

**STALKING
UNDER 18
PACKET**

**INSTRUCTION FOR COMPLETING
STALKING PROTECTION ORDERS**

The filing fee is \$53.00 cash. If the Petitioner feels that they cannot afford the filing fee, they can apply to have the filing fee waived using a GR34 form. Once the paperwork is complete, all paperwork must be taken to Courtroom 304 between the hours of 9:00-12:00 and/or 1:30 - 4:00, Monday through Friday.

**ALL PAPERWORK MUST BE COMPLETED IN BLUE OR BLACK INK
DO NOT WRITE ON THE BACK OF ANY DOCUMENT**

Law Enforcement Information Sheet

- Complete top two(2) boxes.
- The person filing is the Petitioner.
- The person being filed against is the Respondent.
- DOB stands for Date of Birth.
- Complete one(1) sheet per Respondent.

Petition For An Order For Protection

(From Civil Harassment)

- Complete all ten(10) pages.

Confidential Information Form(INFO)

- Complete both pages.
- If you have more than two(2)children involved ask for Addendum.

Temporary protection Order

- Complete (3) pages.

Return of Service

- Complete the heading portion only.(Name of Petitioner and Respondent).

Law Enforcement Information

- Complete one(1)per Respondent.

LAW ENFORCEMENT INFORMATION

Do NOT serve or show this sheet to the restrained person!
Do NOT FILE in the court file. Give this form to law enforcement.

Type or print clearly! This completed form is **required** by law enforcement. This information is **necessary** to serve, enforce and enter your order into the state wide law enforcement computer. Fill in the following information as completely as possible.

Court: _____ Case Number: _____

Domestic Violence Dissolution/Separation/Invalidity/Nonparental Custody/Paternity
 Unlawful Harassment Vulnerable Adult Sexual Assault

Restrained Person's Information (This is the person that you want the court to restrain.)

Name: First Middle Last Nickname Relationship to Protected Person

Date of Birth Male Female Race Height Weight Eye Color Hair Color Skin Tone Build

Last Known Address Street: City: State: Zip: Phone(s) w/Area Code Need Interpreter? Yes or No Language:

Employer Employer's Address WORK Hours: Phone: ()

Vehicle License Number Vehicle Make and Model Vehicle Color Vehicle Year Drivers License or ID number State

Does the restrained person have a disability, brain injury, or impairment requiring special assistance when law enforcement serves the order? No Yes. If yes, describe (continue on back, if needed):

Hazard Information Restrained Person's History Includes:

Involuntary/Voluntary Commitment Suicide Attempt or Threats
 Assault Assault with Weapons Alcohol/Drug Abuse Other:
Weapons: Handguns Rifles Knives Explosives Other:

Location of Weapons: Vehicle On Person Residence Describe in detail:

Current Status (Circle Yes, No or N/A.) Is the restrained person a current or former cohabitant as an intimate partner? Y N
 Are you and the restrained person living together now? Y N Does the restrained person know he/she may be moved out of the home? Y N N/A
 Does the restrained person know you're trying to get this order? Y N Is the restrained person likely to react violently when served? Y N

Protected Person's Information (This is the person you want the court to protect.)

Name: First Middle Last

Date of Birth Male Female Race Height Weight Eye Color Hair Color Skin Tone Build

If your information **is not confidential**, you must enter your address and phone number(s).

Current Address Street: City: State: Zip: Phone(s) w/Area Code Need interpreter? Yes or No Language:

If your information **is confidential**, you must provide the name, address and phone number of someone willing to be your "contact."

Contact Name Contact Address Contact Phone

If you filed for someone else, list your name, phone number and address:

| Minor's Information | | | Describe the minor's relationship using terms such as: child, grandchild, stepchild, nephew, none. → | | | | Minor's Relationship to Protected Person | |
|---------------------|--------|------|--|------|------------|--------------|--|--------|
| Name: First | Middle | Last | Sex | Race | Birth date | Resides With | Person | Person |
| | | | | | | | | |
| | | | | | | | | |

Victim's Household Members or Adult Children Protected Name: birth date: Name: birth date:

**Superior Court of Washington
For County of Spokane**

Minor to be protected,

Petitioner,

vs.

Minor Respondent.

No.

**Petition for an Order for Protection
Respondent Under Age 18**

Harassment (PTAH18) and/or

Stalking (PTSTK18)

➤ **Information about appointment of a guardian ad litem for respondent:**

Harassment:

- If the minor respondent is not an emancipated minor, a guardian ad litem must be appointed to represent him or her in this action under RCW 4.08.050.
- The court may order the petitioner to pay guardian ad litem fees.

