

KALISPEL TRIBAL COURT
<hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> Petitioner/Plaintiff <div style="text-align: center; margin: 5px 0;">vs.</div> <hr style="border: 0; border-top: 1px solid black; margin-top: 5px;"/> Respondent/Defendant.

No.

Petition for Order for Protection

DV or

Anti-Harassment

“Domestic violence” means physical harm, bodily injury, assault, including sexual assault, stalking, **Or** inflicting fear of imminent physical harm, bodily injury or assault between family or household members.

“Unlawful harassment” means a knowing and willful course of conduct directed at a specific person which seriously alarms, annoys, harasses, or is detrimental to such person, and which serves no legitimate or lawful purpose. The course of conduct shall be such as would cause a reasonable person to suffer substantial emotional distress and shall actually cause substantial emotional distress to the petitioner, or when the course of conduct would cause a reasonable parent to fear for the well-being of his or her child.

1. I am the victim of domestic violence committed by the respondent **OR** (Select **One**)
- I am the victim of unlawful harassment committed by the respondent :
- I am a guardian of a minor or vulnerable adult who is a victim of domestic violence or unlawful harassment.
- The name of the minor victim or vulnerable adult is _____

This minor victim’s or vulnerable adult’s identifying information is provided in section 6 below.

2. The victim lives in Spokane County Pend Oreille County Other: _____

3. The victim’s age is: Under 16 16 or 17 18 or older
- The victim is an enrolled tribal member
- Victim’s Tribe and Enrollment Number: _____
- The victim resides on the Kalispel Indian Reservation
- The victim works on the Kalispel Indian Reservation at:
- _____

4. Respondent’s age is Under 16 16 or 17 18 or older
- The Respondent is an enrolled tribal member (if known)
- Respondent’s Tribe and Enrollment Number: _____
- The Respondent resides on the Kalispel Indian Reservation
- The Respondent works on the Kalispel Indian Reservation at:
- _____

5. Identification of Minors or Vulnerable Adults (if requesting minors be protected, attach a Child Custody Information Sheet for each minor) No minors involved.

Name (First, Middle Initial, Last)	Age	Date of Birth	Race	Sex	How Related to		Resides with
					Petitioner	Respondent	

6. Other Court cases (Custody/Parenting Plans) or other restraining, protection, or no-contact orders involving me, the minors, and the Respondent. (Attach additional pages if necessary)

Case Name			
Case Number			
Court/County			

I request an Order for Protection, following a hearing, that will: (Select all that apply)

<input type="checkbox"/> Restrain Respondent from causing any physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening, or stalking: (Select all that apply) <input type="checkbox"/> Me; <input type="checkbox"/> the minors or vulnerable adults named in paragraph 6 above; <input type="checkbox"/> other: _____ (If the court orders this relief, and the respondent is your spouse or former spouse, current or former domestic partner, the parent of a child in common, or a current or former cohabitant as part of a dating relationship, the respondent will not be able to obtain or possess a firearm, other dangerous weapon, ammunition, or concealed pistol license under state or federal law for the duration of the order.)
<input type="checkbox"/> Restrain Respondent from harassing, following, keeping under physical or electronic surveillance, cyberstalking as defined in tribal, state and federal law, and using telephonic, audiovisual, or other electronic means to monitor the actions, locations, or wire or electronic communication of: (Select all that apply) <input type="checkbox"/> Me; <input type="checkbox"/> the minors or vulnerable adults named in paragraph 6 above; <input type="checkbox"/> members of the Victim's household: _____; <input type="checkbox"/> the Victim's adult children: _____; <input type="checkbox"/> other: _____
<input type="checkbox"/> Restrain Respondent from coming near and from having any contact whatsoever, in person or through others, by phone, mail, or any means, directly or indirectly, except for mailing of court documents with (Select all that apply): <input type="checkbox"/> Me; <input type="checkbox"/> the minors or vulnerable adults named in paragraph 6 above, subject to any court-ordered visitation; <input type="checkbox"/> other: _____

Exclude Respondent from: (Select all that apply) **our shared residence**; **my residence**; **my workplace**; **my school**; **the residence, daycare, or school of the minors or vulnerable adults named in paragraph 6**; **the residence, daycare, or school of the following minors:** _____;
 other: _____

Direct Respondent to vacate our shared residence and restore it to me.

