

IN THE CIRCUIT COURT OF THE 6th JUDICIAL CIRCUIT,  
IN AND FOR Pinellas COUNTY, FLORIDA

Case No.: 08012676 FD-025

Division: \_\_\_\_\_

CHARLEY FRANCIS HILL  
Petitioner,

and

TERRY BOLLEA  
Respondent.

FILED  
CIVIL CT REC DEPT  
2008 NOV 20 PM 4:58  
KEN BURKE  
CLERK OF CIRCUIT COURT

**PETITION FOR INJUNCTION FOR PROTECTION AGAINST REPEAT VIOLENCE**

I, *{full legal name}* CHARLEY FRANCIS HILL, being sworn, certify that the following statements are true:

**SECTION I. PETITIONER** (This section is about you. It must be completed.)

1. Petitioner currently lives at: *{address, city, state, zip code}* \_\_\_\_\_

*{if applies}*

**Petitioner seeks an injunction for protection on behalf of a minor child.**  
Petitioner is the parent or legal guardian of *{full legal name}* N/A  
a minor child who is living at home.

2. Petitioner's attorney's name, address, and telephone number is: NONE

(If you do not have an attorney, write "none.")

**SECTION II. RESPONDENT** (This section is about the person you want to be protected from. It must be completed.)

1. Respondent currently lives at: *{address, city, state, and zip code}* \_\_\_\_\_

Respondent's Driver's License number is: *{if known}* UNKNOWN

2. Petitioner has known Respondent since: *{date}* 6 months / JUNE 2008

3. Respondent's last known place of employment: NONE

Employment address: \_\_\_\_\_  
Working hours: \_\_\_\_\_

4. Physical description of Respondent:  
 Race: WHITE Sex: Male  Female  Date of Birth: AUGUST, 11 1953  
 Height: 6'7" Weight: 300 Eye Color: GREEN Hair Color: WHITE  
 Distinguishing marks and/or scars: TATTOO ON EACH HAND "Grateful" & "Aware"  
 Vehicle: (make/model) Dodge CHARGER Color: YELLOW Tag Number: NONE
5. Other names Respondent goes by (aliases or nicknames): HULK HOGAN
6. Respondent's attorney's name, address, and telephone number is: DAVID HOUSTON, [REDACTED]  
 (If you do not know whether Respondent has an attorney, write "unknown." If Respondent does not have an attorney, write "none.")

**SECTION III. CASE HISTORY AND REASON FOR SEEKING PETITION** (This section must be completed.)

1. Has Petitioner ever received or tried to get an injunction for protection against domestic violence, repeat violence, dating violence, or sexual violence against Respondent in this or any other court?  
 Yes  No If yes, what happened in that case? *{include case number, if known}*  
 \_\_\_\_\_  
 \_\_\_\_\_
2. Has Respondent ever received or tried to get an injunction for protection against domestic violence, repeat violence, dating violence, or sexual violence against Petitioner in this or any other court?  
 Yes  No If yes, what happened in that case? *{include case number, if known}*  
 \_\_\_\_\_  
 \_\_\_\_\_
3. Describe any other court case that is either going on now or that happened in the past between Petitioner and Respondent *{include case number, if known}*:  
NONE  
 \_\_\_\_\_  
 \_\_\_\_\_
4. Respondent has directed at least two incidents of "violence," meaning assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnaping, or false imprisonment, or any criminal offense resulting in physical injury or death against Petitioner or a member of Petitioner's immediate family. One of these two incidents of "violence" has occurred within 6 months of the date of filing of this petition. The most recent incident (including date and location) is described below.  
 On (date) Nov. 11th, 2008, 10:30pm at (location) WEST ON TURNER,  
 Respondent PETITIONER WAS BEING DANGEROUSLY FOLLOWED BY RESPONDENT, WHEN PETITIONER CAME TO LIGHT

At Chestnut and Oak, Respondent pulled up next to him and stared at him.

Check here if you are attaching additional pages to continue these facts.

5. Other prior incidents (including dates and location) are described below:

On {date} Nov. 12th, 2008, at {location} Beach  
Respondent ~~PETITIONER~~ WAS FOLLOWED BY RESPONDENT FROM BEACH TO PETITIONER'S HOUSE, RESPONDENT WAS TAILGATING & INTIMIDATING PETITIONER

Check here if you are attaching additional pages to continue these facts.

