

DV-130**Restraining Order After Hearing
(Order of Protection)**

1 Protected person's name:
George Peterson

(first) (middle) (last)

Protected person's address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead):

City: _____ State: _____ Zip: _____
 Telephone number (optional): _____

Lawyer (if any): (Name, address, telephone number, and State Bar number): Callahan & Blaine Lee Burrows SBN 170448
3 Hutton Centre Dr, 9th Floor Santa Ana, Ca 92707

2 List the full names of all family or household members protected by this order: Lauri Peterson (Waring), Ashley Zarin and Sophie Waring

3 Restrained person's name:
Gina Peterson

(first) (middle) (last)

Description of that person: Sex: M F Height: 5-6 Weight: 112 Race: White
 Hair Color: Brown Eye Color: Hazel Age: 44 Date of Birth: 3-9-64
 Relationship to protected person: _____

4 The court orders are on pages 2 and 3 and attachment pages (if any).
 The hearing was on (date): 3/30/08 with (name of judicial officer): JUDGE NANCY A. POLLARD

The orders end on (date): 3/30/13 at (time): _____

- If no end date is written, the restraining order ends 3 years after the date of the hearing.
- If no time is written, the restraining order ends at midnight on the end date.
- Note: Custody, visitation, child support, and spousal support orders have different end dates. Custody, visitation, and child support orders usually end when the child is 18.

5 The people in 1 and 3 must return to court/department L64 on (date): 7/17/08
 at (time): 8:30 a.m. a.m. p.m. to review (specify issues): visitation

Clerk stamps date here when form is filed

FILED
 SUPERIOR COURT OF CALIFORNIA
 COUNTY OF ORANGE
 CLERK CENTER
 MAR 20 2008
 ALAN SLATER, Clerk of the Court
 BY A. GIBSON

Fill in court name and street address:

Superior Court of California, County of Orange
 341 The City Drive
 P.O. Box 14170
 Orange, Ca 92863-1570

Fill in case number:

Case Number:
02D007905

Certificate of Compliance With VAWA

This protective order meets all Full Faith and Credit requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA). This court has jurisdiction over the parties and the subject matter; the restrained person has been afforded reasonable notice and an opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

This is a Court Order.

Your name: George Peterson

Case Number:

020007905

What orders do you want? Check the boxes that apply to your case.

19 More Time for Notice

I need extra time to notify the person in **2** about these papers. Because of the facts explained on this form, I want the papers served up to _____ days before the date of the hearing. For help, read Form DV-210-INFO.

If necessary, add additional facts: _____

20 Other Orders

What other orders are you asking for? I request that the court order all depositions in the custody dispute to be held at this courthouse where attendees must be screened by a metal detector and that Gina Peterson not appear

Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 20—Other Orders" by your statement.

21 Guns or Other Firearms

I believe the person in **2** owns or possesses guns or firearms. Yes No I don't know

If the judge approves the order, the person in **1** will be required to sell to a gun dealer or turn in to police any guns or firearms that he or she owns or possesses.

22 Describe the most recent abuse.

a. Date of most recent abuse: April 2007

b. Who was there? Gina Peterson and George Peterson

c. What did the person in **2** do or say that made you afraid?

Gina stated that she wishes I were dead, she wishes she could kill me, wishes I had a heart attack, and that if she had a gun, she would shoot me. (Please see attached Memorandum of Points and Authorities and my declaration incorporated herein by reference.)

d. Describe any use or threatened use of guns or other weapons: Gina stated that if she had a gun, she would shoot me. (Please see attached Memorandum of Points and Authorities and my declaration incorporated herein by reference.)

e. Describe any injuries: Gina's death threats and past violent behavior cause me to fear for my life and the lives and safety of Lauri Waring and her daughters. Gina's actions also have hurt me emotionally.

f. Did the police come? No Yes

If yes, did they give you an Emergency Protective Order? Yes No I don't know

Attach a copy if you have one.

Check here if you need more space. Use Form MC-020 and write "DV-100, Item 23—Recent Abuse" by your statement.

Check here if the person in **2** has abused you (or your children) other times. Use Form DV-101 or Form MC-020 to describe any previous abuse.

