

**PROTECTIVE ORDER – FAMILY ABUSE**

Commonwealth of Virginia VA. CODE § 16.1-279.1

Case No. ....

- Circuit Court
- Juvenile and Domestic Relations District Court

- Amended Protective Order
- Extension of Protective Order
- Conviction for Violation of Protective Order

**PETITIONER**

[Empty box for Petitioner Name]

LAST FIRST MIDDLE

And on behalf of minor family or household members:  
(list each name and date of birth)

.....  
.....  
.....

**PETITIONER'S DATE OF BIRTH**

[Empty box for Petitioner's Date of Birth]

Other protected family or household members:  
(list each name and date of birth)

.....  
.....  
.....

**V.**

**RESPONDENT**

[Empty box for Respondent Name]

LAST FIRST MIDDLE

Petitioner's relationship to Respondent:

.....  
.....

RESPONDENT'S ADDRESS

.....

**RESPONDENT IDENTIFIERS (IF KNOWN)**

RACE	SEX	BORN			HT.		WGT.	EYES	HAIR
		MO.	DAY	YR.	FT.	IN.			
		SSN							
DRIVER'S LICENSE NO.						STATE		EXP.	

Distinguishing features:

.....

**CAUTION: Weapon Involved**

**THE COURT FINDS** that it has jurisdiction over the parties and subject matter, that the Respondent was given reasonable notice and an opportunity to be heard, AND that the Petitioner has proven the allegation of family abuse by a preponderance of the evidence, a motion to modify or extend a protective order was properly before the court, or the Respondent has been convicted of a violation of a protective order pursuant to Va. Code § 16.1-253.2.

Accordingly, to protect the health and safety of the Petitioner and family or household members of the Petitioner, **THE COURT ORDERS** that:

- The Respondent shall not commit acts of family abuse or criminal offenses that result in injury to person or property.
- The Respondent shall have no contact of any kind with the Petitioner
  - except as follows:
 

.....

- The Respondent shall have no contact of any kind with the family or household members of the Petitioner named above
  - except as follows:
 

.....

Additional terms of this order are set forth on page two.

THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL

.....			<b>at 11:59 p.m.</b>
MONTH	DAY	YEAR	

**WARNINGS TO RESPONDENT: (See additional warnings to Respondent on page two.)**

**Full Faith and Credit:** This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, and any U.S. Territory, and may be enforced on Tribal Lands (18 U.S.C. § 2265).

**Federal Offenses:** Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. § 2262). Federal law provides penalties for possessing, transporting, shipping, receiving or purchasing any firearm or ammunition while subject to a qualifying protective order and under the circumstances specified in 18 U.S.C. § 922(g)(8).

**Only the court can change this order.**

It is further ORDERED as follows:

[ ] The Petitioner is granted possession of the residence occupied by the parties to the exclusion of the Respondent.
The residence is located at .....
The Respondent shall immediately leave and stay away from the residence; however, no such grant of possession shall affect title to any real or personal property.

[ ] Until further order, being necessary for the protection of the Petitioner and family or household members of the Petitioner, [ ] temporary custody of [ ] temporary visitation with .....
is as follows:

[ ] The Respondent shall not terminate [ ] Respondent shall restore necessary utility service(s) to the premises indicated above, specifically, .....
UTILITY SERVICE(S)

[ ] The Petitioner is granted temporary exclusive possession or use of a motor vehicle jointly owned by the parties or owned by the Petitioner alone, described as follows:

..... Such grant shall not affect title to the vehicle.

[ ] The Respondent shall not terminate the [ ] insurance [ ] registration [ ] taxes on this motor vehicle.

[ ] The Respondent shall maintain the [ ] insurance [ ] registration [ ] taxes for this motor vehicle.

[ ] The Respondent shall provide suitable alternative housing for the Petitioner [ ] and family or household members as follows: .....

[ ] The Respondent shall pay deposit(s) to connect or restore necessary utility service(s) in the alternative housing, specifically, .....
UTILITY SERVICE(S)

[ ] The Respondent shall participate in the following treatment, counseling or other program:
.....
PROGRAM NAME AND ADDRESS

[ ] The Petitioner is granted possession of the companion animal described as .....
NAME/TYPE

[ ] The Petitioner [ ] and family or household members of the Petitioner is/are granted exclusive use and possession of a cellular telephone number or electronic device, as follows: .....

[ ] The Respondent shall not terminate a cellular telephone number or electronic device before expiration of the contract term with a third-party provider, as follows: .....

[ ] The Respondent shall not use a cellular telephone or other electronic device to locate the Petitioner.

[ ] It is further ordered that
.....

[ ] Supplemental Sheet to Protective Order, Form DC-653, attached and incorporated by reference.

Number of supplemental pages .....

[X] The Respondent shall surrender, sell or transfer any firearm possessed by Respondent, within 24 hours after being served with this order, as follows:

- (a) surrender any such firearm to a designated local law-enforcement agency;
(b) sell or transfer any such firearm to a dealer as defined in § 18.2-308.2; or
(c) sell or transfer any such firearm to any person who is not prohibited by law from possessing a firearm.

