



IN THE _____ JUDICIAL CIRCUIT, _____ COUNTY, MISSOURI
Judgment of the Full Order of Protection - Child

Use this form when two to five children are involved with this case. Use CP20 for one child and CP21 for six to ten children.

Judge or Division:	Case Number:
PETITIONER:	Court ORI Number:
	MSHP Number:
	Responsible Law Enforcement ORI:
	Related Cases:

(Date File Stamp)

Protected Child 1: Relationship to Respondent (specified on petition): Protected Child Identifiers: Age: _____ Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race: _____	Protected Child 2: Relationship to Respondent (specified on petition): Protected Child Identifiers: Age: _____ Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race: _____
Protected Child 3: Relationship to Respondent (specified on petition): Protected Child Identifiers: Age: _____ Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race: _____	Protected Child 4: Relationship to Respondent (specified on petition): Protected Child Identifiers: Age: _____ Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race: _____
Protected Child 5: Relationship to Respondent (specified on petition): Protected Child Identifiers: Age: _____ Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race: _____	

vs.

RESPONDENT:	Respondent Identifiers:				
Address: _____ _____	SEX	RACE	DOB	HT	WT
	EYES	HAIR	SOCIAL SECURITY # (last four digits)		
CAUTION: <input type="checkbox"/> Weapon Involved <input type="checkbox"/> Concealed Carry Permit Holder	DRIVERS LICENSE #	STATE	EXP DATE		
	Distinguishing Features _____ _____				

Respondent is at least 17 years old or emancipated. Respondent is under the age of 17.

Appearances for Hearing: Petitioner Respondent Guardian Ad Litem (GAL)
 Petitioner's Attorney Respondent's Attorney Court Appointed Special Advocate
 Respondent Fails to Appear Other _____

This Judgment shall be effective until: _____, 20__
ONLY THE COURT CAN CHANGE THIS ORDER
Violation of this Order may be punished by confinement in jail for as long as one year and/or by a fine of as much as one thousand dollars. If so ordered by the court, Respondent is forbidden to enter or stay at the protected child's residence.
Visit www.courts.mo.gov for more information regarding orders of protections.

I. JURISDICTION & NOTICE

Petitioner has filed a verified petition requesting the issuance of a Judgment of a Full Order of Protection. Pursuant to section 455.503, RSMo, this court hereby finds that it has jurisdiction over the parties and the subject matter. As to any children addressed in this Judgment, this court has jurisdiction over the custody arrangements of the minor child(ren), as defined by the Uniform Child Custody Jurisdiction and Enforcement Act, section 452.700, RSMo. This court finds that Respondent was provided with reasonable notice and an opportunity to participate and be heard -- in that a copy of the petition, a notice of the date set for the hearing, and the Ex Parte Order of Protection (if any was issued) were served upon Respondent, as provided by law, at least three days prior to today's hearing.

II. FINDINGS

This court makes the following findings as to domestic violence, stalking, or sexual assault:

- Evidence adduced. Upon due consideration of the matter, this court finds, pursuant to section 455.516, RSMo, that Petitioner has proven allegations of domestic violence, stalking, and/or sexual assault against Respondent. This court, therefore, orders and finds the following as described in Section III below.
- Petitioner and Respondent submit a proposed Consent Judgment to this court. Pursuant to the parties' request, this court orders and finds the following as described in Section III below.
- Parent Guardian Juvenile Officer Guardian Ad Litem Court Appointed Special Advocate: Has filed a motion for renewal of the full order of protection. Notice of the date set for hearing, together with a copy of the motion, was served on all parties to the proceeding as provided by law. The matter was heard and submitted to the court which, after due consideration, finds pursuant to section 455.516, RSMo, that the full order of protection should be renewed.
- This court further finds that Respondent represents a credible threat to the safety of the protected child(ren).

III. TERMS (Only Checked Provisions Apply)

This court orders:

- This Order replaces and supersedes the Ex Parte Order of Child Protection entered in this cause on _____ (date) and serves as notice of termination of that Order.
- This Order renews the Full Order of Child Protection entered in this cause on _____ (date) and serves as notice of renewal of that Order.

