

IN THE SUPERIOR COURT OF GUAM

Petitioner,

vs.

Respondent.

Protective Order Case No. _____

ORDER OF PROTECTION

ORDER – STALKING/SA

PETITIONER:

First Middle Last

And/or on behalf of minor family member(s) (list name and DOB):

Petitioner's Date of Birth: _____

Other Protected person(s) (list name and DOB)

RESPONDENT:

First Middle Last

Relationship to Petitioner: _____

Respondent's Address: _____

Respondent's Distinguishing features: _____

RESPONDENT'S IDENTIFIERS:

Sex: <input type="checkbox"/> M <input type="checkbox"/> F	Date of Birth:	Race:	Height:
Weight:	Eye Color:	Hair Color:	Skin Tone:
Social Security Number:			
Driver's License #:	State Issued:	Expiration Date:	

CAUTION: **WEAPON INVOLVED**

I. THE COURT FINDS AND CONCLUDES:

The Court has jurisdiction over the parties and the subject matter. Notice of this hearing was served on the Respondent by personal service. Respondent had reasonable notice and an opportunity to be heard.

Respondent was was not present at the hearing.

- Petitioner and/or the individual, if any, who Petitioner is petitioning on behalf of is not eligible for a protection order under 7 GCA Chapter 40 and the Petitioner has pled “non-consensual sexual contact” as defined by 7 GCA § 40A101.
- Petitioner and/or the individual, if any, who Petitioner is petitioning on behalf of is not eligible for a protection order under 7 GCA Chapter 40 and the Petitioner has pled to be a victim of “stalking” as defined by 7 GCA § 40B101.
- Respondent admits does not admit there was a violation under 7 GCA chapter 40 and consents to enter into an Order of Protection.
- Respondent has failed to appear at the OSC hearing after being properly served and noticed; thus, the case may proceed by default.
- Respondent objected to the allegations in the Petition, and after a full evidentiary hearing, Petitioner has proved the allegations by a preponderance of the evidence.

Other: _____

II. THE COURT HEREBY ORDERS RESPONDENT TO FOLLOW THESE CONDITIONS:

1. Respondent is enjoined and restrained from stalking or disturbing the peace and well-being of those protected on page 1;
2. Respondent is prohibited from coming within 500 feet of those protected on page 1, such as their residence, place of employment, and school;
3. Respondent is prohibited from contacting those protected on page 1, directly or indirectly, such as by telephone, letter, e-mail, social media, or through third party;

III. THE COURT FURTHER ORDERS:

- Surrender Weapons:** Respondent must immediately surrender any firearms, other dangerous weapons or concealed pistol licenses to law enforcement and not access, possess, have in their custody or control, purchase, receive, or attempt to purchase or receive any of those items.
- Respondent may not harass, follow, monitor, keep under physical or electronic surveillance, cyber harass, or use phone, video, audio or other electronic means to record, photograph, or track locations or communication, including digital, wire, or electronic communication of:

- the Petitioner
- the minor(s) mentioned above.
- these minors only:

Name: _____ DOB: _____
 Name: _____ DOB: _____
 Name: _____ DOB: _____
 Name: _____ DOB: _____

- these members of the Petitioner’s household:

Name: _____ DOB: _____
 Name: _____ DOB: _____
 Name: _____ DOB: _____
 Name: _____ DOB: _____

- Evaluation:** Respondent shall get an evaluation for:
 - Mental Health Chemical dependency (drugs and alcohol)

- Personal Belongings:** Petitioner shall have possession of essential personal belongings, including the following:

- Other Relief:**

THE ORDER IS EFFECTIVE UNTIL: _____

DATE: _____ **TIME:** _____

JUDGE, SUPERIOR COURT OF GUAM

NOTICE TO RESPONDENT: VIOLATION OF THIS ORDER MAY SUBJECT YOU TO PUNISHMENT UNDER 7 GCA §§ 40A106 AND 40B106, A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS \$1,000 OR BY IMPRISONMENT FOR NOT MORE THAN ONE (1) YEAR, OR BY BOTH SUCH FINE AND IMPRISONMENT.

FEDERAL LAW PROVIDES PENALTIES FOR POSSESSING, TRANSPORTING, SHIPPING, OR RECEIVING ANY FIREARM OR AMMUNITION (18 U.S.C. §922 (g)(8) and (9)) FOLLOWING AN EVIDENTIARY HEARING AS TO WHICH THE DEFENDANT HAD NOTICE AND AN OPPORTUNITY TO APPEAR. THIS ORDER SHALL BE ENFORCED, EVEN WITHOUT REGISTRATION, BY THE COURTS AND LAW ENFORCEMENT OFFICERS OF ANY STATE, THE DISTRICT OF COLUMBIA, ANY U.S. TERRITORY, AND MAY BE ENFORCED BY TRIBAL LANDS (18 U.S.C. §2265). CROSSING STATE, TERRITORIAL, OR TRIBAL BOUNDARIES TO VIOLATE THIS ORDER MAY RESULT IN FEDERAL IMPRISONMENT (18 U.S.C. §2262).

ANY COMMUNICATION INITIATED BY PETITIONER DOES NOT WAIVE OR NULLIFY THIS ORDER. THE GUAM POLICE DEPARTMENT, PORT AUTHORITY POLICE, AIRPORT POLICE AND SUPERIOR COURT MARSHALS SHALL ENFORCE THIS ORDER.

SERVICE: RESPONDENT SERVED WITH COPY OF THIS ORDER ON _____ AT _____: _____ A.M./P.M.