

DOMESTIC VIOLENCE RESTRAINING ORDER

FORMS ARE AVAILABLE ON THE INTERNET AT
WWW.SUTTERCOURTS.COM OR WWW.COURTS.CA.GOV

Submit the following forms together as one document. They are your request for a Domestic Violence Restraining Order.

DV-100: Request for Domestic Violence Restraining Order

DV-101: Description of Abuse

Make sure you complete all of the above documents completely, accurately, and be specific with your request.

When filing a request for a Domestic Violence Restraining Order, the court can issue a temporary order based on the information you submit in your request. Therefore, it is important to be specific and detailed with the information you are providing, especially in the description of abuse section (#25).

If the Court grants your request for a temporary restraining order, this order will remain in effect until your court date which will be set no more than 21 calendar days later.

You will be provided with 3 certified copies. You will take 2 of the certified copies to the Sheriff's Department for service and you will keep a copy for yourself.

If the Court denies your request for temporary orders, you will still have a court date.

At the court date, the court can terminate the temporary orders (if they were granted), make the temporary orders into long term orders, and/or make additional orders that the Court sees fit.

Additional forms:

For the following forms, only complete the sections as directed in the instructions (the red writing and/or yellow highlighter). These forms will also need to be submitted with your Request for Domestic Violence Restraining Order.

DV-109: Notice of Court Hearing

DV-110: Temporary Restraining Order

Declaration Regarding Notice of Ex-Parte Application for Order

**Please read the additional general information provided.*

You must also complete Form CLETS-001, Confidential CLETS Information and give it to the clerk when you file this Request.

1 Name of person asking for protection:

Your lawyer in this case (if you have one):

Name: _____ State Bar No.: _____

Firm Name: _____

Address (If you have a lawyer for this case, give your law firm's address. If you do not have a lawyer and want to keep your address private, give a different mailing address instead. You have to give your telephone, fax, or e-mail.):

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

E-Mail Address: _____

2 Name of person you want protection from:

Description of person you want protection from:

Sex: ☐ M ☐ F Height: _____ Weight: _____

Race: _____

Address (if known): _____

City: _____

3 Do you want an order to protect family or household members?

If yes, list them:

Full name

Sex

Age

☐ Yes ☐ No

☐ Yes ☐ No

☐ Check here if you need more space. Attach a sheet of paper and write "DV-100, Protected People" for a title.

4 What is your relationship to the person in (2)? (Check all that apply):

a. ☐ We are now married or registered domestic partners.

b. ☐ We used to be married or registered domestic partners.

c. ☐ We live together.

d. ☐ We used to live together.

e. ☐ We are related by blood, marriage, or adoption (specify relationship): _____

f. ☐ We are dating or used to date, or we are or used to be engaged to be married.

g. ☐ We are the parents together of a child or children under 18:

Child's Name: _____

Date of Birth: _____

Child's Name: _____

Date of Birth: _____

Child's Name: _____

Date of Birth: _____

☐ Check here if you need more space. Attach a sheet of paper and write "DV-100, Children Under 18" for a title.

h. ☐ We have signed a Voluntary Declaration of Paternity for our child or children. (Attach a copy if you have one).

**FILL OUT THIS ENTIRE
SECTION / PACKET OF
FORMS.**

**DV-100 pages 1-5,
DV 101 p. 1-2
DV-105 p. 1-3 and the
DV-108 p. 1-2.**

**ON PAGE 5 OF THE
DV-100 WHERE IT ASKS
FOR A DESCRIPTION OF
THE ABUSE
BE VERY SPECIFIC**

This is not a Court Order.

1 Name of Person Asking for Order:

Your lawyer in this case (if you have one):

Name: _____ State Bar No.: _____

Firm Name: _____

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your address private, give a different mailing address instead. You have to give your telephone, fax, or e-mail.):

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

E-Mail Address: _____

**COMPLETE
#1 & #2
ONLY**

d street address:

f California, County of _____

2 Name of Person to Be Restrained:

number when form is filed.

The court will fill out the rest of this form.

3 Notice of Court Hearing

A court hearing is scheduled on the request for restraining orders against the person in 2.

Hearing
Date

→ Date: _____ Time: _____
Dept.: _____ Room: _____

Name and address of court if different from above:

4 Temporary Restraining Orders (any orders granted are attached on Form DV-110)

a. Temporary restraining orders for personal conduct, stay away, and protection of animals, as requested in Form DV-100, *Request for Domestic Violence Restraining Order*, are:

- (1) ☐ All granted until the court hearing
 (2) ☐ All denied until the court hearing (specify reasons for denial in (b)):
 (3) ☐ Partly granted and partly denied until the court hearing (specify reasons for denial in (b)):

b. Requested temporary restraining orders for personal conduct, stay away, and protection of animals are denied because:

- (1) ☐ The facts as stated in form DV-100 do not show reasonable proof of a past act or acts of abuse. (Family Code, §§ 6320 and 6320.5)
 (2) ☐ The facts do not describe in sufficient detail the most recent incidents of abuse, such as what happened, the dates, who did what to whom, or any injuries or history of abuse.
 (3) ☐ Further explanation of reason for denial, or reason not listed above:

This is a Court Order.

