

_____ <b>Court of Washington</b> <b>For _____ County</b>
_____ Petitioner
vs.
_____ Respondent
_____ DOB

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

**Temporary Extreme Risk Protection Order – Without Notice – Respondent Under 18 Years (TMXR18)**

Next Hearing Date/Time: \_\_\_\_\_

Court address:

At: \_\_\_\_\_

\_\_\_\_\_  
 Clerk's Action Required page 3

**Warning to Respondent!** You are prohibited from having a firearm in your custody or control, or from purchasing, possessing, or receiving any firearm. You must surrender any and all firearms including but not limited to the firearms as described below. Under RCW 7.94.120, if you violate this order, you may be charged with a crime and you may not be able to have a firearm for at least five more years after this order expires.

***You have the sole responsibility to avoid or refrain from violating this order. Only the court may change this order and only after written application.***

**Respondent's Distinguishing Features:**

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

**Respondent Identifiers**

Sex	Race	Hair
Height	Weight	Eyes

**This temporary order expires at the end of the next hearing date listed above.**

**[ ] Guardian ad Litem**

[ ] \_\_\_\_\_ (name) is a responsible and proper person to be appointed and is appointed guardian ad litem of respondent in this proceeding.

[ ] Other: \_\_\_\_\_.

**Respondent:** You must surrender all firearms and any concealed pistol licenses listed below. If you have other firearms, you must surrender all of them also:


Attach additional sheet if there are more firearms to list.

**Respondent:** This order is valid until the date and time noted above. You are required to surrender all firearms in your custody, control, or possession. You may not have in your custody or control, purchase, possess, receive, or attempt to purchase or receive a firearm while this order is in effect. You must surrender to the \_\_\_\_\_ (name of local law enforcement agency) all firearms in your custody, control, or possession and any concealed pistol licenses issued to you under RCW 9A.070 immediately. A hearing will be held on the date and at the time noted above to determine if an extreme risk protection order should be issued. Failure to appear at the hearing may result in a court making an order against you that is valid for one year. You may seek the advice of an attorney as to any matter connected with this order.

**Respondent: you must immediately surrender all firearms as follows:**

If this order is served by a law enforcement officer, surrender immediately the firearm(s) and any concealed pistol license as directed by the officer.

**Based upon the evidence presented, the court finds** reasonable cause to believe the respondent poses a significant danger of causing personal injury to self or others **in the near future** by having in respondent's custody or control, purchasing, possessing, accessing, or receiving firearms; based upon **(check all that apply)**:

- a.  Respondent has access to someone else's firearm(s).
- b.  Respondent expressed intent to obtain a firearm(s).
- c.  Respondent has unlawfully or recklessly used, displayed, or brandished a firearm.
- d.  Respondent recently acquired a firearm(s).
- e.  Respondent violated a civil or criminal protection order, no-contact order, or restraining order issued under chapter 7.90, 7.92, 10.14, 9A.46, 10.99, 26.50, or 26.52 RCW.
- f.  Respondent was/is the subject of a previous or current extreme risk protection order.
- g.  Respondent violated a previous or current extreme risk protection order.
- h.  Respondent has been arrested for or convicted of a domestic violence crime.
- i.  Respondent has been arrested for or convicted of a felony offense or violent crime.
- j.  Respondent has been convicted of a hate crime offense or malicious harassment under RCW 9A.36.080.

- k.  Respondent has recently committed or threatened violence against self or others, whether or not respondent had a firearm.
- l.  Respondent has shown, within the past 12 months, a pattern of acts or threats of violence, which can include violent acts against self or others.
- m.  Respondent has a history of use, attempted use, or threatened use of physical force against another person.
- n.  Respondent has a history of stalking another person.
- o.  Respondent has a dangerous mental health issue.
- p.  There is corroborative evidence of respondent's abuse of  alcohol or  controlled substances.
- q.  Other: \_\_\_\_\_

**Federal and Washington State Computer-Based System Data Entry**

The clerk of the court shall forward a copy of this order on the same day the court issues the order to the \_\_\_\_\_ County Sheriff's Office or \_\_\_\_\_ City/Town Police Department **where respondent lives** which shall enter this order into the available federal and state computer-based criminal intelligence information systems per RCW 7.94.110.

**Service on Minor Respondent**

The clerk of the court shall forward a copy of the petition, notice of hearing, and this order on or before the next judicial day to the \_\_\_\_\_ County Sheriff's Office or \_\_\_\_\_ City/Town Police Department **where respondent lives** who will serve a copy of the petition and this order on respondent and return of service with the court.

**Service on Parent or Guardian of Minor Respondent**

If the respondent is under 18 years old, a copy of the order must be served on the parent or guardian of the minor at any address where the minor resides, or the Department of Children, Youth, and Families (DCYF) in the case where the minor is the subject of a dependency or court approved out-of-home placement.

<b>Parent or Guardian Information</b>				
<b>Name:</b>	First	Middle	Last	Relationship to Respondent
				<input type="checkbox"/> Parent <input type="checkbox"/> Guardian
				<input type="checkbox"/> DCYF Representative

The clerk of the court shall forward a copy of this order on or before the next judicial day to the \_\_\_\_\_ County Sheriff's Office or \_\_\_\_\_ City/Town Police Department **where respondent's parent or guardian lives** or where the DCYF office is located, who will serve a copy of this order and file a return of service with the court.

The respondent's parent or guardian appeared in person. Additional service is not required.

**DOL Notification**

The issuing court shall, within three judicial days after this order is issued, forward a copy of the respondent's driver's license or identicard, or comparable information along with the date of issuance to DOL.

**RESPONDENT: You must appear at the next hearing stated on page one of this order.**

Dated: \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m. \_\_\_\_\_  
**Judge/Commissioner**

Presented by:

\_\_\_\_\_  
Signature of Petitioner/Attorney    WSBA No.                      Print Name / Badge Number, if applicable

**The petitioner or petitioner's attorney must complete the *Law Enforcement Information – Extreme Risk PO – Respondent Under 18 Years (LEIS)*, form XR 205.**

**NOTICE to Respondent's Parent or Guardian**

- Failure to safely secure firearms may be a crime if the respondent gains access to the firearms.
- The respondent is prohibited by the court from having any firearm in his or her custody or control, or from purchasing, possessing, accessing, or receiving any firearm.
- If you store or leave any firearm in a location where you know, or reasonably should know that a prohibited person may gain access to the firearm, you may be subject to felony prosecution. (RCW 9.41.360)