



# Judicial Council of California

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## INVITATION TO COMMENT

### SPR24-22

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**Title**

Juvenile Law: Restraining Orders

**Action Requested**

Review and submit comments by  
May 3, 2024

**Proposed Rules, Forms, Standards, or Statutes**

Adopt Cal. Rules of Court, rule 5.632;  
amend rules 5.620, 5.625, and 5.630; adopt  
form JV-249; revise forms JV-245, JV-247;  
JV-250, JV-255, JV-257, JV-258, JV-259,  
JV-260, JV-265, JV-268, and JV-272.

**Proposed Effective Date**

January 1, 2025

**Contact**

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**Proposed by**

Family and Juvenile Law Advisory  
Committee  
Hon. Stephanie E. Hulseley, Chair

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### Executive Summary and Origin

The Family and Juvenile Law Advisory Committee recommends amending several rules of the California Rules of Court and revising several forms to conform to recent statutory changes enacted by Assembly Bill 1621 (Gipson; Stats. 2022, ch. 76) and Assembly Bill 92 (Stats. 2023, ch. 232). AB 1621 redefines “firearm precursor parts” and AB 92 specifies that a person who is prohibited from possessing firearms is also prohibited from possessing, owning, or buying body armor. The committee also proposes a new notice of hearing form that is separate from the temporary restraining order forms and a new rule clarifying the requirement that the juvenile court that has jurisdiction of a child or youth must hear requests for restraining orders initiated by or brought against the child or youth.

### Background

AB 1621 went into effect immediately upon approval on June 30, 2022. It expanded the prohibition on persons subject to a restraining order from possessing or owning certain firearm

*This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.*

parts, to include a “firearm precursor part,” which it redefined.<sup>1</sup> Changes are needed to a number of forms to implement the new definition of firearm precursor part.<sup>2</sup>

AB 92 became effective January 1, 2024, and provides that a person prohibited from possessing firearms under state law is also prohibited from possessing, owning, or buying body armor.<sup>3</sup> When advising a person of their firearm prohibition, courts must also advise them of the prohibition from possessing, owning, or buying body armor.<sup>4</sup> The new law also requires the prohibited person to relinquish body armor that they possess.<sup>5</sup>

Additionally, the Family and Juvenile Law Committee proposes creating a new notice of court hearing form and removing the notice portions of the current temporary restraining orders. The council approved a similar division of the notice of hearing and temporary restraining order in the DV forms in recent years, so this will make the JV restraining order forms more consistent with those.

## **The Proposal**

### **California Rules of Court**

The committee is proposing that a new rule of court, rule 5.632, be adopted to clarify the requirement that the juvenile court that has jurisdiction of a child or youth must hear requests for civil harassment and work violence prevention orders.<sup>6</sup> Although the committee has been moving away from repeating statutory requirements in the rules of court, these requirements are in the Code of Civil Procedure<sup>7</sup> and thus may go unnoticed by juvenile court judges and lawyers who are focused on the Welfare and Institutions Code.

The committee is proposing that three rules of court—rules 5.620, 5.625, and 5.630—be amended to remove “Notice of Court Hearing and” from the titles of forms JV-250 and JV-260 referenced in those rules, and adding it as a separate form title, in light of the committee's proposal of a new notice form. Please see the discussion of those forms below.

The committee is also proposing that the option to modify a restraining order using *Change to Restraining Order After Hearing—Juvenile* (form JV-257) be removed from rule 5.630. The requirement to create a new restraining order after a modification would remain in the rule, and

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<sup>1</sup> Pen. Code, § 16531(a).

<sup>2</sup> The definition of firearms precursor parts proposed for the JV forms is the same definition used in the current DV, criminal, and civil restraining orders.

<sup>3</sup> Pen. Code, § 31360(b)(1) & (2).

<sup>4</sup> Pen. Code, § 31360(b)(2).

<sup>5</sup> *Ibid.*

<sup>6</sup> See proposed rule 5.632 in this invitation to comment.

<sup>7</sup> Code Civ. Proc., § 374.5.

the new restraining order could be entered into the California Law Enforcement Telecommunications System (CLETS) database.

### **Judicial Council forms**

To conform to the statutory changes enacted by AB 92 and AB 1621 and to separate out the notice and order forms, the committee proposes adoption of one new form and revising several forms, to be effective January 1, 2025, as discussed below:

- *Notice of Court Hearing* (form JV-249) would be a new mandatory form to provide notice of a court hearing on a restraining order request. The form is designed to be used for orders against either an adult or a child.

Currently, the notice of hearing is combined with the temporary restraining order forms. This creates confusion and makes the temporary orders difficult to read and enforce because there are several items to which the order applies only if the temporary orders are granted. For example, on the current *Notice of Court Hearing and Temporary Restraining Order—Juvenile* (form JV-250) the warnings to the restrained person are titled “To the Person in 2, if 5b is checked.” Similarly, the instructions to law enforcement are titled “Instructions for Law Enforcement, if 5b is checked.” Having these caveats on the forms make the forms difficult to understand and follow. Separating out the notice of hearing, and any order denying the temporary restraining order, from the temporary restraining orders themselves would make the orders easier to issue, understand, and enforce. Separate notice and order forms would also make the juvenile forms consistent with other civil restraining order types, and the content of the proposed form mirrors the content of those other forms.

- *Request for Juvenile Restraining Order* (form JV-245) would be revised with the new definition of firearm precursor part in item 6 and item 13 and with information on a potential order prohibiting the possession of body armor at item 14.
- *Response to Request for Juvenile Restraining Order* (form JV-247) would be revised to include a reference to the proposed new *Notice of Court Hearing* (form JV-249) and to add an item for responsive information in light of the prohibition on body armor.
- *Notice of Court Hearing and Temporary Restraining Order—Juvenile* (form JV-250) would be retitled *Temporary Restraining Order—Juvenile*. It would also be revised to include the new definition of firearm precursor part, to include an order prohibiting the possession of body armor,<sup>8</sup> and to remove the notice portion of the form, including current item 5, in which the court can indicate whether a requested temporary restraining order has been denied

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<sup>8</sup> The committee recommends adding a stand-alone item for body armor prohibitions that reads: “You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.” This same language will be included on all DV, civil, and criminal protective order forms.

(which would now be on the *Notice of Hearing*). The date of the court hearing would still be on the form, but now noted as the expiration date of the temporary restraining order.

- *Juvenile Restraining Order After Hearing* (form JV-255) would be revised to include the new definition of firearm precursor part and to include an order prohibiting the possession of body armor.
- *Change to Restraining Order After Hearing—Juvenile* (form JV-257) would be retitled *Order to End Restraining Order After Hearing* and could be used to terminate both juvenile restraining order after hearing types. It would also be converted into a plain language form, similar to the other juvenile restraining order forms.
- *Request for Juvenile Restraining Order Against a Child* (form JV-258) would be revised to include the new definition of firearm precursor part in the item requesting information about firearms and the potential order prohibiting them, add information on a potential order prohibiting body armor, and remove “Notice of Court Hearing and” from the title of form JV-260 in the instructional box at the end of the form.
- *Response to Request for Juvenile Restraining Order Against a Child* (form JV-259) would be revised at item 9 to remove “Notice of Court Hearing and” from the title of form JV-260 and to add an item on the prohibition on body armor.
- *Notice of Court Hearing and Temporary Restraining Order Against a Child* (form JV-260) would be retitled *Temporary Restraining Order Against a Child*. It would also be revised to include the new definition of firearm precursor part, to include an order prohibiting the possession of body armor, and to remove the notice portion of the form, with revisions similar to those made to form JV-250.
- *Juvenile Restraining Order After Hearing—Against a Child* (form JV-265) would be revised with the new definition of firearm precursor part and to include an order prohibiting the possession of body armor.
- *Proof of Personal Service* (form JV-268) would be revised at item 4 to include new *Notice of Court Hearing* (form JV-249) and to remove “Notice of Court Hearing and” from the titles of forms JV-250 and JV-260.
- *Prohibited Items Finding and Orders* (form JV-272) would be revised at item 1 to remove “Notice of Court Hearing and” from the titles of forms JV-250 and JV-260.

### **Alternatives Considered**

The committee considered not creating a new separate notice of hearing form. However, the committee concluded that the new form would be of assistance to parties, the courts, and law enforcement by making the temporary order forms easier to complete and understand. For the

reasons discussed above in this invitation to comment, the committee decided it was best to create a new form to provide notice that is separate from the temporary restraining order forms.

All other amendments and revisions were necessary for the forms to correctly reflect recent statutory changes, and so the option of taking no action was not considered for them.

### **Fiscal and Operational Impacts**

The committee anticipates that this proposal will require courts to train court staff and judicial officers on the newly approved forms. Courts will also incur costs to incorporate the forms into the paper or electronic processes.

#### **Request for Specific Comments**

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

- Does the proposal appropriately address the stated purpose?
- Should the rules of court be amended to require notice in a specified way?

The advisory committee also seeks comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would three months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

### **Attachments and Links**

1. Cal. Rules of Court, rules 5.620, 5.625, 5.630, and 5.632, at pages 6–8
2. Forms JV-245, JV-247, JV-249, JV-250, JV-255, JV-257, JV-258, JV-259, JV-260, JV-265, JV-268, and JV-272, at pages 9–64
3. Link A: Assembly Bill 1621,  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=202120220AB1621](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220AB1621)
4. Link B: Assembly Bill 92,  
[https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=202320240AB92](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240AB92)

Rules 5.620, 5.625, and 5.630 of the California Rules of Court would be amended and rule 5.632 would be adopted, effective January 1, 2025, to read:

1 **Rule 5.620. Orders after filing under section 300**

2  
3 (a) \* \* \*

4  
5 (b) **Restraining orders (§ 213.5)**

6  
7 After a petition has been filed under section 300, and until the petition is dismissed  
8 or dependency is terminated, the court may issue restraining orders as provided in  
9 rule 5.630. A temporary restraining order must be prepared on ~~Notice of Court~~  
10 ~~Hearing and Temporary Restraining Order—Juvenile~~ (form JV-250). An order  
11 after hearing must be prepared on *Juvenile Restraining Order After Hearing* (form  
12 JV-255).

13  
14 (c)–(e) \* \* \*

15  
16  
17 **Rule 5.625. Orders after filing of petition under section 601 or 602**

18  
19 (a) **Restraining orders (§ 213.5)**

20  
21 After a petition has been filed under section 601 or 602, and until the petition is  
22 dismissed or wardship is terminated, the court may issue restraining orders as  
23 provided in rule 5.630. A temporary restraining order must be prepared on ~~Notice~~  
24 ~~of Court Hearing and Temporary Restraining Order—Juvenile~~ (form JV-250) or, if  
25 the restrained person is the subject of a petition under section 601 or 602, on ~~Notice~~  
26 ~~of Court Hearing and Temporary Restraining Order Against a Child~~ (form JV-  
27 260). An order after hearing must be prepared on *Juvenile Restraining Order After*  
28 *Hearing* (form JV-255) or, if the restrained person is the subject of a petition under  
29 section 601 or 602, on *Juvenile Restraining Order After Hearing—Against a Child*  
30 (form JV-265).

