

Clerk stamps date here when form is filed.

**When to use this form**

Use this form to ask for a restraining order if a child in juvenile court needs protection, or you want a restraining order and you have a relationship to the child as listed in item 1b below. If you have a lawyer in this case, the lawyer should fill out this form. **Do not** use this form if you want a restraining order against a child in a juvenile justice (delinquency) case; instead use form JV-258, *Request for Juvenile Restraining Order Against a Child*.

Fill in court name and street address:

**Superior Court of California, County of**

Fill in child's name

**Child's name:**

Court fills in case number when form is filed.

**Case Number:**

**1 Person in Need of Protection**

a. **Name:** \_\_\_\_\_

(If additional people need to be protected, list them in ④.)

**Age:** \_\_\_\_\_

b. **Relationship to child:**

- person in ① is the child
- parent
- guardian
- social worker
- probation officer
- child who lives in same household
- present caregiver of child
- court-appointed special advocate
- representative of Indian child's tribe
- other: \_\_\_\_\_

c. **Lawyer's information** (skip if you do not have a lawyer)

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm name: \_\_\_\_\_

d. **⚠ Address where you or your lawyer can receive court papers**

(This address will be used by the court and by the person in ② to send you official court dates, orders, and papers. For privacy, you may use another address like a post office box or another person's address, if you have their permission and can get your mail regularly. If you have a lawyer, give their address.)

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

e. **Your contact information (optional) or your lawyer's contact information**

(The court could use this information to contact you. If you don't want the person in ② to have this information, leave it blank or provide a safe phone number or email address. If you have a lawyer, give their information. If you don't have a lawyer, you may give your information but doing so is optional.)

Telephone: \_\_\_\_\_ Email Address: \_\_\_\_\_ Fax: \_\_\_\_\_

**2 Person to Be Restrained**

a. **Name:** \_\_\_\_\_

b. **Date of birth (if known):** \_\_\_\_\_ **Age (give estimate if age unknown):** \_\_\_\_\_

c. **Gender:**  Male  Female  Nonbinary

d. **Race:** \_\_\_\_\_

e. **Relationship to person in ① a:** \_\_\_\_\_

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**3 Describe Why You Need a Restraining Order**

a. Did the person in 2 do any of these things to the person in 1?

**Check all that apply**  
(Note: These are only some examples of why someone might need a restraining order.)

- Physically hurt or tried to physically hurt
- Sexually abused or tried to sexually abuse
- Used or threatened to use gun or weapon
- Stalked
- Harassed by phone, online, or by any other means
- Isolated the person in 1 from friends or family
- Kept the person in 1 from eating or getting other basic needs
- Destroyed property (examples: breaking phone, door, window)
- Other (please explain): \_\_\_\_\_

b. Give details about what the person in 2 did that was abusive or harassing. Start with the most recent incident, then write about any other incidents. Be sure to include details like dates and any emotional or physical harm. Details can also include how often something happened, what was said, or whether weapons were used, etc.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Check here if you need more space to describe abuse or harassment. Attach a sheet of paper and write “JV-245, Item 3” at the top.

c.  Check here if you know there is a report that supports your request that has been filed with the court, and complete the section below.

Who wrote the report and when was the report filed? (Check all that apply.)

- Social worker (date report was filed): \_\_\_\_\_
- Probation officer (date report was filed): \_\_\_\_\_
- Other (name): \_\_\_\_\_ (date report was filed): \_\_\_\_\_

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**4 Do other people need protection from the person in 2 ?**

- No
- Yes (*If yes, list them.*)

a. <u>Full name</u>	<u>Age</u>	<u>Relationship to the child</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

b. Why do these people need protection?

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Check here if you need more space to list additional people or to describe why these people need protection. Attach a sheet of paper and write "JV-245, Item 4" at the top.

**5 Did you provide notice to the person in 2 of this request for a restraining order?**

(Skip this item if your request is based on domestic violence. To know what domestic violence is, see form \_\_\_\_\_, page 2, "Am I Eligible?")

a.  No (*If no, complete the section below.*)

(1)  I did not notify the person in 2 or their attorney because I am afraid that the person in 2 will threaten or harm the person in 1a if they receive notice of this request before protection can be granted (*explain*):

\_\_\_\_\_

(2)  Other (*describe*):

\_\_\_\_\_

b.  Yes (*If yes, complete the section below.*)

(1) Who did you notify?  Person in 2  Lawyer of person in 2

(2) When did you provide notice? (*date*): \_\_\_\_\_ (*time*): \_\_\_\_\_  a.m.  p.m.

(3) How did you provide notice? (*Check all that apply.*)

Telephone (*area code and number*): \_\_\_\_\_

Fax (*area code and number*): \_\_\_\_\_

Email (*email address*): \_\_\_\_\_

Other (*describe*): \_\_\_\_\_

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**6 Does Person in 2 Have Firearms (Guns), Firearm Parts, or Ammunition?**

(A firearm includes a handgun, rifle, shotgun, and assault weapon. A firearm part means a receiver, frame, or unfinished receiver or unfinished frame. Ammunition includes bullets, shells, cartridges, and clips.)

- a.  I don't know
- b.  No
- c.  Yes (If you have information, complete the section below.)

	Describe firearms (guns), firearm parts, or ammunition	How many or what amount?	Location, if known
(1)	_____	_____	_____
(2)	_____	_____	_____
(3)	_____	_____	_____
(4)	_____	_____	_____
(5)	_____	_____	_____
(6)	_____	_____	_____

**Choose the Orders That You Want a Judge to Make**

In this section, you will choose the orders you want a judge to make now. Every situation is different. Choose the orders that fit your situation.

Check all the orders that you want a judge to make (order).

