

IN THE DISTRICT COURT OF _____ COUNTY, KANSAS

Plaintiff

vs.

Case No. _____

Defendant

**NOTICE OF HEARING AND
TEMPORARY ORDER OF PROTECTION**

To defendant (name):

You may appear in this Court as follows to give any evidence you may have why orders sought in the petition should not be granted.

Date: _____

Time: _____

Place: _____

If you do not attend the hearing, final orders may be made against you. You have the right to appear and oppose the petition with or without an attorney.

TEMPORARY ORDER OF PROTECTION

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

**THIS TEMPORARY ORDER SHALL EXPIRE ON THE DATE SCHEDULED FOR HEARING
UNLESS EXTENDED BY THE COURT.**

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

After considering the verified petition filed with the court by the plaintiff, the court finds that:

- The plaintiff has established good cause for the court to issue a temporary order of protection from abuse.
- Including this petition, the plaintiff has not filed more than two actions under the Protection from Abuse Act in the past twelve months which did not involve abuse of minor children.

IT IS THEREFORE BY THE COURT ORDERED THAT:

- The defendant shall not abuse, molest, or interfere with the privacy or rights of the plaintiff, the plaintiff's minor child(ren) or 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.

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 to 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 DWELLING 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. PURSUANT TO 18 U.S.C. 2265, THIS ORDER SHALL BE ENFORCED BY THE COURTS OF ANY OTHER STATE, THE DISTRICT OF COLUMBIA, ANY U.S. TERRITORY AND INDIAN TRIBAL LANDS.

(CHECK IF APPLICABLE)

- Care, custody and control of the following minor child(ren) are temporarily awarded to _____ plaintiff or _____ defendant:

- Other: _____

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

IN THE DISTRICT COURT OF _____ COUNTY, KANSAS

Plaintiff

vs.

Case No. _____

Defendant

SUMMONS

To: _____

named as defendant in the above entitled action:

You are hereby notified that an action commenced against you will be on this court's docket at _____ o'clock ___m., on the _____ day of _____, 20____. You may appear in this court to give any evidence you may have why orders sought in the attached petition should not be granted. If you do not attend the hearing, final orders may be made against you. You have the rights to appear and oppose the petition with or without an attorney.

Dated: _____

Clerk of the District Court

ISSUED TO THE SHERIFF OF MEADE COUNTY, KANSAS

RETURN OF SERVICE

I Hereby certify that I personally served the SUMMONS, together with copy of the PETITION FOR PROTECTIVE ORDER and NOTICE OF HEARING AND TEMPORARY ORDERS OF PROTECTION by delivering a copy of the same to the defendant _____, on this _____ day of _____, 20_____.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON _____, 20_____.

(SIGNATURE AND TITLE OF OFFICER)

