

**GENERAL INSTRUCTIONS FOR THOSE ASKING FOR A PROTECTION FROM STALKING,
SEXUAL ASSAULT, OR HUMAN TRAFFICKING ORDER**

NOTICE

The protection from stalking, sexual assault, or human trafficking process is designed to provide quick and immediate protection. However, the process may require time, expertise, or more than one hearing. If you have questions, you should ask for help from an attorney or victim services advocate. The Kansas Crisis Hotline (1-888-363-2287) or Kansas Legal Services (1-800-723-6953) may be able to help you find an attorney. The Wyandotte County Victim Services Advocate is located on the 1st floor of the Wyandotte County Courthouse. You can reach them at (913) 573-5153 or (913) 573-5616.

These are basic forms and they do not cover every situation. The Clerk of the District Court cannot help you with these forms. The clerk cannot give legal advice to you or tell you about your rights or responsibilities. The clerk can only provide very limited information about the protection order process. You can find more information about protection from abuse at www.kcsdv.org and <https://www.kansaslegalservices.org/node/2036/pfa-tips-tricks-part-1-preparing-your-pfapfs>.

1. You may ask for a protection from stalking, sexual assault, or human trafficking order:

- a. For yourself.
- b. For your minor child.
- c. For a minor child who resides with you.
- d. For a minor child for whom you are the child's court-appointed legal custodian or legal guardian.

You may ask a county or district attorney or the attorney general to file for a protection order for a child who is a human trafficking victim.

2. Stalking, sexual assault, or human trafficking must have occurred against each person for whom protection is sought.

“Stalking” is an intentional harassment of another person that places the other person in reasonable fear for that person’s safety.

“Sexual assault” is (1) a nonconsensual sexual act; or (2) an attempted sexual act against another by force, threat of force, duress or when the person is incapable of giving consent.

“Harassment” is a knowing and intentional course of conduct directed at a specific person that seriously alarms, annoys, torments or terrorizes the person and that serves no legitimate purpose.

“Course of conduct” is conduct consisting of two or more separate acts over a period of time, however short, that show a continuity of purpose which would cause a reasonable person to suffer substantial emotional distress.

“Human trafficking” is any act that would constitute human trafficking or aggravated human trafficking, as defined by K.S.A. 21-5426, or commercial sexual exploitation of a child, as defined by K.S.A. 21-6422, or an act that, if committed by an adult, would constitute selling sexual relations, as defined by K.S.A. 21-6419.

“Human trafficking victim” is a person who has been subject to an act that would constitute human trafficking or aggravated human trafficking, as defined by K.S.A. 21- 5426, or commercial sexual exploitation of a child, as defined by K.S.A. 21-6422, or has committed an act that, if committed by an adult, would constitute selling sexual relations, as defined by K.S.A. 21-6419.

3. You may file a Petition for Protection from Stalking, Sexual Assault, or Human Trafficking Order in any district court. In addition, you must complete the Protection from Stalking, Sexual Assault, or Human Trafficking Confidential Information Form and include it with your petition.
4. You must notify the defendant by personal service that you have filed a Petition for a Protection from Stalking, Sexual Assault, or Human Trafficking Order. To obtain personal service, you must fill out a Request for Service form, asking that the sheriff deliver the Petition for Protection from Stalking, Sexual Assault, or Human Trafficking to the defendant.
5. If the defendant is a minor, you must complete the Minor Defendant Addendum. Petitions, motions and temporary protection from stalking, sexual assault, or human trafficking orders filed against a minor defendant must be served by serving the minor and:
 - a. The minor’s guardian or conservator, if any; or,
 - b. The minor's father or mother; or,
 - c. A person having the minor's care or control; or,
 - d. A person with whom the minor resides.

If service cannot be made upon any of these people, then service may be obtained as provided by order of the judge.

6. You should be available to testify at future hearings as set by the judge. If you fail to appear, the case may be dismissed. You are the one asking for the protective order, and you must convince your judge of what you claimed to be true. You may bring other evidence and call additional witnesses in support of your claim.
7. Your final protection order will expire after one year or on the date stated in the order unless you ask for an extension from the court before the order expires.

Extension for One Year To ask for a one-year extension, you can use the form titled “Motion to Extend Final Protection from Stalking, Sexual Assault, or Human Trafficking Order for One Additional Year.” You must file the motion with the clerk of the district court and mail a copy of the motion to the defendant. You must file your motion to extend the order before your order ends.