31  
32 (b)–(c) \* \* \*

33  
34  
35 **Rule 5.630. Restraining orders**

36  
37 (a)–(b) \* \* \*

38  
39 (c) **Application for restraining orders**

40  
41 (1)–(7) \* \* \*

Rules 5.620, 5.625, and 5.630 of the California Rules of Court would be amended and rule 5.632 would be adopted, effective January 1, 2025, to read:

1 (8) The temporary restraining order must be prepared on ~~Notice of Court~~  
2 ~~Hearing and Temporary Restraining Order—Juvenile~~ (form JV-250) or, if  
3 the restrained person is the subject of a petition under section 601 or 602, on  
4 ~~Notice of Court Hearing and Temporary Restraining Order Against a Child~~  
5 (form JV-260), and must state on its face the date of expiration of the order.  
6

7 **(d) Continuance**

8  
9 (1)–(3) \* \* \*

10  
11 (4) Either *Order on Request to Reschedule Restraining Order Hearing* (form JV-  
12 253) can be used to grant or deny a request for a continuance or a new *Notice*  
13 *of Court Hearing and* (form JV-249) and, if granted, Temporary Restraining  
14 *Order—Juvenile* (form JV-250) can be issued. ~~must be used to grant or deny~~  
15 ~~a request for continuance.~~ If the restrained person is the subject of a petition  
16 under section 601 or 602, either form JV-253 can be used or a new *Notice of*  
17 *Court Hearing and* (form JV-249) and, if granted, Temporary Restraining  
18 *Order Against a Child* (form JV-260) can be issued. ~~must be used.~~  
19

20 **~~(e)~~(e) Hearing on application for restraining order**

21  
22 (1)–(4) \* \* \*

23  
24 **(f) Service of ~~restraining order~~ firearms prohibition forms**

25  
26 When service of ~~Notice of Court Hearing and Temporary Restraining Order—~~  
27 ~~Juvenile~~ (form JV-250), ~~Notice of Court Hearing and Temporary Restraining Order~~  
28 ~~Against a Child~~ (form JV-260), ~~Juvenile Restraining Order After Hearing—~~  
29 Juvenile Restraining Order After Hearing (form JV-255), or *Juvenile Restraining*  
30 *Order After Hearing—Against a Child* (form JV-265) is made, it must be served  
31 with a blank Receipt for Firearms, Firearm Parts, and Ammunition (form DV-  
32 800/JV-270) and How Do I Turn In, Sell, or Store Firearms, Firearm Parts, and  
33 Ammunition? (form DV-800-INFO/JV-270-INFO). Failure to serve form JV-270  
34 or JV-270-INFO does not make service of form JV-250, form JV-255, form JV-  
35 260, or form JV-265 invalid.  
36

37 **(g)–(i) \* \* \***

38  
39 **(j) Modification of restraining order**

40  
41 (1) A restraining order may be terminated or modified on the court’s own motion  
42 or in the manner provided for in section 388 or 778, as appropriate, and rule 5.570.

Rules 5.620, 5.625, and 5.630 of the California Rules of Court would be amended and rule 5.632 would be adopted, effective January 1, 2025, to read:

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- (2) A termination ~~or modification~~ order must be made on ~~Change to Restraining Order After Hearing~~ Order to End Restraining Order After Hearing (form JV-257).
- (3) ~~A modification must be made on a~~ A new Restraining Order After Hearing (form JV-255) or, if the restrained person is the subject of a petition under section 601 or 602, a new Juvenile Restraining Order After Hearing—Against a Child (form JV-265), ~~may be prepared in addition to form JV-257.~~

**Rule 5.632. Civil harassment, workplace violence prevention, and domestic violence prevention orders**

A proceeding for the following orders initiated by or brought against a child or youth who is under juvenile court jurisdiction must be heard in the juvenile court that has jurisdiction of the child or youth as required by Code of Civil Procedure section 374.5:

- (1) An order prohibiting harassment under Code of Civil Procedure section 527.6;
- (2) An order prohibiting violence in the workplace under Code of Civil Procedure section 527.8;
- (3) A protective order under division 10 (beginning with section 6200) of the Family Code; and
- (4) A protective order under Family Code sections 7710 and 7720.



Clerk stamps date here when form is filed.

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-245.v5.021424.jh**

**When to use this form**

Use this form to ask for a restraining order if a child in juvenile court needs protection, or you want a restraining order and you have a relationship to the child as listed in item 1b below. If you have a lawyer in this case, the lawyer should fill out this form. **Do not** use this form if you want a restraining order against a child in a juvenile justice (delinquency) case; instead use form JV-258, *Request for Juvenile Restraining Order Against a Child*.

Fill in court name and street address:

**Superior Court of California, County of**

Fill in child's name

**Child's name:**

Court fills in case number when form is filed.

**Case Number:**

**1 Person in Need of Protection**

a. **Name:** \_\_\_\_\_

(If additional people need to be protected, list them in ④.)

**Age:** \_\_\_\_\_

b. **Relationship to child:**

- person in ① is the child
- parent
- guardian
- social worker
- probation officer
- child who lives in same household
- present caregiver of child
- court-appointed special advocate
- representative of Indian child's tribe
- other: \_\_\_\_\_

c. **Lawyer's information** (skip if you do not have a lawyer)

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm name: \_\_\_\_\_

d. **⚠ Address where you or your lawyer can receive court papers**

(This address will be used by the court and by the person in ② to send you official court dates, orders, and papers. For privacy, you may use another address like a post office box or another person's address, if you have their permission and can get your mail regularly. If you have a lawyer, give their address.)

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

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

e. **Your contact information** (optional) or your lawyer's contact information

(The court could use this information to contact you. If you don't want the person in ② to have this information, leave it blank or provide a safe phone number or email address. If you have a lawyer, give their information. If you don't have a lawyer, you may give your information but doing so is optional.)

Telephone: \_\_\_\_\_ Email Address: \_\_\_\_\_ Fax: \_\_\_\_\_

**2 Person to Be Restrained**

a. **Name:** \_\_\_\_\_

b. **Date of birth** (if known): \_\_\_\_\_ **Age** (give estimate if age unknown): \_\_\_\_\_

c. **Gender:**  Male  Female  Nonbinary

d. **Race:** \_\_\_\_\_

e. **Relationship to person in ① a:** \_\_\_\_\_

**This is not a Court Order.**



**3 Describe Why You Need a Restraining Order**

a. **Did the person in ② do any of these things to the person in ①?**

**Check all that apply**  
(Note: These are only some examples of why someone might need a restraining order.)

- Physically hurt or tried to physically hurt
- Sexually abused or tried to sexually abuse
- Used or threatened to use gun or weapon
- Stalked
- Harassed by phone, online, or by any other means
- Isolated the person in ① from friends or family
- Kept the person in ① from eating or getting other basic needs
- Destroyed property (examples: breaking phone, door, window)
- Other (please explain): \_\_\_\_\_

b. **Give details about what the person in ② did that was abusive or harassing.** Start with the most recent incident, then write about any other incidents. Be sure to include details like dates and any emotional or physical harm. Details can also include how often something happened, what was said, or whether weapons were used, etc.

\_\_\_\_\_

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\_\_\_\_\_

Check here if you need more space to describe abuse or harassment. Attach a sheet of paper and write “JV-245, Item 3” at the top.

c.  Check here if you know there is a report that supports your request that has been filed with the court, and complete the section below.

Who wrote the report and when was the report filed? (Check all that apply.)

- Social worker (date report was filed): \_\_\_\_\_
- Probation officer (date report was filed): \_\_\_\_\_
- Other (name): \_\_\_\_\_ (date report was filed): \_\_\_\_\_

**This is not a Court Order.**



**4 Do other people need protection from the person in 2 ?**

- No
- Yes (*If yes, list them.*)

a. <u>Full name</u>	<u>Age</u>	<u>Relationship to the child</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

b. Why do these people need protection?

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

- Check here if you need more space to list additional people or to describe why these people need protection. Attach a sheet of paper and write "JV-245, Item 4" at the top.

**5 Did you provide notice to the person in 2 of this request for a restraining order?**

**(Skip this item if your request is based on domestic violence. To know what domestic violence is, see form DV-500-INFO, page 2, "Am I Eligible?")**

a.  **No** (*If no, complete the section below.*)

(1)  I did not notify the person in 2 or their attorney because I am afraid that the person in 2 will threaten or harm the person in 1a if they receive notice of this request before protection can be granted (*explain*):

\_\_\_\_\_

\_\_\_\_\_

(2)  Other (*describe*):

\_\_\_\_\_

\_\_\_\_\_

b.  **Yes** (*If yes, complete the section below.*)

(1) Who did you notify?  Person in 2  Lawyer of person in 2

(2) When did you provide notice? (*date*): \_\_\_\_\_ (*time*): \_\_\_\_\_  a.m.  p.m.

(3) How did you provide notice? (*Check all that apply.*)

Telephone (*area code and number*): \_\_\_\_\_

Fax (*area code and number*): \_\_\_\_\_

Email (*email address*): \_\_\_\_\_

Other (*describe*): \_\_\_\_\_

**This is not a Court Order.**



**6 Does Person in 2 Have Firearms (Guns), Firearm Parts, or Ammunition?**

(A firearm includes a handgun, rifle, shotgun, and assault weapon. A firearm part means a receiver or frame or any item that may be used as or easily turned into a receiver or frame. Ammunition includes bullets, shells, cartridges, and clips.)

- a.  I don't know
- b.  No
- c.  Yes (If you have information, complete the section below.)

	Describe firearms (guns), firearm parts, or ammunition	How many or what amount?	Location, if known
(1)	_____	_____	_____
(2)	_____	_____	_____
(3)	_____	_____	_____
(4)	_____	_____	_____
(5)	_____	_____	_____
(6)	_____	_____	_____

**Choose the Orders That You Want a Judge to Make**

In this section, you will choose the orders you want a judge to make now. Every situation is different. Choose the orders that fit your situation.

Check all the orders that you want a judge to make (order).

**7  Order to Not Abuse**

I ask the judge to order the person in 2 to not do the following things to any person listed in 1 or 4: Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), block movements, annoy by phone or other electronic means (including repeated contact), or disturb the peace.

If this restraining order is needed to prevent domestic violence, "disturbing the peace" includes coercive control. For more information on what domestic violence, disturbing the peace, and coercive control mean, read form DV-500-INFO, page 2, "Am I Eligible?"

**8  No-Contact Order**

I ask the judge to order the person in 2 to not contact any person listed in 1 or 4.

**This is not a Court Order.**



**9**  **Stay-Away Order**

a. I ask the judge to order the person in **(2)** to stay away from the following persons and places:

*(Check all that apply)*

- Person listed in **(1)**
- Each person listed in **(4)**
- The home of any protected person
- The workplace of any protected person
- The vehicle of any protected person
- The school or child care of any protected person
- Other *(please explain)*: \_\_\_\_\_

b. How far do you want the person to stay away from all the places you checked above?

- 100 yards (300 feet)
- Other *(give distance in yards)*: \_\_\_\_\_

c. Do you and the person in **(2)** live together or live close to each other?

- No
- Yes *(If yes, check one)*:
  - Live together *(If you live together, you can ask that the person in **(2)** move out in **(10)**.)*
  - Live in the same building, but not in the same home
  - Live in the same neighborhood
  - Other *(please explain)*: \_\_\_\_\_

d. Do you and the person in **(2)** have the same workplace or go to the same school?

- No
- Yes *(If yes, check all that apply)*:
  - Work together at *(name of company)*: \_\_\_\_\_
  - Go to the same school *(name of school)*: \_\_\_\_\_
  - Other *(please explain)*: \_\_\_\_\_

**10**  **Order to Move Out**

*(You can make this request if the person in **(2)** lives with the child who is in juvenile court, **and** the person in **(1)** is the child in juvenile court, or has care, custody, and control of the child in juvenile court. Complete the section below if you want to ask for this order.)*

a. I ask the judge to order the person in **(2)** to move out of the home, located at:

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

b. What right does person in **(1)** have to live at the address listed above?

*(Check all that apply)*

The person in **(1)**:

- owns the home.
- is on the lease.
- lives at the address with a child in this case
- has lived at the address for \_\_\_\_\_ years, \_\_\_\_\_ months.
- pays for some or all of the rent or mortgage.
- other *(please explain)*: \_\_\_\_\_

**This is not a Court Order.**



**11**  **Visitation with Children**

Check this box if you have a child or children with the person in **(2)** and want the judge to make orders to protect your children.

a.  The requested orders are:

\_\_\_\_\_

\_\_\_\_\_

b.  The requested orders are in the attached form JV-205, *Visitation (Parenting Time) Order—Juvenile*.

c.  The requested orders are in the attached document (*specify form or document*): \_\_\_\_\_

**12**  **Protect Animals**

a. (You may ask the judge to protect any animals that belong to the person in **(1)** or anyone who lives with that person.)

