

To file an ORDER OF PROTECTION you

- Must complete a form from the Circuit Clerk's Office on the 2nd floor of the Greene County Courthouse.
 - Address: 1010 N. Boonville Ave, Springfield, MO.

• ORDERS OF PROTECTION may be filed between 8:00 a.m. and 5:00 p.m. Monday-Friday. Emergency or after hours Orders may be filed at the Records Department of the Greene County Jail.

- Address: 1000 N. Boonville Ave, Springfield, MO.

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There is NO INITIAL FILING FEE, and the process will take at least one hour to complete the petition.

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To file for an ORDER OF PROTECTION, you **MUST** meet the following guidelines:

- Be 17 years or older, or otherwise emancipated, AND
- Be a victim of abuse by a present or former family or household member,
 - Note:** A present or former family or household member may include: a spouse or former spouse, person related by blood or marriage, person presently or formerly residing together, person in a past or present romantic relationship, person with a child in common regardless of whether they have been married or live together at any time.
- OR
- Be a victim of stalking.

WHEN FILING AN ORDER OF PROTECTION you should take the following items with you:

- Address for Respondent (the person you want protection from).

- Alternate address if Respondent is not at home (work, parents, etc.)
- Date and location where abuse occurred, including the police report number.
- Names, birth dates, and addresses of children you want listed on the Protection Order.

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FILING THE PETITION

1. You are the Petitioner. Place your name and address on the lines for Petitioner.
2. The person you are charging with abuse is the Respondent. Enter his/her name on the lines for Respondent, including an accurate address.
3. Answer each question completely. Note Question 10: Here you must request child custody, child support, maintenance costs, attorney fees, etc.
4. Sign your Petition before a Notary Public or anyone in the Circuit Clerk's Office. The Circuit Clerk will assign a number to your case.

RELIEF GRANTED

Relief granted under an Ex Parte Order of Protection, (455.050) MAY include:

- Restraining the Respondent from abuse or threatening to abuse the Petitioner.
- Restraining the Respondent from molesting or disturbing the peace of the Petitioner.
- Restraining the Respondent from entering the premises of the dwelling where Petitioner may reside.

- Granting temporary custody of minor children where appropriate.
- Limiting communication by any means or manner.

1. A Court date for a Hearing on a Full Order of Protection will be set within 15 days from the Filing of your Petition.
2. The Respondent must be served by the Sheriff's Department, so a correct address of the Respondent is important. A copy of the Ex Parte Order of Protection will be given to the Sheriff. Please submit a copy to the Willard Police Department as well.

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ONCE AN ORDER HAS BEEN ISSUED

Once the Order is issued, the Petitioner (you) must carry the Order with you at all times.

Under Section 455.080 of the Adult Abuse Order, law enforcement agencies will respond IMMEDIATELY to the following situations:

1. Caller indicates that violence is imminent or in progress, or
2. A Protection order is in effect, or
3. The caller indicates that incidents of domestic violence have occurred previously between the parties.

The officer at the alleged incident of abuse shall inform the abused party of available judicial remedies for relief from adult abuse as well as available shelters for victims of domestic violence.

Law enforcement officials at the scene shall provide or arrange transportation for the abused party to a medical facility for treatment of injuries or to a place of shelter or safety .

ARREST FOR VIOLATION OF ORDER

When a law enforcement officer has probable cause to believe a person has committed a violation of law amounting to abuse or assault against a family or household member, the officer may arrest the offending party whether or not the violation occurred in the presence of the arresting officer.

Per police policy, the officer shall make a written report of the incident, completely describing the case facts.

Any law enforcement officer called to the same address within a twelve-hour period, who finds probable cause, shall arrest the offending party. The refusal of the victim to sign an official complaint against the violator shall not prevent an arrest by law.

When a law enforcement officer has probable cause to believe that a party, against whom a Protection Order has been entered and who has notice of such Order, has committed an act of abuse in violation of that Order, the officer shall arrest the offending party/respondent whether or not the violation occurred in the presence of the arresting officer. Refusal of the victim to sign an official complaint against the violator shall not prevent an arrest under this subsection.

VIOLATION OF ORDER -PENALTY

(455.085) Violation of an order is a Class A Misdemeanor or Class D Felony. Upon conviction of a Class A Misdemeanor, the punishment is a term of imprisonment not to exceed one year or a fine not to exceed \$1,000 or both.

For conviction of a Class D Felony, punishment is a term of imprisonment not to exceed five years or a fine not to exceed \$5,000 or both.

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24-HOUR NUMBERS:

FAMILY VIOLENCE CENTER

24 Hr. Hotline: 864-7233
Toll Free 1-800-831-6863

THE VICTIM CENTER

The Victim Center 863-7273
Hotline: 864-7233

SHELTER

Harmony House 837-7700
Isabel's House 865-2273

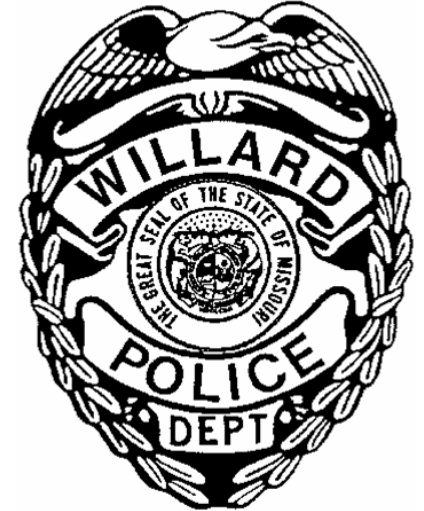
ADDITIONAL INFORMATION

SATOP (Substance Abuse Traffic Offender Program): 869-2121
Circuit Clerk's Office: 868-4000
Legal Services of Southern Missouri 1-800-444-4863

INFORMATION FOR FILING AN ORDER OF PROTECTION (EX PARTE)

ADULT ABUSE

CHAPTER 455RSMo. 2014



REPORT # _____

DATE _____

OFFICER _____

Willard Police Department

Service number: 742-3077

FAX: 742-4710