A. CONTACT

- 1. Respondent **SHALL NOT COMMUNICATE** with the protected child(ren), in any manner or through any medium, except as specifically authorized by this Order. See "Special Conditions" on page 4. The use of third parties (including children) to communicate is strictly prohibited.
- 2. Respondent shall not commit or threaten to commit domestic violence, stalking, sexual assault, molesting, or disturbing the peace of the protected child(ren). [01]
- 3. Respondent is restricted from harassing, stalking or threatening the protected child(ren), or from engaging in other conduct that would place the protected child(ren) in reasonable fear of bodily injury to Petitioner or the protected child(ren).
- 4. Respondent shall not use, attempt to use, or threaten to use physical force against Petitioner or the protected child(ren) that would reasonably cause bodily injury.
- 5. Respondent shall not have any contact with the protected child(ren), except as specifically authorized by this Order. See "Special Conditions" on page 4. [05]

It is no defense for Respondent to contact Petitioner in response to Petitioner's making or attempting to make an initial contact with Respondent. Respondent may not return Petitioner's telephone calls, e-mail, text messages or other forms of communication (unless expressly permitted by another term in this Judgment). Petitioner does not have the authority to change the terms of this Judgment. Only the court can change the terms of this Judgment.

B. GEOGRAPHICAL RESTRICTIONS

- 1. Petitioner is granted exclusive possession of the premises of Petitioner's/the parties' residence (located at _____). Respondent shall immediately vacate and/or shall not enter upon the premises of Petitioner's/the parties' residence (or the dwelling located at _____, _____). Further, Respondent shall not knowingly enter upon the premises of any future residence of Petitioner. **RESPONDENT IS FORBIDDEN TO ENTER OR STAY AT THE PROTECTED CHILD'S RESIDENCE.**
- 2. Respondent may only enter Petitioner's residence located as listed above on _____ (date), between _____ a.m./p.m. and _____ a.m./p.m., for the purpose of removing his/her clothing, toiletries, tools of trade, and the following personal property: _____.
Respondent must be accompanied by a law enforcement officer.

This court finds that, in order to ensure the protected child(ren)'s safety, Respondent shall not:

- enter the family home of the protected child(ren) located at _____.[04]
- enter onto the premises of the protected child's school, located at _____.
- enter onto the premises of the protected child's place of employment, located at _____.
- come within _____ feet of the protected child(ren).
- Other: _____.

Respondent must not be present in the restricted locations at any time (unless expressly permitted by another term in this Judgment). It is no defense for Respondent to be present at any of the restricted locations, even with the agreement or at the invitation of Petitioner. Petitioner does not have the authority to change the terms of this Judgment. Only the court can change the terms of this Judgment.

C. CUSTODY

- 1. The parties have no unemancipated children in common.
- 2. A prior judgment/order regarding custody of the parties' unemancipated child(ren) is pending or has been made. Therefore, pursuant to section 455.523.2, RSMo, this court cannot change the previous custodial arrangements through this Judgment.
- 3. No prior judgment/order regarding custody of the parties' unemancipated child(ren) is pending or has been made.

Custody of the child(ren) shall be awarded as follows:

Child's Name

Person Awarded Custody [Respondent-06, Petitioner-09]

- 4. A visitation schedule shall be established for the child(ren) as follows [Respondent - 06]: _____
- 5. The parties shall exchange the minor child(ren) for visitation at _____

NOTE: This Judgment does not permanently resolve child custody issues. (Section 455.528, RSMo)

D. SUPPORT

1. Child Support

- The Form 14 (Child Support Calculation Guidelines Worksheet) is attached and recommends that Respondent/Petitioner pay Petitioner/Respondent \$_____ per month (Pursuant to Rule 88.01).

(Only Checked Provision(s) Apply)

- a. This court finds that the Form 14 amount is unjust and inappropriate. Accordingly, Respondent must pay child support in the amount of \$_____ per month per week, with the first payment due on _____ (date).
- b. This court finds that child support should be in accordance with the attached Form 14 amount and orders that Respondent pay child support in the amount of \$_____ per month per week, with the first payment due on _____ (date).