6. Petitioner genuinely fears repeat violence by Respondent. Explain:

Petitioner fears Respondent, who is currently in the middle of divorce proceedings from Petitioner's girlfriend. PETITIONER FEARS RESPONDENT WILL ATTEMPT TO KILL OR INJURE HIM, SINCE PETITIONER IS DATING RESPONDENT'S ESTRANGED WIFE LINDA POLLA. THE DIVORCE BETWEEN RESPONDENT AND PETITIONER'S GIRLFRIEND IS NOT YET FINAL.

7. Additional Information

[ all that apply]

- a. Respondent owns, has, and/or is known to have guns or other weapons.  
Describe weapon(s): Yes. HAND GUN, FIRE ARM CHARGES, NEW JERSEY, 1979
- b. This or prior acts of repeat violence have been previously reported to: {person or agency}  
FIRE ARMS CHARGES, 1979, NEW JERSEY

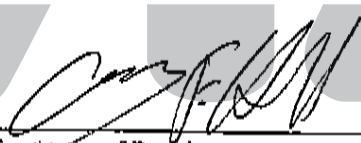
**SECTION IV. INJUNCTION** (This section must be completed.)

1. Petitioner asks the Court to enter an injunction prohibiting Respondent from committing any acts of violence against Petitioner and:
- a. prohibiting Respondent from going to or within 500 feet of any place Petitioner lives;
  - b. prohibiting Respondent from going to or within 500 feet of Petitioner's place(s) of employment or the school that Petitioner attends; the address of Petitioner's place(s) of employment and/or school is: CAPTAINS School ST. PETERS BERG ANCHOR POOL SERVICE, INC. SWIMMING POOL TECH
  - c. prohibiting Respondent from contacting Petitioner by telephone, mail, by e-mail, in writing, through another person, or in any other manner;
  - d. ordering Respondent not to use or possess any guns or firearms;
- [ all that apply]
- e. prohibiting Respondent from going to or within 500 feet of the following place(s) Petitioner or Petitioner's immediate family must go to often: \_\_\_\_\_
  - f. prohibiting Respondent from knowingly and intentionally going to or within 100 feet of Petitioner's motor vehicle; and any other terms the Court deems necessary for the safety of Petitioner and Petitioner's immediate family.

**I UNDERSTAND THAT BY FILING THIS PETITION, I AM ASKING THE COURT TO HOLD A HEARING ON THIS PETITION, THAT BOTH THE RESPONDENT AND I WILL BE NOTIFIED OF THE HEARING, AND THAT I MUST APPEAR AT THE HEARING.**

**I UNDERSTAND THAT I AM SWEARING OR AFFIRMING UNDER OATH TO THE TRUTHFULNESS OF THE CLAIMS MADE IN THIS PETITION AND THAT THE PUNISHMENT FOR KNOWINGLY MAKING A FALSE STATEMENT INCLUDES FINES AND/OR IMPRISONMENT.**

Dated: 11/20/08

  
 Signature of Petitioner: \_\_\_\_\_  
 Printed Name: Charles F. Hill  
 Address: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_  
 Telephone Number: \_\_\_\_\_  
 Fax Number: \_\_\_\_\_

STATE OF FLORIDA  
 COUNTY OF Pinellas

Sworn to or affirmed and signed before me on NOV 20 2008 by Charles Francis Hill

Anique Hermon  
~~NOTARY PUBLIC~~ or DEPUTY CLERK

/s/ ANIQUE HERMON

[Print, type, or stamp commissioned name of notary or clerk.]

Personally known

Produced identification

Type of identification produced FDI/EXP 9/10





# KEN BURKE, PINELAS COUNTY CLERK OF THE CIRCUIT COURT

Today's Date: 11/20/08 Case Number: [REDACTED]

DOMESTIC or  REPEAT VIOLENCE INFORMATION SHEET

Please check off the type being filed.

**Please read:** This is an information sheet to assist the Clerk in preparing your Petition for Injunction for Protection Against Domestic or Repeat Violence. You are the *Petitioner*; the individual against whom you are filing is the *Respondent*. Please fill in *all* information below completely and to the best of your knowledge. Please be advised that the penalties and fines for knowingly making false statements on a petition are as follows:

Perjury (Making False Statements): A criminal offense; guilty of a Misdemeanor of the 2<sup>nd</sup> Degree.

