

Form CC 375

PETITION FOR PERSONAL PROTECTION ORDER (DOMESTIC RELATIONSHIP)

Use this form if the person you want restrained is 18 years of age or older and:

1) if you are married to the person you want restrained;

or

2) if you are not married to the person you want restrained but you live with or have lived with him or her and he or she is not your unemancipated minor child;

or

3) if you and the person you want restrained have a child in common even if you were never married to one another or never lived together;

or

4) if you and the person you want restrained have or had a dating relationship.



PPO COVER SHEET

Referred to Judge _____

REFERRED BY _____ File# _____

Date _____ DV/SA/ST Client # _____

PETITIONER INFORMATION (Your Information)

NAME _____ Other name(s) used _____

ADDRESS _____ CITY _____ STATE _____

ZIP _____ TOWNSHIP _____ Phone # _____ is it ok to leave a message. _____

DOB _____ AGE _____ RACE _____ SEX _____ Relationship to respondent _____

Emergency contact _____ Phone # _____ is it ok to leave a message. _____

DISABILITY/HANDICAPS? Mental _____ Physical _____ Hearing _____ Veteran _____ LEP _____

EMPLOYED? Y ___ N ___ WHERE? _____ DHS/CPS Worker _____

RESPONDENT INFORMATION: (Information about the person you are wishing to restrain)

NAME _____ Other Name(s) used _____

ADDRESS _____ CITY _____ STATE _____

ZIP _____ PHONE# _____ DOB _____ SEX _____ AGE _____

HEIGHT _____ WEIGHT _____ HAIR COLOR _____ EYE COLOR _____ RACE _____

IDENTIFYING MARKS/FEATURES (Tattoos,glasses,etc.) _____

Disabilities? _____ Employeed? Y ___ N ___ where? _____

INFORMATION REGARDING MINOR CHILDREN:

Of CHILDREN IN THE HOME # _____ CHILDREN IN COMMON # _____ YOURS ONLY # _____

COMMON CHILDREN=C PETITIONER'S CHILDREN=P RESPONDENT'S CHILDREN=R

1. [] NAME _____ Other Parent _____

DOB _____ AGE _____ SEX _____ Race _____ Who does child reside with _____

2. [] NAME _____ Other Parent _____

DOB _____ AGE _____ SEX _____ Race _____ who does child reside with _____

3. [] NAME _____ Other Parent _____

DOB _____ AGE _____ SEX _____ Race _____ Who does child reside with _____

4. [] NAME _____ Other Parent _____

DOB _____ AGE _____ SEX _____ Race _____ Who does child reside with _____

Do you and the respondent reside in the same home? _____

Explain _____

Who owns/leases the residence where you reside?

Petitioner ___ Respondent ___ Other ___ Specify _____

Is there a court order stating either party stay at the address listed?

Yes ___ No ___ Who? _____

Has the respondent been arrested for Domestic Violence before?

Yes ___ No ___ Date _____ County/State _____

Did this involve you or your child? _____

If not you or your child, who? _____

Is this person on Probation/Parole? ___ County? _____

Has Respondent ever threatened to take your child(ren) away? _____

Comments to the Judge [Do not write below this section]

INSTRUCTIONS FOR COMPLETING "PETITION FOR PERSONAL PROTECTION ORDER"

Please print neatly. Press firmly because you are printing on five copies.

By filling in this form, you are asking for a personal protection order that tells the respondent not to do certain things you don't want him or her to do. If you are in immediate danger, you should ask the judge for an "ex parte" order, which can be issued without waiting for a hearing.

Items A through I must be completed before your petition can be filed with the court. Please read the instructions for each item. Then fill in the correct information for that item on the form.

- (A) Write your name, address, and telephone number in the "Petitioner" box. If you are under 18 years of age, write in your age. Write the name, address, telephone number, and date of birth or age of the person you want restrained in the "Respondent" box. If you want your address and telephone number to be kept from the other party, do not write your address here. Put in the address of a relative or friend or a post office box where the court can contact you.
- (B) Check the boxes that best describe your relationship with the respondent.
- (C) Check the box if the respondent is required to carry a firearm while at work. If you aren't sure, check the box "unknown."
- (D) Check whether there is a pending case between you and the respondent. Examples of a case are: divorce, separate maintenance, support, paternity, child support, other personal protection actions, etc. If there is a pending case, fill in the case number, the name of the court, the county, and the state or province where the action was filed, and the name of the judge.