	Name (or other way to ID animal)	Type of animal	Breed (if known)	Color
(1)	_____	_____	_____	_____
(2)	_____	_____	_____	_____
(3)	_____	_____	_____	_____
(4)	_____	_____	_____	_____

b. I ask the judge to protect the animals listed above by ordering the person in **(2)** to:

(Check all that apply)

(1)  Stay away from the animals by at least:

100 yards (300 feet)     Other (*give distance in yards*): \_\_\_\_\_

(2)  **Not** take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals.

(3)  Give me sole possession, care, and control of the animals because:

(Check all that apply)

Person in **(2)** abuses the animals.     I take care of these animals.

I purchased these animals.     Other (*please explain*): \_\_\_\_\_

**This is not a Court Order.**



### Automatic Orders if the Judge Grants Restraining Order

In this section are orders that the person in ② would have to follow if the judge grants a restraining order.

**13 No Firearms (Guns), Firearm Parts, or Ammunition**

- Turn in, sell, or store any firearms (guns), firearm parts, or ammunition that they have or control.
- Prohibited from buying firearms (guns), firearm parts, and ammunition.

**14 No Body Armor**

- Not own, possess, or buy body armor.
- Relinquish any body armor in their possession.

**15 Cannot Look for Protected People and Others**

Not allowed to look for the address or location of any person protected by the restraining order or the location or the address of family members, caretakers, or guardians of the protected people unless the court finds good cause to not make this order.

**16 Additional Pages**

If you used additional paper or forms, enter the number of extra pages attached to this form: \_\_\_\_\_

**17 Your Signature**

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Type or print your name*

\_\_\_\_\_  
*Sign your name*

**18 Your Lawyer's Signature (if you have one)**

Date: \_\_\_\_\_

\_\_\_\_\_  
*Lawyer's name*

\_\_\_\_\_  
*Lawyer's signature*

### Your Next Steps

**1 You must complete at least two additional forms:**

- [Form JV-250, Temporary Restraining Order—Juvenile \(only items 1, 2, and 3\)](#)
- [Form CLETS-001, Confidential Information for Law Enforcement](#)
- **If you are asking for child visitation orders and did not write the request on this form, you must complete for JV-205, Visitation (Parenting Time) Order—Juvenile, or attach another document with the requested visitation plan.**

**2 Turn in your completed forms to the court. Find out when your forms will be ready for pickup.**

Clerk stamps date here when form is filed.

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-247.v5.021624.jh**

Use this form if someone has asked for a restraining order against you, and you want to respond in writing. If you have a lawyer in this case, the lawyer should fill out this form. You will need a copy of the form JV-245, *Request for Juvenile Restraining Order*, that was filled out by the person who asked for a restraining order against you. There is no cost to file this form with the court.

**1 Name of Person Asking for Protection:**

(See form JV-245, item 1 a):

\_\_\_\_\_

**2 Your Name:**

**! Address where you can receive court papers**

(This address will be used by the court and by the person in 1 to send you official court dates, orders, and papers. For privacy, you may use another address like a post office box or another person's address, if you have their permission and can get your mail regularly. If you have a lawyer, work with them to fill out this form and give their information.)

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

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**! Your contact information (optional)**

(The court may use this information to contact you. If you don't want the person in 1 to have this information, leave it blank or provide a safe phone number or email address. If you have a lawyer, give their information.)

Email Address: \_\_\_\_\_ Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

**Your lawyer's information (if you have one)**

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

**3 Your Hearing Date (Court Date)**



Your hearing date is listed on form JV-249, *Notice of Court Hearing*. If you do not agree to having a restraining order against you, attend your hearing. If you do not attend your hearing, the judge could grant a restraining order that could last up to three years.

Fill in court name and street address:

Superior Court of California, County of

Fill in child's name

Child's name:

Fill in case number:

Case Number:

**This is not a Court Order.**





**How to complete this form:** To answer the questions below, look at the form JV-245 filled out by the person in ①. Tip: When the restraining order forms say “the person in ②,” that means you, and “the person in ①” means the person who is asking for a restraining order against you.

**4 Information About You** (see ② on form JV-245)

The person in ① listed your name, age, gender, and date of birth. If any of the information is incorrect, use the space below to give the correct information.

**5 Your Relationship to the Person in ①**

In item ② of form JV-245, has the person in ① correctly described your relationship with them?

Yes  No If no, what is your relationship with the person in ①?:

**6 Other Protected People**

If the judge grants a restraining order, it can protect more than one person. See item ④ on form JV-245 to see if the person in ① is asking for other people to be protected by the restraining order.

- a.  I agree to the order requested.  
b.  I do not agree to the order requested.

Explain why you disagree, or describe a different order that you would agree to: \_\_\_\_\_

**7 Order to Not Abuse** (see ⑦ on form JV-245)

- a.  I agree to the order requested.  
b.  I do not agree to the order requested.

Explain why you disagree, or describe a different order that you would agree to: \_\_\_\_\_

**8 No-Contact Order** (see ⑧ on form JV-245)

- a.  I agree to the order requested.  
b.  I do not agree to the order requested.

Explain why you disagree, or describe a different order that you would agree to: \_\_\_\_\_

**9 Stay-Away Order** (see ⑨ on form JV-245)

- a.  I agree to the orders requested.  
b.  I do not agree to the orders requested.

Explain why you disagree, or describe a different order that you would agree to: \_\_\_\_\_

**This is not a Court Order.**



**10**  **Order to Move Out** (see **10** on form JV-245)

- a.  I agree to the order requested.
- b.  I do not agree to the order requested.

Explain why you disagree, or describe a different order that you would agree to: \_\_\_\_\_  
\_\_\_\_\_

**11**  **Visitation of Children** (see **11** on form JV-245)

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested.

Explain why you disagree, or describe a different order that you would agree to: \_\_\_\_\_  
\_\_\_\_\_

You can also complete form JV-205, *Visitation (Parenting Time) Order—Juvenile* and attach it to this form.

**12**  **Protect Animals** (see **12** on form JV-245)

- a.  I agree to the orders requested.
- b.  I do not agree to the orders requested.

Explain why you disagree, or describe a different order that you would agree to: \_\_\_\_\_  
\_\_\_\_\_

**13** **Firearms (Guns), Firearm Parts, or Ammunition** (see **13** on form JV-245)

If you were served with form JV-250, *Temporary Restraining Order*, you must follow the orders in **5** on form JV-250. You must file a receipt with the court from a law enforcement agency or a licensed gun dealer within 48 hours after you received form JV-250. You may use [form DV-800/JV-270](#), *Receipt for Firearms, Firearm Parts, and Ammunition*.

*Check all that apply*

- a.  I do not own or have any prohibited items (firearms (guns), prohibited firearm parts, or ammunition).
- b.  I have turned in all prohibited items that I have or control to law enforcement or sold/stored them with a licensed gun dealer. A copy of the receipt showing that I turned in, sold, or stored the prohibited items (*check all that apply*):
  - is attached     has already been filed with the court.
- c.  I ask for an exception to carry a firearm for work only. (You will have to show the judge that your work requires you to have a firearm, and that your employer cannot reassign you to another position where a firearm is not needed. If you are a peace officer, there are additional requirements.)

(Give details, like what your job is and why you need a firearm: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**This is not a Court Order.**



**14 No Body Armor** (see 14 on form JV-245)

If you were served with form JV-250, *Temporary Restraining Order—Juvenile*, you are prohibited from owning, possessing, or buying body armor. You must also relinquish any body armor you have in your possession. (Check all that apply).

- a.  I do not own or have any body armor.
- b.  I have relinquished all body armor that I have in my possession.
- c.  I was granted an exception, or will ask for an exception, to have body armor. Note: This exception is granted by a chief of police or sheriff. See Penal Code section 31360(c). (Attach a copy of the letter granting permission, if you have one.)

**15 Cannot Look for Protected People** (see 15 on form JV-245)

- a.  I agree to the order.
- b.  I do not agree to the order.

Explain why you disagree, or describe a different order that you would agree to:

\_\_\_\_\_

\_\_\_\_\_

**16 Additional Reasons I Do Not Agree With the Request** (optional)

Explain why you do not agree to any of the orders requested by the person in 1 (give specific facts and reasons):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Check here if you need more space. Attach a sheet of paper and write “JV-247, Additional Reasons I Do Not Agree” at the top.

**17 Additional Pages**

Number of pages attached to this form, if any: \_\_\_\_\_

**18 Your Signature**

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Type or print your name

\_\_\_\_\_  
Sign your name

**19 Your Lawyer's Signature** (if you have one)

Date: \_\_\_\_\_

\_\_\_\_\_  
Lawyer's name

\_\_\_\_\_  
Lawyer's signature

**This is not a Court Order.**

*Clerk stamps date here when form is filed.*

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-249.v6.031324.jh**

**Instruction:** The person asking for a restraining order must complete items ① and ②. The court will complete the rest of this form.

**① Person Asking for Protection**

Name: \_\_\_\_\_

Your lawyer (if you have one for this case)

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

*Fill in court name and street address:*

**Superior Court of California, County of**

**② Person to Be Restrained**

Name: \_\_\_\_\_

*Court fills in case number when form is filed.*

**Case Number:**

**③ Notice of Hearing**

**A court hearing is scheduled on the request for restraining orders against the person in ②:**



Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Dept.: \_\_\_\_\_ Room: \_\_\_\_\_

Name and address of court if different from above: \_\_\_\_\_

You may attend your court date remotely, such as by phone or video conference. For more information, go to the court's website for the county listed above. To find the court's website, go to [www.courts.ca.gov/find-my-court.htm](http://www.courts.ca.gov/find-my-court.htm).

**To the person in ②:**

- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
- If you do not attend the hearing, the judge may still grant the restraining order that could last up to three years. After you receive a copy of the order, you could be arrested if you violate the order.

**④ Temporary Restraining Orders (Any orders granted are attached on  form JV-250  form JV-260)**

a. Temporary Restraining Orders (any order requested under Welfare and Institutions Code section 213.5) (Check one)

- (1)  All **granted** until the court hearing.
- (2)  All **denied** until the court hearing. (Reasons for denial are given below in b.)
- (3)  Partly **granted** and partly **denied** until the court hearing. (Reasons for denial are given in b.)



- 4 b. (1)  The request is based on domestic violence and the reasons for denial of some or all of the orders requested are:
- (a)  The facts given in the request do not show reasonable proof of a past act or acts of abuse. (Family Code sections 6300, 6320, and 6320.5.)
  - (b)  The facts given in the request do not give enough detail about the most recent incidents of abuse, including what happened, the dates, who did what to whom, or any injuries or history of abuse.
  - (c)  Other reasons for denial: \_\_\_\_\_
- (2)  The request is not based on domestic violence and the reasons for denial of some or all of the personal conduct and stay-away orders as requested are:
- (a)  The facts as stated do not sufficiently show acts of violence, threats of violence, or a course of conduct that seriously alarmed, annoyed, or harassed the person in ① and caused substantial emotional distress.
  - (b)  Other reasons for denial:  As stated on Attachment 4b.
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

5 **Service of Documents by the Person in ①**

At least  five  \_\_\_\_\_ days before the hearing, someone age 18 or older—not you or anyone to be protected—must personally give (serve) a court file-stamped copy of this form (JV-249, *Notice of Court Hearing*) to the person in ② along with a copy of all the forms indicated below:

- a.  JV-245, *Request for Juvenile Restraining Order* (file-stamped)
- b.  JV-250, *Temporary Restraining Order* (file-stamped), **if granted**
- c.  JV-247, *Response to Request for Juvenile Restraining Order* (blank form)
- d.  JV-258, *Request for Juvenile Restraining Order Against a Child*
- e.  JV-259, *Response to Request for Juvenile Restraining Order Against a Child*
- f.  JV-260, *Temporary Restraining Order Against a Child* (file-stamped), **if granted**
- g.  Other (*specify*): \_\_\_\_\_
- h.  Other (*specify*): \_\_\_\_\_

Date: \_\_\_\_\_



\_\_\_\_\_  
*Judicial Officer*



**To the Person in ①:**

- The court cannot grant a long-term restraining order unless the person in ② has been personally given (served) a copy of your request and any temporary orders. To show that the person in ② has been served, the person who served the forms must fill form JV-268, *Proof of Personal Service*.
- If you are unable to serve the person in ② in time, you may ask for more time to serve the documents.