Stalking:

- If the respondent is 16 or 17 years of age, appointment of a guardian ad litem is not required. However, the court may still appoint one in certain circumstances.
- If the respondent is 15 years of age or younger and is not an emancipated minor, a guardian ad litem must be appointed to represent him or her in this action under RCW 4.08.050.
- The court will not order the petitioner to pay guardian ad litem fees.

➤ **This is a Petition for an Order for Protection against Harassment and/or Stalking as checked in the caption.**

I believe:

- I am, or the minor I am petitioning for is, a victim of stalking because
- the respondent and I, or the minor I am petitioning for, are not and never have been related by blood or marriage, lived together or been in a dating relationship, and
 - the respondent has been
 - stalking me or the minor either in person or (cyber stalking), and
 - repeatedly contacting, or attempting to contact or monitor me or the minor for no lawful purpose and his/her actions caused me or the minor to feel intimidated, frightened or threatened.

- The minor I am petitioning for is a victim of unlawful harassment because the respondent's actions toward the minor have seriously alarmed, annoyed, or harassed the minor or are detrimental to the minor and they serve no legitimate or lawful purpose. The respondent's actions have caused the minor substantial emotional distress or caused me to fear for the well-being of the minor.
- The respondent and the minor:
 - are or have been related by blood or marriage, lived together, or been in a dating relationship.
 - have not been and are not now related by blood or marriage, lived together, or been in a dating relationship.

I have given a detailed explanation below.

1. Who is the petitioner

- My name is (please print) _____ . I am the petitioner.
 - I am age 16 or 17 years of age and I am petitioning on my own behalf.
 - I am a parent or guardian of a minor and I am petitioning on behalf of that minor.
 - I am not the parent or guardian, but I am petitioning on behalf of a minor who lives with me; and the respondent is not a parent of that minor.

2. Information about the respondent

The respondent's name is listed in the caption. The respondent is

- 16 or 17 years of age
- 15 or under
- Under 18; but I do not know the exact age.

You only need to complete the following if you are requesting a harassment protection order:

- Respondent has been adjudicated of the following offense against my child:
 Offense: _____
 Case Name: _____ Case Number: _____
 Court/County: _____
- Respondent is under investigation or has been investigated for the following alleged offense against my child:
 Alleged offense: _____
 Investigating agency: _____

3. Where do the parties live?

Petitioner lives in _____ county.

Did the petitioner leave their residence because of stalking conduct and that is the county of their new residence?

- Yes No

7. How did the incidents you describe above make you or the minor feel?

8. Has the respondent used, displayed, or threatened to use a firearm or other dangerous weapon in a felony? Please describe:

9. Has the respondent previously committed an offense that makes him or her ineligible to possess a firearm under the provisions of RCW 9.41.040? Please describe:

10. Does possession of a firearm or other dangerous weapon by the respondent present a serious and imminent threat to public health or safety, or to the health or safety of the victim? Please describe:

11. Do you have any evidence of the harassment or stalking conduct other than testimony?

No

Yes. I have attached the following evidence:

Copy of letter(s)

Copy of text messages

Copy of emailed messages

Copy of social media messages

Police report

Declaration or Affidavit from the following witness(es): _____

Other (describe): _____

12. Are there other court cases, civil protection orders, or criminal no-contact orders involving the minor to be protected and the minor respondent:

Case Number Court Name (Superior/District/Municipal) Case Title or Parties

a) _____

b) _____

➤ Requests

13. I ask the Court for an order approving the following requests for protection:

I Request an **Order for Protection** - following a hearing that will:

| |
|--|
| <input type="checkbox"/> No-Contact: restrain the respondent from making any attempts to contact or having any contact, including nonphysical contact, with the minor to be protected directly, indirectly, or through third parties regardless of whether those third parties know of the order, except for mailing of court documents. |
| <input type="checkbox"/> Surveillance: prohibit or restrain the respondent from making any attempt to keep, or from keeping the minor to be protected under surveillance, including electronic surveillance. |
| <input type="checkbox"/> Exclude from places: exclude the respondent from the <input type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> school <input type="checkbox"/> daycare of the minor to be protected. |
| <input type="checkbox"/> Stay Away: prohibit or restrain the respondent from entering or being within, or from knowingly coming within, or knowingly remaining within _____ (distance) of the <input type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> school <input type="checkbox"/> day care of the minor to be protected. <input type="checkbox"/> other: _____. |
| <input type="checkbox"/> School Attendance: restrain respondent from attending _____ school at _____ (address) attended by the minor to be protected and order respondent to transfer to a different school. |
| <input type="checkbox"/> Other: |
| <input type="checkbox"/> Evaluation: order the respondent to have a <input type="checkbox"/> mental health <input type="checkbox"/> chemical dependency evaluation <input type="checkbox"/> other: _____. |
| <input type="checkbox"/> Pay Fees and Costs: require the respondent to pay fees and costs of this action, which may include administrative court costs and service fees and petitioner's costs including attorneys' fees. |
| <input type="checkbox"/> Surrender Firearms: require the respondent to surrender any firearm or other dangerous weapon, or any concealed pistol license and prohibit the respondent from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license. |
| <input type="checkbox"/> Duration: Remain effective longer than one year because respondent is likely to resume acts of unlawful harassment or stalking conduct against the minor to be protected if the order expires in a year. |

