

IN THE DISTRICT COURT OF _____ COUNTY, KANSAS

Plaintiff

vs.

Case No. _____

Defendant

FINAL PROTECTION FROM ABUSE ORDER

INFORMATION ABOUT DEFENDANT: Race _____ Sex _____
Date of Birth _____ Social Security Number _____

THE FINAL ORDER SHALL EXPIRE AT MIDNIGHT ON _____ UNLESS EXTENDED OR MODIFIED BY THIS COURT.

On this date, _____, plaintiff petition for protective orders comes for consideration under the provisions of K.S.A. 60-3101, et seq.

The plaintiff appears: _____ in person _____ and pro se
_____ by his/her attorney _____

The defendant appears: _____ not, but was duly served and is otherwise in default
_____ in person _____ and pro se
_____ by his/her attorney _____

WHEREAS, the plaintiff filed a verified petition for issuance of protective orders, and the cause has been heard after duly serving and notifying the defendant, and the plaintiff has proved the allegations of the abuse by the preponderance of the evidence:

IT IS THEREFORE BY THE COURT ORDERED;

- This final order of protection supersedes the ex parte order of protection or any other temporary or emergency order previously entered by the Court and serves as notice of termination thereof.
- The defendant shall not abuse, molest, or interfere with the privacy or rights of the plaintiff, the plaintiff's child(ren) of the minor child(ren) residing with the plaintiff, wherever they may be.

VIOLATION OF THIS ORDER MAY CONSTITUTE ASSAULT AS PROVIDED IN K.S.A. 21-3408, BATTERY AS PROVIDED IN K.S.A. 21-3412, AND VIOLATION OF A PROTECTIVE ORDER AS PROVIDED IN K.S.A. 1997 Supp. 21-3843.

The plaintiff is granted exclusive possession of the residence located at:

(CHECK IF APPLICABLE)

The plaintiff's _____ address and _____ telephone number must remain confidential for the protection of the plaintiff, plaintiff's child(ren) or the minor child(ren) residing with plaintiff.

Defendant shall not cancel utility service to such residence for 60 days following the date of this order.

If the plaintiff is granted exclusive possession of the residence then the defendant must immediately move from such address and take only personal clothing and effects until further order of the court. Law enforcement officials are hereby directed to evict the defendant from such residence, and to ensure that defendant does not enter or re-enter the premises or any other residence the plaintiff may occupy.

If the defendant is granted exclusive possession of the residence then the plaintiff is granted the right to remove from the residence personal effects and clothing for the plaintiff and any children in the plaintiff's custody. Law enforcement officials are hereby directed to enter the residence with the plaintiff and prevent the defendant from interfering with the plaintiff removing the above mentioned possessions.

THE DEFENDANT SHALL NOT ENTER OR COME ON OR AROUND THE PREMISES OR THE RESIDENCE OR WORKPLACE WHERE THE PLAINTIFF RESIDES, STAYS OR WORKS.

VIOLATION OF THIS ORDER SHALL CONSTITUTE CRIMINAL TRESPASS AS PROVIDED IN K.S.A. 21-3721 AND VIOLATION OF A PROTECTIVE ORDER AS PROVIDED IN K.S.A. 1997 Supp. 21-3843.

Law enforcement officers are directed to grant any assistance necessary to protect the plaintiff and the plaintiff's child(ren) from abuse by the defendant, and to provide any other assistance necessary to enforce these orders, including the order excluding the defendant from the plaintiff's place of residence, wherever it may be.

_____ (CHECK IF APPLICABLE) Defendant shall provide suitable alternative housing for the plaintiff and/or the minor children as follows: _____

_____ (CHECK IF APPLICABLE) Physical and legal custody and residency of the minor child(ren), named:

_____ is hereby granted to _____ plaintiff or to _____ defendant until this order expires.

_____ is hereby granted to _____ plaintiff or to _____ defendant until this order expires. Rights of visitation shall be as follows: _____

NO PERSON SHALL TAKE OR CONCEAL THE CHILD(REN) EXCEPT AS ALLOWED BY THIS ORDER.

- _____(CHECK IF APPLICABLE) Defendant shall pay child support as follows:
\$_____ per _____, commencing on the _____ day of _____, 20_____.
and payable on the _____ day of each month thereafter for a period of _____ months.

- _____(CHECK IF APPLICABLE) Defendant shall pay support for plaintiff as follows:
\$_____ per _____, commencing on the _____ day of _____, 20_____.
and payable on the _____ day of each month thereafter for a period of _____ months.

- _____(CHECK IF APPLICABLE) All child support and/or support payments shall be made payable to the Clerk of the District Court/District Trustee, and each party shall inform the Clerk of the District Court/District Court Trustee in writing of any change of name, address, and employer with business address, within seven days of such change; income withholding to enforce such support orders shall take effect under the laws of Kansas if there is an arrearage in an amount equal to or greater than the amount of support payable for one month.

- _____(CHECK IF APPLICABLE) Law Enforcement officers are directed to assist in securing possession of the personal property described as above.

- _____(CHECK IF APPLICABLE) Defendant/plaintiff shall pay the following plaintiff's/defendant's attorney fees and costs:

- _____(CHECK IF APPLICABLE) Defendant shall seek counseling to aid in the cessation of abuse.

- 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 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.

- _____ OTHER ORDERS:

THIS ORDER IS EFFECTIVE WHEN SIGNED BY THE JUDGE. LAW ENFORCEMENT OFFICIALS SHALL ENFORCE THE ORDER IMMEDIATELY UPON RECEIPT. THE DEFENDANT IS HEREBY PUT ON NOTICE THAT VIOLATIONS OF THIS ORDER MAY RESULT IN PROSECUTION AND CONVICTION UNDER KANSAS CRIMINAL STATUTES OR A FINDING OF CONTEMPT OF COURT WITH A JAIL SENTENCE.

IT IS SO ORDERED.

JUDGE OF THE DISTRICT COURT