**To the Person in ②:**

- If you want to respond in writing, mail a copy of your completed form JV-247, *Response to Request for Juvenile Restraining Order*, or form JV-259, *Response to Request for Juvenile Restraining Order Against a Child*, to the person in ① and file it with the court. You cannot mail form JV-247 or JV-259 yourself. Someone age 18 or older — **not you** — must do it.
- To show that the person in ① has been served by mail, the person who mailed the form must fill out a proof of service form. Form JV-510, *Proof of Personal Service—Juvenile*, may be used. File the completed form with the court before the hearing and bring a copy with you to the hearing.
- If you are unable to attend your court hearing or need more time to prepare your case, you may ask the judge to reschedule your court date.
- Whether or not you respond in writing, attend the hearing if you want the judge to hear from you before making an order. At the hearing, tell the judge why you agree or disagree with the orders requested. Bring any evidence or witnesses you have.
- **At the hearing, the judge may make restraining orders against you that could last up to three years.**
- **The judge may also make other orders about your children, and may again order you to turn in, sell, or store any firearms (guns), firearm parts, or ammunition that you own or have.**

**Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms) for *Disability Accommodation Request* (form MC-410). (Civil Code section 54.8.)

*(Clerk will fill out this part.)*

*Clerk's Certificate*  
[seal]

**—Clerk's Certificate—**

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

*Clerk stamps date here when form is filed.*

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-250.v6.031324.jh**

**Instruction:** The person asking for a restraining order must complete items **①**, **②**, and **③** only. The court will complete the rest of this form.

**Original Order**       **Amended Order**

**① Protected Person (name):** \_\_\_\_\_

**② Restrained Person**

**\*Full Name:** \_\_\_\_\_

**\*Gender:**  M     F     Nonbinary

**\*Age:** \_\_\_\_\_ *(Give estimate, if age unknown.)*

Date of Birth: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_

**\*Race:** \_\_\_\_\_

Relationship to person in **①**: \_\_\_\_\_

Address of restrained person: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Type, number, and location of firearms or ammunition:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**(Information that has a star (\*) next to it is required to add this order into a California police database. Give all the information you know.)**

*Fill in court name and street address:*

**Superior Court of California, County of**  
\_\_\_\_\_  
\_\_\_\_\_

*Fill in child's name*

**Child's name:**  
\_\_\_\_\_  
\_\_\_\_\_

*Court fills in case number when form is filed.*

**Case Number:**  
\_\_\_\_\_  
\_\_\_\_\_

**③  Other Protected People**

In addition to the person named in **①**, the people listed below are protected by the orders listed in **⑧** through **⑪**.

<u>Full name</u>	<u>Age</u>	<u>Relationship to child</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

Check here if you need to list more people. List them on a separate piece of paper, write “JV-250, Other Protected People” at the top, and attach it to this form.

**④ Your Hearing Date (Court Date)**



**This order expires at the end of the hearing listed below:**

Hearing Date: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.     p.m.

**This order must be enforced throughout the United States. See page 5.**

**This is a Court Order.**



**To the Person in ②**

The judge has granted temporary orders. See items ⑤ through ⑭. If you do not obey these orders, you can be charged with a crime, go to jail or prison, and/or pay a fine. It is a felony to take or hide a child in violation of this order.

If the judge makes a restraining order at the hearing that has the same orders as in this form, you will get a copy of that order by mail at the address in ②. If this address is not correct, or to find out if the orders were made permanent, contact the court.

**⑤ No Firearms (Guns), Firearm Parts, or Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, stored, or sold. (You may use [form DV-800/JV-270](#), *Receipt for Firearms, Firearm Parts, and Ammunition*.) If law enforcement served you with the restraining order, you must immediately surrender any prohibited items you have upon request by the officer. Within 48 hours, you must give a copy of the receipt to that law enforcement agency.

**⑥  Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

**a. Firearms and firearm parts**

Description	Location, if known	Proof of compliance received by the court
(1) _____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	<input type="checkbox"/> (date): _____

**This is a Court Order.**





**6 b. Ammunition**


Description	Amount, if known	Location, if known	Proof of compliance received by the court
(1) _____	_____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	_____	<input type="checkbox"/> (date): _____

Check here to list additional items. List them on a separate piece of paper, write "JV-250, Restrained Person Has Prohibited Items" at the top, and attach it to this form.

**7  Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance**

In addition to the hearing listed in item 4, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in 5b) you still have or own, including any items listed in 6. If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify a prosecuting attorney of the violation.

Name and address of court, if different from court address listed on page 1

 Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
 Time: \_\_\_\_\_ Room: \_\_\_\_\_

**8 No Body Armor**

You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.

**9 Cannot Look for Protected People and Others**

You must not take any action to look for any person protected by this order or a protected person’s family members, caretakers, or guardians, including their addresses or locations.

If checked, this order was **not granted** because the judge found good cause not to make the order.

**10 Order to Not Abuse  Not requested  Denied until the hearing  Granted as follows:**

**You must not do the following things to the person in 1 and any person listed in 3:**

Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), block movements, annoy by phone or other electronic means (including repeated contact), or disturb the peace.

(If this box is checked, this case involves domestic violence and you must not do any of the actions listed below.)

•“Disturb the peace” means to destroy someone’s mental or emotional calm. This can be done directly or indirectly, such as through someone else. This can also be done in any way, such as by phone, over text, or online. Disturbing the peace includes coercive control.

**This is a Court Order.**



**10** •“Coercive control” means a number of acts that unreasonably limit the free will and individual rights of any person protected by this restraining order. Examples include isolating them from friends, relatives, or other support; keeping them from food or basic needs; controlling or keeping track of them, including their movements, contacts, actions, money, or access to services; and making them do something by force, threat, or intimidation, including threats based on actual or suspected immigration status. Coercive control includes reproductive coercion meaning controlling someone's reproductive choices, such as using force, threat, or intimidation to pressure someone to be or not be pregnant, and to control or interfere with someone’s contraception, birth control, pregnancy, or access to health information.

**11 No-Contact Order**     Not requested     Denied until the hearing     Granted as follows:

- a. You must **not contact**     the person in **1**     the persons in **3**  
directly or indirectly, by any means, including by telephone, mail, email, or other electronic means.
- b.  Exception to 11a:
- (1)  You may have brief and peaceful contact with the person in **1** only to communicate about your children for court-ordered visits.
- (2)  You may have contact with your children only during court-ordered contact or visits.
- (3)  Other (*explain*): \_\_\_\_\_
- c. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

**12 Stay-Away Order**     Not requested     Denied until the hearing     Granted as follows:

- a. You must stay at least (*specify*): \_\_\_\_\_ yards away from (*check all that apply*):
- |   |  |
|---|--|
| <input type="checkbox"/> Person in <b>1</b> .                     | <input type="checkbox"/> School of person in <b>1</b> .  |
| <input type="checkbox"/> Home of person in <b>1</b> .             | <input type="checkbox"/> Persons in <b>3</b> .           |
| <input type="checkbox"/> Job or workplace of person in <b>1</b> . | <input type="checkbox"/> Children’s school or childcare. |
| <input type="checkbox"/> Vehicle of person in <b>1</b> .          | <input type="checkbox"/> Other ( <i>explain</i> ): _____ |
- b.  Exception to 12a:
- The stay-away orders do not apply:
- (1)  For you to exchange your children for court-ordered visits. You must do so briefly and peacefully.
- (2)  For you to contact or visit with your children for court-ordered contact or visits.
- (3)  Other (*explain*): \_\_\_\_\_
- \_\_\_\_\_

**13 Order to Move Out**     Not requested     Denied until the hearing     Granted as follows:

You must take only personal clothing and belongings needed until the hearing and move out immediately from (*address*): \_\_\_\_\_

**This is a Court Order.**



**14**  **Visitation With Children**     **Not requested**     **Denied until the hearing**     **Granted as follows:**

The court has ordered visitation with the children in this case.

- a.  The visitation orders are (*specify*):  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- b.  The orders are in the attached form JV-205, *Visitation (Parenting Time) Order—Juvenile*.
- c.  The orders are in an attached document (*specify*): \_\_\_\_\_  
 \_\_\_\_\_

**15** **Protect Animals**     **Not requested**     **Denied until the hearing**     **Granted as follows:**

- a.  You must stay at least \_\_\_\_\_ yards away from the animals listed below.
- b.  You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals listed below.
- c.  The person in **1** is given the sole possession, care, and control of the animals listed below.

Name ( <i>or other way to ID animal</i> )	Type of animal	Breed ( <i>if known</i> )	Color
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**16** **Service**

- a.  **No other service is needed.** The person in **2** attended the juvenile court hearing on (*date*): \_\_\_\_\_ when these orders were made.
- b.  **The person in **2** must be personally served** with a copy of this order, a blank copy of *Response to Request for Juvenile Restraining Order* (form JV-247), and *Request for Juvenile Restraining Order* (form JV-245), if form JV-245 was filed, by (*date*): \_\_\_\_\_

**17** **Enter Restraining Order Into Database**

Within one business day, this order must be entered into the California Law Enforcement Telecommunications System (CLETS).

- a.  The court will enter the order into CLETS.
- b.  The court or someone it designates will send a copy of this order to a local law enforcement agency. If the court designates someone, provide their name: \_\_\_\_\_

**18**  **Attached Pages**

Number of pages attached to this seven-page form: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
*Judicial Officer*

**This is a Court Order.**



**Certificate of Compliance With Violence Against Women Act for Temporary Orders**

This temporary protective order meets all “full faith and credit” requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994), upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in all jurisdictions throughout the 50 United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**

**Instructions for Law Enforcement**

This order is effective when made. It is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency shall advise the restrained person of the terms of the order and then shall enforce it. Violations of this order are subject to criminal penalties.

**Duties of Officer Serving This Order**

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in ⑤, or has custody or control of any that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form DV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer’s name and law enforcement agency.

**Arrest Required if Order Is Violated**

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code sections 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

**If the Protected Person Contacts the Restrained Person**

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Penal Code section 13710(b).)

**This is a Court Order.**

## Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Penal Code section 136.2 and Family Code sections 6383(h)(2), 6405(b)):

1. **Emergency Protective Order (EPO):** If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
  
2. **No-Contact Order:** If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item (11) is an example of a no-contact order.
  
3. **Criminal Protective Order (CPO):** If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Family Code sections 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Penal Code section 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
  
4. **Civil Restraining Orders:** If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment) then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

*(The clerk will fill out this part.)*

### —Clerk's Certificate—

*Clerk's Certificate  
[seal]*

I certify that the foregoing *Temporary Restraining Order—Juvenile* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**

Clerk stamps date here when form is filed.

Original Order                       Amended Order

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-255.v4.021424.jh**

① **Protected Person (name):** \_\_\_\_\_

② **Restrained Person**

**\*Full Name:** \_\_\_\_\_

**\*Gender:**  M    F    Nonbinary

**\*Age:** \_\_\_\_\_ (Give estimate, if age unknown.)

Date of Birth: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_

**\*Race:** \_\_\_\_\_

Relationship to person in ①: \_\_\_\_\_

Address of restrained person: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

(Information that has a star (\*) next to it is required to add this order into a California police database. Give all the information you know.)

