



MEMORANDUM

July 21, 2023

TO: Judicial and Legal Community

FROM: Wendy Lamar, AOC Sr. Legal Analyst

RE: Summary of Changes for Protection Order Forms (July 2023)

The table below outlines changes to the Protection Order forms based on Laws of 2023, ch. 462 ([ESSHB 1715](#)), Laws of 2023, ch. 320 ([ESSB 5231](#)), GR 22, *State v. Flannery*, 24 Wash. App. 2d 466, 520 P.3d 517 (2022), and comments.

	Form Number & Title	Description of Changes
1.	All Civil 040 Sealed Cover Sheet	This is a new form.
2.	PO 001 Petition for Protection Order	<p>Changes:</p> <p>(1) In 4, added “race.”</p> <p>(2) In 8, bolded “all.”</p> <p>(3) In box above 13, bolded “everything.”</p> <p>(4) In 13, added “against the Restrained Person” for clarity, moved “Stalking Behavior” up to C and renumbered remaining restraints based on comment, and added “[] these members of the protected person’s household: _____” to B.</p> <p>(5) In O, changed all “unknown” to “I don’t know.” Also removed requirement that “unknown” must complete Attachment E. Made the corresponding change in attachment E instructions to remove “may.”</p> <p>(6) In S, added “Enrollment” and “enroll or continue attending as a student in.”</p> <p>(7) In box before 16, added “You can file health care records, financial documents, and confidential reports under seal. Use form All Civil 040 Sealed Cover Sheet.”</p> <p>(8) In 22, replaced “attaching” with “submitting” and changed the preposition to match. Also added “<i>Privacy Warning!</i> The restrained person will see this Petition and any other evidence you file with the court. This information is also available to the public for anyone to see, unless it is filed under a sealed cover sheet. Use form All Civil 040 to file financial source documents, personal health care records, and confidential reports. If you want to seal explicit or intimate images, you must file a separate motion asking the court to seal these images (GR 15). Before you file any attachments, you</p>

		<p>can black out (redact) any sensitive information. Examples: your home address, account numbers (leave last four digits), minor’s names (leave minor’s initials).” Also added “Do not list your address in this petition if you want it to remain confidential.”</p> <p>(9) In Attachment B section 4, added “I am the vulnerable adult. I am filing this petition for myself.”</p> <p>(10) In footer, updated publication date.</p>
3.	<p>PO 030 Temporary Protection Order and Hearing Notice and PO 040 Protection Order</p>	<p>Changes:</p> <p>(1) In 8, added “these members of the protected person’s household _____” to B. Moved Stalking Behavior to C and renumbered remaining restraints. In G, added “Monitoring by (specify): ____ Term (if different from expiration of temporary order): ____ [] Restrained Person must pay cost of electronic monitoring.”</p> <p>In H, added “full” to specify hearing.</p> <p>(2) In footer, updated publication date.</p>
4.	<p>PO 003 Law Enforcement and Confidential Information</p>	<p>Changes:</p> <p>(1) In Instructions, added “Complete Attachment A if the Restrained Person is under age 18.”</p> <p>(2) In 4, added petitioner’s driver’s license/identification. Combined confidential and contact information subsections.</p> <p>(3) In 4, added “How can law enforcement contact you and other protected household members if firearms are returned to the restrained person? (Email/s preferred. Update law enforcement with any changes.) [] email above [] phone number above [] address above [] other.”</p> <p>(4) Added Attachment A, information about the restrained person’s parent or guardian.</p> <p>(5) In footer, updated publication date.</p>
5.	<p>PO 080 Motion for an Order to Go to Court on Contempt Hearing on Protection, Extreme Risk Protection, No Contact, or Weapons Surrender Order (Show Cause)</p>	<p>This is a new form that replaces WS 200. It is expanded to include protection, extreme risk protection, no contact, and weapons surrender orders.</p>
6.	<p>PO 082 Order to Go to Court for Contempt Hearing (Order to Show Cause – Protection,</p>	<p>This is a new form that replaces WS 201. It is expanded to include protection, extreme risk protection, no contact, and weapons surrender orders.</p>

	Extreme Risk Protection, No Contact, or Weapons Surrender)	
7.	PO 084 Contempt Hearing Order (Protection, Extreme Risk Protection, No Contact, Weapons Surrender)	This is a new form that replaces WS 202. It is expanded to include protection, extreme risk protection, no contact, and weapons surrender orders.
8.	PO 054 Order Setting Hearing on Renewal and Extending Order	Changes: (1) Added new section 2, providing hearing attendance language. Renumbered remaining sections. (2) Added new section 4 to provide for continuances. Added check box to 3. (3) Renumbered remaining sections and corrected internal section references. (4) In 6, Service on Restrained Person, replaced “this order and any order to surrender and prohibit weapons” with “service packet.” In Clerk’s Action, added “the motion for renewal.” Also added “not required” language. (5) In party signature section, added “or attended the hearing remotely and have actual notice of this order. It was explained to me on the record.” (6) In footer, updated publication date.
9.	PO 063 Motion to Modify or Terminate Protection Order	Changes: (1) In 4, added “Use form PO 065, Restrained Person’s Notice of Hearing to Decide Adequate Cause, to ask for an adequate-cause hearing.” (2) In “Important!” box, added “To the person filing this motion” and replaced “the person filing this motion” with “you.” Added “To the person receiving this motion: If you do not agree with the requests in this motion, file a declaration (using form PO 018, Declaration) explaining why the court should not approve those requests and attend the hearing.” (3) In footer, updated publication date.
10.	PO 065 Restrained Person’s Notice of Hearing to Decide Adequate Cause	This is a new form.

11.	PO 090 Post-Hearing Handout	<p>Changes:</p> <p>(1) In “What if I disagree” section, added “File your motion for reconsideration or motion for revision with the court clerk. Check your county’s local court rules for specific instructions” and “Find forms at courts.wa.gov/forms.” Added “after the entry” after “10 days” and “30 days.”</p> <p>(2) In footer, updated publication date.</p> <p>(3) At bottom of handout, added list of civil legal aid organizations.</p>
12.	PO 100 Motion for Reconsideration	This is a new form.
13.	PO 110 Motion for Revision of Commissioner’s Order	This is a new form.
14.	PO 070 Denial Order	<p>Changes:</p> <p>(1) In 4, Final Order, under “Denied on the merits after a hearing and dismissed,” added 3 options for the Order to Surrender and Prohibit Weapons: no order issued, manifestly unjust language (not extending the OTSW beyond denial), and “The court issues an Order Extending Order to Surrender and Prohibit Weapons (WS 400) extending the Order to Surrender and Prohibit Weapons until after the deadline for filing a motion for reconsideration or revision has passed and any timely filed motion has been resolved.”</p> <p>(2) In footer, updated publication date.</p>