Check whether there are any court orders or judgments between you and the respondent. Examples of orders are divorce judgments, parenting time (visitation) orders, custody orders, other personal protection orders, etc. If there are other court orders or judgments, fill in the case number, the name of the court, the county, and the state or province where the order or judgment was entered, and the name of the judge that signed the order.

- (E) Explain in as much detail as possible why you are asking for a personal protection order. Describe what has happened or what has been threatened so the judge has enough facts to decide if a personal protection order should be signed. Include dates and places. Write on a separate sheet of paper and attach it to this form.
- (F) Check only those boxes you need because you must be able to convince the judge you need all the protection you are requesting. On the lines after each item you check, fill in the requested information such as names, addresses, or specific types of activity you do not want allowed. Check item "5.b" only if you want to keep the other party from entering onto property other than your home (for example, school, work, etc.). Check item "5.e" only if there have been two or more acts of harassment. If you want the court to order that any records that exist which contain information about yourself or your minor children be kept confidential, state that in box "5.i." Examples of such records are school reports that the respondent would normally have access to.
- (G) An "ex parte order" means you do not have to let the respondent know in advance that you are asking the court for an order and you do not have to wait for a court hearing to get the order. Check the box for an "ex parte order" if you believe the other party might hurt you or threaten you if he or she found out you were getting a personal protection order.

If you do not need to check the "ex parte" box, you must have a court hearing. Fill out form CC 381.

- (H) If you are under 18 years old, you may need an adult (called a "next friend") to petition for you. Check this box if you have a next friend helping you file this form, and have the next friend sign the petition.
- (I) Write in today's date and sign the form. Hand the form to the county clerk. The clerk will fill in the rest of the information and will give you your copies.

You must read the booklet "Instructions for Personal Protection Orders" for directions on the legal process.

45th St. Joseph STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY	PETITION FOR PERSONAL PROTECTION ORDER (DOMESTIC RELATIONSHIP)	CASE NO. and JUDGE
------------------------------------------------------------------------------------	-------------------------------------------------------------------------------	---------------------------

Court address: 125 W. Main St PO Box 189 Centreville MI 49032
 Court telephone no.: 269-467-5531

A Petitioner's name _____ Age _____ Address and telephone no. where court can reach petitioner _____	v	Respondent's name, address, and telephone no. _____ Age _____
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B 1. The petitioner and respondent are married to each other. were married to each other.
 have a child in common. have or had a dating relationship. reside or resided in the same household.

C 2. The respondent is required to carry a firearm in the course of his/her employment. Unknown.

D 3. a. There are are not other pending actions in this or any other court regarding the parties.

Case number	Name of court, county, and state or province	Name of judge

b. There are are not orders/judgments entered by this or any other court regarding the parties.

Case number	Name of court, county, and state or province	Name of judge

E 4. I need a personal protection order because: Explain what has happened. Attach separate sheet(s).

- F** 5. I ask the court to grant a personal protection order prohibiting the respondent from:
- a. entering onto the property where I live. I state that either I have a property interest in the premises, I am married to the respondent, or the respondent has no property interest in the premises.
 - b. entering onto the property at _____
Address
 - c. assaulting, attacking, beating, molesting, or wounding _____
Name(s)
 - d. removing the minor children from the petitioner who has legal custody, except as allowed by a custody or parenting time order as long as removal of the children does not violate other conditions of the personal protection order.
 - e. stalking as defined under MCL 750.411h and MCL 750.411i, which includes but is not limited to:
 - following me or appearing within my sight. appearing at my workplace or residence.
 - sending mail or other communications to me. contacting me by telephone.
 - approaching or confronting me in a public place or on private property.
 - entering onto or remaining on property owned, leased, or occupied by me.
 - placing an object on or delivering an object to property owned, leased, or occupied by me.
 - f. interfering with efforts to remove my children/personal property from premises solely owned/leased by the respondent.