It is a good idea to file the motion at least a month before your order ends because this process can take several weeks.

Extension for two or more years If the defendant has violated a protection order or been convicted of a person felony against you or a member of your household, you may ask the court to extend the protection order for two years or longer. You can use the form titled “Motion to Extend Final Protection from Stalking, Sexual Assault, or Human Trafficking Order for Two Additional Years or Up to Life.” The motion asking to extend an order for two years or longer must be filed with the clerk of the district court and then personally served on the defendant. The court must hold a hearing where the defendant may appear, present evidence, and question witnesses. You must file your motion to extend the order before your order ends. It is a good idea to file the motion at least a month before your order ends because this process can take several weeks.

8. Wireless Telephone Number(s) You may ask the court to transfer the rights to and the billing responsibility from the defendant to you for the wireless telephone numbers used by you and/or the children in your care. If the court grants your request, the court will complete an **Order Transferring Wireless Telephone Number(s)**. You must send a copy of the file stamped **Order Transferring Wireless Telephone Number(s)** and the **Confidential Information for Order Transferring Wireless Telephone Number(s)** to the wireless service provider’s agent for service of process listed with the secretary of state.

INSTRUCCIONES GENERALES PARA AQUELLOS QUE PIDEN PROTECCIÓN CONTRA ACOSO, AGRESIÓN SEXUAL O TRATA DE PERSONAS

AVISO

El proceso de protección contra el abuso está diseñado para brindar protección rápida e inmediata. Sin embargo, el proceso puede requerir tiempo, experiencia o más de una audiencia. Si tiene preguntas, debe pedir ayuda a un abogado o defensor de servicios para víctimas. La línea directa de Crisis de Kansas (1-888-363-2287) o los servicios Legales de Kansas (1-800-723-6953) pueden ayudarlo a encontrar un abogado. El defensor de Servicios de Víctimas del Condado de Wyandotte está ubicado en el primer piso de la corte del condado de Wyandotte. Puede comunicarse con ellos al (913) 573-5153 o (913) 573-5616.

Estas formas son básicas no cubren todas las situaciones. La secretaria del tribunal de Distrito no puede ayudarlo con estas formas. La secretaria no puede brindarle asesoramiento legal ni infórmale sobre sus derechos o responsabilidades. La secretaria solo puede proporcionar información muy limitada sobre el proceso de la orden de protección. Puede encontrar más información sobre la protección contra el abuso en www.kcsdv.org y <https://www.kansaslegalservices.org/node/2036/pfa-tips-tricks-part-1-preparing-your-pfapfs>.

1. Puede solicitar una orden de protección contra el acoso, la agresión sexual o trata de personas:
 - a. Para ti.
 - b. Para tu hijo menor.
 - c. Para un niño menor de edad que vive con usted.
 - d. Para un niño menor de edad para quien usted es el tutor legal designado por el tribunal o el tutor legal del niño.

Puede pedirle a el fiscal del condado o de distrito o al fiscal general que solicite una orden de protección para un niño que es víctima de trata de personas.

2. Debe haber ocurrido acoso, agresión sexual o trata de personas contra cada persona para la que busca protección.

“El acecho” es un acoso intencional de otra persona que pone a la otra persona en un temor razonable por la seguridad de esa persona.

“Agresión sexual” es (1) un acto sexual no consentido; o (2) un intento de acto sexual contra otra persona por la fuerza, coacción o cuando la persona es incapaz de dar su consentimiento.

“Acoso” es un curso de conducta consciente e intencional dirigido a una persona específica que alarma, molesta, atormenta o aterroriza seriamente a la persona y que no tiene ningún propósito legítimo.

“Curso de conducta” es una conducta que consiste en dos o más actos separados durante un período de tiempo, por breve que sea, que muestra una continuidad de propósito que causaría que una persona razonable sufriera una angustia emocional sustancial.

“La trata de personas” es cualquier acto que constituiría trata de personas o trata de personas agravada, según la definición K.S.A. 21-5426, o explotación sexual comercial de un niño, según la definición de K.S.A. 21-6422, o un acto que, so lo comete un adulto, constituiría la venta de relaciones sexuales, según la definición de K.S.A. 21-6419.

“Victima de trata de personas” es una persona que ha sido objeto de un acto que constituiría trata de personas o trata de personas agravada, según la definición de K.S.A. 21- 5426, o explotación sexual comercial de un niño, según la definición de K.S.A. 21-6422, o ha cometido un acto que, si lo comete un adulto, constituiría la venta de relaciones sexuales, según la definición de K.S.A. 21-6419.

