ORDERED** that the above-named defendant observe the following conditions of behavior:

**(Check Paragraphs and Subparagraphs that Apply):**

- ' Stay away from " [name(s) of protected persons] \_\_\_\_\_ and/or from the " home of \_\_\_\_\_ " school of \_\_\_\_\_ " business of \_\_\_\_\_ " place of employment of \_\_\_\_\_ " other \_\_\_\_\_ ;

' Refrain from communication by mail or by telephone, e-mail, voice-mail or other electronic means with [specify]: \_\_\_\_\_ ;

' Refrain from assault, stalking, harassment, menacing, reckless endangerment, disorderly conduct, intimidation, threats or otherwise interfering with the victim or victims of the alleged offense and such members of the family or household of such victim or victims as shall be specifically named [specify victims or persons]: \_\_\_\_\_ ;

' 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: \_\_\_\_\_ .

' Specify other conditions \_\_\_\_\_ ;

**IT IS FURTHER ORDERED** that the above-named Defendant'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 " suspended or " revoked (note: final order only), and/or " the Defendant shall remain ineligible to receive a firearm license during the period of this order. (Check all applicable boxes). **NOTE:** If this paragraph is checked, a copy of this form must be sent to: New York State Police, Pistol Permit Section, State Campus Building #22, 1220 Washington Avenue, Albany, New York 12226-2252.

**IT IS FURTHER ORDERED** that this order of protection shall remain in effect until \_\_\_\_\_ ,

**DATED:** \_\_\_\_\_

\_\_\_\_\_  
JUDGE / JUSTICE  
COURT (COURT SEAL)

" Defendant advised in Court of issuance of Order.  
Received by Defendant \_\_\_\_\_  
(signature)

' Service Executed Date: \_\_\_\_\_ Time: \_\_\_\_\_

**The Criminal Procedure Law provides** that presentation of a copy of this order of protection to any 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 defendant who has violated its terms 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 an intimate partner of the protected party and has been 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 issued against an intimate partner; 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 against an intimate partner 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).