2. Maintenance

- Respondent shall pay \$_____ per month per week in maintenance to Petitioner, with the first payment due on _____ (date).

3. Other Support

- a. Respondent shall pay the rent or mortgage payments on the residence occupied by the protected child(ren) in the amount of \$_____ per month per week to _____, with the first payment due on _____ (date).
- b. Respondent shall pay for housing or other services provided to the protected child(ren) by a shelter for victims of domestic violence in the amount of \$_____ per month per week to _____, with the first payment due on _____ (date).
- c. Respondent shall pay \$_____ to Petitioner as a result of out-of-pocket losses (which can include medical, dental, relocation and moving expenses; counseling costs; loss of earnings; and costs of repair or replacement of real or personal property) sustained by an act/acts of domestic violence committed by Respondent.

4. Income Assignment

- Respondent shall execute an income assignment in for: child support maintenance.

NOTE: This Judgment does not permanently resolve support issues. (Section 455.528, RSMo)

E. COUNSELING/TREATMENT

- 1. Respondent shall participate in a court approved counseling program(s) at _____ to help child abusers stop violent behavior and/or treat substance abuse, beginning on _____ (date).

F. CONCEALED CARRY PERMIT (Pursuant to section 571.104, RSMo)

If Respondent has a concealed carry permit, he/she must immediately surrender the permit to this court.

G. OTHER CONDITIONS OR RELIEF ORDERED:

- 1. Petitioner to be transferred existing wireless telephone number(s) and billing responsibility from respondent. See attached Wireless Telephone Number Transfer Addendum.
- 2. _____

H. SPECIAL CONDITIONS ORDERED:

I. COSTS/FEEES

- 1. Respondent shall pay to Petitioner attorney’s fees in the amount of \$_____.
- 2. Respondent shall pay to the Guardian ad Litem fees in the amount of \$_____.
- 3. Respondent shall pay the cost of his/her treatment and the treatment of the protected child(ren).
- 4. Respondent shall pay the following court costs: _____.

J. COMPLIANCE REVIEW DATE

- 1. Respondent must return to court on _____ (date), at _____ a.m./p.m. to demonstrate compliance with this court’s Judgment. Petitioner need not return to court to enforce this Judgment.

IV. DURATION

This Judgment shall be effective until _____ (date), unless sooner terminated or extended by this court.

- This court finds that it is in the best interests of the child(ren) that this Order shall automatically renew after one year, making this Order effective until _____ (date), unless the Respondent requests a hearing by 30 days prior to the expiration. (Note: this provision only applies to full orders of protection that have a duration of one year.)**

V. FIREARMS

- The court finds that:
 - a. as a result of a hearing at which the Respondent received notice and had an opportunity to participate; and,
 - b. Respondent is a spouse, former spouse, is or was cohabitating, or has a child in common with the Petitioner; and,
 - c. Respondent is a credible threat to the physical safety of, or is explicitly prohibited within this Order from the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury against the protected child(ren); and,
 - d. Respondent is restricted from harassing, stalking or threatening the protected child(ren) or from engaging in any conduct that would place the protected child(ren) in reasonable fear of bodily injury to him or her self.

THEREFORE, FEDERAL LAW PROHIBITS RESPONDENT FROM POSSESSING, SHIPPING, TRANSPORTING AND/OR RECEIVING ANY FIREARM FOR THE DURATION OF THIS JUDGMENT [SEE 18 U.S.C. SECTION 922(g)(8).]

VI. MODIFICATION OF JUDGMENT

The parties cannot change the terms of this Judgment on their own. This Judgment may only be modified by this court.

VII. NOTIFICATION OF JUDGMENT OF FULL ORDER TO RESPONDENT

This Judgment is to be provided to Respondent by: hand delivery (in court) personal service certified mail.

FOR CONSENT JUDGMENT ONLY

Respondent's consent is not to be considered an admission that the allegations contained in the Petition are true; however, Respondent consents to this court's issuance of this Judgment. Respondent acknowledges the receipt of this Judgment of the Full Order of Protection.