3. Puede presentar una Petición contra el acoso, la agresión sexual o la trata de personas en cualquier tribunal de distrito. Además, debe completar la Forma de Información Confidencial de Protección contra el acoso, la agresión sexual o la trata de personas e incluirlo con su petición.
4. Debe notificar al demandado por servicio personal que ha presentado una Petición de protección de acoso, agresión sexual o trata de personas. Para obtener servicio personal, debe completar la forma de Solicitud de Servicio, solicitando que el alguacil entregue la Petición de protección de acoso, agresión sexual o trata de personas al demandado.
5. Si el demandado es menor de edad, debe completar el Apéndice del demandado menor. Las peticiones, mociones y protección temporal contra el acoso, la agresión sexual o las ordenes de trata de personas presentadas contra un menor demandado deben ser entregados al menor y:
 - a. El tutor o curador del menor, si lo hubiera; o,
 - b. El padre o la madre del menor; o,
 - c. Una persona que tiene el cuidado o el control del menor; o,
 - d. Persona con la que reside el menor.

Si no se puede realizar el servicio a ninguna de estas personas, entonces se puede obtener el servicio según los disponga el juez.

6. Debe estar disponible para testificar en futuras audiencias según los establezca el juez. Si no se presenta, el caso puede ser desechado. Usted es quien solicita la orden de protección y debe convencer a su juez de lo que afirmo ser cierto. Puede traer otras pruebas y llamar testigos adicionales para respaldar su reclamo.
7. Su orden final de protección vencerá después de un año o en la fecha indicada en la orden, a menos que solicite una extensión a la corte antes de que expire la orden.

Extensión por un año Para solicitar una extensión de un año, puede usar la forma titulada “Petición para Extender la Orden Final de Protección de acoso, la agresión sexual o trata de personas por un Año Adicional.” Debe presentar la petición ante la secretaria de la corte de Distrito y enviar por correo una copia de la petición al demandado. Debe presentar su petición para extender la orden antes de que finalice su orden.

Es buena idea presentar la petición al menos un mes antes de que finalice su orden porque este proceso puede demorar varias semanas.

Extensión por dos o más años Si el demandado ha violado una orden de protección o ha sido condenado por un delito grave contra usted o un miembro de su hogar, puede pedirle a la corte que extienda la orden de protección por dos años o más. Puede utilizar la forma titulada “Petición para Extender la Orden Final de Protección de Acoso, La Agresión Sexual o Trata de Personas durante dos años adicionales o de por vida.” Debe presentar la petición ante la secretaria de la corte de Distrito y luego notificar personalmente al demandado. El tribunal debe tener una audiencia en la que el demandado pueda comparecer, presentar pruebas e interrogar a los testigos. Debe presentar su petición para extender la orden antes de que finalice su orden. Es buena idea presentar la petición al menos un mes antes de que finalice su orden porque este proceso puede demorar varias semanas

8. Número (s) de Teléfono Inalámbrico Puede pedirle a la corte que le transfiera los derechos y la responsabilidad de facturación de los números de teléfono inalámbricos utilizados por usted y/o los niños bajo su cuidado del demandado a usted. Si la corte concede su solicitud, la corte completará una **Orden de Transferencia de Números Telefónicos Inalámbricos**. Debe enviar una copia certificada de la **Orden de Transferencia de Números de Teléfono Móvil** y la **Información Confidencial para la Orden de Números de Teléfono Móvil** al agente del proveedor de servicios inalámbricos para el servicio del proceso que figura con la secretaria de estado.

Self-Represented Litigant Certification Form

By signing this form, I certify that, to the best of my knowledge, information, and belief, and based on my reasonable review of the document's contents, the attached filing complies with the certification requirements in the Temporary Rule for Filing in a District Court by a Self-Represented Litigant as follows:

(a) I have signed the attached filing and provided my name, address, email address (if available), telephone number, and fax number (if available); and

(b) The attached filing contains no personally identifiable information (PII) or meets an exception in the Temporary Rule for Filing in a District Court by a Self-Represented Litigant because the filing (check box that applies):

contains no PII (if this box is checked, do not check any other boxes); or

requests that this document be sealed under the Temporary Rule for Filing in a District Court by a Self-Represented Litigant for the following reason (check box that applies):

a pre-existing order was entered by the court on _____ that seals this document.

