

Final Order of Protection from Stalking or Sexual Assault

Judge or Division:	Case Number: Court ORI Number:																														
Plaintiff: <div style="border: 1px solid black; width: 250px; height: 20px; margin: 5px 0;"></div> vs.	Plaintiff Identifiers: Year of Birth <div style="border: 1px solid black; width: 100px; height: 20px; display: inline-block;"></div> Sex: <input type="checkbox"/> F <input type="checkbox"/> M																														
Defendant: <div style="border: 1px solid black; width: 250px; height: 20px; margin: 5px 0;"></div> Address _____ _____ _____	Defendant Identifiers: <table border="1" style="width:100%; border-collapse: collapse; text-align: center;"> <tr> <td style="width:15%;">SEX</td> <td style="width:15%;">RACE</td> <td style="width:15%;">YOB</td> <td style="width:15%;">HT</td> <td style="width:15%;">WT</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td>HAIR</td> <td>EYES</td> <td colspan="3">LAST 4 DIGITS OF SSN (IF KNOWN)</td> </tr> <tr> <td> </td> <td> </td> <td colspan="3"> </td> </tr> <tr> <td colspan="2">DRIVERS LICENSE #</td> <td>DL STATE</td> <td colspan="2">DL EXP. DATE</td> </tr> <tr> <td colspan="2"> </td> <td> </td> <td colspan="2"> </td> </tr> </table>	SEX	RACE	YOB	HT	WT						HAIR	EYES	LAST 4 DIGITS OF SSN (IF KNOWN)								DRIVERS LICENSE #		DL STATE	DL EXP. DATE						
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Appearances: <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Defendant Fails to Appear <input type="checkbox"/> Plaintiff's Attorney <input type="checkbox"/> Defendant's Attorney <input type="checkbox"/> Other _____																															
Protected Person: _____ (name)																															
<p>This order and its terms are directed at and apply to Defendant only.</p>																															
<p>This order shall be effective until: _____, 20____.</p> <p>ONLY THE COURT CAN CHANGE THIS ORDER.</p>																															
<p>The Court Finds: (Only the provision(s) initialed by the judge apply.)</p> <p>_____ Plaintiff filed a written verified petition on _____, 20____ requesting an Order of Protection from Stalking or Sexual Assault. Prior to this hearing, Defendant was given reasonable notice of the date set for the hearing, together with a copy of the petition and any ex parte order of protection from stalking or sexual assault, by personal service on _____, 20____.</p> <p>_____ This court has jurisdiction over Plaintiff, Defendant and subject matter.</p> <p>_____ The matter was heard and submitted to the court which finds</p> <p style="margin-left: 20px;"> <input type="checkbox"/> that Defendant was personally served and failed to appear; therefore, the court grants the petition by default. <input type="checkbox"/> that the allegations of stalking or sexual assault are proven by a preponderance of the evidenced as required by K.S.A. 60-31a05. </p>																															

Order

The Court Orders:

- This Final Order of Protection from Stalking or Sexual Assault replaces any previous order of protection from stalking or sexual assault entered by the court and serves as notice of termination of that order upon service of this final order on the defendant.
- The plaintiff's address and telephone number shall remain confidential for the protection of the protected person.
- The defendant shall not follow, harass, abuse, molest, assault, threaten, stalk, or interfere with the privacy rights of the protected person(s), and the protected person's family or household. [NCIC 01 & 02]
- The defendant shall not enter or come on or around the premises, the residence, the property, school, or place of employment of the protected person(s) or other family or household member. [NCIC 04]
- The defendant shall not communicate in any manner with the protected person(s), the protected person's employer, employees, fellow workers, or others with whom the communication would be likely to cause annoyance or alarm the protected person(s). [NCIC 05]
- The defendant shall not direct or request another to contact the protected person, either directly or indirectly. [NCIC 04 & 05]
- The defendant shall not commit or attempt to commit a nonconsensual sexual act against the protected person.
- The defendant shall not commit or attempt to commit a sexual act against the protected person by force, threat of force, duress, or when the protected person is incapable of giving consent.
- The defendant shall pay the following costs: \$_____.

CERTIFICATE OF COMPLIANCE WITH THE VIOLENCE AGAINST WOMEN ACT (VAWA): This Order meets all the requirements of the Violence Against Women Act, 18 U.S.C. § 2265. This Court has jurisdiction of the parties and the subject matter; the defendant has been afforded notice and a timely opportunity to be heard as provided by the laws of Kansas. This Order is enforceable in all 50 states, the District of Columbia, all Indian tribal courts and all United States territories and shall be enforced as if it were an order of that jurisdiction pursuant to 18 U.S.C. § 2265.

Additional terms of this order are set forth below. (Only the provision(s) initialed by the Judge apply.)

Other Provisions:

- _____ 1. Defendant shall pay the following attorney fees: \$_____.
- _____ 2. Other orders necessary to promote the safety of the protected person:
 - _____
 - _____
 - _____
 - _____
 - _____

SO ORDERED:

Date

Judge of the District Court

WARNINGS TO DEFENDANT

- This order is effective when signed by the judge. Law enforcement officials shall immediately enforce this order.
- Violation of this order may constitute: violation of a protective order as provided in K.S.A. 21-5924, and amendments thereto; a sex offense under article 55 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto; stalking as provided in K.S.A. 21-5427, and amendments thereto; assault as provided in K.S.A. 21-5412(a), and amendments thereto; battery as provided in K.S.A. 21-5413(a), and amendments thereto; and criminal trespass as provided in K.S.A. 21-5808(a)(1)(C), and amendments thereto, and may result in prosecution and conviction under Kansas criminal statutes.
- Violation of this order could result in the order being extended for up to the lifetime of the defendant.
- Violation of this order may also be punishable as contempt of this court.
- If the defendant has a concealed carry license, that license is subject to revocation pursuant to K.S.A. 75-7c07, and amendments thereto. After a defendant's concealed carry license has been revoked, continuing to carry a concealed weapon may constitute a violation of K.S.A. 21-6302, and amendments thereto.
- This protection order may subject the defendant to federal firearms restrictions under 18 U.S.C. § 922(g)(8), and violation of this order may subject the defendant to prosecution for such federal crimes, including but not limited to: Firearms possession; Interstate travel to commit domestic violence; Interstate stalking; and Interstate violation of a protection order.

Notice of Extension of this Final Order

(Pursuant to K.S.A. 60-31a06)

This Final Order of Protection from Stalking or Sexual Assault may be extended for additional periods of time upon motion of the plaintiff. Violation of this order could result in the order being extended for up to the lifetime of the defendant.