



August 24, 2012

TO: Judicial and Legal Communities
 FROM: Merrie Gough, Senior Legal Analyst
 SUBJECT: SUMMARY OF CHANGES TO DOMESTIC VIOLENCE FORMS

The Pattern Forms Committee updated the mandatory Domestic Violence forms. The modifications are based upon approved changes recommended by the legal community. Detailed descriptions of the changes follow:

No.	Form No.	Title and description of changes
1.	WPF DV1.015	<p>Petition for Order for Protection</p> <p>On page four, the first paragraph after “Statement. . .” make the following changes:</p> <p>“Describe the most recent incident <u>violent act, fear or threat of violence,</u> and <u>why the temporary order should be entered today without notice to the respondent</u> date: _____”</p>
2.	WPF DV3.015	<p>Order for Protection</p> <p>On page three, change paragraph 11, as follows:</p> <p>“Petitioner is granted judgment against respondent <u>as provided in the Judgment, WPF DV 3.030. for \$_____ fees and costs.</u>”</p> <p>On page four, directly above the paragraph that begins, “It is further ordered that the clerk of the court . . .” insert and center the new section heading “WACIC Data Entry.”</p> <p>On page four, in the paragraph below the new section heading “WACIC Data Entry,” after the second check box, insert “City” before “Police Department Where Petitioner Lives..”</p>

		<p>In the first check box option under “Service” after the second sub-check box insert “City” before “Police Department <i>Where Petitioner Lives...</i>”</p>		
<p>3.</p>	<p>WPF DV4.030</p>	<p>Petition for Surrender of Weapon</p> <p>In the caption, within the parentheses, delete “/ORH” as follows: “(PT/ORH),” and delete “Clerk’s Action Required”</p> <p>Change paragraph 1, as follows:</p> <p>“I am the <u>petitioner</u> in this action.” <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent in this action.”</p> <p>Change paragraph 2, as follows:</p> <p>“The <u>Respondent has:</u> other party has: (check all that apply)</p> <p><input type="checkbox"/> U<u>s</u>ed, displayed, or threatened to use a firearm or other dangerous weapon in a felony. Describe this <u>offense</u>: _____.</p> <p><input type="checkbox"/> P<u>r</u>viously committed an offense that makes him or her ineligible to possess a firearm under the provisions of RCW 9.41.040. Describe this offense: _____.</p> <p><input type="checkbox"/> T<u>h</u>at respondent’s <u>P</u>ossession of a firearm or other dangerous weapon <u>which</u> presents a serious and imminent threat to public health or safety, or to the health or safety of any individual. My concern for imminent threat is based on the following:_____.”</p> <p>Add a new paragraph 3, as follows:</p> <p>“3. Information about the firearms or other dangerous weapon(s):</p> <table border="1" data-bbox="636 1738 1338 1856"> <tr> <td data-bbox="636 1738 1003 1856"> What kind of firearm or other dangerous weapon? </td> <td data-bbox="1003 1738 1338 1856"> Where is it located? </td> </tr> </table>	What kind of firearm or other dangerous weapon?	Where is it located?
What kind of firearm or other dangerous weapon?	Where is it located?			

		<table border="1" data-bbox="636 268 1338 432"> <tr><td></td><td></td></tr> <tr><td></td><td></td></tr> <tr><td></td><td></td></tr> </table> <p>Change paragraph 3 to 4.</p> <p>Change paragraph 4 to 5.</p> <p>In the new paragraph “5,” change the beginning of the first two check box options as follows:</p> <p><input type="checkbox"/> Require the Petitioner/Respondent to surrender any firearm, other dangerous weapon . . .</p> <p><input type="checkbox"/> Prohibit the Petitioner/Respondent from obtaining or possessing a firearm or other . . .”</p> <p>Change the signature lines as follows:</p> <p>“ _____ Signature of PetitionerMoving Party”</p> <p>And:</p> <p>“Presented by:</p> <p>_____ Petitioner/Petitioner’s Attorney WSBA#”</p>						
4.	WPF DV4.035	<p>Temporary Order to Surrender and Notice of Hearing</p> <p>This is a new form.</p>						
5.	WPF DV4.040	<p>Order to Surrender Weapon</p> <p>This order was substantially revised. Please delete the prior version of WPF DV4.040 and replace it with the new version.</p>						

6.	DV7.070	<p>Order re Adequate Cause (Respondent's Motion to Modify/Terminate Order for Protection Effective More Than Two Years)</p> <p>On page two, in the box titled "Service," change the first check box option, as follows:</p> <p><input type="checkbox"/> The clerk of court shall also forward a copy of this order on or before the next judicial day to:</p> <p><input type="checkbox"/> _____ County Sheriff's Office</p> <p><input type="checkbox"/> _____ <u>City</u> Police Department where the petitioner lives which shall personally serve _____ (name) petitioner with a copy of this order and shall promptly complete and file proof of service with this court.</p>
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