



PEACEMAKERS' COURT
THE SENECA NATION OF INDIANS
CATTARAUGUS / ALLEGANY TERRITORY

-against-

Petitioner

PETITION:
TEMPORARY ORDER
OF PROTECTION

Respondent

Case #: _____

File #: _____

TO THE PEACEMAKERS' COURT:

The undersigned Petitioner respectfully states that:

1. I reside at _____, New York _____
 (Check this box if you wish your address to be kept confidential)
Enrolled: Yes / No Enrollment #: _____ Tribe: _____
Home Tel #: _____ Work Tel #: _____

2. The **Respondent** resides at _____, New York _____
Enrolled: Yes / No Enrollment #: _____ Tribe: _____
Home Tel #: _____ Work Tel #: _____

3. The **Respondent** and I are related as follows [check applicable box(es)]:
 married were married have child in common we are parent & child
 siblings related by blood/marriage not related in any way

4. The **Respondent** committed the following family offense (s) against me and/ or my Children, which constitute (s):

- | | |
|--|--|
| <input type="checkbox"/> Disorderly conduct | <input type="checkbox"/> Menacing |
| <input type="checkbox"/> Harassment | <input type="checkbox"/> Reckless endangerment |
| <input type="checkbox"/> Aggravated harassment | <input type="checkbox"/> Stalking |
| <input type="checkbox"/> Assault | <input type="checkbox"/> Attempted assault |
| <input type="checkbox"/> Criminal mischief | <input type="checkbox"/> Sexual misconduct |
| <input type="checkbox"/> Sexual abuse | <input type="checkbox"/> Other [describe]: _____ |

(Family offenses include the crimes of: assault or attempted assault, aggravated harassment or harassment, disorderly conduct, menacing, reckless endangerment, stalking, sexual abuse, sexual misconduct, forcible touching, strangulation, criminal obstruction of breathing or blood circulation or criminal mischief.)

5. Describe incident, state date, time and place of most recent incident, specify if anyone was injured (how seriously) and if any weapons were used. If there were earlier incidents as well, describe them in additional paragraphs. Use additional sheets where necessary:

6. I **have** / **have not** filed a criminal complaint concerning these incident (s)
[If so, please indicate status]. _____

7. [Check applicable box(es)]:

I have no children and there are no other children living in my home.

The following children **live** with me (include children who are not yours).

<u>Name</u>	<u>Date of Birth</u>	<u>Relationship to Me</u>	<u>Relationship to Respondent</u>
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The **Respondent** committed family offenses against the above child(*ren*) as follows; [describe including name(*s*) of child(*ren*), nature of offense(*s*) and date(*s*)]:

[Check boxes and complete any of the following paragraphs 8-13 that apply to you. Skip any that DO NOT apply to you.]

8. The Respondent has acted in a way I consider dangerous or threatening to me, my children or any member of my family, in addition to the incident described in question 5, as follows [describe]:

9. The Respondent was found to have violated an Order of Protection issued on behalf of me or members of my family or household as follows [describe]: _____

10. The Respondent owns or has access to guns as follows [describe]: _____

11. There is a substantial risk that Respondent would use or threaten to use a firearm or dangerous instrument or object against me, my child(*ren*) or member of my household on the basis of the following facts and for the following reasons [describe]: _____

12. The following court cases are pending between me and the Respondent [specify court, docket or index number, nature of action and status, if known]: _____

13. [Applicable where protection is for pet(s)]:

- a. The Respondent injured or tried or threatened to injure pets in my household as follows [describe]: _____

14. **I have not** made any previous application to any court or judge for the relief requested in this petition, (except [specify the relief, if any, granted and the date of such relief]: _____).
_____).

WHEREFORE, Petitioner respectfully requests this Court to:

- a. Adjudge the Respondent to have committed the offense(s) alleged;
- b. Enter an order of protection, specifying conditions of behavior to be observed by the Respondent in accordance with SNCPL §11-101. (*Family Court Act § 842*)
- c. Order such other and further relief as to the Court seems just and proper.

Dated: _____, 20 _____

_____/_____
 Petitioner: (print name) / Signature

**** NOTE: (SIGN YOUR NAME IN THE PRESENCE OF COURT CLERK/ NOTARY PUBLIC)**

SENECA NATION OF INDIANS)
 CATTARAUGUS/ ALLEGANY)
 TERRITORY) s.s.: VERIFICATION

On this _____, day of _____, 20 ____ before me personally appeared _____ to me known to be the same person described in and who executed the forgoing motion; and who duly acknowledged that the information is true and correct to the best of their knowledge and belief.

 (Court Clerk/ Notary Public)