Penalties and Fines for Perjury:

- F.S. 775.082(4)(b): For a Misdemeanor of the 2<sup>nd</sup> Degree, a definite term of imprisonment not exceeding 60 days.
- F.S. 775.083(1)(e): \$500.00 fine.

**NOTE:** If the Respondent *does not* know your address, you may request a **confidential filing** of your address. Write "Confidential" on the lines below where your contact information is requested.

Petitioner's Name: Charles Francis Hill Mr.

Complete Address: [REDACTED] Ave. [REDACTED] City, State, Zip Code

Telephone: [REDACTED] Date of Birth: \_\_\_\_\_

Respondent's Name: Terry Gene Bolles Mr.

Complete Address: [REDACTED] City, State, Zip Code

Respondent's Place of Employment: \_\_\_\_\_

Place of Employment Address: \_\_\_\_\_ Street City, State, Zip Code

Date of Birth: \_\_\_\_\_

Is either party a member of the armed forces (active, reserve or guard)?  Yes  No

If yes, indicate which party is a member of the armed forces:  Petitioner  Respondent

- 1) Is the person you are seeking protection from your: N/A
- Spouse or  Former Spouse or  Boyfriend
- Related by Marriage or  Blood Relation or  Girlfriend

2) If question 1 does not apply, please state how you have come into contact with the person you are requesting an Injunction for Protection (Restraining Order) against.

~~the~~ Petitioner is dating Respondent's ~~estranged~~ wife.

no civil  
no criminal

FILED  
 CIVIL CT REC DEPT  
 2:08 NOV 20 PM '08  
 KEN BURKE  
 CLERK OF CIRCUIT COURT



IN THE CIRCUIT COURT IN AND FOR PINELLAS COUNTY, FLORIDA  
CIRCUIT CIVIL NO. 08-012676FD-25

WCH: 522008 DR 012676 XXPDF

CHARLEY FRANCIS HILL,

Petitioner,

vs.

TERRY BOLLEA,

Respondent.

KEVIN BURKE  
CLERK OF CIRCUIT COURT

2008 NOV 20 PM 5:09

FILED  
CIR. CT REC DEPT

**ORDER ON EX PARTE PETITION FOR REPEAT VIOLENCE INJUNCTION**

Having considered the verified Petition for Injunction, the Court finds:

1. Pursuant to Florida Statute 784.046 an injunction may be issued only if the sworn petition alleges the incidents of **repeat violence** and includes the specific facts.

2. Violence is defined by the statute as assault, battery, sexual battery or stalking and repeat violence is defined as **two separate incidents** of the above criminal acts, one of which must have occurred within six months of the filing of the Petition which is directed against the Petitioner or Petitioner's immediate family. Florida Statute 784.046(1)(b) *Delopa v. Cohen*, 873 So.2d 530.

3. Reasonable cause to believe one is about to become a victim is not sufficient under the Repeat Violence law. Trespassing (F.S. 810.08), Criminal Mischief (F.S. 806.13), Threats (F.S. 836), Tampering with a Witness (F.S. 914.22) and Harassing Phone Calls (F.S. 365.16) are criminal offenses which should be reported to law enforcement but which do not support the issuance of an injunction under 784.046. See *Johnson v. Brooks*, 567 So.2d 34 (1st DCA 1990).

4. Similarly, the civil court is without jurisdiction to enjoin an illegal act merely because it is illegal. See *Steintink v. Kadish*, 638 So2d 79 (3rd DCA 1993).

5. The Petitioner is free to serve on Respondent all appropriate trespass warnings available by Statute. Therefore, it is

**ORDERED AND ADJUDGED** that the Petition for injunction is denied without prejudice to the Petitioner who is given leave to amend the petition by filing additional detailed facts under oath which are legally sufficient for entry of an injunction without notice or to proceed under Rule 1.610, Florida Rules of Civil Procedure.

ORDERED at Clearwater, Florida, this 20<sup>th</sup> day of November 2008.

  
MICHAEL F. ANDREWS  
Circuit Court Judge

Copies Furnished to:

Petitioner

**TMZ**