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: May 11, 2007

George Peterson
Type or print your name


Sign your name

This is not a Court Order

Request for Order
(Domestic Violence Prevention)

SHORT TITLE: Peterson v. Peterson

CASE NUMBER: 020007905

DY-100, Item 4b

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Child's Name: Bria Peterson Date of Birth: 9/23/96

T M Z

(Required for verified pleading) The items on this page stated on information and belief (specify item numbers, not line numbers):

This page may be used with any Judicial Council form or any other paper filed with this court. Page _____

DV-100

Request for Order

1 Your name (person asking for protection):
George Peterson
Your address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead):

City: _____ State: _____ Zip: _____

Your telephone number (optional): _____

Your lawyer (if you have one): (Name, address, telephone number, and State Bar number):

Callahan & Blaine, APLC
Lee E. Burrows (SBN 170448)
3 Hutton Centre Drive, 9th Floor, Santa Ana, CA 92707
(714)241-4444

2 Name of person you want protection from:
Gina Peterson
Description of that person: Sex: M F Height: 5'06
Weight: 112 Race: White Hair Color: Brown
Eye Color: Hazel Age: 43 Date of Birth: March 9, 1964

3 Besides you, who needs protection? (Family or household members):

Full Name	Age	Lives with you?	How are they related to you?
<u>Lauri Waring</u>	<u>45</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Fiance</u>
<u>Sophie Waring</u>	<u>8</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Fiance's daughter</u>
<u>Ashley Zarlin</u>	<u>21</u>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<u>Fiance's daughter</u>
_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 3—Protected People" by your statement. NOTE: In any item that asks for Form MC-020, you can use an 8 1/2 x 11-inch sheet of paper instead.

4 What is your relationship to the person in 2? (Check all that apply):

- a. We are now married or registered domestic partners.
- b. We used to be married or registered domestic partners.
- c. We live together.
- d. We used to live together.
- e. We are relatives, in-laws, or related by adoption (specify relationship): _____
- f. We are dating or used to date.
- g. We are engaged to be married or were engaged to be married.
- h. We are the parents together of a child or children under 18:
Child's Name: McKenzie Peterson Date of Birth: 5/22/89
Child's Name: Slayte Peterson Date of Birth: 5/12/91
Child's Name: Danyka Peterson Date of Birth: 6/23/91

Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 4h" by your statement.
i. We have signed a Voluntary Declaration of Paternity for our child or children. (Attach a copy if you have one.)

Clerk stamps date here when form is filed.
FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
LAMOREAUX JUSTICE CENTER
MAY 14 2007
ALAN SLATER, Clerk of the Court
[Signature]
BY J. HANSON

Fill in court name and street address:
Superior Court of California, County of Orange
Lamoreaux Justice Center
341 The City Drive
Orange, CA 92868-3209

Clerk file in case number when form is filed.
Case Number:
0.2 D 0 0 7 9 0 5

This is not a Court Order.



Your name: George Peterson

Case Number: 020007905

5 Other Court Cases

- a. Have you and the person in ② been involved in another court case? No Yes
 If yes, where? County: Orange State: California
 What are the case numbers? (if you know): 020 007905
 What kind of case? (Check all that apply):
 Registered Domestic Partnership Divorce/Dissolution Parentage/Paternity Legal Separation
 Domestic Violence Criminal Juvenile Child Support Nullity Civil Harassment
 Other (specify): Custody Dispute
- b. Are there any domestic violence restraining/protective orders now (criminal, juvenile, family)?
 No Yes If yes, attach a copy if you have one.

What orders do you want? Check the boxes that apply to your case.

6 Personal Conduct Orders

- I ask the court to order the person in ② not to do the following things to me or any of the people listed in ③:
- a. Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, or block movements
 b. Contact (either directly or indirectly), or telephone, or send messages or mail or e-mail
- The person in ② will be ordered not to take any action to get the addresses or locations of any protected person, their family members, caretakers, or guardians unless the court finds good cause not to make the order.

7 Stay-Away Order

- I ask the court to order the person in ② to stay at least 100 yards away from: (check all that apply):
- a. Me
 b. The people listed in ③
 c. My home
 d. My job or workplace
 e. The children's school or child care
 f. My vehicle
 g. Other (specify): Lauri Waring's job and workplace and Ashley Waring's residence
- If the person listed in ② is ordered to stay away from all the places listed above, will he or she still be able to get to his or her home, school, job, or place of worship? Yes No (if no, explain): _____

8 Move-Out Order

I ask the court to order the person in ② to move out from and not return to (address): _____

I have the right to live at the above address because (explain): _____

9 Child Custody, Visitation, and Child Support

I ask the court to order child custody, visitation, and/or child support. You must fill out and attach Form DV-105.

