

IN THE WINNEBAGO TRIBAL COURT

_____,) CASE # _____
)
 Plaintiff,)
)
 vs.) **EX PARTE PETITION FOR**
) **ORDER OF PROTECTION**
)
 _____,)
)
 Defendant.)

COMES NOW the above-listed Plaintiff, pursuant to Winnebago Tribal Code §12-201 *et. seq.*, and prays this Court enter an Order of Protection. In support of this Motion, Plaintiff states as follows:

- 1) Information about the parties

INFORMATION ABOUT PERSON REQUESTING PROTECTION ORDER

Name: _____
 Address: _____
 City/State/ZIP: _____
 Birthplace: _____ Date of Birth: ____/____/____
 Tribal Affiliation: _____

() This address should not be disclosed to Defendant. Unless checked, you should be aware that this information will be part of a public court record.

INFORMATION ABOUT PERSON PROTECTION ORDER TO BE AGAINST

Name: _____
 Address: _____
 City/State/ZIP: _____
 Birthplace: _____ Race: _____
Date of Birth: ____/____/____ (*this MUST be completed*) Height: _____
 Weight: _____ Eye color: _____ Hair color: _____ SSN: _____
 Driver's license #: _____ State: _____ Exp. Date: _____
 Occupation: _____
 Employer Name and Address: _____
 Does person speak English? ____ If not, what language can person read? _____
 Tribal Affiliation: _____

Relation to Plaintiff: () Spouse or former spouse. () Persons who live together or have lived together. () Persons who are dating or have dated. () Persons who have engaged in a sexual relationship. () Related by blood or adoption. () Related or formerly related by marriage. () Have a child in common. () A person similarly situated to a spouse, parent, or guardian of Plaintiff. () A minor child of any of the above.

5) The following is a list of other family or household members and their relationship to Plaintiff: _____

6) I am requesting, based on the facts in Paragraph 3, that this Court enter a Protection Order as follows:

() Enjoining Defendant from threatening to commit or committing acts of domestic or family violence against Plaintiff, and against the following additional family or household members: _____

() Prohibit Defendant from harassing, annoying, telephoning, stalking, contacting, or otherwise communicating with Plaintiff, directly or indirectly.

() Remove and exclude Defendant from Plaintiff's residence, regardless of who owns the residence.

() Ordering Defendant to stay away from the residence, school, or place of employment of Plaintiff or the following other place or places frequented by Plaintiff or Plaintiff's family or household members: _____

() Prohibiting Defendant from using or possessing a firearm or other weapon.

() Granting Plaintiff possession and use of an automobile and other personal effects, regardless of ownership, and directing law enforcement to accompany Plaintiff to the residence of the parties to ensure Plaintiff is safely grants possession of the automobile and property or to supervise removal of Defendant's belongings, specifically: _____

() Granting Plaintiff temporary legal and physical custody of the following minor children of the parties (list name, sex, and date of birth): _____

() Grant the following additional relief: _____

7) I am requesting that, after a hearing where Defendant has an opportunity to appear, this Court enter an Order:

() Establishing () supervised () unsupervised visitation between Defendant and the minor children of the parties on the following schedule: _____

() Order Defendant to pay attorney's fees in the amount of \$ _____

() Order Defendant to pay support for the minor child or children of the parties.

() Order Defendant to pay rent or mortgage on Plaintiff's residence, in the amount of \$ _____

() Reimburse Plaintiff for the following expenses associated with the domestic or family violence, including but not limited to medical expenses, counseling, shelter, and repair or replacement of damaged property, specifically: _____

() Pay Plaintiff's costs and fees for incurring this Petition in the amount of \$ _____

I hereby state, under penalty of perjury, that all of the above information is true to the best of my knowledge and ability.

Plaintiff Date

Subscribed to and sworn before me this ____ / ____ / ____.

Notary Public

S E A L

Foreign Protection Order Affidavit

State of Nebraska)
County of)

_____, of _____
Affiant's/Protected Party's Name *Address*

City *County* *State* *Phone*

being sworn on _____ oath deposes and says;
his/her

1. I am the protected person named in the attached protection order.
2. I am presenting a certified copy of this protection order to the Nebraska State Patrol to enter said protection order into a central data base for foreign protection orders.
3. To the best of my knowledge, the attached protection order is valid and currently in affect in the issuing jurisdiction.
4. I will notify the State Patrol of any changes in my address and or telephone number within 14 calendar days of the change.
5. The Respondent/Defendant in said protection order can be identified by the following information.

Name: _____ Date of Birth: _____
First, Middle, Last *mm/dd/yyyy*

Social Security No.: _____

Signature of Affiant

Subscribed and sworn to before me on _____

Signature of Notary

Notary Public in and for County of _____ Nebraska

My commission expires _____
mm/dd/yyyy

