

Having considered the Petition and Affidavit presented by the Petitioner, this **Court FINDS:**

- A. That jurisdiction and venue are properly before this Court;
- B. That the above-named Petitioner is eligible for a protection order pursuant to SDCL Ch. 25-10;
- C. That the Petitioner has alleged that the Respondent has committed one or more acts of domestic abuse as defined by law; and
- D. That the Petitioner alleges that he/she will suffer immediate and irreparable injury, loss, or damage before the Respondent or the Respondent's attorney can be heard in opposition.

ADDITIONAL ORDERS:

- 1) That the Respondent is excluded from the Petitioner's residence listed in 2C.
- 2) That the Respondent shall not come within a distance of _____ from the following persons and places:
 - A. The Petitioner personally
 - B. The following minor children named as other protected persons:

| Name | Date of birth | Relationship |
|-------|---------------|--------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
 - C. The Petitioner's residence(street/apt) _____
(city) _____, (state) _____ (zip) _____ - _____
 - D. The Petitioner's place of employment (street) _____
(city) _____, (state) _____ (zip) _____ - _____
 - E. Other places (street/apt) _____
(city) _____, (state) _____ (zip) _____ - _____
(street/apt) _____
(city) _____, (state) _____ (zip) _____ - _____
(street/apt) _____
(city) _____, (state) _____ (zip) _____ - _____

This distance restriction applies unless otherwise specified in this order.

- 3) The Petitioner shall have temporary custody of the minor child(ren), whose names are: _____
- 4) Temporary visitation for the respondent with the minor child(ren) named above shall consist of:
 - Existing order in File # _____ Supervised at or by _____
 - Jurisdiction: South Dakota South Dakota tribe Other State _____ Other
 - Other Visitation: _____
- 5) The Respondent shall pay temporary:
 - child support in the amount of \$ _____ a month starting on _____ and continuing until further order of the Court;
*Child support shall be paid to: Division of Child Support
Kneip Building
700 Governors Drive
Pierre, SD 57501*
 - spousal support in the amount of \$ _____ a month starting on _____ and continuing until further order of the Court.
Spousal support shall be paid to the Clerk of Courts Office in the county this order was filed.

- 6) Phone calls, emails, third party contact, including correspondence, direct or indirect, are not permitted, to a protected person, except as follows: _____
- 7) Respondent is ordered to immediately turn over all weapons and ammunition to local sheriff.
- 8) Other relief as follows: _____

WARNING TO RESPONDENT: You can be arrested for violating this protection order even if any person protected by the order initiates the contact or invites you to violate the order's prohibitions. Only the court can change the order; the protected person cannot waive any of its provisions. You may also be held in contempt for ignoring the terms of this protection order.

AND IT IS FURTHER ORDERED THAT: the Petitioner shall, immediately upon the granting of this modified Order, deliver two copies of this Order and two copies of the Motion to Modify to the sheriff of this county. One copy of each shall be personally served by the sheriff upon the Respondent.

DATED ____/____/____.

Service of this order is authorized on any day including Sunday.

Judge

Attest: _____, Clerk of Courts

By: _____, Deputy

**NOTICE OF ENTRY OF ORDER AND
ACKNOWLEDGMENT OF PERSONAL SERVICE**

I acknowledge receipt of a copy of this Temporary Order of Protection.

| | | | |
|------------|------|------------|------|
| Petitioner | Date | Respondent | Date |
|------------|------|------------|------|

UNDER A PERMANENT PROTECTION ORDER: You may be subject to the following federal laws: (1) Effective immediately, you may not possess, carry, ship or transport any firearm or ammunition that has been transported in interstate or foreign commerce while this Protection Order is in effect. Title 18 United States Code Section 922(g)(8). (2) If you violate this Protection Order and are convicted of an offense of domestic violence, you may be forbidden for life from possessing, carrying, shipping or transporting, any firearm or ammunition that has been transported in interstate or foreign commerce. Title 18 United States Code Section 922(g)(9). Violation of these federal laws carries a maximum penalty of ten years in prison, a \$250,000 fine, or both.