Distribute form to:
 Court
 Judge/Assignment clerk
 Respondent
 Petitioner
 Return

- g. threatening to kill or physically injure _____.
- h. interfering with me at my place of employment or education or engaging in conduct that impairs my employment or educational relationship or environment.
- i. having access to information in records concerning a minor child of mine and the respondent that will reveal my address, telephone number, or employment address or that will reveal the child's address or telephone number.
- j. intentionally causing me mental distress or exerting control over me by:
 - injuring, killing, torturing, or neglecting, or threatening to injure, kill, torture, or neglect any animal in which I have an ownership interest.
 - removing any animal from my possession in which I have an ownership interest.
 - retaining or obtaining possession of any animal in which I have an ownership interest.
- k. purchasing or possessing a firearm.
- l. other: _____.

6. I make this petition under the authority of MCL 600.2950/MCL 600.2950a and ask the court to grant a personal protection order.

I request an ex parte order because immediate and irreparable injury, loss, or damage will occur between now and a hearing or because notice itself will cause irreparable injury, loss, or damage before the order can be entered.

7. I have a next friend petitioning for me. I certify that the next friend is not disqualified by statute and is an adult.

Date

Petitioner's/Next friend's signature

Name (type or print)

NOTICE REGARDING
PERSONAL PROTECTION ORDERS

Personal Protection Orders are designed solely to prevent domestic violence and/or stalking. To get a PPO you must be one of the protected persons; meaning a spouse, former spouse or individual with whom he/she has had a child in common, resides with or has resided in the same household, has or had a dating relationship or is a person being "stalked". The law requires a least two harassing acts, not just one isolated incident. The PPO law covers only certain types of harassment, not all offensive kinds of behavior.

HANDWRITTEN STATEMENT

In your request for a personal protection order, you must write in blue or black ink a statement explaining why you need the order to protect you from the respondent. (Form 375. Paragraph 4 or Form 377. Paragraph 2). You will probably need more space than is included on the form. You can attach extra sheets provided to you by the clerk or Family Court Coordinator, called "Affidavit". Do not write on the back and make sure you sign and date the bottom of each additional page.

You must include all important information in your statement if you want the Judge to grant the PPO *ex-parte* (immediately). But be as brief and descriptive as you can. Your statement might include the following:

1. A description of the most recent assault and/or treatment. Include when and where it happened, what the respondent did and/or said, any injuries you suffered, if weapons were involved, whether your children or others were present or harmed as a result of the respondent's behavior, if property was damaged, if the police were called, etc.
2. Include the length of the relationship, how long have you known this person, how long the assaults/threats been happening, how frequently they occur, past convictions or arrests, or other violent behavior or threats by the respondent.
3. A description of any other behavior the respondent engages in that threatens you. Such as following you, constant phone calls, interfering with you at work, school or other places, refusing to leave or stay away from your home, etc.
4. Whether drugs or alcohol use contributes or is related to the respondent's behavior.
5. Other steps you have taken for protection, such as going to a shelter, filing charges, calling the police, home security.
6. Anything else that the judge might need to know to determine that the respondent is a threat to your immediate physical safety.

ATTACHMENTS

If you have copies of police reports, medical records, custody orders, Judgment of Divorce or anything else that will assist the judge in making a decision, you should attach those to your statement. If you have a custody order and are asking the court to prohibit the respondent from removing the children from your custody, you must attach a copy of the custody order.

SUPPLEMENT TO PPO REQUEST

Answer all the following questions. Do not leave any blanks.

1. Has the person ever used physical force, or touched you against your will? ___ Yes ___ No.

If 'Yes', what was most recent date of that incident: Month _____, Date _____, Year _____.

Describe exactly what the person did that time that was violent: _____

2. Was there another earlier incident involving physical force against you? ___ Yes ___ No.

If 'Yes', when was the earlier one: Month _____, Date _____, Year _____.

Describe this earlier physical incident: _____

3. Has the person ever threatened to harm you? ___ Yes ___ No.

If so, did the threat involve using a weapon? ___ Yes ___ No.

When was most recent threat: Month _____, Date _____, Year _____.

Where was this threat made? _____

Quote the exact words used in the threat: _____

4. Are there any other, earlier threats of harm? ___ Yes ___ No. If 'Yes', when was this earlier threat:

Month _____, Date _____, Year _____. Quote the exact words used:

5. Has the person ever harassed you? ___ Yes ___ No. If 'Yes', give the details, including dates and where it happened:

6. As a result of any of the above physical force, threats, or harassment, describe your current emotions: _____

Under penalty of law, I declare all the above answers and statements are true.

Dated _____

Signed: _____