Emergency Temporary Protection (up to 14 days) Until the Court Hearing:

- An emergency exists as described below. I request that a **Temporary Stalking Protection Order** granting the relief I requested above for a no-contact, surveillance, exclude from places, stay away, or school attendance order be issued immediately, without prior notice to the respondent, to be effective until the hearing.
- I also request a temporary surrender of a firearm or other dangerous weapon without notice to the other party because irreparable injury could result if an order is not issued until the hearing.

What irreparable harm would result if an order is not issued immediately without prior notice to the respondent?

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated: _____ at _____ Washington.

Petitioner or person filing on behalf of petitioner

Print or type name

My address for the purpose of receiving service of legal documents is:

This is not my residence address. My family, household or I would be at risk of abuse by respondent if I disclosed my residence address. I agree to receive service of process at this address.

Confidential Information (CIF)

Clerk: Do not file in a public access file

Superior Court of Washington, County: _____

Case No.: _____

Important! Only court staff and some state agencies may see this form. The other party and his/her lawyer may not see this form unless a court order allows it. State agencies may disclose the information in this form according to their own rules.

1. Who is completing this form? (Name): _____
2. Is there a current restraining or protection order involving the parties or children? Yes No
If Yes, who does the order protect? (Name/s): _____
3. Does your address information need to be confidential to protect your or your children's health, safety, or liberty? (Check one): Yes No
If Yes, explain why? _____

4. Your Information

| | | | |
|--|-------|--|---|
| Full name (first, middle, last): | | Date of birth (MM/DD/YYYY): | Sex: <input type="checkbox"/> M <input type="checkbox"/> F |
| Driver's license/Identicard (#, state): | Race: | Relationship to children in this case: | |
| Mailing address (This address will not be kept private.) (street address or PO box, city, state zip): | | | |

If your case is **only** about a protection order, the information below is **not** required. Skip to **5**.

| | | |
|--|--------|-------------------|
| Home address (check one): <input type="checkbox"/> same as mailing address <input type="checkbox"/> listed below (street, city, state, zip): | | |
| Phone: | Email: | Social Sec. #: |
| Employer's name: | | Employer's phone: |
| Employer's address: | | |

5. Other Party's Information – This person is a (check one): Petitioner Respondent

| | | | |
|--|-------|--|---|
| Full name (first, middle, last): | | Date of birth (MM/DD/YYYY): | Sex: <input type="checkbox"/> M <input type="checkbox"/> F |
| Driver's license/Identicard (#, state): | Race: | Relationship to children in this case: | |
| Mailing address (This address will not be kept private.) (street address or PO box, city, state zip): | | | |

If your case is **only** about a protection order, the information below is **not** required. Skip to **6**.

| | | |
|--|--------|-------------------|
| Home address (check one): <input type="checkbox"/> same as mailing address <input type="checkbox"/> listed below (street, city, state, zip): | | |
| Phone: | Email: | Social Sec. #: |
| Employer's name: | | Employer's phone: |
| Employer's address: | | |

➤ **Skip sections 6– 9 if your case does not involve children. Sign at the end.**

6. Children's Information (You do not have to fill out the children's Social Security numbers if your case is only about a protection order.)

| Child's full name (first, middle, last) | Date of birth (MM/DD/YYYY) | Race | Sex | Soc. Sec. # | Current location: lives with |
|--|-------------------------------|------|--|-------------|--|
| 1. | | | <input type="checkbox"/> M <input type="checkbox"/> F | | <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> other: _____ |
| 2. | | | <input type="checkbox"/> M <input type="checkbox"/> F | | <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> other: _____ |
| 3. | | | <input type="checkbox"/> M <input type="checkbox"/> F | | <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> other: _____ |
| 4. | | | <input type="checkbox"/> M <input type="checkbox"/> F | | <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> other: _____ |
| 5. | | | <input type="checkbox"/> M <input type="checkbox"/> F | | <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> other: _____ |
| 6. | | | <input type="checkbox"/> M <input type="checkbox"/> F | | <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> other: _____ |

