

STATE OF WYOMING) IN THE CIRCUIT COURT
) ss
COUNTY OF _____) _____ JUDICIAL DISTRICT

Petitioner: _____,) Case Number _____
Name of person filing for protection order)
)
vs.)
)
Respondent: _____)
Name of person you want to be protected from)

SEXUAL ASSAULT ORDER OF PROTECTION

PETITIONER NAME

First Middle Last

PETITIONER IDENTIFIERS

Date of Birth of Petitioner Race Sex

RESPONDENT NAME

First Middle Last

RESPONDENT IDENTIFIERS

Respondent's Physical Address:

Respondent's Mailing Address:

CAUTION:

Firearms Involved

☐

Firearms on
Property

☐

Additional Information (for example, other names used,
tattoos, scars):

When Does This **ORDER EXPIRE**:

This Order shall be in effect until and will expire at 12:01 a.m. on the _____ day of _____, 20_____, unless extended by order of the Court.

THIS MATTER was heard on _____, 20_____. These parties were present:

PETITIONER

_____ **Appeared in person**

_____ **Appeared remotely**

_____ Attorney

RESPONDENT

_____ **Appeared in person**

_____ **Appeared remotely**

_____ **Did not appear and was given proper notice**

_____ Attorney

THE COURT FINDS:

- ☐ This Court has jurisdiction over the parties and subject matter of this action.
- ☐ The parties stipulate to the Court's exercising jurisdiction in this case and the subject matter of this action.
- ☐ After hearing the testimony of the parties and their witnesses, the Court finds by a preponderance of the evidence that the Respondent's conduct constitutes sexual assault, and that an Order of Protection should be entered.

IT IS ORDERED, ADJUDGED, AND DECREED AS FOLLOWS:

The Respondent must follow every requirement below that has a mark next to its number.

1. ☒ Respondent is ordered not to commit any additional acts of sexual assault involving Petitioner or any other person. Respondent is ordered not to harass, threaten, intimidate, or in any way interfere with Petitioner.
2. ☒ Respondent is ordered to have **no contact with Petitioner**. No contact with Petitioner is allowed anywhere. Both direct and indirect contact are prohibited. Examples of contact include talking in person, yelling, gesturing, talking on the phone, texting, instant messaging, emailing, leaving notes, sending letters, sending messages through other people, and sending messages through social media.

3. ☒ Respondent is ordered to provide the Court with a current mailing address. While this Order is in effect, Respondent must promptly inform the Court in writing if that mailing address changes. Mailing of appropriate documents (for example: modification, termination, or extension of this Order) to the most recent mailing address provided to the Court by Respondent shall be considered service upon Respondent.
4. ☐ Respondent is ordered to stay away from Petitioner anywhere Petitioner is. Respondent is specifically ordered to stay away from the following places:
- a. ☐ Home _____
 - b. ☐ School _____
 - c. ☐ Business _____
 - d. ☐ Place of Employment _____
 - e. ☐ Other location (describe) _____

5. ☐ Respondent is ordered not to sexually assault, stalk, contact, harass, threaten, intimidate, or in any way interfere with any of the people protected by this Order. Respondent is ordered not to ask, direct, or hire anyone else to do these things to any of the people protected by this Order.
In addition to the Petitioner, the people protected by this Order are:

6. ☐ Respondent is ordered not to surveil (spy on or watch) Petitioner. Respondent is ordered not to ask, direct, or hire anyone else to surveil (spy on or watch) Petitioner. This restriction includes using cameras, GPS, or any other electronic system to watch the Petitioner or monitor the Petitioner's movements. This restriction also includes monitoring the Petitioner's internet or cell phone activities.
7. ☐ Respondent is ordered not to use or possess firearms or ammunition.
- The Court includes this restriction because it finds that the Respondent is an intimate partner of the Petitioner under 18 USC § 921(a)(32). Specifically:
- ☐ Respondent and Petitioner are or used to be married.
 - ☐ Respondent and Petitioner currently cohabit or used to cohabit.

- ☐ Respondent and Petitioner have one or more children together.
- ☐ Respondent and Petitioner are or used to be in a dating relationship.

8. ☐ Other requirements: _____

The Court Orders the Parties to Take Notice of the Following:

Certain provisions of the Federal Violent Crime Control and Law Enforcement Act of 1994 make it unlawful for persons subject to applicable protection orders to possess, ship, use, or transfer any firearms or ammunition. Gun Control Act, 18 U.S.C. Section 922(g)(8).

This Order shall be filed with the clerk of court and a copy shall be sent by the clerk to the county sheriff who shall, after service, notify the local law enforcement agency within the county in which the Petitioner resides. The Order shall be personally served upon the Respondent, unless the Respondent or the Respondent's attorney was present in person or by remote means when the Order was granted.

This Order applies to the Respondent immediately upon service and shall remain in full force and effect until the expiration date of the Order or until it is modified or terminated by this Court.

Interstate violation of this order may subject the Respondent to federal criminal penalties. 18 U.S.C. §§ 2261, 2261 (A) and 2262.

This protection order is enforceable in all fifty states, the District of Columbia, tribal lands and U.S. territories, and is issued to prevent violent or threatening acts by the Respondent against the Petitioner. 18 U.S.C. § 2265.

It is a crime to use a telephone or other telecommunications device to annoy, abuse, harass, or threaten another person at the called number. 47 U.S.C. § 223 (a)(1)(C), W.S. 6-6-103.

If the Respondent named on this Order is incarcerated or imprisoned, for any reason, while the Order is in effect, the effective time of the Order will toll. The Order will be in effect longer based on the date when the Respondent is released. W.S. 7-3-510(b)(ii). The parties are encouraged to file a Notice of Incarceration or Imprisonment to notify the Court of the jail/prison time and receive an Order stating the new expiration date.

The Order of Protection remains in effect and must be followed during an appeal or review. The only exception is if the Court issues a stay to put the Order on hold while the appeal or review is ongoing.

W.S. 7-3-510(e): “An order of protection granted under W.S. 7-3-506 through 7-3-512 shall remain effective during the pendency of any appeal or review of the order of protection or any decision to modify or extend the order of protection, unless a court orders a stay during the pendency of the appeal or review.”

WARNING TO RESPONDENT: The Petitioner cannot give you legal permission to violate this order. If you go near the Petitioner or other protected persons, even with their consent, you may be arrested. You act at your own risk if you disregard this WARNING. If you want to modify or dismiss the order you must ask the Court. Only the Court can change this Order.

Willful violation of any provision of this Order of Protection constitutes a crime as defined by W.S. 7-3-510(c) and can result in immediate arrest. A violation of this Order of Protection that constitutes the offense of stalking as defined by W.S. 6-2-506(b), may subject the Respondent to enhanced penalties for felony stalking under W.S. 6-2- 506(e).

DATED this _____ day of _____, 20 _____.

BY THE COURT

JUDGE OR MAGISTRATE

Case Number _____

ACCEPTANCE OF SERVICE

I, _____, Respondent in this action, voluntarily accept service of this Order of Protection, and acknowledge that I have received a true copy thereof this _____ day of _____, 20 ____.

RESPONDENT