[X] The Respondent shall, within 48 hours after being served with this order:

- (a) complete the attached certification form stating either that the Respondent does not possess any firearms or that all firearms possessed by the Respondent have been surrendered, sold or transferred; and
(b) file the completed certification form with the clerk of the court that entered this order.

[ ] Final judgment having been rendered on appeal from the juvenile and domestic relations district court, this matter is remanded to the jurisdiction of the juvenile and domestic relations district court pursuant to Va. Code § 16.1-297.

..... DATE JUDGE

**ADDITIONAL WARNINGS TO RESPONDENT:**

If Respondent violates the conditions of this order, Respondent may be sentenced to jail and/or ordered to pay a fine. This order will be entered into the Virginia Criminal Information Network. Either party may at any time file a motion with the court requesting a hearing to dissolve or modify this order; however, this order remains in full force and effect unless and until dissolved or modified by the court.

**VIRGINIA FIREARMS PROHIBITIONS:**

**Pursuant to Code of Virginia § 18.2-308.1:4, Respondent shall not purchase, transport or possess any firearm while this order is in effect. For a period of 24 hours after being served with this order, Respondent may, however, continue to possess and transport a firearm possessed by Respondent at the time of service for the purposes of surrendering the firearm to a law-enforcement agency, or selling or transferring that firearm to a dealer as defined in § 18.2-308.2:2 or to any person who is not prohibited by law from possessing that firearm.**

**If Respondent has a concealed handgun permit, Respondent must immediately surrender that permit to the court issuing this order.**

**RETURNS:** Each person was served according to law, as indicated below, unless not found.

<b>RESPONDENT:</b>	
NAME .....	
ADDRESS .....	
<input type="checkbox"/> PERSONAL SERVICE	TELEPHONE NUMBER .....
<input type="checkbox"/> NOT FOUND	
_____	
SERVING OFFICER	
for _____	
_____	
DATE AND TIME	
RESPONDENT'S DESCRIPTION (for VCIN entry):	
RACE .....	SEX .....
DOB: .....	
HGT .....	WGT .....
EYES .....	HAIR .....
SSN .....	
Relationship to Petitioner/Plaintiff .....	
Distinguishing features .	
.....	

<b>PETITIONER:</b> (See form DC-621, NON-DISCLOSURE ADDENDUM)	
NAME .....	
.....	
<input type="checkbox"/> PERSONAL SERVICE	
<input type="checkbox"/> NOT FOUND	
_____	
SERVING OFFICER	
for _____	
_____	
DATE AND TIME	
<input type="checkbox"/> Copy delivered to	
.....	
.....	
by .....	TITLE
.....	
SIGNATURE	
.....	

**DEFINITIONS:**

“Family abuse” means any act involving violence, force, or threat that results in bodily injury or places one in reasonable apprehension of death, sexual assault, bodily injury and that is committed by a person against such person’s family or household member. Such act includes, but is not limited to, any forceful detention, stalking, criminal sexual assault in violation of Article 7 (§ 18.2-61 et. seq.) of Chapter 4 of Title 18.2, or any criminal offense that results in bodily injury or places one in reasonable apprehension of death, sexual assault, or bodily injury.

“Family or household member” means (i) the person’s spouse, whether or not he or she resides in the same home with the person, (ii) the person’s former spouse, whether or not he or she resides in the same home with the person, (iii) the person’s parents, stepparents, children, stepchildren, brothers, sisters, half-brothers, half-sisters, grandparents and grandchildren regardless of whether such persons reside in the same home with the person, (iv) the person’s mother-in-law, father-in-law, sons-in-law, daughters-in-law, brothers-in-law and sisters-in-law who reside in the same home with the person, or (v) any individual who has a child in common with the defendant, whether or not the person and that individual have been married or have resided together at any time, or (vi) any individual who cohabits or who, within the previous twelve (12) months, cohabitated with the person, and any children of either of them residing in the same home with the person.

**TEMPORARY SUPPORT ORDER -  
 PROTECTIVE ORDER – FAMILY ABUSE**  
 COMMONWEALTH OF VIRGINIA Va. Code § 16.1-279.1 A1

Case No. ....

[ ] Circuit Court  
 [ ] Juvenile and Domestic Relations District Court

**PETITIONER/PLAINTIFF:**

**RESPONDENT:**

.....  
 LAST FIRST MIDDLE

V.

.....  
 LAST FIRST MIDDLE

.....  
 DATE OF BIRTH OF PETITIONER

.....  
 RESPONDENT'S ADDRESS

The court finds that the following dependents:

NAME	SOC. SEC. # (last 4 digits only)	SEX	DATE OF BIRTH	RELATIONSHIP TO RESPONDENT
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....

are entitled to temporary support in conjunction with the issuance of a Protective Order—Family Abuse until an Order of Support can be issued in a support proceeding.

Therefore, the court ORDERS Respondent to pay

\$ ..... per month for all children listed above payable \$ ..... per ..... beginning on .....  
INTERVAL DATE

to be paid as follows

**This temporary child support order will terminate once a separate order to pay child support has been entered pursuant to § 20-108.1.**

.....  
 DATE

.....  
 JUDGE