7. Have the children lived with anyone other than Petitioner or Respondent during the last five years? (Check one): No Yes If Yes, fill out below:

| Children lived with (name) | That person's current address |
|----------------------------|--------------------------------------|
| 1. | |
| 2. | |

8. Do other people (not parents) have custody or visitation rights to the children? (Check one): No Yes If Yes, fill out below:

| Person with rights (name) | That person's current address |
|---------------------------|--------------------------------------|
| 1. | |
| 2. | |

9. If you are asking for custody and are not the parent, list all other adults living in your home:

| | |
|------------|-----------------------------|
| 1. (Name): | Date of birth (MM/DD/YYYY): |
| 2. (Name): | Date of birth (MM/DD/YYYY): |

I declare under penalty of perjury under Washington State law that the information on this form about me is true. The information about the other party is the best information I have or is unavailable because (explain): _____

Check here if you need more space to list other Petitioners, Respondents, or children. Put that information on the *Attachment to Confidential Information*, form FL All Family 002, and attach it to this form.

Signed at (city and state): _____ Date: _____

 _____
 Petitioner/Respondent signs here Print name here

The terms of this order shall be effective until:

| |
|---|
| <input type="checkbox"/> Surveillance: respondent is <i>prohibited</i> from keeping the protected person under surveillance, including electronic surveillance. |
| <input type="checkbox"/> Exclude from places: respondent is <i>excluded</i> from the protected person's <input type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> school <input type="checkbox"/> day care. |
| <input type="checkbox"/> Stay Away: respondent is <i>prohibited</i> from knowingly coming within or knowingly remaining within _____ (distance) of the protected person's <input type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> school <input type="checkbox"/> day care <input type="checkbox"/> other: _____. <input type="checkbox"/> The address is confidential. <input type="checkbox"/> Petitioner waives confidentiality of the protected person's address which is: |
| <input type="checkbox"/> School Transfer: respondent is <i>restrained</i> from attending _____ school at _____ (address) attended by the protected person and respondent <i>is ordered to transfer</i> to a different school. |

| |
|---|
| <input type="checkbox"/> Surrender of Weapons The respondent must turn in any firearms and other dangerous weapons as stated in the Order to Surrender Weapons Issued Without Notice filed separately. |
|---|

- The respondent is directed to appear and show cause why the court should not enter an order for protection effective for one year or more and order the relief requested by the petitioner or other relief the court deems proper, which may include payment of costs.
- **Failure to appear at the hearing or to otherwise respond will result in the court issuing an order for protection – stalking pursuant to RCW Title 7.92, effective for a minimum of one year from the date of the hearing. The next hearing date and time is shown below the caption on page one.**
- The respondent may petition the court to modify or terminate the order if the respondent does not receive actual prior notice of the hearing and if the respondent alleges a meritorious defense to the order or that the order or its remedy is not authorized by this chapter.

Warning to the Respondent: A knowing violation of this stalking protection order is a criminal offense under chapter 26.50 RCW and will subject you to arrest. **You can be arrested even if any person protected by the order invites or allows you to violate the order's prohibitions.** You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order.

A knowing violation of this order is punishable under RCW 26.50.110.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States shall accord full faith and credit to the order.

Washington Crime Information Center (WACIC) Data Entry

It is further ordered that the clerk of court shall forward a copy of this order on or before the next judicial day to: the _____ County Sheriff's Office Police Department **where Petitioner lives** which shall enter it into WACIC.

Service

The Respondent and the Respondent's parent or legal custodian (name/s) _____ shall be personally served with a copy of the petition and this order. The server shall promptly complete and return to this court proof of service.

The clerk of court shall forward a copy of this order on or before the next judicial day to: _____ County Sheriff's Office Police Department **where Respondent lives.**

Or Petitioner shall make private arrangements for service of this order. Petitioner may use the services of a legal process service, the law enforcement agency having jurisdiction where the respondent resides, or a person over 18 who is not a party to this case.

This order is in effect until the next hearing date and time shown below the caption on page one.