this document asks the court to issue an order that seals the following document: [include general description of document contents without including PII.] _____;

or this document asks the court to seal the following document already filed in the case: [describe the document already on file so that the clerk can identify it without using PII]

_____.

Date: _____

Signature: _____

Name of Party: _____

CIVIL COVER SHEET

The civil cover sheet neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Clerk of the District Court for the purposes of initiating the civil docket sheet. **This information will not be available to the public and this document will be stored in a separate location from the case file and then destroyed within a reasonable time.** A new case **will not be accepted** without a cover sheet attached. (THIS FORM MUST BE TYPED OR PRINTED LEGIBLY). This form can be found at www.kscourts.org.

<u>NATURE OF SUIT</u> (Mark only one - If the case involves more than one of the following categories, indicate the category having the highest dollar value.)			
<u>CIVIL</u> If a CH. 61: \$ _____ (Judgment Demand Amount)			
TORT WARRANT <input type="checkbox"/> Asbestos Product Liability <input type="checkbox"/> Automobile Tort <input type="checkbox"/> Intentional Tort <input type="checkbox"/> Legal Malpractice <input type="checkbox"/> Medical Malpractice <input type="checkbox"/> Other Professional Malpractice <input type="checkbox"/> Premises Liability <input type="checkbox"/> Slander/Libel/Defamation <input type="checkbox"/> Tobacco Product Liability <input type="checkbox"/> Toxic/Other Product Liability <input type="checkbox"/> Other Tort	CONTRACT <input type="checkbox"/> Buyer Plaintiff <input type="checkbox"/> Employment Dispute – Discrimination <input type="checkbox"/> Employment Dispute - Other <input type="checkbox"/> Fraud <input type="checkbox"/> Landlord/Tenant - Unlawful Detainer <input type="checkbox"/> Landlord/Tenant Dispute – Other <input type="checkbox"/> Seller Plaintiff (debt collection) <input type="checkbox"/> Other Contract CIVIL APPEALS <input type="checkbox"/> Administrative Agency <input type="checkbox"/> Other Civil Appeal	REAL PROPERTY <input type="checkbox"/> STATE TAX <input type="checkbox"/> Eminent Domain <input type="checkbox"/> Mortgage Foreclosure <input type="checkbox"/> Other Real Property MISCELLANEOUS <input type="checkbox"/> 60-1507 <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Other Writs <input type="checkbox"/> OTHER CIVIL <input type="checkbox"/> SMALL CLAIMS	
<u>DOMESTIC</u>			
<input type="checkbox"/> MARRIAGE DISSOLUTION/DIVORCE <input type="checkbox"/> PROTECTION FROM ABUSE <input type="checkbox"/> PROTECTION FROM STALKING <input type="checkbox"/> UIFSA <input type="checkbox"/> OTHER DOMESTIC RELATIONS <input type="checkbox"/> NON-DIVORCE SUPPORT, CUSTODY OR VISITATION <input type="checkbox"/> PATERNITY			
<u>PROBATE/ESTATE</u>			
GUARDIAN/CONSERVATOR <input type="checkbox"/> DETERMINATION OF DESCENT <input type="checkbox"/> ELDER ABUSE <input type="checkbox"/> ADOPTION <input type="checkbox"/> Conservatorship/Trusteeship <input type="checkbox"/> Guardianship - Adult <input type="checkbox"/> SEXUALLY VIOLENT PREDATOR <input type="checkbox"/> OTHER PROBATE/ESTATE <input type="checkbox"/> Guardianship - Minor <input type="checkbox"/> Guardian/Conservator - Adult <input type="checkbox"/> DECEDENT ESTATE CARE AND TREATMENT <input type="checkbox"/> Guardian/Conservator – Minor			

JURY DEMAND YES (Check yes only if jury demand is included in petition or as a separate pleading)
 NO

SUMMONS ATTACHED: YES
 NO

SERVICE BY: PROCESS SERVER/ATTORNEY
 SHERIFF IN STATE _____ (County)
 SHERIFF OUT OF STATE _____ (State)

SHERIFF'S PROCESS FEE ATTACHED YES
 NO

PLAINTIFF/SUBJECT INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____
ADDRESS: _____

PHONE: _____ SEX: _____
CELL PHONE: _____
E-MAIL: _____
SSN: _____ DOB: _____
DL OR STATE ID NO: _____
State and Number
ALIAS NAMES USED: _____

