

IN THE CIRCUIT COURT FOR
..... COUNTY, FLORIDA

Case No.

.....,
Petitioner,

and

.....,
Respondent.

PETITION FOR INJUNCTION FOR PROTECTION AGAINST DOMESTIC VIOLENCE

BEFORE ME, the undersigned authority, personally appeared petitioner,(name)....., who has been sworn and says that the following statements are true:

1. Petitioner resides at:(address*).....

***(DO NOT ENTER IF RESIDENCE OR PHONE IS TO BE KEPT CONFIDENTIAL FOR SAFETY; INSTEAD NOTIFY CLERK OF COURT WHEN FILING THIS PAPER)**

2. Respondent resides at:(address).....

3. Petitioner is paying the filing fee and sheriff's (or other authorized law enforcement agency's) service fees.

OR

Petitioner does not have enough money to pay filing fees or service fees and files this and a financial affidavit asking thathe/she..... not have to pay the fees necessary to process the petition and serve the injunction, as well as any motions or orders needed to enforce the injunction, subject to later order(s) of the court about the payment of these fees.

4. Respondent's last known place of employment:
Working hours:

5. Physical description of respondent:

Race: Sex:

Date of birth:

Height: Weight:

Eye color: Hair:

Distinguishingmarks/scars:

Vehicle: (make/model) Color: Tag:

6. Aliases of respondent:
Nickname:

7. Respondent is the spouse of petitioner, the former spouse of the petitioner, any other person related by blood or marriage to petitioner, a person who is or was residing within a single dwelling unit with petitioner, as if a family, or a person with whom petitioner has a child in common, even if petitioner and respondent never were married or residing together, as if a family.

8. The following describes any other court case, including a dissolution of marriage or paternity action, currently pending between petitioner and respondent:

9. The following describes any previous or pending attempts to get an injunction for protection against domestic violence by petitioner against respondent in this or any other court, and what happened in that case:

10. Respondenthas/has not.... made attempts to obtain a domestic violence injunction against petitioner. [insert case number if applicable]

11. Petitioner has suffered or has reasonable cause to fear domestic violence at the hands of respondent because [briefly describe the latest incident of violence or threat of violence].

12. Additional information:

a. Other instances of domestic violence as described on attached sheet.

b. Respondent owns, possesses and/or is known to possess weapons:
 Yes No

If yes, what type of weapons:

c. Respondenthas/does not have..... a drug and/or alcohol problem.

d. Respondenthas/does not have..... a history of mental health problems;has/has not.... been the subject of a Baker Act proceeding;takes/does not take..... medication for mental health problems.

e. Petitioner has known respondent since(date).....

f. Petitioner's attorney's name, address, and telephone number are:
.....(name).....

.....(address and telephone number).....

- ___ g. Respondent's attorney's name, address, and telephone number are:
 (name).....
 (address and telephone number).....

13. Petitioner claims the following about the home that petitioner and respondent share or that petitioner left because of domestic violence:

- ___ a. Petitioner needs the exclusive use and possession of the home that the parties share at the following address:

- ___ b. Petitioner is unable to obtain safe alternative housing because:

- ___ c. The home is owned or leased by petitioner and respondent jointly.
- ___ The home is solely owned or leased by petitioner.
- ___ The home is solely owned or leased by respondent.

- ___ d. If removed from the home, respondent has the money to get other housing or may live without money at(address).....

SECTIONS 14-19 MUST BE ANSWERED IF PETITIONER IS SEEKING CUSTODY OF ANY MINOR CHILD

14. _____ Petitioner is the natural parent, adoptive parent, or guardian by court order of the minorchild/children..... whosename/names..... andage/ages.....is/are..... as listed below. The name, place of birth, birth date, and sex of each child, the present address*, periods of residence, and places where each child has lived within the past five years, and the name, present address, and relationship to the child of each person with whom the child has lived during that time are:

OR ATTACH A UNIFORM CHILD CUSTODY JURISDICTION ACT (UCCJA) AFFIDAVIT,

NAME	PLACE OF BIRTH	BIRTHDATE	SEX
.....
.....
.....
.....