PETITIONER'S SIGNATURE

RESPONDENT'S SIGNATURE

PETITIONER'S ATTORNEY'S SIGNATURE (and MBN)

RESPONDENT'S ATTORNEY'S SIGNATURE (and MBN)

SO ORDERED:

Date

Judge

Notice of Findings and Recommendations & Notice of Right to Rehearing

The parties are notified that the foregoing Findings and Recommendations have been entered this date by a commissioner, and all papers relative to the case or proceedings, together with the Findings and Recommendations, have been transferred to a judge of the court. The Findings and Recommendations shall become the Judgment of the court upon adoption by order of the judge. Unless waived by the parties in writing, a party to the case or proceeding heard by a commissioner, within fifteen days after the mailing of notice of the filing of the Judgment of the court, may file a motion for rehearing by a judge of the court. If the motion for rehearing is not ruled on within forty-five days after the motion is filed, the motion is overruled for all purposes. SCR 130.13

Date

Commissioner

Order and Judgment Adopting Commissioner's Findings and Recommendations

It is hereby ordered, adjudged and decreed that the foregoing Findings and Recommendations entered by the commissioner are adopted and confirmed as a final Judgment of the court.

Date

Judge

Sheriff's or Server's Return

I certify that I served this Order at _____ (address) in _____ (County/City of St. Louis), MO, on _____ (date) at _____ (time), by:

(Check one)

- delivering a copy of the Order to _____ (name).
- leaving a copy of the Order at the dwelling place or usual abode of _____ (name) with _____ (name), a person of _____'s (name) family over the age of 15 years.
- other (describe) _____.
- Respondent is under the age of 17 and not emancipated. A custodial parent, guardian, or court appointed GAL was served and is required to appear and bring Respondent before the court.

Complete any known identifying information regarding Respondent that has not been already provided:

Age: _____ D.O.B.: _____ S.S.N. (last four digits): _____ Race: _____ Sex: _____

Height: _____ Weight: _____ Hair Color: _____ Eye Color: _____ License Plate No.: _____

Identifying Marks: _____

Printed Name of Sheriff or Server

Sheriff or Server

Agency ORI

Must be sworn before a notary public if not served by an authorized officer.

Subscribed and sworn to before me on this _____ (date).

(Seal)

My commission expires: _____

Date

Notary Public

Respondent's permit surrendered for concealed carry suspension and is attached.

Missouri and federal law provide that the costs and fees for service of protection orders are not required. (455.504 RSMo & 42 U.S.C. section 3796gg-5)

Complete for Out of State Service

I certify that:

1) I am authorized to serve process in civil actions within the state or territory where the above Order was served.

2) My official title is _____ of _____ County, _____ (state).

Served in _____ County, _____ (state), on _____ (date) at _____ (time).

Subscribed and Sworn To before me on this _____ (date).

I am: (check one)

- the clerk of the court of which affiant is an officer.
- the judge of the court of which affiant is an officer.
- authorized to administer oaths in the state in which the affiant served the above summons. (use for out-of-state officer)
- authorized to administer oaths. (use for court-appointed server)

(Seal)

Signature and Title

Respondent's Missouri concealed carry permit has been surrendered for concealed carry suspension and is attached.

Missouri and federal law provide that the costs and fees for service of protection orders are not required. (455.504 RSMo & 42 U.S.C. Section 3796gg-5)

Directions to Officer Making Return on Service

A copy of the Order must be served on each person. If any person refuses to receive the copy of the Order when offered to him/her, the return shall be prepared to show the offer of the officer to deliver the order and the person's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an incompetent person not having a legally appointed guardian, by delivering a copy of the Order to the individual personally or by leaving a copy of the Order at the individual's dwelling house or usual place of abode with some person of the family over 15 years of age, or by delivering a copy of the Order to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an incompetent person who has a legally appointed guardian, by delivering a copy of the Order to the guardian personally.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory in the United States. If served in a territory, substitute the word "territory" for the word "state."

If served outside of Missouri, the officer making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

The return should be made promptly.