PLAINTIFF/SUBJECT INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____
ADDRESS: _____

PHONE: _____ SEX: _____
CELL PHONE: _____
E-MAIL: _____
SSN: _____ DOB: _____
DL OR STATE ID NO: _____
State and Number
ALIAS NAMES USED: _____

PLAINTIFF/SUBJECT INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____
ADDRESS: _____

PHONE: _____ SEX: _____
CELL PHONE: _____
E-MAIL: _____
SSN: _____ DOB: _____
DL OR STATE ID NO: _____
State and Number
ALIAS NAMES USED: _____

PLAINTIFF/SUBJECT INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____
ADDRESS: _____

PHONE: _____ SEX: _____
CELL PHONE: _____
E-MAIL: _____
SSN: _____ DOB: _____
DL OR STATE ID NO: _____
State and Number
ALIAS NAMES USED: _____

DEFENDANT/OTHER PARTY INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____
ADDRESS: _____

PHONE: _____ SEX: _____
CELL PHONE: _____
E-MAIL: _____
SSN: _____ DOB: _____
DL OR STATE ID NO: _____
State and Number
ALIAS NAMES USED: _____

DEFENDANT/OTHER PARTY INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____
ADDRESS: _____

PHONE: _____ SEX: _____
CELL PHONE: _____
E-MAIL: _____
SSN: _____ DOB: _____
DL OR STATE ID NO: _____
State and Number
ALIAS NAMES USED: _____

DEFENDANT/OTHER PARTY INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____
ADDRESS: _____

PHONE: _____ SEX: _____
CELL PHONE: _____
E-MAIL: _____
SSN: _____ DOB: _____
DL OR STATE ID NO: _____
State and Number
ALIAS NAMES USED: _____

DEFENDANT/OTHER PARTY INFORMATION
(ATTACH ADDITIONAL SHEET, IF NECESSARY)

NAME: _____
ADDRESS: _____

PHONE: _____ SEX: _____
CELL PHONE: _____
E-MAIL: _____
SSN: _____ DOB: _____
DL OR STATE ID NO: _____
State and Number
ALIAS NAMES USED: _____

SERVICE COVER SHEET AND NCIC INFORMATION FORM

THIS FORM IS NOT TO BE INCLUDED IN THE PUBLIC RECORD AND SHOULD BE DESTROYED ONCE THE REQUIRED INFORMATION IS ENTERED IN THE NCIC FILE.

This information is intended to be used by law enforcement to identify the defendant for enforcement of the order and for entry into the National Crime Information Center (NCIC) database. Please fill out the information as completely and correctly as possible, be particularly careful with the dates of birth and spelling of names. PLEASE PRINT.

If there is more than one person being protected by the order (i.e., children), use the second page to provide information about each protected person.

