

GENERAL INSTRUCTIONS
FOR THOSE SEEKING A PROTECTION FROM STALKING ORDER

NOTICE

The protection from stalking process is designed to provide quick and immediate protection. However, the process may require time, expertise, or more than one hearing. If you have questions, you should seek help from an attorney or victim services advocate. The Kansas Crisis Hotline (1-888-363-2287) or Kansas Legal Services (1-800-723-6953) may be able to help you find an attorney or advocate.

These are basic forms and they do not cover every situation. The Clerk of the District Court cannot help you with these forms. The Clerk cannot give legal advice to you or tell you about your rights or responsibilities. The Clerk can only provide very limited information about the protection order process. You can find more information about protection from stalking at <http://www.kcsdv.org/pfs.html>.

1. You may seek a protection from stalking order:
 - a. For yourself; or,
 - b. For your minor child; or,
 - c. For a minor child who resides with you.

2. For each person for whom protection is sought, Kansas Law requires that stalking must have occurred.

“Stalking” is an intentional harassment of another person that places the other person in reasonable fear for that person’s safety.

“Harassment” is a knowing and intentional course of conduct directed at a specific person that seriously alarms, annoys, torments or terrorizes the person and that serves no legitimate purpose.

“Course of conduct” is conduct consisting of two or more separate acts over a period of time, however short, that show a continuity of purpose which would cause a reasonable person to suffer substantial emotional distress.

3. You must file the petition for protection from stalking in the county where the stalking has occurred.

4. You must notify the defendant by personal service that you have filed a Petition for a Protection from Stalking Order. To obtain personal service, you must fill out a Request for Service Form, requesting that the sheriff deliver the Petition for Protection from Stalking to the defendant.

5. If the defendant is a minor, you must complete the Minor Defendant Addendum. Petitions, Motions and Temporary Protection from Stalking Orders filed against a minor defendant must be served by serving the minor **and**:
 - a. The minor’s guardian or conservator, if any; **or**,
 - b. The minor's father or mother; **or**,

- c. A person having the minor's care or control; **or**,
- d. A person with whom the minor resides.

If service cannot be made upon any of these people, then service may be obtained as provided by order of the judge.

- 6. You should be available to testify at future hearings as set by the judge. If you fail to appear, the case may be dismissed.
- 7. A Final Protection from Stalking Order will expire after one year or on the date stated in the order, unless you request an extension or modification from the court.