Person in ① must complete items ①, ②, and ③ only.

① Name of Protected Person:

Your lawyer in this case (if you have one):

Name: _____ State Bar No.: _____

Firm Name: _____

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

E-Mail Address: _____

② Name of Restrained Person:

Description of restrained person:

Sex: ☐ M ☐ F Height: _____ Weight: _____ Hair Color: _____

Race: _____ Age: _____

Address (if known): _____

City: _____ State: _____ Zip: _____

Relationship to protected person: _____

③ ☐ Additional Protected Persons

In addition to the person named in ①, the following persons are protected by temporary orders as indicated in items ⑥ and ⑦ (family or household members):

Full name	Relationship to person in ①	Sex	Age
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

☐ Check here if there are additional protected persons. List them on an attached sheet of paper and write, "DV-110, Additional Protected Persons" as a title.

The court will complete the rest of this form.

④ Expiration Date

This order expires at the date and time of the hearing below:

Hearing Date: _____ Time: _____ ☐ a.m. ☐ p.m.

**COMPLETE
#1, #2 & #3
ONLY**

This is a Court Order.

Name, Address, & Telephone #

YOUR NAME HERE
YOUR STREET ADDRESS HERE
YOUR CITY, STATE, and ZIP CODE HERE
TELEPHONE # HERE

Attorney for: **WRITE "IN PRO PER"**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SUTTER

Petitioner:

Case No.: **COURT CASE NUMBER**

vs.

FILL THE PARTY NAMES OUT
EXACTLY AS THEY APPEAR ON
YOUR OTHER DOCUMENTS

**DECLARATION RE: NOTICE OF EX
PARTE APPLICATION FOR ORDER
(CRC, Rule 3.1204) (FC 6300)**

Respondent:

_____ /

I **YOUR NAME HERE** am the **party/**attorney for the party seeking an ex-parte/hearing or order
without a hearing: (Insert type of order) **TRO**.

CHECK ONE (Use the reverse side of the form if necessary)

(☒) I gave the following notice to the above-named individual that I would be asking for this ex parte order
(state exactly what you said and when you said it):

WRITE DOWN THE EXACT DATE, TIME, HOW YOU CONTACTED THE
OTHER PARTY, AND EXACTLY WHAT YOU SAID TO THEM.

(☐) I have made a reasonable and good faith effort to notify the above-named individual of my intent to
apply for an ex parte order, but have been unsuccessful. My attempts to notify that individual have consisted of
the following (state exactly what attempts you made and when you made them):

SELECT ONE OF THE THREE
OPTIONS. CHECK THE BOX THAT
APPLIES TO YOU AND YOUR
SITUATION AND COMPLETE THE
INFORMATION REQUESTED.

WRITE DOWN EXACTLY HOW YOU TRIED TO NOTIFY THE OTHER PARTY.
GIVE THE EXACT DATES, TIMES, AND HOW YOU TRIED TO REACH THEM.

(☐) I have not made any attempt to notify that above-named individual of the application for an ex-parte
order because I believe such notice would be inappropriate or impractical, or would result in irreparable injury.
These are the detailed reasons for not giving such notice:

WRITE DOWN WHY YOU CANNOT NOTIFY THE OTHER PARTY. TELL THE COURT WHAT
TYPE OF IRREPARABLE HARM WOULD OCCUR IF THE OTHER PARTY WAS NOTIFIED.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: **DATE HERE**

PRINT YOUR NAME

SIGN YOUR NAME

Print Name

Signature

THIS FORM MUST BE TYPED OR PRINTED IN BLUE OR BLACK INK

EX PARTE APPLICATION DECLARATION

Form: Ex Parte CRC 3.1204 (1/09)

Name, Address, & Telephone #

Attorney for:

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SUTTER

Petitioner:

Case No.: _____

vs.

**DECLARATION RE: NOTICE OF EX
PARTE APPLICATION FOR ORDER
(CRC, Rule 3.1204) (FC6300)**

Respondent:

_____/

I _____ am the party/attorney for the party seeking an ex-parte hearing/ or an order
without a hearing: (Insert type of order) _____.

CHECK ONE (Use the reverse side of the form if necessary)

() I gave the following notice to the above-named individual that I would be asking for this ex parte order
(state exactly what you said and when you said it):

() I have made a reasonable and good faith effort to notify the above-named individual of my intent to
apply for an ex parte order, but have been unsuccessful. My attempts to notify that individual have consisted of
the following (state exactly what attempts you made and when you made them):

() I have not made any attempt to notify that above-named individual of the application for an ex-parte
order because I believe such notice would be inappropriate or impractical, or would result in irreparable injury.
These are the detailed reasons for not giving such notice:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: _____
Print Name Signature

THIS FORM MUST BE TYPED OR PRINTED IN BLUE OR BLACK INK

EX PARTE APPLICATION DECLARATION

Form: Ex Parte CRC 3.1204 (1/09)