<p>Restrained Person/Defendant's Name: <div style="border: 1px solid black; height: 15px; width: 100%;"></div></p> <p>Any other name(s) Defendant has been known by: _____ _____</p> <p>Defendant can be found at (give all available addresses): Home Address: _____ _____</p> <p>Phone number(s): _____</p> <p>Times Defendant is usually there _____ _____</p> <p>Place of employment: _____ _____</p> <p>Phone number(s): _____</p> <p>Times Defendant is usually there _____ _____</p> <p>Other Address: _____ _____</p> <p>Phone number(s): _____</p> <p>Times Defendant is usually there _____ _____</p>	<p>Restrained Person/Defendant Identifiers: (Please include all available information)</p> <table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 15%;">SEX</td> <td style="width: 15%;">RACE</td> <td style="width: 15%;">YOB</td> <td style="width: 15%;">HT</td> <td style="width: 15%;">WT</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td>HAIR</td> <td>EYES</td> <td colspan="3">LAST 4 DIGITS OF SSN (IF KNOWN)</td> </tr> <tr> <td> </td> <td> </td> <td colspan="3"> </td> </tr> <tr> <td>DL #</td> <td>DL STATE</td> <td colspan="3">DL EXP. DATE</td> </tr> <tr> <td> </td> <td> </td> <td colspan="3"> </td> </tr> <tr> <td>VEHICLE MAKE</td> <td>VEHICLE MODEL</td> <td colspan="3">VEHICLE YEAR</td> </tr> <tr> <td> </td> <td> </td> <td colspan="3"> </td> </tr> </table> <p>Distinguishing Features (tattoos, scars, locations frequented, etc Please describe: _____ _____ _____ _____</p> <p>Does Defendant wear glasses? <input type="checkbox"/> Yes <input type="checkbox"/> No Does defendant own or possess any weapons? <input type="checkbox"/> Yes <input type="checkbox"/> No If so, what kind(s)? _____ _____ _____</p>	SEX	RACE	YOB	HT	WT						HAIR	EYES	LAST 4 DIGITS OF SSN (IF KNOWN)								DL #	DL STATE	DL EXP. DATE								VEHICLE MAKE	VEHICLE MODEL	VEHICLE YEAR							
SEX	RACE	YOB	HT	WT																																					
HAIR	EYES	LAST 4 DIGITS OF SSN (IF KNOWN)																																							
DL #	DL STATE	DL EXP. DATE																																							
VEHICLE MAKE	VEHICLE MODEL	VEHICLE YEAR																																							
<p>Protected Person's Name: <div style="border: 1px solid black; height: 15px; width: 100%;"></div></p> <p>Relationship to Defendant: <input type="checkbox"/> are or <input type="checkbox"/> have been in a dating relationship <input type="checkbox"/> reside together or <input type="checkbox"/> formerly resided together <input type="checkbox"/> have a child in common</p>	<p>Protected Person's Identifiers:</p> <p>Full Date of Birth (mm/dd/yyyy) <div style="border: 1px solid black; width: 150px; height: 15px; display: inline-block;"></div></p> <p>(It is important to include the protected person's full date of birth)</p> <p>Sex: <input type="checkbox"/> Female <input type="checkbox"/> Male</p> <p>Race _____</p>																																								

IN THE 29TH JUDICIAL DISTRICT
DISTRICT COURT WYANDOTTE COUNTY, KANSAS
CIVIL DEPARTMENT

Petitioner

and

Respondent

Case No. _____

Petition Pursuant to K.S.A. Chapter 60

**PETITION FOR PROTECTION FROM STALKING, SEXUAL ASSAULT, OR HUMAN
TRAFFICKING ORDER (K.S.A. 60-31a01 et seq.)**

1. Plaintiff seeks an order for protection from stalking, sexual assault, or human trafficking for:

a. myself.

OR

b. a minor child (under age 18)

Plaintiff is:

- the parent of the child
- an adult who resides with the child
- the child's court appointed legal custodian
- the child's court-appointed legal guardian
- a county or district attorney
- the Kansas attorney general

The minor child's name and year of birth are:

Minor Child's Name: _____

Year of Birth: _____

2. Defendant can be served at: (please provide all available addresses)

HOME: street _____ city _____
State _____ zip code _____ phone number _____
times when defendant is usually there _____

WORK: street _____ city _____
State _____ zip code _____ phone number _____
times when defendant is usually there _____

OTHER: street _____ city _____
State _____ zip code _____ phone number _____
times when defendant is usually there _____

4. If the defendant is a minor, a Minor Defendant Addendum is attached.
5. List any other related court cases involving Plaintiff, minor child (if applicable), or Defendant. (Give type of case, county filed in, case number and date filed, if known)

Plaintiff:

Minor Child:

Defendant:

6. Select and complete either section A, B, or C. Attach more pages as needed.

A. Describe the incidents of stalking. Include specific facts, dates and locations:

Incident #1: _____

Incident #2: _____

Additional Incident(s), if any:

OR

B. Describe the incident of sexual assault. Include specific facts, dates and locations:

OR

C. Describe the incident of human trafficking. Include specific facts, dates, and locations:

7. Plaintiff/child needs a protection from stalking, sexual assault, or human trafficking order because: _____

8. Plaintiff requests that the court issue an ex parte Temporary Order of Protection and Final Order of Protection restraining defendant from:

- abusing, molesting or interfering with the privacy or rights of the protected person.
- following, harassing, telephoning, contacting or otherwise communicating with the protected person.
- committing or attempting to commit a sexual assault upon the protected person.
- following, harassing, telephoning, contacting, recruiting, harboring, transporting, or committing or attempting to commit human trafficking upon the protected person.
- entering or coming around the residence or area of the protected person.
- other: _____
- other: _____

9. (Check box if you are asking for the transfer of wireless telephone numbers. Leave box blank if you are not asking for the transfer of wireless telephone numbers.)