10 Spousal Support

You can make this request only if you are married to, or are a registered domestic partner of, the person in ② and no spousal support order exists. To ask for spousal support, you must fill out, file, and serve Form FL-160 before your hearing.

This is not a Court Order.



Your name: George Peterson

Case Number:

020007905

What orders do you want? Check the boxes that apply to your case.

11 **Record Unlawful Communications**

I ask for the right to record communications made to me by the person in **3** that violate the judge's orders.

12 **Property Control**

I ask the court to give only me temporary use, possession, and control of the property listed here:

13 **Debt Payment**

I ask the court to order the person in **3** to make these payments while the order is in effect:

Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 13—Debt Payment" by your statement.

Pay to: _____	For: _____	Amount: \$ _____	Due date: _____
Pay to: _____	For: _____	Amount: \$ _____	Due date: _____
Pay to: _____	For: _____	Amount: \$ _____	Due date: _____

14 **Property Restraint**

I am married to or have a registered domestic partnership with the person in **3**. I ask the judge to order that the person in **3** not borrow against, sell, hide, or get rid of or destroy any possessions or property, except in the usual course of business or for necessities of life. I also ask the judge to order the person in **3** to notify me of any new or big expenses and to explain them to the court.

15 **Attorney Fees and Costs**

I ask that the person in **3** pay some or all of my attorney fees and costs. You must complete and file Form FL-150, Income and Expense Declaration.

16 **Payments for Costs and Services**

I ask that the person in **3** pay the following:

You can ask for lost earnings or your costs for services caused directly by the person in **3** (damaged property, medical care, counseling, temporary housing, etc.). You must bring proof of these expenses to your hearing.

Pay to: _____	For: _____	Amount: \$ _____
Pay to: _____	For: _____	Amount: \$ _____
Pay to: _____	For: _____	Amount: \$ _____

17 **Batterer Intervention Program**

I ask the court to order the person listed in **3** to go to a 52-week batterer intervention program and show proof of completion to the court.

18 **No Fee to Serve (Notify) Restrained Person**

If you want the sheriff or marshal to serve (notify) the restrained person about the orders for free, ask the court clerk if you need to file more forms. You may need Form CH-101/DV-290 and Form 982(a)(17).

This is not a Court Order.



Case Number: 02D007905

Your name: George Peterson

6 Personal Conduct Orders

The person in 3 must not do the following things to the protected people listed in 1 and 2:

- a. Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, or block movements
- b. Contact (either directly or indirectly), telephone, or send messages or mail or e-mail
 - Except for brief and peaceful contact as required for court-ordered visitation of children unless a criminal protective order says otherwise
- c. Take any action, directly or through others, to get the addresses or locations of any protected persons or of their family members, caretakers, or guardians. (If item c is not checked, the court has found good cause not to make this order.)

Peaceful written contact through a lawyer or through a process server or another person in order to serve legal papers is allowed and does not violate this order.

A criminal protective order on Form CR-160 is in effect. Case Number: _____

County (if known): _____ Expiration Date: _____ (If more orders, list them in item 17)

7 Stay-Away Order

The person in 3 must stay at least 100 yards away from:

- a. The person listed in 1
- b. The people listed in 2
- c. Home Job Vehicle of person in 1
- d. The children's school or child care
- e. Other (specify): exceptions 10/10
School functions

8 Move-Out Order

The person in 3 must move out immediately from (address): _____

9 Child Custody and Visitation

Child custody and visitation are pending.

10 Child Support

Child support is ordered on the attached Form DV-160 or (specify other form): _____

11 Spousal Support

Spousal support is ordered on the attached Form FL-343 or (specify other form): _____

12 No Guns or Other Firearms or Ammunition

The person in 3 cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, firearms, or ammunition.

13 Turn in or sell guns and firearms.

The person in 3:

- Must sell to a licensed gun dealer or turn in to police any guns or firearms that he or she has or controls. This must be done within 24 hours of being served with this order.
- Must bring a receipt to the court within 48 hours of being served with this order, to prove that guns and firearms have been turned in or sold.