Prohibit Respondent from knowingly coming within, or knowingly remaining within _____ (distance) of **our shared residence**; **my residence**; **my workplace**; **my school**; **the residence, daycare, or school of the minors or vulnerable adults named in paragraph 6**; **the residence, daycare, or school of the following minors:** _____
 Other location(s): _____

Grant me possession of essential personal belongings, including the following:

Grant me use of the following vehicle:

Year: _____ Make: _____ Model: _____

License No.: _____ State of Registration: _____

Name on the title: _____

Require the Respondent to pay any fees and costs of this action.

Direct the Respondent to participate in appropriate treatment or counseling services.

Keep this order in effect longer than one (1) year because Respondent is likely to resume acts of domestic violence or unlawful harassment against the above-named individuals if the order expires in a year. (Only applicable for Anti-Harassment Petitions)

Other Requests:

Protection involving a minor or vulnerable adult: (Domestic Violence Petitions Only) Not Applicable (Anti-Harassment Petition)

- Subject to any court-ordered visitation, **Grant** me the care, custody, and control of:
- the minors named in paragraph 6 above;
 - the following minors only: _____

- Restrain** Respondent from interfering with my physical or legal custody of:
- the minors named in paragraph 6 above;
 - the following minors only: _____

- Restrain** Respondent from removing from the state:
- the minors named in paragraph 6 above;
 - the following minors only: _____

Protection involving pets: (Domestic Violence Petitions Only) Not Applicable (Anti-Harassment Petition)

- Grant** me exclusive custody and control of the following pet(s) owned, possessed, leased, kept, or held by me, respondent, or a minor child residing with either me or the respondent. (Specify name of pet and type of animal.):

- Prohibit** Respondent from interfering with my efforts to remove the pet(s) named above

- Prohibit** Respondent from knowingly coming within, or knowingly remaining within _____ (distance) of the following locations where the pet(s) are regularly found:
- Petitioner's residence The following park(s): _____
 - Other Locations: _____

Protection from Firearms and Other Dangerous Weapons: (Domestic Violence Petitions Only) Not Applicable (Anti-Harassment Petition)

- Require** the Respondent to surrender any firearm or other dangerous weapon, or any concealed pistol license, and prohibit the respondent from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license.

(If granted, an Order to Surrender and Prohibit Weapons will be filed by the Court)

Notice: If you **are** the Respondent's intimate partner, after actual notice and an opportunity to be heard at the hearing, the court may be required to order the Respondent to surrender firearms, other dangerous weapons, or concealed pistol license.

**I want temporary protection effective immediately, that lasts up to 14 days
(A hearing will be held within 14 days to determine if permanent order will be granted)**

I request that a **Temporary Order for Protection** granting the relief requested above be issued immediately, without prior notice to the Respondent, to be effective until the hearing for the reasons listed below. **(Temporary Order for Protection form must be filed with this Petition)**

I also request temporary surrender of a firearm or other dangerous weapon without notice to the other party because irreparable injury could result if an order is not issued until the hearing. (Domestic Violence Petitions Only)

What irreparable harm would result if an order were not issued immediately without prior notice to the Respondent?

Request for Special Assistance from Law Enforcement Agencies:

I request the court to order the appropriate law enforcement agency to assist me in obtaining:

- Possession of my residence Possession of the vehicle requested above
 Possession of my essential personal belongings at: _____

- Custody of the Minors named in paragraph 6
 Custody of the following Minors only: _____

- Other: _____

Describe any stalking behavior by Respondent, including use of telephonic, audiovisual, or electronic means to harass or monitor:

Describe medical treatment you received as a result of Respondent's actions:

Describe any threats of suicide or suicidal behavior by the Respondent:

Does the Respondent own or possess firearms or other weapons? Yes No Unknown

Does the Respondent use firearms, weapons, or objects to threaten or harm you? If yes, please describe:

Are you aware if the Respondent has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony? If yes, please describe:

Are you aware if the Respondent has previously committed an offense that makes him or her ineligible to possess a firearm? If yes, please describe:

Does possession of a firearm or other dangerous weapon by the Respondent present a serious and imminent threat to public health or safety, or to the health or safety of any individual? If yes, please describe:
