



**In the Central Council Tlingit and Haida  
Indian Tribes of Alaska Tribal Court  
Juneau, Alaska**

\_\_\_\_\_,  
Petitioner

V.

\_\_\_\_\_,  
Respondent

PETITION FOR PROTECTIVE ORDER

Case No. \_\_\_\_\_

1. I am requesting (check all that apply)

Ex-parte protective order: twenty (20) days.

I certify that I:

Have not tried to notify the respondent that I am filing this petition.

Have notified or tried to notify the respondent as follows: \_\_\_\_\_

Long-term protective order: one (1) year.

2. PETITIONER INFORMATION:

Full Legal Name: \_\_\_\_\_

Tribal Status:

Enrolled in with T&H - Enrollment number: \_\_\_\_\_

Eligible to Enroll in T&H

Enrolled in other Tribe – Name of Tribe: \_\_\_\_\_

Not eligible for enrollment in any Tribe

Mailing Address: \_\_\_\_\_

Message Phone: \_\_\_\_\_

3. RESPONDENT INFORMATION:

Full Legal Name: \_\_\_\_\_

Tribal Status:

Enrolled in with T&H - Enrollment number: \_\_\_\_\_

Eligible to Enroll in T&H

Enrolled in other Tribe – Name of Tribe: \_\_\_\_\_

Not eligible for enrollment in any Tribe

Mailing Address: \_\_\_\_\_

Message Phone: \_\_\_\_\_

4. SPECIAL RELATIONSHIP: **between Petitioner and Respondent** (check all that apply)

spouse  former spouse  related by blood or adoption  have child(ren) with

related or formerly related by marriage (a step-parent or step-child)

lives or lived in the same household or facility

have or had a dating or sexual relationship

other (specify relationship) \_\_\_\_\_

5. HOUSEHOLD MEMBERS (use additional pages if necessary):

**Household Member #1**

Full Legal Name: \_\_\_\_\_

Tribal Status:

Enrolled in with T&H - Enrollment number: \_\_\_\_\_

Eligible to Enroll in T&H

Enrolled in other Tribe – Name of Tribe: \_\_\_\_\_

Not eligible for enrollment in any Tribe

Mailing Address: \_\_\_\_\_

Message Phone: \_\_\_\_\_

**Household Member #2**

Full Legal Name: \_\_\_\_\_

Tribal Status:

Enrolled in with T&H - Enrollment number: \_\_\_\_\_

Eligible to Enroll in T&H

Enrolled in other Tribe – Name of Tribe: \_\_\_\_\_

Not eligible for enrollment in any Tribe

Mailing Address: \_\_\_\_\_

Message Phone: \_\_\_\_\_

6. OTHER PENDING OR RESOLVED CASES:

List any other court cases in any other court involving you or the Respondent. Include information concerning the type of case (for example divorce or child custody, or domestic violence criminal cases) and the approximate date the case was filed or resolved.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

7. I request an order from the court directing (check all that apply)

Respondent not to threaten to commit or committing acts of domestic violence, dating violence, family violence, stalking, and sexual assault.

Respondent is not to telephone, email, message, or otherwise communicate directly or indirectly with Petitioner, Petitioner’s family, and their household members.

Exceptions (if any): \_\_\_\_\_

Respondent to leave and stay away from Petitioner’s residence. Exceptions (if any):

\_\_\_\_\_

Is the Respondent residing with you?  Yes  No

If yes, answer the following:

Address: \_\_\_\_\_

Is the residence also used for business purposes?  Yes  No

The title or lease for the residence is in the name of: \_\_\_\_\_

**NOTE: Temporary possession of the residence may be given to the Petitioner regardless of ownership of the residence. Tlingit & Haida Family Safety Code, Section 04.13.010 (A) (3)**

Respondent is to stay away from and not go to the following locations:

My school or Child's school (name and address):

\_\_\_\_\_  
\_\_\_\_\_

My place of employment (name and address):

\_\_\_\_\_  
\_\_\_\_\_

The following places frequented by me or by the member of my household listed below: (List name of place and address)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Exceptions (if any):

\_\_\_\_\_  
\_\_\_\_\_

Respondent not to enter a motor vehicle, airplane, ferry, or other propelled vehicle in my possession or occupied by the Petitioner.

I am given temporary possession and use of the following, regardless of ownership:

Vehicle and all keys to it. Vehicle License Number: \_\_\_\_\_

Vehicle Description: \_\_\_\_\_

Essential personal items, Including: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

A Law Enforcement Officer or Peace Officer to accompany  Petitioner(me) or

Respondent to assist with the following:

- possession of a residence, vehicle, or personal items in which the court gave temporary possession of.
- a vehicle and personal items
- essential personal items
- Respondent not to use or possess a firearm or other deadly weapons.
- Respondent to surrender any firearm owned or possessed by the Respondent.

8. CUSTODY OF MINOR CHILDREN:

- I request that the Court grant me (Petitioner) temporary physical custody of the minor child(ren) named below:

Child's Name	Date of Birth	Relationship Petitioner/Respondent
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

The child(ren) currently live with Petitioner Respondent at \_\_\_\_\_

- A Law Enforcement Officer will need to accompany me to obtain the child(ren) from \_\_\_\_\_

Is there a custody order over one or more of the children? Yes No

If yes, provide name of child, name of court and court case number:  
 \_\_\_\_\_  
 \_\_\_\_\_

- Visitation. I understand the court may only grant visitation to the Respondent if my safety and the safety of the child(ren) can be protected. If the court considers visitations, my concerns are:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

9. **ENTRY INTO NATIONAL CRIMINAL INFORMATION SYSTEM:**  
 A copy of any protective order granted, may be entered into the designated computer based criminal information system. Entry into the law enforcement information system constitutes notice to all law enforcement agencies of the existence of the order. If this protective order is granted.

**SEPARATE ORDER FOR PREVENTION SERVICES**

- Refer the respondent to a Tribally approved batterer’s prevention program.
- Refer the respondent to Individual mental health counseling with a counselor who has been trained in the dynamics of domestic or family violence.
- Refer the respondent to group wellness activities.
- Prohibit the respondent from consuming controlled substances.
- Require the respondent to pay temporary support, which may be enforced with an income withholding order, to the petitioner for a minor child that is in the care of the petitioner or another caregiver if there is an independent legal obligation of the respondent to support the petitioner or child.
  - I request that the court finds that the minor child(ren) in this case of the petitioner and the respondent has an independent legal obligation to support the Minor child(ren) as follows:
    - The Respondent to pay child support to me (petitioner) for the child(ren) named above during the period I have temporary physical custody of them.
    - I do not want child support at this time.
- Refer the parties to the Tribal Child Support Unit for services, including paternity and the establishment of a permanent support order.
- Require the respondent to reimburse the petitioner or other person for expenses associated with the dating violence, domestic violence, family violence, stalking and sexual assault, including medical expenses, counseling, shelter, and repair or replacement of damaged property.

Pay to	Type of Expense	Reparation

Petition for Protective Order  
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Tlingit & Haida Tribal Court  
 320 W. Willoughby Ave. Ste 300  
 Juneau, AK 99801  
 Phone: 907-463-7165  
 Fax: 866.532.3558

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- Require the respondent to pay costs and fees incurred by the petitioner bringing the action.
    - Respondent to pay to \_\_\_\_\_ the costs and fees associated with bringing this action in the amount of \$\_\_\_\_\_.
  - Withhold a portion of or all of the respondent's benefits and services which are directly related to being a citizen of T&H, except that benefits to which a respondent is entitled when T&H is administrating an external entity or government's program will be exempted from this provision when required by such entity or government.
  - Order the Respondent to complete community work services.
  - Require the respondent to pay restitution to the petitioner and association persons in the form of money, subsistence foods, or other appropriate reparations.
  - Require the respondent's attendance at dance practices, art classes or gatherings, language classes or gatherings, or other cultural activities.
  - Require the respondent's participation in Peace Circles.
  - Order other relief the court determines necessary.

**AFFIDAVIT**

I have been a victim of domestic violence, family violence, dating violence, stalking, or/and sexual assault by the respondent as described below. (Include dates of incident, places it occurred, injuries suffered, weapons used, and if children were involved. List the most recent incident first. Attach additional sheets if necessary.)

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I, \_\_\_\_\_, swear or affirm under penalty of perjury that all the information I provide in this petition and affidavit is true to the best of my knowledge and belief.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Print Name

Subscribed and sworn to or affirmed before me at \_\_\_\_\_, \_\_\_\_\_ on \_\_\_\_\_.  
City State Date

(SEAL)

\_\_\_\_\_  
Clerk of the Court, Notary Public or Other Person  
Authorized to administer Oaths  
My commission expires: \_\_\_\_\_