**7  Order to Not Abuse**

I ask the judge to order the person in 2 to not do the following things to any person listed in 1 or 4 :

Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), block movements, annoy by phone or other electronic means (including repeated contact), or disturb the peace.

If this restraining order is needed to prevent domestic violence, "disturbing the peace" includes coercive control. For more information on what domestic violence, disturbing the peace, and coercive control mean, read form \_\_\_\_\_, page 2, "Am I Eligible?"

**8  No-Contact Order**

I ask the judge to order the person in 2 to not contact any person listed in 1 or 4.

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**9**  **Stay-Away Order**

a. I ask the judge to order the person in **(2)** to stay away from the following persons and places:

*(Check all that apply)*

- |                                                                |                                                                           |
|----------------------------------------------------------------|---------------------------------------------------------------------------|
| <input type="checkbox"/> Person listed in <b>(1)</b>           | <input type="checkbox"/> The vehicle of any protected person              |
| <input type="checkbox"/> Each person listed in <b>(4)</b>      | <input type="checkbox"/> The school or child care of any protected person |
| <input type="checkbox"/> The home of any protected person      | <input type="checkbox"/> Other <i>(please explain)</i> : _____            |
| <input type="checkbox"/> The workplace of any protected person |                                                                           |

b. How far do you want the person to stay away from all the places you checked above?

- 100 yards (300 feet)       Other *(give distance in yards)*: \_\_\_\_\_

c. Do you and the person in **(2)** live together or live close to each other?

- No       Yes *(If yes, check one)*:
- Live together *(If you live together, you can ask that the person in **(2)** move out in **(10)**.)*
  - Live in the same building, but not in the same home
  - Live in the same neighborhood
  - Other *(please explain)*: \_\_\_\_\_

d. Do you and the person in **(2)** have the same workplace or go to the same school?

- No       Yes *(If yes, check all that apply)*:
- Work together at *(name of company)*: \_\_\_\_\_
  - Go to the same school *(name of school)*: \_\_\_\_\_
  - Other *(please explain)*: \_\_\_\_\_

**10**  **Order to Move Out**

*(You can make this request if the person in **(2)** lives with the child who is in juvenile court, **and** the person in **(1)** is the child in juvenile court, or has care, custody, and control of the child in juvenile court. Complete the section below if you want to ask for this order.)*

a. I ask the judge to order the person in **(2)** to move out of the home, located at:

Address: \_\_\_\_\_

b. What right does person in **(1)** have to live at the address listed above?

*(Check all that apply)*

The person in **(1)**:

- |                                                                         |                                                                                  |
|-------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| <input type="checkbox"/> owns the home.                                 | <input type="checkbox"/> has lived at the address for _____ years, _____ months. |
| <input type="checkbox"/> is on the lease.                               | <input type="checkbox"/> pays for some or all of the rent or mortgage.           |
| <input type="checkbox"/> lives at the address with a child in this case | <input type="checkbox"/> other <i>(please explain)</i> : _____                   |

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**11**  **Visitation with Children**

Check this box if you have a child or children with the person in **(2)** and want the judge to make orders to protect your children.

a.  The requested orders are:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b.  The requested orders are in the attached form JV-205, *Visitation (Parenting Time) Order—Juvenile*.

c.  The requested orders are in the attached document (*specify form or document*): \_\_\_\_\_

**12**  **Protect Animals**

a. (You may ask the judge to protect any animals that belong to the person in **(1)** or anyone who lives with that person.)

Name (or other way to ID animal)	Type of animal	Breed (if known)	Color
(1) _____	_____	_____	_____
(2) _____	_____	_____	_____
(3) _____	_____	_____	_____
(4) _____	_____	_____	_____

b. I ask the judge to protect the animals listed above by ordering the person in **(2)** to:

*(Check all that apply)*

(1)  Stay away from the animals by at least:

100 yards (300 feet)     Other (*give distance in yards*): \_\_\_\_\_

(2)  **Not** take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals.

(3)  Give me sole possession, care, and control of the animals because:

*(Check all that apply)*

Person in **(2)** abuses the animals.     I take care of these animals.

I purchased these animals.     Other (*please explain*): \_\_\_\_\_

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### Automatic Orders if the Judge Grants Restraining Order

**13 No Firearms (Guns), Firearm Parts, or Ammunition**

If the judge grants you a restraining order, the person in ② must turn in, sell, or store any firearms (guns), firearm parts, or ammunition that they have or control. The person in ② would also be prohibited from buying any firearms (guns), firearm parts, or ammunition.

**14 Cannot Look for Protected People and Others**

If the judge grants you a restraining order, the person in ② will not be allowed to look for the address or location of any person protected by the restraining order or the location or the address of family members, caretakers, or guardians of the protected people unless the court finds good cause to not make this order.

**15 Additional Pages**

If you used additional paper or forms, enter the number of extra pages attached to this form: \_\_\_\_\_

**16 Your Signature**

I 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 your name*



\_\_\_\_\_  
*Sign your name*

**17 Your Lawyer's Signature (if you have one)**

Date: \_\_\_\_\_

\_\_\_\_\_  
*Lawyer's name*



\_\_\_\_\_  
*Lawyer's signature*

### Your Next Steps

**1 You must complete at least two additional forms:**

- \_\_\_\_\_, *Notice of Court Hearing and Temporary Restraining Order—Juvenile (only items 1, 2, and 3)*
- \_\_\_\_\_, *Confidential CLETS Information*
- **If you are asking for child visitation orders and did not write the request on this form**, you must complete for JV-205, *Visitation (Parenting Time) Order—Juvenile* or attach another document with the requested visitation plan.

**2 Turn in your completed forms to the court. Find out when your forms will be ready for pickup.**

**This is not a Court Order.**

