

**Superior Court of Washington
For _____ County**

In re the Matter of:

A Vulnerable Adult (Protected Person) **DOB**

Respondent (Restrained Person) **DOB**

**Order for Protection –
Vulnerable Adult**

No. _____

Court Address _____

Telephone Number:(____) _____

(Clerk's Action Required) **(ORPRTVA)**

Violation of restraint provisions 1, 3, 4, or 5 with actual notice of its terms is a criminal offense under chapter 26.50 RCW and will subject a violator to arrest. RCW 74.34.145

Petitioner is:

- the vulnerable adult.
- (name) _____, who filed on behalf of the vulnerable adult and is:
 - the vulnerable adult's guardian or legal fiduciary.
 - an interested person as defined in RCW 74.34.020(12).
 - WA Dep't of Social and Health Services.

Respondent Identification:

Sex	Race	Hair
Height	Weight	Eyes

Respondent's Distinguishing Features:

Access to weapons: yes no unknown

Court order summary:

No-contact provisions apply as set forth on the following pages.

The terms of this order shall be effective immediately and for five years from today's date, unless stated otherwise here: _____

The court finds based upon the court record:

The court has jurisdiction over the parties and the subject matter and respondent has been provided with reasonable notice and an opportunity to be heard. Notice of this hearing was served on the respondent by personal service service by mail pursuant to court order service by publication pursuant to court order other _____.

This order is issued in accordance with the Full Faith and Credit provisions of VAWA: 18 U.S.C. § 2265. Respondent committed acts of abandonment, abuse, personal exploitation, improper use of restraints, neglect and/or financial exploitation of the vulnerable adult.

The court also finds that the respondent represents a credible threat to the physical safety of the vulnerable adult, and that the relationship of the respondent to the vulnerable adult is spouse or former spouse parent of a common child current or former cohabitants and intimate partners.

After the guardian or limited guardian imposed a restriction on the vulnerable adult's right to associate with the respondent:

- Petitioner did timely file the petition in this case within 14 days.
 - The restraint provisions below are no more restrictive than necessary to protect the vulnerable adult.
 - Placing reasonable time, place, or manner restrictions is unlikely to sufficiently protect the vulnerable adult.

Additional findings and conclusions of law as required under Title 11.92 RCW follow:

- Petitioner did not timely file the petition in this case within 14 days. The immediate restriction ended by operation of law on the 14th day. This petition may continue under Title 74.34 RCW.

The court concludes as a matter of law the relief below shall be granted.

It is ordered:

- 1. The respondent is **restrained** from committing or threatening to commit physical harm, bodily injury, assault, including sexual assault against the vulnerable adult and from molesting, harassing, or stalking the vulnerable adult.

(If the respondent's relationship to the vulnerable adult is that of spouse or former spouse, parent of a common child, or former or current cohabitant as intimate partner, then effective immediately, and continuing as long as this protection order is in effect, **the respondent may not possess a firearm or ammunition.** 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1).)
- 2. Respondent is **restrained** from committing or threatening to commit acts of abandonment, abuse, personal exploitation, improper use of restraints, neglect, or financial exploitation against the vulnerable adult.
- 3. The respondent is **excluded** from the vulnerable adult's residence. The vulnerable adult's address is confidential. The vulnerable adult waives confidentiality of the address which is:
- 4. The respondent is **restrained** from coming near and from having any contact with the vulnerable adult, in person or through others, by phone, mail, or any means, directly or indirectly, except through an attorney, or mailing or delivery by a third party of court documents.

<input type="checkbox"/> 5. Respondent is prohibited from knowingly coming within, or knowingly remaining within _____ (distance) of the vulnerable adult's <input type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> adult day program; <input type="checkbox"/> the premises of the long-term care facility where the vulnerable adult resides. <input type="checkbox"/> other:
<input type="checkbox"/> 6. The respondent is required to provide an accounting of the disposition of the vulnerable adult's income or other resources by _____ (date).
<input type="checkbox"/> 7. The respondent is restrained from transferring the vulnerable adult's property for _____ (up to 90) Days.
<input type="checkbox"/> 8. The respondent is restrained from transferring respondent's property for _____ (up to 90) Days.
<input type="checkbox"/> 9. Petitioner is granted judgment against the respondent as set forth in the judgment filed on _____ (date).
<input type="checkbox"/> 10. The bond posted is exonerated or the petitioner may apply ex parte for an order to disburse other security.
<input type="checkbox"/> 11. Other:

Warnings to the Respondent: Violation of restraint provisions 1, 3, 4 and 5 of this order with actual notice of its terms is a criminal offense under chapter 26.50 RCW and will subject you to arrest. If the violation of the protection order involves travel across a state line or the boundary of a tribal jurisdiction, or involves conduct within the special maritime and territorial jurisdiction of the United States, which includes tribal lands, you may be subject to criminal prosecution in federal court under 18 U.S.C. §§ 2261, 2261A, or 2262.

Violation of restraint provisions 1, 3, 4, and 5 of this order is a gross misdemeanor unless one of the following conditions apply: Any assault that is a violation of this order and that does not amount to assault in the first degree or second degree under RCW 9A.36.011 or 9A.36.021 is a class C felony. Any conduct in violation of this order that is reckless and creates a substantial risk of death or serious physical injury to another person is a class C felony. Also, a violation of this order is a class C felony if you have at least two previous convictions for violating a protection order issued under Titles 7, 10, 26 or 74 RCW.

If you are convicted of an offense of domestic violence, you will be forbidden for life from possessing a firearm or ammunition. 18 U.S.C. § 922(g)(9); RCW 9.41.040.

You can be arrested even if the person or persons who obtained the order invite or allow 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 upon written application.

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.

WACIC Data Entry

It is further ordered that the clerk of the court shall forward a copy of this order on or before the next judicial day to _____ County Sheriff's Office City Police Department **Where the protection person lives** which shall enter it in a computer-based criminal intelligence system available in this state used by law enforcement to list outstanding warrants.

Service

Petitioner shall arrange for service of this order on:

- Respondent.
- Vulnerable Adult.
- Vulnerable Adult's guardian.

The following persons appeared, further service is not required:

- Respondent.
- Vulnerable adult.
- Vulnerable adult's guardian.

Service may be done by a law enforcement agency, free of charge, a hired professional process server, or a person 18 or over who is not a party to this action.

Law Enforcement Assistance

Pursuant to RCW 74.34.140, law enforcement shall assist petitioner as follows:

_____.

This order is in effect until the expiration date on page (1) one.

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

Judge/Commissioner

Presented by:

I acknowledge receipt of a copy of this order:

Petitioner

Date

Respondent

Date

Petitioner or petitioner's lawyer must complete a Law Enforcement Information Sheet (LEIS).