Fill in court name and street address:

**Superior Court of California, County of**

\_\_\_\_\_

Fill in child's name

**Child's name:**

\_\_\_\_\_

Court fills in case number when form is filed.

**Case Number:**

\_\_\_\_\_

③  **Other Protected People**

In addition to the person in ①, the following persons are protected by orders as indicated in items ⑪ through ⑭.

<u>Full name</u>	<u>Relationship to person in ①</u>	<u>Age</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

Check here if you need to list more people. List them on a separate piece of paper, write "JV-255, Other Protected People" at the top, and attach it to this form.

④ **Expiration Date**

This restraining order, except the orders noted below,\* end on:

(date): \_\_\_\_\_ at (time): \_\_\_\_\_  a.m.  p.m. or  midnight

**\*Custody and visitation orders remain in effect after the restraining order ends. Custody and visitation orders usually end when the child is 18.**

- If no date is written, the restraining order ends three years after the date of the hearing in item ⑤a.
- If no time is written, the restraining order ends at midnight on the expiration date.

**This order must be enforced throughout the United States. See page 6.**

**This is a Court Order.**



**5 Hearing**

- a. The hearing was on (date): \_\_\_\_\_ with (name of judicial officer): \_\_\_\_\_
- b. These people were at the hearing (check all that apply):
- The person in ①  The lawyer for the person in ① (name): \_\_\_\_\_
- The person in ②  The lawyer for the person in ② (name): \_\_\_\_\_

**6  Future Court Hearing**

- The person in ①  The person in ② must attend court on:

Date: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.  p.m.

Department: \_\_\_\_\_ to review (list issues): \_\_\_\_\_

\_\_\_\_\_  
Name and address of court if different than on page 1: \_\_\_\_\_

\_\_\_\_\_

**To the Person in ②**

**The court has granted a long-term restraining order. See ⑦ through ⑰. If you do not obey these orders, you can be charged with a crime, go to jail or prison, and/or pay a fine. It is a felony to take or hide a child in violation of this order.**

**7 No Firearms (Guns), Firearm Parts, or Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. Prohibited items are:
- (1) Firearms;
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, stored, or sold. (You may use [form DV-800/JV-270, Receipt for Firearms, Firearm Parts, and Ammunition.](#)) If law enforcement served you with the restraining order, you must immediately surrender any prohibited items you have upon request by the officer. Within 48 hours, you must give a copy of the receipt to that law enforcement agency.
- f.  Limited Exemption: The judge has made the necessary findings to grant an exemption under Family Code section 6389(h). Under California law, the person in ② is not required to relinquish this firearm (make, model, and serial number of firearm): \_\_\_\_\_ but must have it only during scheduled work hours and while traveling to and from their place of work. Even if exempt under California law, the person in ② may be subject to federal prosecution for possessing or controlling a firearm.

**This is a Court Order.**



**8**  **Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

**a. Firearms and firearm parts**

Description	Location, if known	Proof of compliance received by the court
(1) _____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	<input type="checkbox"/> (date): _____

**b. Ammunition**

Description	Amount, if known	Location, if known	Proof of compliance received by the court
(1) _____	_____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	_____	<input type="checkbox"/> (date): _____

Check here to list additional items. List them on a separate piece of paper, write “JV-255, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**9**  **Restrained Person Has Not Complied With Surrendering Prohibited Items**

a. The court finds that you have not fully complied with the orders previously granted on (date): \_\_\_\_\_ The court has not received a receipt or proof of compliance for all the items listed in **8**.

b. Notify Prosecutor  
The court will immediately notify the following prosecuting agency of this violation.  
(prosecuting agency): \_\_\_\_\_

**10**  **Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance**

You must attend the court hearing in **6** to prove that you have properly turned in, sold, or stored all prohibited items (described in **7**b) you still have or own, including any items listed in **8**. If you do not attend the court hearing listed in **6**, a judge may find that you have violated the restraining order and notify a prosecuting attorney of the violation.

**This is a Court Order.**





**11 No Body Armor**

You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.

**12 Cannot Look for Protected People and Others**

You must not take any action to look for any person protected by this order or a protected person's family members, caretakers, or guardians, including their addresses or locations.

If checked, this order was not granted because the court found good cause not to make this order.

**13  Order to Not Abuse**

**You must not do the following things to the person in ① and any person listed in ③:**

Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, keep under surveillance, impersonate (on the internet, electronically, or otherwise), block movements, annoy by phone or other electronic means (including repeated contact), or disturb the peace.

*(If this box is checked, this case involves domestic violence and you must not do any of the actions listed below.)*

- “Disturb the peace” means to destroy someone’s mental or emotional calm. This can be done directly or indirectly, such as through someone else. This can also be done in any way, such as by phone, over text, or online. Disturbing the peace includes coercive control.
- “Coercive control” means a number of acts that unreasonably limit the free will and individual rights of any person protected by this restraining order. Examples include isolating them from friends, relatives, or other support; keeping them from food or basic needs; controlling or keeping track of them, including their movements, contacts, actions, money, or access to services; and making them do something by force, threat, or intimidation, including threats based on actual or suspected immigration status. Coercive control includes reproductive coercion meaning controlling someone’s reproductive choices, such as using force, threat, or intimidation to pressure someone to be or not be pregnant, and to control or interfere with someone’s contraception, birth control, pregnancy, or access to health information.

**14  No-Contact Order**

a. You must **not contact**  the person in ①,  the persons in ③, directly or indirectly, by any means, including by telephone, mail, email, or other electronic means.

b.  Exception to 14a:

(1)  You may have brief and peaceful contact with the person in ① only to communicate about your children for court-ordered visits.

(2)  You may contact or visit with your children only during court-ordered contact or visits.

(3)  Other (*explain*): \_\_\_\_\_

c. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

**This is a Court Order.**



**15**  **Stay-Away Order**

a. You **must** stay at least (*specify*): \_\_\_\_\_ yards away from (*check all that apply*):

- The person in ①.
- Home of person in ①.
- Job or workplace of person in ①.
- Vehicle of person in ①.
- School of person in ①.
- Persons in ③.
- Children’s school or childcare.
- Other (*specify*): \_\_\_\_\_

b.  Exception to 14a:

The stay-away orders do not apply:

(1)  For you to exchange your children for court-ordered visits. You must do so briefly and peacefully.

(2)  For you to contact or visit with your children for court-ordered contact or visits.

(3)  Other (*explain*): \_\_\_\_\_  
\_\_\_\_\_

**16**  **Order to Move Out**

You must move out immediately from (*address*): \_\_\_\_\_  
\_\_\_\_\_

**17**  **Visitation With Children**

The judge has ordered visitation with the children in this case.

a.  The orders are:

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

b.  The orders are in the attached form JV-205, *Visitation (Parenting Time) Order—Juvenile*.

c.  The orders are in an attached document (*specify other form or document*):

\_\_\_\_\_

**18**  **Protect Animals**

a.  You must stay at least \_\_\_\_\_ yards away from the animals listed below.

b.  You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals listed below.

c.  The person in ① is given the sole possession, care, and control of the animals listed below.

Name ( <i>or other way to ID animal</i> )	Type of animal	Breed ( <i>if known</i> )	Color
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**This is a Court Order.**



**19 Service**

(Check a or b)

- a.  **No other proof of service is needed.** The person in ② attended the hearing on (date): \_\_\_\_\_.
- b.  **The person in ② did not attend the hearing.** Proof of service of form JV-245 and form JV-250 was presented to the court. (Check all that apply):
  - (1)  This order can be served by mail. The judge’s orders in this form are the same as the orders in form JV-250 except for the expiration date. The person in ② must be served (given) a copy of this order, either by mail or in person.
  - (2)  This order must be personally served. The judge’s orders in this form are different from the orders in form JV-250. The person in ② must be personally served (given) a copy of this order.
  - (3)  The court has scheduled a firearms and ammunition compliance hearing. The person in ① must have a copy of this order served on the person in ② by:
    - (A)  Personal service by (date): \_\_\_\_\_
    - (B)  Mail at the person in ②’s last known address by (date): \_\_\_\_\_

**20 Enter Restraining Order Into Database**

Within one business day, this order must be entered into the California Law Enforcement Telecommunications System (CLETS).

- a.  The court will enter the order into CLETS.
- b.  The court or someone it designates will send a copy of this order to a local law enforcement agency. If the court designates someone, provide the person's name: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Judicial Officer

**Certificate of Compliance With Violence Against Women Act**

This restraining (protective) order meets all “full faith and credit” requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994), upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**

**This is a Court Order.**



## Instructions for Law Enforcement

### Start Date and End Date of Orders

The orders *start* on the earlier of the following dates:

- The hearing date in item (5)a on page 2; or
- The date next to the judge's signature on page 5.

The orders *end* on the expiration date in item (4) on page 1. If no date is listed, they end three years from the hearing date in item (5)a on page 2.

### Duties of Officer Serving This Order

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in (6), or has custody or control of any that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form DV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer's name and law enforcement agency.

### Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, in the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

### Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Penal Code section 836(c)(1); Family Code section 6383.)

Consider the restrained person "served" (notified) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Family Code section 6383; Penal Code section 836(c)(2).) An officer can obtain information about the contents of the order in the California Restraining and Protective Order System (CARPOS). (Family Code section 6381(b), (c).)

### Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code sections 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

**This is a Court Order.**



**Instructions for Law Enforcement****Conflicting Orders—Priorities for Enforcement**

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Penal Code section 136.2 and Family Code sections 6383(h)(2), 6405(b)):

1. **Emergency Protective Order (EPO):** If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
2. **No-Contact Order:** If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item (13) is an example of a no-contact order.
3. **Criminal Protective Order (CPO):** If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Family Code sections 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Penal Code section 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
4. **Civil Restraining Orders:** If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

*(The clerk will fill out this part.)*

*Clerk's Certificate*  
[seal]

**—Clerk's Certificate—**

I certify that this *Juvenile Restraining Order After Hearing* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**

Clerk stamps date here when form is filed.

(Use this form to end (terminate) a juvenile restraining order (form JV-255 or JV-265).

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**3.12.24**

**Changes are substantial and**  
**therefore not highlighted.**

① **Protected Person (name):** \_\_\_\_\_

② **Restrained Person (name):** \_\_\_\_\_

Fill in court name and street address:

**Superior Court of California, County of**

③ **Court's Order**

The court has ended the (check one):

- Restraining Order After Hearing, form JV-255.  
 Restraining Order After Hearing—Against a Child, form JV-265.

Fill in child's name

**Child's name:**

④ **Hearing**

Court fills in case number when form is filed.

**Case Number:**

a. The hearing was on (date): \_\_\_\_\_  
with (name of judicial officer): \_\_\_\_\_

b. These people attended the hearing (check all that apply):

- The person in ①     The lawyer for the person in ① (name): \_\_\_\_\_  
 The person in ②     The lawyer for the person in ② (name): \_\_\_\_\_

⑤ **Enter Restraining Order Into Database**

Within one business day, this order must be entered into the California Law Enforcement Telecommunications System (CLETS).

- a.  The court will enter the order into CLETS.  
b.  The court or someone it designates will send a copy of this order to a local law enforcement agency.

If the court designates someone, provide the person's name: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
*Judicial Officer*

**This is a Court Order.**



Case Number:

*(The clerk will fill out this part.)*

*Clerk's Certificate*  
*[seal]*

**—Clerk's Certificate—**

I certify that this *Order to End Restraining Order After Hearing* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**

*Clerk stamps date here when form is filed.*

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-258.v5.021424.jh**

**When to use this form**

Use this form if you want a restraining order **against a child or youth** in a juvenile justice (delinquency) case. If you have a lawyer in this case, the lawyer should fill out this form for you. If you want a restraining order in a juvenile case but against someone who is not the child, use form JV-245, *Request for Juvenile Restraining Order*.