Dated: _____ at _____ a.m./p.m. _____
Judge/Commissioner

I acknowledge receipt of a copy of this Order:

> _____
Signature of Respondent/Lawyer WSBA No. Print Name Date

> _____
Signature of Petitioner/Lawyer WSBA No. Print Name Date

Petitioner or petitioner's lawyer must complete a Law Enforcement Information Sheet (LEIS) and include addresses for the minor and the parent or legal custodian.

| | |
|---|---------------------|
| SUPERIOR COURT OF WASHINGTON FOR COUNTY OF SPOKANE | |
| _____ Petitioner | _____ Respondent |
| vs. | |

NO.

**RETURN OF SERVICE -
HARASSMENT
(RTS)**

1. My name is _____ . I am a peace officer 18 years of age or older and not the petitioner.
 2. I was unable to make personal service on the respondent. I have notified the petitioner that respondent was not served.
 Personal service was attempted on the following date(s): _____

 No service was attempted because _____

 3. I served _____ with the following documents:
 (name of person served)
- | | |
|--|---|
| <input type="checkbox"/> Temporary Order for Protection/Notice of Hearing including Petition <input type="checkbox"/> Petition for an Order for Protection <input type="checkbox"/> Reissuance of Temporary Order for Protection and Notice of Hearing <input type="checkbox"/> Order for Protection - Harassment | <input type="checkbox"/> Motion to Modify/Terminate Order for Protection <input type="checkbox"/> Motion/Declaration for Order Appointing Guardian ad Litem <input type="checkbox"/> Order Appointing GAL <input type="checkbox"/> Other: _____ _____ _____ |
|--|---|

4. I served these documents on _____ at _____ at this address:
(date) (time)

5. Other: _____

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED _____ at _____, Washington.

Fees: Service _____
Mileage _____
Total _____

Signature of Server

Law Enforcement Agency

(Clerk's Date Stamp)

SUPERIOR COURT OF WASHINGTON
COUNTY OF SPOKANE

Petitioner: _____

vs.

Respondent: _____

CASE NO. _____

MOTION AND DECLARATION FOR
ORDER APPOINTING GUARDIAN
AD LITEM - RESPONDENT UNDER
AGE 18 - HARASSMENT

I. MOTION

The petitioner moves the Court for an Order providing:

- 1.1 For appointment of a Guardian ad Litem for the
respondent, _____, as required
by RCW 4.08.050 regarding minors.
- 1.2 That this appointment terminate upon conclusion of this
lawsuit, _____'s (respondent)
reaching the age of majority, or upon further order of
the Court.

This motion is based upon the case record to date and the following declaration.

Dated this _____ day of _____, 20_____.

Signature of Party

Print or Type Name

II. DECLARATION

Petitioner declares as follows:

- 2.1 Declarant is the petitioner in this matter makes this declaration in that capacity.
- 2.2 It appears that the respondent is a minor and a guardian ad litem must be appointed pursuant to RCW 4.08.050. That the Guardian ad Litem is related to the respondent in the following manner, to-wit: _____

I declare under penalty of perjury under the laws of the State of Washington that the statement above is true and correct.

Signed at Spokane, Washington, on _____.

Signature

Print or Type Name

(Copy Receipt)

(Clerk's Date Stamp)

| | |
|--|--|
|  <p>SUPERIOR COURT OF WASHINGTON COUNTY OF SPOKANE</p> | <p>CASE NO. _____</p> <p>ORDER APPOINTING GUARDIAN AD LITEM - RESPONDENT UNDER AGE 18 - HARASSMENT</p> |
| <p>Petitioner: _____</p> <p>vs.</p> <p>Respondent: _____</p> | |

The petitioner has filed a motion for order appointing a Guardian ad Litem. It appears that good cause exists to appoint a Guardian ad Litem for certain limited purposes, therefore,

IT IS ORDERED:

1. APPOINTMENT OF GUARDIAN AD LITEM

That _____ is appointed Guardian ad Litem for the respondent, _____, as required by RCW 4.08.050 regarding minors.

2. TERMINATION OF APPOINTMENT

That this appointment shall terminate upon conclusion of this lawsuit, _____'s (respondent) reaching the age of majority, or upon further order of the court, whichever occurs first.

3. OTHER PROVISIONS

The undersigned Guardian ad Litem agrees to this appointment, understands the nature of this action and accepts the following responsibilities:

- (a) To protect the interests of the minor respondent throughout the course of this action; and
- (b) To explain to the minor respondent the substance of the petition, all documents and correspondence regarding this action; and
- (c) To comply with all court orders and to attend all meetings and court hearings that are scheduled in this action with the minor respondent.

DATED: _____

JUDGE/COURT COMMISSIONER

Presented by:

Petitioner

Guardian ad Litem

Respondent