- Plaintiff asks the court to order the transfer of rights to and billing responsibility for the wireless telephone number of _____
- Plaintiff and/or minor child(ren) in the care of Plaintiff.

10. The court should give copies of orders to the appropriate law enforcement agencies; set a date, time and hearing on this matter; and issue summons to Defendant, notifying Defendant of this action and the relief requested.

11. After a hearing, the court should issue a Final Order of Protection from Stalking, Sexual Assault, or Human Trafficking prohibiting Defendant from committing any acts of stalking, sexual assault, or human trafficking against the protected person; order Defendant to pay court costs and attorney fees if appropriate; and order any other relief necessary for the safety of the protected person including:

VERIFICATION

I verify under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct. Executed on _____, 20____.

Plaintiff's Signature

Plaintiff's Name: _____

(DO NOT include the residential address of Plaintiff in this petition. Plaintiff must complete the Protection from Stalking, Sexual Assault, or Human Trafficking Confidential Information form and include it with this petition.)

Attorney representing Plaintiff (if any)

Attorney's Name: _____

Address 1: _____

Address 2: _____

City, State, Zip: _____

Telephone: _____

IN THE 29TH JUDICIAL DISTRICT
DISTRICT COURT WYANDOTTE COUNTY, KANSAS
CIVIL DEPARTMENT

In the Matter of

Petitioner

Case No. _____

and

Respondent

Respondent's Address:

REQUEST AND SERVICE INSTRUCTION FORM

*"Petitioner" means the person who filed the Petition.
"Respondent" means the person who did not file the Petition.*

To: Clerk of the District Court

The Clerk of the Court will issue a Summons and Petition in the above-entitled action for the above named Respondent. You are hereby instructed to effect service, as follows:

- a. Personal *Service inside Kansas* – Service through the office of the Sheriff of Wyandotte County, State of Kansas, other than by certified mail.
- b. *Personal Service outside Kansas* – Out of state service by service through the Sheriff of _____ County, State of _____ (another person's location) by other than certified mail.
- c. Personal Service through the Special Process Server _____

X _____
Signature of Petitioner

Name (Print): _____

Address 1: _____

Address 2: _____

City, State, Zip: _____

Telephone Number: _____

IN THE DISTRICT COURT OF WYANDOTTE COUNTY, KANSAS
 Protection from Stalking, Sexual Assault, or Human Trafficking (K.S.A. 60-31a01 et seq.)

Temporary Order of Protection from Stalking, Sexual Assault, or Human Trafficking

Judge or Division: Kathleen M. Lynch Div. 10	Case No: Court ORI No:															
Plaintiff <input style="width: 100%;" type="text"/> Relationship to Defendant: <input type="checkbox"/> are or <input type="checkbox"/> have been in a dating relationship <input type="checkbox"/> reside together <input type="checkbox"/> formerly resided together <input type="checkbox"/> have a child in common <input type="checkbox"/> Plaintiff is filing on behalf of a minor child Vs	Plaintiff Identifiers: Year of Birth <input style="width: 100px;" type="text"/> Sex: _____															
Defendant: <input style="width: 100%;" type="text"/> Address: _____ _____ _____ Protected Person: _____ (name)	Defendant Identifiers: <table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 15%;">SEX</td> <td style="width: 15%;">RACE</td> <td style="width: 15%;">YOB</td> <td style="width: 15%;">HT</td> <td style="width: 15%;">WT</td> </tr> <tr> <td>HAIR</td> <td>EYES</td> <td colspan="3">LAST 4 DIGITS OF SSN (IF KNOWN)</td> </tr> <tr> <td>DL #</td> <td>DL STATE</td> <td colspan="3">DL EXP. DATE</td> </tr> </table>	SEX	RACE	YOB	HT	WT	HAIR	EYES	LAST 4 DIGITS OF SSN (IF KNOWN)			DL #	DL STATE	DL EXP. DATE		
SEX	RACE	YOB	HT	WT												
HAIR	EYES	LAST 4 DIGITS OF SSN (IF KNOWN)														
DL #	DL STATE	DL EXP. DATE														

This order and its terms are directed at and apply to Defendant only.

THIS TEMPORARY ORDER SHALL REMAIN IN EFFECT UNTIL SERVICE OF THE FINAL ORDER OR UNTIL TERMINATED BY ORDER OF THE COURT. ONLY THE COURT CAN CHANGE THIS ORDER.

The Court Finds: (Only the provision(s) initialed by the judge apply.)