Period of Residence* ofChild/Children.....	Person Child Lived With (name and address)	Relationship
..... to present
..... to
..... to
..... to

***(DO NOT ENTER IF RESIDENCE IS WITH PETITIONER AND RESIDENCE OR PHONE IS TO BE KEPT CONFIDENTIAL FOR SAFETY; INSTEAD NOTIFY CLERK OF COURT WHEN FILING THIS PAPER)**

CURRENT SCHOOL OR DAY CARE OFCHILD/CHILDREN.....
Address:

15. I HAVE NOT been a party, or witness, or been involved in any other lawsuit or custody proceeding, in this or any other state, about custody of thechild/children..... involved in this court case.

OR

I HAVE been a party or witness, or involved in another lawsuit or custody proceeding, in this or some other state, about custody of thechild/children..... involved in this court case as follows:

- a. Name of each child:
- b. Type of proceeding:
- c. Court and state:
- d. Date of court order or judgment (if any):
- e. Case number:

INSTRUCTIONS:

16. I HAVE NO INFORMATION about any custody proceeding that is going on in a court of this or any other state about thechild/children..... involved in this court case, other than what I listed in my answer to question 15 above.

OR

I HAVE THE FOLLOWING INFORMATION about a custody proceeding in a court of this or some other state about thechild/children..... involved in this court case, other than what I listed in my answer to question 15 above:

- a. Name of each child:
- b. Type of proceeding:
- c. Court and state:
- d. Date of court order or judgment (if any)
- e. Case number:

17. I DO NOT KNOW OF ANY PERSON not a party to this court case who has physical custody or claims to have custody or visitation rights with any child involved in this court case.

OR

I KNOW THAT THE FOLLOWING NAMEDPERSON/PERSONS..... not a party to this court case has physical custody or claims to have custody or visitation rights to thechild/children..... involved in this court case listed below:

Name of each child:

Name of each person who claims custody/visitation rights:

Address:

- a. ___ Has physical custody
- b. ___ Claims custody rights
- c. ___ Claims visitation

18. Petitioner genuinely fears that respondent will abuse, remove, or hide the minorchild/children..... from petitioner because:

19. Petitioner claims that letting respondent know that petitioner is trying to get an injunction against respondent before the injunction is available to protect petitioner would put the life, health, or well being of petitionerand/or..... petitioner's immediate family in great and immediate danger.

20. Petitioner claims thathe/she..... has a need for the moneyhe/she..... is asking the court to make respondent pay and respondent has the ability to pay that money.

WHEREFORE, petitioner asks the court to give an injunction:

- ___ a. Immediately keeping respondent from doing any acts of domestic violence.
- ___ b. Giving to petitioner the temporary exclusive use and possession of the home that the parties share or keeping respondent away from the home of petitioner and any future home of petitioner.
- ___ c. Keeping respondent away from the place of employment of petitioner.
- ___ d. Giving temporary custody of,and/or..... setting up temporary visitation rights with, the minorchild/children..... of the parties.
- ___ e. Doing anything the court decides is needed to protect a victim of domestic violence, including injunctions or directives to law enforcement agencies.

(The court may consider the following only with hearing and notice to respondent.)

- ___ f. Continuing for up to one year any of the things listed in a-e above.
- ___ g. Giving temporary support for the minorchild/children..... (A financial affidavit must be completed and filed with the court and a copy sent to respondent before the hearing.)
- ___ h. Giving temporary support for petitioner. (A financial affidavit must be completed and filed with the court and a copy sent to respondent before the hearing.)

___ i. Directing respondent to attend a batterer's intervention program or other treatment described in section 415.601, Florida Statutes.

I understand that as petitioner I am swearing under oath to the truthfulness of the claims made in this paper and that the punishment for knowingly making a false statement includes fines and/or imprisonment.

Dated:

.....(name, typed or printed).....
.....(address and telephone number).....
.....(telefax number).....

STATE OF FLORIDA
COUNTY OF

Sworn to and subscribed before me this(date)..... by(name).....

Notary Public -- State of Florida
.....(name, typed or printed).....

Personally Known ___
OR
Produced Identification ___

Type of Identification Produced

(Seal)