*Fill in court name and street address:*

**Superior Court of California, County of**

*Fill in child's name*

**Child's name:**

*Court fills in case number when form is filed.*

**Case Number:**

**1 Person in Need of Protection**

a. **Name:** \_\_\_\_\_  
(If you are a lawyer asking for a restraining order for someone else, like a victim in this case, write your name below in ①e. If additional people need to be protected, list them in ④.)

b. **Age:** \_\_\_\_\_

c. **⚠ Address where you can receive court papers**  
(This address will be used by the court and by the person in ② to send you official court dates, orders, and papers. For privacy, you may use another address like a post office box or another person's address, if you have their permission and can get your mail regularly. If you have a lawyer, give their address.)

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

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

d. **Contact Information**  
(The court could use this information to contact you, If you don't want the person in ② to have this information, leave it blank or provide a safe phone number or email address. If you have a lawyer give their information.)

Telephone: \_\_\_\_\_ Email Address: \_\_\_\_\_ Fax: \_\_\_\_\_

e.  **Lawyer Making This Request** (if not the person in ①a)  
Name: \_\_\_\_\_ Title: \_\_\_\_\_  
Firm Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

**2 Child or Youth to Be Restrained**

- a. **Name:** \_\_\_\_\_
- b. **Date of birth** (if known): \_\_\_\_\_ **Age** (give estimate, if age unknown): \_\_\_\_\_
- c. **Gender:**  Male  Female  Nonbinary
- d. **Race:** \_\_\_\_\_
- e. **Relationship to person in ①a:** \_\_\_\_\_

**This is not a Court Order.**





**3 Describe Why You Need a Restraining Order**

a. **Did the person in 2 do any of these things to the person in 1a?**



**Check all that apply**

*(Note: These are only some examples of why someone might need a restraining order.)*

- Physically hurt or tried to physically hurt
- Sexually abused or tried to sexually abuse
- Used or threatened to use gun or weapon
- Stalked
- Harassed by phone, online, or by any other means
- Isolated the person in 1a from friends or family
- Kept the person in 1a from eating or getting other basic needs
- Destroyed property *(examples: breaking phone, door, window)*
- Other *(please explain):* \_\_\_\_\_

b. **Give details about what the person in 2 did that was abusive or harassing.** Start with the most recent incident, then write about any other incidents. Be sure to include details like dates and any emotional or physical harm. Details can also include how often something happened, what was said, or whether weapons were used, etc.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Check here if you need more space to describe abuse or harassment. Attach a sheet of paper and write “JV-258, Item 3” at the top.

c.  Check here if you know there is a report that supports your request that has been filed with the court, and complete the section below.

Who wrote the report and when was the report filed? *(Check all that apply.)*

- Social worker *(date report was filed):* \_\_\_\_\_
- Probation officer *(date report was filed):* \_\_\_\_\_
- Other *(name):* \_\_\_\_\_ *(date report was filed):* \_\_\_\_\_

**This is not a Court Order.**



**4 Do Other People Need Protection From the Person in 2?**

- No
- Yes (If yes, give their information below.)

a. <u>Full name</u>	<u>Age</u>	<u>Relationship to the child</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

b. Why do these people need protection?

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**5 Did You Provide Notice to the Person in 2 of This Request for a Restraining Order?**  
 (Skip this item if your request is based on domestic violence. To know what domestic violence is, see form [DV-500-INFO](#), page 2, "Am I Eligible?")

- a.  **No** (If no, complete the section below.)
- (1)  I did not notify the person in 2 or their lawyer because I am afraid that the person in 2 will threaten or harm the person in 1 a if they receive notice of this request before protection can be granted (explain): \_\_\_\_\_
- \_\_\_\_\_
- (2)  Other (describe): \_\_\_\_\_
- \_\_\_\_\_

- b.  **Yes** (If yes, complete section below.)
- (1) Who did you notify?  Person in 2  Lawyer of person in 2
- (2) When did you provide notice? (date): \_\_\_\_\_ (time): \_\_\_\_\_  a.m.  p.m.
- (3) How did you provide notice? (Check all that apply.)
- Telephone (list number): \_\_\_\_\_  Fax (list number): \_\_\_\_\_
- Email or other electronic means (specify): \_\_\_\_\_
- Other (describe): \_\_\_\_\_

**6 Does the Person in 2 Have Firearms (Guns), Firearm Parts, or Ammunition?**  
 (A firearm includes a handgun, rifle, shotgun, and assault weapon. A firearm part means a receiver or frame or any item that may be used as or easily turned into a receiver or frame. Ammunition includes bullets, shells, cartridges, and clips.)

- a.  I don't know
- b.  No
- c.  Yes (If you have information, complete the section below.)

Describe firearms, firearm parts, or ammunition	How many or what amount?	Location, if known
(1) _____	_____	_____
(2) _____	_____	_____

**This is not a Court Order.**



### Choose the Orders That You Want a Judge to Make

In this section, you will choose the orders you want a judge to make now. Every situation is different.  
Check all the orders that you want the judge to make (order).

#### 7 Order to Not Abuse

I ask the judge to order the person in (2) to not threaten, stalk, or disturb the peace of me or anyone listed in (4).

If this restraining order is needed to prevent domestic violence, “disturbing the peace” includes coercive control. For more information on what domestic violence, disturbing the peace, and coercive control mean, read form [DV-500-INFO](#), page 2, “Am I Eligible?”

#### 8 No-Contact Order

I ask the judge to order the person in (2) to not contact me or any person listed in (4).

#### 9 Protect Animals

- a. (You may ask the judge to protect animals that you own or are keeping for others, animals that the people in (4) own or are keeping for others, and animals that anyone who lives with you or the people in (4) own or are keeping for others.)

	Name (or other way to ID animal)	Type of animal	Breed (if known)	Color
(1)	_____	_____	_____	_____
(2)	_____	_____	_____	_____
(3)	_____	_____	_____	_____
(4)	_____	_____	_____	_____

- b. I ask the judge to protect the animals listed above by ordering the person in (2) to:

(Check all that apply)

- (1)  Stay away from the animals by at least:  
 100 yards (300 feet)     Other (give distance in yards): \_\_\_\_\_
- (2)  **Not** take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals.
- (3)  Give me possession, care, and control of the animals because (check all that apply):  
 Person in (2) abuses the animals.     I take care of these animals.  
 I purchased these animals.     Other (please explain): \_\_\_\_\_

**This is not a Court Order.**



### Automatic Orders if the Judge Grants Restraining Order

In this section are orders that the person in ② would have to follow if the judge grants a restraining order.

**10 No Firearms (Guns), Firearm Parts, or Ammunition**

- Turn in, sell, or store any firearms (guns), firearm parts, or ammunition that they have or control.
- Prohibited from buying firearms (guns), firearm parts, and ammunition.

**11 No Body Armor**

- Not own, possess, or buy body armor.
- Relinquish any body armor in their possession.

**12 Cannot Look for Protected People and Others**

Not allowed to look for the address or location of any person protected by the restraining order or the location or the address of family members, caretakers, or guardians of the protected people unless the court finds good cause to not make this order.

**13 Additional Pages**

If you used additional paper or forms, enter the number of extra pages attached to this form: \_\_\_\_\_

**14 Your Signature**

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Type or print your name*



\_\_\_\_\_  
*Sign your name*

**15 Your Lawyer's Signature (if you have one)**

Date: \_\_\_\_\_

\_\_\_\_\_  
*Lawyer's name*



\_\_\_\_\_  
*Lawyer's signature*

### Your Next Steps

**1 You must complete two additional forms:**

- [Form JV-260](#), *Temporary Restraining Order Against a Child (only items 1, 2, and 3)*
- [Form CLETS-001](#), *Confidential Information for Law Enforcement*

**2 Turn in your completed forms to the court. Find out when your forms will be ready for pickup.**

**This is not a Court Order.**

Clerk stamps date here when form is filed.

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-259.v5.021624.jh**

Use this form if someone has asked for a restraining order against you, and you want to respond in writing. If you have a lawyer in this case, the lawyer should fill out this form. You will need a copy of the form JV-258, *Request for Juvenile Restraining Order Against a Child*, that was filled out by the person who asked for a restraining order against you. There is no cost to file this form with the court.

**1 Name of Person Asking for Protection:**

(See form JV-258, item 1):

\_\_\_\_\_

**2 Your Name:**

\_\_\_\_\_

**! Address where you can receive court papers**

(This address will be used by the court and by the person in 1 to send you official court dates, orders, and papers. For privacy, you may use another address like a post office box or another person's address, if you have their permission and can get your mail regularly. If you have a lawyer, work with your lawyer to fill out this form and give your lawyer's information.)

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

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**! Your contact information (optional)**

(The court could use this information to contact you. If you don't want the person in 1 to have this information, leave it blank or provide a safe phone number or email address. If you have a lawyer, give their information.)

Email Address: \_\_\_\_\_ Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

**Your lawyer's information (if you have one)**

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

**3 Your Hearing Date (Court Date)**



Your hearing date is listed on form JV-249, *Notice of Court Hearing*. If you do not agree to having a restraining order against you, go to your hearing. If you do not attend your hearing, the judge could grant a restraining order that could last up to three years.

Fill in court name and street address:

Superior Court of California, County of

\_\_\_\_\_

Fill in child's name

Child's name:

\_\_\_\_\_

Fill in case number:

Case Number:

\_\_\_\_\_

**This is not a Court Order.**



**How to complete this form:** To answer the questions below, look at the form JV-258 filled out by the person in ①. Tip: When the restraining order forms say “the person in ②” that means you, and the “person in ①” means the person who is asking for a restraining order against you.

**4 Information About You** (see ② on form JV-258)

The person in ① listed your name, age, gender, and date of birth. If any of the information is incorrect, use the space below to give the correct information.

**5**  **Other Protected People**

If the judge grants a restraining order, it can include other people. See ④ on form JV-258 to see if the person in ① is asking for other people to be protected by the restraining order.

a.  I agree to the order requested.

b.  I do not agree to the order requested.

Explain why you disagree; and/or describe a different order that you would agree to:

**6**  **Order to Not Abuse** (see ⑦ on form JV-258)

a.  I agree to the order requested.

b.  I do not agree to the order requested.

Explain why you disagree; and/or describe a different order that you would agree to:

**7**  **No-Contact Order** (see ⑧ on form JV-258)

a.  I agree to the order requested.

b.  I do not agree to the order requested.

Explain why you disagree; and/or describe a different order that you would agree to:

**8**  **Protect Animals** (see ⑨ on form JV-258)

a.  I agree to the orders requested.

b.  I do not agree to the orders requested.

Explain why you disagree; and/or describe a different order that you would agree to:

**This is not a Court Order.**



**9 Firearms (Guns), Firearm Parts, or Ammunition** (see 6 on form JV-258)

If you were served with form JV-260, *Temporary Restraining Order Against a Child*, you must follow the orders in 6 on form JV-260. You must file a receipt with the court from a law enforcement agency or a licensed gun dealer within 48 hours after you received form JV-260. You may use [form DV-800/JV-270, Receipt for Firearms, Firearm Parts, and Ammunition](#).

Check all that apply

- a.  I do not own or have any prohibited items (guns, firearms, prohibited firearm parts, or ammunition).
- b.  I have turned in all prohibited items that I have or control to law enforcement or sold them to or stored them with a licensed gun dealer. A copy of the receipt showing that I turned in, sold, or stored the prohibited items (check all that apply):
  - is attached
  - has already been filed with the court.
- c.  I ask for an exception to carry a firearm for work only. (You will have to show the judge that your work requires you to have a firearm, and that your employer cannot reassign you to another position where a firearm is not needed. If you are a peace officer, there are additional requirements.)  
(Give details, like what your job is and why you need a firearm.)