This is a Court Order

Case Number:

02D007905

Your name: George Peterson

14 **Record Unlawful Communications**

The person in **1** has the right to record communications made by the person in **3** that violate the judge's orders.

15 **Batterer Intervention Program**

The person in **3** must go to and pay for a 52-week batterer intervention program and show written proof of completion to the court. This program must be approved by the probation department.

16 **No Fee to Notify (Serve) Restrained Person**

If the sheriff or marshal serves this order, he or she will do it for free.

17 **Other Orders**

Other orders relating to property control, debt payment, attorney fees, restitution, and/or other issues are in attached Form DV-170 or (specify other form): _____

18 **Service**

- a. The people in **1** and **3** were at the hearing or agreed in writing to this order. No other proof of service is needed.
- b. The person in **1** was at the hearing. The person in **3** was not.
- (1) Proof of service of Form DV-110 was presented to the court. The judge's orders in this form are the same as in Form DV-110 except for the end date. The person in **3** must be served. This order can be served by mail.
- (2) Proof of service of Form DV-110 was presented to the court. The judge's orders in this form are different from the orders in Form DV-110. Someone—not the people in **1** or **2**—must personally "serve" a copy of this order to the person in **3**.

19 **Attached pages are orders.**

- Number of pages attached to this 5-page form: 8
- All of the attached pages are part of this order.
- Attachments include (check all that apply):
 - DV-140 DV-145 DV-150 DV-160 DV-170 FL-343
 - Other (specify): _____

Date: 3/20/08



Judge (or Judicial Officer)
JUDGE NANCY A. POLLARD

This is a Court Order.

Revised July 1, 2007

Restraining Order After Hearing (CLETS—OAH)
(Order of Protection)
(Domestic Violence Prevention)

DV-130, Page 3 of 5

Your name: George Peterson

Case Number:

02D007905

Instructions for Law Enforcement

20 Start Date and End Date of Orders

The orders *start* on the earlier of the following dates:

- The hearing date on page 1 *or*
- The date next to the judge's signature on page 3.

The orders *end* on the end date in item 4 on page 1. If no end date is listed, they end 3 years from the hearing date.

21 Arrest Required If Order is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

22 Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Family Code, § 6383.)

Consider the restrained person "served" (noticed) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; *or*
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the Domestic Violence Restraining Orders System (DVROS). (Fam. Code, § 6381(b)(c).)

23 If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

24 Child Custody and Visitation

- The custody and visitation orders are on Form DV-140, items ③ and ④. They are sometimes also written on additional pages or referenced in DV-140 or other orders that are not part of the restraining order.
- Forms DV-100 and DV-105 are not orders. Do not enforce them.

25 Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

26 Conflicting Orders

A protective order issued in a criminal case on Form CR-160 takes precedence in enforcement over any conflicting civil court order. (Pen. Code, § 136.2(c)(2).) Any nonconflicting terms of the civil restraining order remain in full force. An emergency protective order (Form EPO-001) that is in effect between the same parties and is more restrictive than other restraining orders takes precedence over all other restraining orders. (Pen. Code, § 136.2.)

This is a Court Order.

Revised July 1, 2007

Restraining Order After Hearing (CLETS—OAH)
(Order of Protection)
(Domestic Violence Prevention)

DV-130, Page 4 of 8

Case Number:
02D007905

Your name: George Peterson

Warnings and Notices to the Restrained Person in ③

- ②7 **If you do not obey this order, you can be arrested and charged with a crime.**
 - It is a felony to take or hide a child against this order. You can go to prison and/or pay a fine.
 - If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.
 - If you do not obey this order, you can go to prison and/or pay a fine.

②8 **You cannot have guns, firearms, and/or ammunition.**



You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, firearms, and/or ammunition while the order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to a licensed gun dealer or turn in to police any guns or firearms that you have or control. The judge will ask you for proof that you did so. If you do not obey this order, you can be charged with a crime. Federal law says you cannot have guns or ammunition while the order is in effect.

(Clerk will fill out this part)

—Clerk's Certificate—

(seal)

I certify that this *Restraining Order After Hearing (Order of Protection)* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.