_____ Plaintiff filed a written verified petition on _____, 20__ requesting a Temporary Order of Protection from Stalking, Sexual Assault, and Human Trafficking.
 _____ This Court has jurisdiction over Plaintiff, Defendant and subject matter.

_____ Plaintiff has established a prima facie case of stalking, sexual assault, or human trafficking sufficient for the court to issue a temporary order of protection from stalking, sexual assault, or human trafficking.

_____ A hearing has been set for _____, 20____, at ____:____ a.m. p.m. via ZOOM and summons has been issued.

Order

The Court Orders:

- Plaintiff's address and telephone number shall remain confidential for the protection of the Protected Person.
- Defendant shall not follow, harass, abuse, molest, assault, threaten, stalk, or interfere with the privacy rights of the Protected Person, and the Protected Person's family or household. [NCIC 01 & 02]
- Defendant shall not enter or come on or around the premises, the residence, the property, school, or place of employment of the Protected Person or other family or household member. [NCIC 04]
- Defendant shall not communicate in any manner with the Protected Person, the Protected Person's employer, employees, fellow workers, or others with whom the communication would be likely to cause annoyance or alarm the Protected Person. [NCIC 05]
- Defendant shall not direct or request another to contact the Protected Person, either directly or indirectly. [NCIC 04 & 05]
- Defendant shall not commit or attempt to commit a nonconsensual sexual act against the Protected Person.
- Defendant shall not commit or attempt to commit a sexual act against the Protected Person by force, threat of force, duress, or when the Protected Person is incapable of giving consent.
- Defendant shall not follow, harass, telephone, contact, recruit, harbor, transport, or commit or attempt to commit human trafficking upon the Protected Person.

CERTIFICATE OF COMPLIANCE WITH THE VIOLENCE AGAINST WOMEN ACT (VAWA):

This Order meets all the requirements of the Violence Against Women Act, 18 U.S.C. § 2265. This Court has jurisdiction of the parties and the subject matter; Defendant has been afforded notice and a timely opportunity to be heard as provided by the laws of Kansas. This Order is enforceable in all 50 states, the District of Columbia, all Indian tribal courts and all United States territories and shall be enforced as if it were an order of that jurisdiction pursuant to 18 U.S.C. § 2265.

Additional terms of this order are set forth below, if any.

____ **Other Provisions: 1. Other orders necessary to promote the safety of the Protected Person:**

<input type="checkbox"/>	_____
<input type="checkbox"/>	_____
<input type="checkbox"/>	_____
<input type="checkbox"/>	_____
<input type="checkbox"/>	_____

SO ORDERED:

Date

Kathleen M. Lynch, Judge

WARNINGS TO DEFENDANT

- This order is effective when signed by the judge. Law enforcement officials shall immediately enforce this order.
- Violation of this order may constitute an offense under chapter 21 of the Kansas Statutes Annotated, including, but not limited to: violation of a protective order as provided in K.S.A. 21-5924, and amendments thereto; a sex offense under article 55 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto; stalking as provided in K.S.A. 21-5427, and amendments thereto; assault as provided in K.S.A. 21-5412(a), and amendments thereto; battery as provided in K.S.A. 21-5413(a), and amendments thereto; and criminal trespass as provided in K.S.A. 21-5808(a)(1)(C), and amendments thereto, and may result in prosecution and conviction under Kansas criminal statutes.
- Violation of this order may also be punishable as contempt of this court.
- If Defendant has a concealed carry license, that license is subject to revocation pursuant to K.S.A. 75-7c07, and amendments thereto. After a defendant's concealed carry license has been revoked, continuing to carry a concealed weapon may constitute a violation of K.S.A. 21-6302, and amendments thereto.
- Violation of this order may subject Defendant to prosecution for such federal crimes, including but not limited to: Interstate travel to commit domestic violence; Interstate stalking; and Interstate violation of a protection order.

Notice of Extension of this Temporary Order (Pursuant to K.S.A. 60-31a05)

If a hearing on the petition for protection is continued, the court may extend this Temporary Order of Protection from Stalking, Sexual Assault, or Human Trafficking for additional periods of time as it deems necessary.

Notice of Default (Pursuant to K.S.A. 60-255)

If you fail to appear at the hearing, a default order may be entered against you and this Temporary Order of Protection from Stalking, Sexual Assault, or Human Trafficking may turn into a Final Protection from Stalking, Sexual Assault, or Human Trafficking without further notice to you.