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

**10 No Body Armor** (see 11 on form JV-258)

If you were served with form JV-260, *Temporary Restraining Order Against a Child*, you are prohibited from owning, possessing, or buying body armor. You must also relinquish any body armor you have in your possession.

(Check all that apply)

- a.  I do not own or have any body armor.
- b.  I have relinquished all body armor that I have in my possession.
- c.  I was granted an exception, or will ask for an exception, to have body armor. Note: this exception is granted by a chief of police or sheriff. See Penal Code section 31360(c). (Attach a copy of the letter granting permission, if you have one.)

**11 Cannot Look for Protected People** (see 11 on form JV-258)

- a.  I agree to the order.
- b.  I do not agree to the order.  
Explain why you disagree; and/or describe a different order that you would agree to:

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

**This is not a Court Order.**



**12**  **Additional Reasons I Do Not Agree with the Request** *(optional)*

Explain why you do not agree to any of the orders requested by the person in **1** *(give specific facts and reasons)*:

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Check here if you need more space. Attach a sheet of paper, and write “JV-259, Additional Reasons I Do Not Agree” at the top.

**13** **Additional Pages**

Number of pages attached to this form, if any: \_\_\_\_\_

**14** **Your Signature**

Date: \_\_\_\_\_

\_\_\_\_\_  
*Type or print your name*



\_\_\_\_\_  
*Sign your name*

**15** **Your Lawyer's Signature** *(if you have one)*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Lawyer's name*



\_\_\_\_\_  
*Lawyer's signature*

**This is not a Court Order.**



Clerk stamps date here when form is filed.

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-260.v6.031324.jh**

**Instruction:** Use this form if you want a restraining order **against a child or youth** in a juvenile justice (delinquency) case. The person asking for a restraining order must complete ①, ②, and ③ only. The court will complete the rest of this form.

① **Protected Person** (*name*): \_\_\_\_\_

② **Restrained Person**

\***Full Name:** \_\_\_\_\_

\***Gender:**  M  F  Nonbinary

\***Age:** \_\_\_\_\_ (*Give estimate, if age unknown.*)

Date of Birth: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_

\***Race:** \_\_\_\_\_

Relationship to person in ①: \_\_\_\_\_

Address of restrained person: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Type, number, and location of firearms or ammunition:  
\_\_\_\_\_  
\_\_\_\_\_

Fill in court name and street address:

**Superior Court of California, County of**

Fill in child's name

**Child's name:**

Court fills in case number when form is filed.

**Case Number:**

(Information that has a star (\*) next to it is required to add this order into a California police database. Give all the information you know.)

③ **Other Protected People**

In addition to the person named in ①, the people listed below are protected by the orders listed in ⑧ through ⑩.

Full name	Age	Relationship to child
_____	_____	_____
_____	_____	_____
_____	_____	_____

Check here if you need to list more people. List them on a separate piece of paper, write "JV-260, Other Protected People" at the top, and attach it to this form.

④ **Your Hearing Date (Court Date)**



**This order expires at the end of the hearing listed below:**

Hearing Date: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.  p.m.

**This order must be enforced throughout the United States. See page 5.**

**This is a Court Order.**



**To the Person in ②**

The judge has granted temporary orders. See items ⑤ through ⑪. If you do not obey these orders, you can be charged with a crime, go to juvenile hall, jail, or prison, and/or pay a fine.

If the judge makes a restraining order at the hearing that has the same orders as in this form, you will get a copy of that order by mail at the address in ②. If this address is not correct, or to find out if the orders were made permanent, contact the court.

**⑤ No Firearms (Guns), Firearm Parts, or Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. **Prohibited items are:**
  - (1) Firearms (guns);
  - (2) Firearm parts, meaning receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, sold, or stored. (You may use [form DV-800/JV-270, Receipt for Firearms, Firearm Parts, and Ammunition.](#)) If law enforcement served you with the restraining order, you must give a copy of the receipt to that law enforcement agency.

**⑥  Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

**a. Firearms and firearm parts**

Description	Location, if known	Proof of compliance was received by the court
(1) _____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	<input type="checkbox"/> (date): _____

**This is a Court Order.**



**6 b. Ammunition**

Description	Amount, if known	Location, if known	Proof of compliance was received by the court
(1) _____	_____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	_____	<input type="checkbox"/> (date): _____

Check here if you need more space to list items. List them on a separate piece of paper, write “JV-260, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**7  Court Hearing to Review Firearms, Firearm Parts, and Ammunition Compliance**

In addition to the hearing listed in item 4, you must attend the court hearing listed below to prove that you have properly turned in, sold, or stored all prohibited items (described in 5b) you still have or own, including any items listed in 6. If you do not attend the court hearing listed below, a judge may find that you have violated the restraining order and notify a prosecuting attorney of the violation.

Name and address of court, if different from court address listed on page 1



Date: \_\_\_\_\_ Dept.: \_\_\_\_\_  
 Time: \_\_\_\_\_ Room: \_\_\_\_\_

**8 No Body Armor**

You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.

**9 Cannot Look for Protected People and Others**

You must not take any action to look for any person protected by this order or a protected person's family members, caretakers, or guardians, including their addresses or locations.

If checked, this order was **not granted** because the judge found good cause not to make the order.

**10 Order to Not Abuse  Not requested  Denied until the hearing  Granted as follows:**

**You must not threaten, stalk, or disturb the peace of the person in 1 and any person listed in 3.**

(If this box is checked, this case involves domestic violence and you must not do any of the actions listed below.)

- “Disturb the peace” means to destroy someone’s mental or emotional calm. This can be done directly or indirectly, such as through someone else. This can also be done in any way, such as by phone, over text, or online. Disturbing the peace includes coercive control.
- “Coercive control” means a number of acts that unreasonably limit the free will and individual rights of any person protected by this restraining order. Examples include isolating them from friends, relatives, or other support; keeping them from food or basic needs; controlling or keeping track of them, including their movements, contacts, actions, money, or access to services; and making them do something by force, threat, or intimidation, including threats based on actual or suspected immigration status. Coercive control includes reproductive coercion meaning controlling someone’s reproductive choices, such as using force, threat, or intimidation to pressure someone to be or not be pregnant, and to control or interfere with someone's contraception, birth control, pregnancy, or access to health information.

**This is a Court Order.**



**11 No-Contact Order**     Not requested     Denied until the hearing     Granted as follows:

- a. You must **not contact**     the person in ①     the persons in ③ directly or indirectly, by any means, including by telephone, mail, email, or other electronic means.
- b.  Exception to 11a:
  - (1)  You may have brief and peaceful contact with the person in ① only to communicate about your children for court-ordered visits.
  - (2)  You may have contact with your children only during court-ordered contact or visits.
  - (3)  Other (*explain*): \_\_\_\_\_
- c. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

**12 Protect Animals**     Not requested     Denied until the hearing     Granted as follows:

- a.  You must stay at least \_\_\_\_\_ yards away from the animals listed below.
- b.  You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals, listed below.
- c.  The person in ① is given the sole possession, care, and control of the animals listed below.

Name ( <i>or other way to ID animal</i> )	Type of animal	Breed ( <i>if known</i> )	Color
_____	_____	_____	_____
_____	_____	_____	_____

**13 Service**

- a.  **No other service is needed.** The person in ② attended the hearing on (*date*): \_\_\_\_\_ when these orders were made.
- b.  **The person in ② must be personally served** with a copy of this order, a blank copy of *Response to Request for Juvenile Restraining Order Against a Child* (form JV-259), and *Request for Juvenile Restraining Order Against a Child* (form JV-258), if form JV-258 was filed, by (*date*): \_\_\_\_\_

**14  Enter Restraining Order Into Database**

Within one business day, this order must be entered into the California Law Enforcement Telecommunications System (CLETS).

- a.  The court will enter the order into CLETS.
- b.  The court or someone it designates will send a copy of this order to a local law enforcement agency. If the court designates someone, provide that person's name: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
*Judicial Officer*

**This is a Court Order.**



**Certificate of Compliance With Violence Against Woman Act for Temporary Orders**

This temporary protective order meets all “full faith and credit” requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994), upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**

**Instructions for Law Enforcement**

This order is effective when made. It is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency shall advise the restrained person of the terms of the order and then shall enforce it. Violations of this order are subject to criminal penalties.

**Duties of Officer Serving This Order**

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in **(5)**, or has custody or control of any that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form DV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer’s name and law enforcement agency.

**Arrest Required if Order Is Violated**

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code sections 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

**If the Protected Person Contacts the Restrained Person**

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Penal Code section 13710(b).)

**This is a Court Order.**

**Instructions for Law Enforcement**

**Conflicting Orders—Priorities for Enforcement**

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Penal Code section 136.2 and Family Code sections 6383(h)(2), 6405(b)):

- 1. **Emergency Protective Order (EPO):** If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
- 2. **No-Contact Order:** If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item ⑪ is an example of a no-contact order.
- 3. **Criminal Protective Order (CPO):** If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Family Code sections 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Penal Code section 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
- 4. **Civil Restraining Orders:** If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

*(The clerk will fill out this part.)*

*Clerk's Certificate*  
[seal]

**—Clerk's Certificate—**

I certify that this *Temporary Restraining Order Against a Child* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**

Clerk stamps date here when form is filed.

Original Order       Amended Order

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-265.v6.021624.jh**

① **Protected Person (name):** \_\_\_\_\_

② **Restrained Person (Child or Youth)**

\*Full Name: \_\_\_\_\_

\*Gender:  M    F    Nonbinary

\*Age: \_\_\_\_\_ (Give estimate, if age unknown.)

Date of Birth: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Hair Color: \_\_\_\_\_ Eye Color: \_\_\_\_\_

\*Race: \_\_\_\_\_

Relationship to person in ①: \_\_\_\_\_

Address of restrained person: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

(Information that has a star (\*) next to it is required to add this order into a California police database. Give all the information you know.)

Fill in court name and street address:

**Superior Court of California, County of**

\_\_\_\_\_

Fill in child's name

**Child's name:**

\_\_\_\_\_

Court fills in case number when form is filed.

**Case Number:**

\_\_\_\_\_

③  **Other Protected People**

In addition to the person in ①, the following persons are protected by orders as indicated in items ⑪ through ⑬.

Full name	Relationship to person in ①	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

Check here if you need to list more people. List them on a separate piece of paper, write “JV-265, Other Protected People” at the top, and attach it to this form.

④ **Expiration Date**

This restraining order, except the orders noted below,\* end on:

(date): \_\_\_\_\_ at (time): \_\_\_\_\_  a.m.    p.m.    midnight.

**\*Custody and visitation orders remain in effect after the restraining order ends. Custody and visitation orders usually end when the child is 18.**

- If no date is written, the restraining order ends three years after the date of the hearing in item ⑤ a.
- If no time is written, the restraining order ends at midnight on the expiration date.

**This order must be enforced throughout the United States. See page 6.**

**This is a Court Order.**



**5 Hearing**

- a. The hearing was on (date): \_\_\_\_\_ with (name of judicial officer): \_\_\_\_\_
- b. These people were at the hearing (check all that apply):
  - The person in ①     The lawyer for the person in ①    (name): \_\_\_\_\_
  - The person in ②     The lawyer for the person in ②    (name): \_\_\_\_\_

**6  Future Court Hearing**



The person in ①     The person in ② must attend court on:

Date: \_\_\_\_\_ Time: \_\_\_\_\_  a.m.     p.m.

Department: \_\_\_\_\_ to review (list issues):

\_\_\_\_\_

Name and address of court if different than on page 1:

\_\_\_\_\_

\_\_\_\_\_

**To the Person in ②**

The court has granted a long-term restraining order. See ⑦ through ⑭. If you do not obey these orders, you can be charged with a crime, go to juvenile hall, jail, or prison, and be fined.

**7 Firearms (Guns), Firearm Parts, or Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited item listed below in b.
- b. Prohibited items are:
  - (1) Firearms;
  - (2) Firearm parts, meaning, receivers, frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
  - (3) Ammunition.
- c. Within 24 hours of receiving this order, you must sell to or store with a licensed gun dealer, or turn in to law enforcement, any prohibited items you have in your immediate possession or control.
- d. If law enforcement asks you for your prohibited items, you must turn them over immediately.
- e. Within 48 hours of receiving this order, you must file a receipt with the court that proves all prohibited items have been turned in, stored, or sold. (You may use [form DV-800/JV-270](#), *Receipt for Firearms, Firearm Parts, and Ammunition*.) If law enforcement served you with the restraining order, you must immediately surrender any prohibited items you have upon request by the officer. Within 48 hours, you must give a copy of the receipt to that law enforcement agency.

**This is a Court Order.**





**8**  **Restrained Person Has Prohibited Items**

The court finds that you have the following prohibited items:

**a. Firearms and/or firearm parts**

Description	Location, if known	Proof of compliance received by the court
(1) _____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	<input type="checkbox"/> (date): _____

**b. Ammunition**

Description	Amount, if known	Location, if known	Proof of compliance received by the court
(1) _____	_____	_____	<input type="checkbox"/> (date): _____
(2) _____	_____	_____	<input type="checkbox"/> (date): _____
(3) _____	_____	_____	<input type="checkbox"/> (date): _____
(4) _____	_____	_____	<input type="checkbox"/> (date): _____

Check here if you need more space to list items. List them on a separate piece of paper, write “JV-265, Restrained Person Has Prohibited Items” at the top, and attach it to this form.

**9**  **Restrained Person Has Not Complied With Surrendering Prohibited Items**

a. The court finds that you have not fully complied with the orders previously granted on (date): \_\_\_\_\_

The court has not received a receipt or proof of compliance for all the items listed in **8**.

**b. Notify Prosecutor**

The court will immediately notify the following prosecuting agency of this violation

(prosecuting agency): \_\_\_\_\_

**10**  **Court Hearing to Review Firearms, Firearm Parts, and Ammunition Compliance**

You must attend the court hearing in **6** to prove that you have properly turned in, sold, or stored all prohibited items (described in **7**b) you still have or own, including any items listed in **8**. If you do not attend the court hearing in **6**, a judge may find that you have violated the restraining order and notify a prosecuting attorney of the violation.

**This is a Court Order.**



**11 No Body Armor**

You cannot own, possess, or buy body armor (defined in Penal Code section 16288). You must relinquish any body armor you have in your possession.

**12 Cannot Look for Protected People and Others**

You must not take any action to look for any person protected by this order or a protected person's family members, caretakers, or guardians, including their addresses or locations.

If checked, this order was not granted because the court found good cause not to make this order.

**13  Order to Not Abuse**

You must not threaten, stalk, or disturb the peace of the person in ① and any person listed in ③.

(If this box is checked, this case involves domestic violence and you must not do any of the actions listed below.)

- “Disturb the peace” means to destroy someone’s mental or emotional calm. This can be done directly or indirectly, such as through someone else. This can also be done in any way, such as by phone, over text, or online. Disturbing the peace includes coercive control.
- “Coercive control” means a number of acts that unreasonably limit the free will and individual rights of any person protected by this restraining order. Examples include isolating them from friends, relatives, or other support; keeping them from food or basic needs; controlling or keeping track of them, including their movements, contacts, actions, money, or access to services; and making them do something by force, threat, or intimidation, including threats based on actual or suspected immigration status. Coercive control includes reproductive coercion meaning controlling someone’s reproductive choices, such as using force, threat, or intimidation to pressure someone to be or not be pregnant, and to control or interfere with someone’s contraception, birth control, pregnancy, or access to health information.

**14  No-Contact Order**

a. You must **not contact**  the person in ①,  the persons in ③, directly or indirectly, by any means, including by telephone, mail, email, or other electronic means.

b.  Exception to item 14a:

- (1)  You may have brief and peaceful contact with the person in ① only to communicate about your children for court-ordered visits.
- (2)  You may contact or visit with your children only during court-ordered contact or visits.
- (3)  Other (explain): \_\_\_\_\_

c. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

**This is a Court Order.**

**15**  **Protect Animals**

- a.  You must stay at least \_\_\_\_\_ yards away from the animals listed below.
- b.  You must not take, sell, hide, molest, attack, strike, threaten, harm, get rid of, transfer, or borrow against the animals listed below.
- c.  The person in ① is given the sole possession, care, and control of the animals listed below.

Name (or other way to ID animal)	Type of animal	Breed (if known)	Color
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**16**  **Service**

(Check a or b)

- a.  **No other proof of service is needed.** The person in ② attended the hearing on (date): \_\_\_\_\_.
- b.  **The person in ② did not attend the hearing.** Proof of service of form JV-258 and form JV-260 was presented to the court. (Check all that apply):
  - (1)  This order can be served by mail. The judge’s orders in this form are the same as the orders in form JV-260 except for the expiration date. The person in ② must be served (given) a copy of this order either by mail or in person.
  - (2)  This order must be personally served. The judge’s orders in this form are different from the orders in form JV-260. The person in ② must be personally served (given) a copy of this order.
  - (3)  The court has scheduled a firearms and ammunition compliance hearing. The person in ① must have a copy of this order served on the person in ② by:
    - (A)  Personal service by (date): \_\_\_\_\_
    - (B)  Mail at the person in ②’s last known address by (date): \_\_\_\_\_

**17**  **Enter Restraining Order Into Database**

Within one business day, this order must be entered into the California Law Enforcement Telecommunications System (CLETS).

- a.  The court will enter the order into CLETS.
- b.  The court or someone it designates will send a copy of this order to a local law enforcement agency.

If the court designates someone, provide the person’s name: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
*Judicial Officer*

**This is a Court Order.**



### Certificate of Compliance With Violence Against Women Act

This restraining (protective) order meets all “full faith and credit” requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA) upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**

### Instructions for Law Enforcement

#### Start Date and End Date of Orders

The orders *start* on the earlier of the following dates:

- The hearing date in (5)a on page 2; or
- The date next to the judge’s signature on this page.

The orders *end* on the expiration date in item (4) on page 1. If no date is listed, they end three years from the hearing date in item (5)a on page 2.

#### Duties of Officer Serving This Order

The officer who serves this order on the Restrained Person must do the following:

- Ask if the Restrained Person is in possession of any of the prohibited items listed in (7), or has custody or control of any that they have not already turned in.
- Order the Restrained Person to immediately surrender to you all prohibited items.
- Issue a receipt to the Restrained Person for all prohibited items that have been surrendered.
- Complete a proof of personal service and file it with the court. You may use form DV-200 for this purpose.
- Within one business day of service, submit the proof of service directly into the California Restraining and Protective Order System (CARPOS), including the serving officer’s name and law enforcement agency.

#### Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, in the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

#### Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Penal Code section 836(c)(1); Family Code section 6383.)

Consider the restrained person “served” (notified) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; *or*
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Family Code section 6383; Penal Code section 836(c)(2).) An officer can obtain information about the contents of the order in the California Restraining and Protective Order System (CARPOS). (Family Code section 6381(b), (c).)

**This is a Court Order.**

JV-265, Page 6 of 7



## Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code sections 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

## Conflicting Orders—Priorities for Enforcement

**If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority** (see Penal Code section 136.2 and Family Code sections 6383(h)(2), 6405(b)):

1. **Emergency Protective Order (EPO):** If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
2. **No-Contact Order:** If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item ⑬ is an example of a no-contact order.
3. **Criminal Protective Order (CPO):** If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Family Code sections 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Penal Code section 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
4. **Civil Restraining Orders:** If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

*(The clerk will fill out this part.)*

Clerk's Certificate  
[seal]

### —Clerk's Certificate—

I certify that this *Juvenile Restraining Order After Hearing—Against a Child* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**

Clerk stamps date here when form is filed.

**DRAFT**  
**Not approved by**  
**the Judicial Council**  
**JV-268.v2.021624.jh**

**1** Name of Party Asking for Protection:

\_\_\_\_\_

**2** Name of Party to Be Restrained:

\_\_\_\_\_

**3** Notice to Server

You must:

- Be 18 years of age or older.
- Not be listed in item **1** or **2** of form JV-245, *Request for Juvenile Restraining Order*, or JV-258, *Request for Juvenile Restraining Order Against a Child*.
- Give a copy of all documents checked in **4** to the person in **2** (you cannot send them by mail). Then complete and sign this form, and give it to the party in **1**.

**4** I gave the party in **2** a copy of all the documents checked:

- a.  JV-245, *Request for Juvenile Restraining Order*
- b.  JV-249, *Notice of Court Hearing*
- c.  JV-258, *Request for Juvenile Restraining Order Against a Child*
- d.  JV-250, *Temporary Restraining Order—Juvenile*
- e.  JV-260, *Temporary Restraining Order Against a Child*
- f.  JV-251, *Request to Reschedule Restraining Order Hearing*
- g.  JV-253, *Order on Request to Reschedule Restraining Order Hearing*
- h.  JV-255, *Juvenile Restraining Order After Hearing*
- i.  JV-265, *Juvenile Restraining Order After Hearing—Against a Child*
- j.  Other (specify): \_\_\_\_\_

**5** I personally gave copies of the documents checked above to the party in **2** on:

- a. Date: \_\_\_\_\_ b. Time: \_\_\_\_\_  a.m.  p.m.
- c. At this address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**6** Server's Information

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Telephone: \_\_\_\_\_  
 (If you are a registered process server):  
 County of registration: \_\_\_\_\_ Registration number: \_\_\_\_\_

**7** I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Type or print server's name

\_\_\_\_\_  
Server to sign here

Fill in court name and street address:

**Superior Court of California, County of**

Fill in child's name

**Child's name:**

Court clerk fills in case number when form is filed.

**Case Number:**

DRAFT Not approved by the Judicial Council JV-272.v2.021624.jh

This form is attached to (check one):  JV-250  JV-255  JV-260  JV-265  Other: \_\_\_\_\_

1 Restrainted Person Has Prohibited Items

The court finds that the restrained person has prohibited items as follows:

- a.  Listed on form JV-250, Temporary Restraining Order—Juvenile
b.  Listed on form JV-260, Temporary Restraining Order Against a Child
c.  Listed below:

Firearms (guns) and/or firearm parts

Table with 3 columns: Description, Location, if known, Proof of compliance received by the court. Rows 1-6.

Ammunition

Table with 4 columns: Description, Amount, if known, Location, if known, Proof of compliance received by the court. Rows 1-6.

Check here if you need more space to list items. List them on a separate piece of paper, write "JV-272, Restrainted Person Has Prohibited Items" at the top, and attach it to this form.

2 Court Hearing to Review Firearms (Guns), Firearm Parts, and Ammunition Compliance

The restrained person must attend the court hearing listed below to prove that all prohibited items have been properly turned in, sold, or stored. If the restrained person does not attend the court hearing listed below, a judge may find that the restrained person has violated the restraining order and notify a prosecuting attorney of the violation.

Name and address of court, if different from court address listed on the front of this order



Time: \_\_\_\_\_ Room: \_\_\_\_\_
Date: \_\_\_\_\_ Dept.: \_\_\_\_\_



**3**  **Restrained Person Has Not Complied With Surrendering Prohibited Items**

a. The court finds that the restrained person has not fully complied with (obeyed) the orders previously granted on *(date)*: \_\_\_\_\_ . The court has not received a receipt or proof of compliance for all the items listed in **1**.

b. Notify Prosecutor

The court will immediately notify the following prosecuting agency of this violation *(prosecuting agency)*: \_\_\_\_\_ .

**This is a Court Order.**