#### **Need more information?**

- Go to: www.courtinfo.ca.gov/ selfhelp
- Call the National Domestic Violence Hotline (24 hours):

1-800-799-7233

TDD: 1-800-787-3224

It's free and private.

They can help you in more than 100 languages.

#### For help in your area, contact:

#### Produced by:

Judicial Council of California Administrative Office of the Courts Center for Families, Children & the Courts 455 Golden Gate Avenue San Francisco, CA 94102-3660

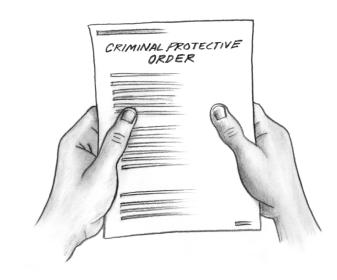
www.courtinfo.ca.gov/programs/cfcc

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Criminal–Defendant English Use with CR–160. 01-04 Rev. 01/01/03

## **Criminal Protective Order**

# A Criminal Protective Order was issued against me.



#### What is a "Criminal Protective Order"?

It is a court order issued in a criminal case.

#### What does the order do?

It orders you to:

- not contact or go near the protected person and
- not have a gun

## What if I violate the order?

The police can arrest you. You can go to jail.

## How long does it last?

Look at the bottom of form CR-160, #7. This is the date the order ends.

NAME OF SE					
- OF COURT	AND DISTRICT, BRANCH, OR DIVISION	. IF ANY-			
					CR-160
				FOR COURT USE ONLY	ON-160
			- 1		
			1		- 1
	PEOPLE OF THE S	TATE OF CALIFORNIA	1		- 1
DEFENDANT:		vs.			- 1
			- 1		- 1
PROT	ECTIVE ORDER IN OR	MINAL PROCEEDING (CL 2 and 1203.097(a)(2))			- 1
	(Penal Code, §§ 136	MINAL PROCEEDING (CL 2 and 1203.097(a)(2))	FTC)		- 1
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by judicial officer	'name)-	at (time):			-
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					J.
b. must surrende	r to local laws	ow.	estroy personal pror	Corty -4	
Immediate pos	session or control within	t or sell to a licensed gup de		of the restraining order is require Derty of, or otherwise disturb the Wined or subject to his or her	
(3) do not	irs after service of this or (specify):	order (if restrained person is der (if restrained person is r	present at hour	, and mis or ner	- 1
The root	specity):	(ii restrained person is r	ot present at hearing	g) ina)	
recoluin - u .	or stidli file a reco	land to a			- 1
c. must not attempt i	Or actual	court showing c	ompliance with this	S Orden	- 1
The restrained person shall file a receipt with the court showing compliance with this order within 72 hours of report to any law enforcement agency or person.  d. must not attempt to or actually prevent or dissuade any victim or witness from attending a hearing or testifying or making a must have no personal, telephonic, or written contact with the protected norms.					
d. In must have no personal, telephonic, or written contact with the protected persons named below.  must have no contact with the protected persons named below through a third party, exception and the protected persons named below.					
f. must not come within					
must have no personal contact with the protected persons norm attending a hearing or testifying or making a must have no contact with the protected persons named below.  f. i. must not come within may have peaceful contact with the protected persons named below. The protected persons named below and a third party, except an attorney of record. Sissued on (date):  court-ordered visitation as stated in the attached Family, Juvenile, or protein court order in case of children for (d), (e), of (f) of this order sa an exemption to the ball except of the protected persons named below.					
h. may have	f this order.	, as an exemption to the	obate court order in	ange of children for	
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<ol> <li>The protected pers</li> </ol>	on may ross in	raph (d), (e), or (f) of this orde	this order is signed.	as an example of children for visitation as	
5. COMPLETE NAMES OF	nay record any prohibite	ed communications made to		"no to the "no	
COMPLETE NAMES OF     Other orders include:	PHOTECTED PERSONS:	urt order issued after the date raph (d), (e), or (f) of this orde ed communications made to h	m or her by the rest	rained person	
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7. This order expires on (spe If no date is listed this	3Cify date).	o locations;			- 1
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Date:	ecify date); ler expires three years from	the date of issuance.			- 1
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		w derendant; 1 copy	to prosecutor; 1 copy	Form Approved by Department of Justice	1
			.,	iloicement)	1

## Can the protected person and I agree to cancel the order?

No. Only the judge can change or cancel the order.

## What if the protected person contacts me?

No matter what, you have to follow the court order. The order does not affect what the protected person can do. It only affects what you can do.

## Is the order valid outside of California?

Yes. The order is valid all over the United States, including U.S. territories and Indian lands.

### Warning:

If you also have a family law case, see a lawyer.

Anything you say in that case can be used against you in the criminal case. Tell the family law judge that you also have a criminal case.

#### What about my children?

The Criminal Protective Order is not for custody, visitation, or child support. You can ask for these things in family court.

## Will the police arrest me?

If the police think you have committed a crime, they can arrest you. If they think you have violated a protective order, they must arrest you.

## What happens if I am arrested?

You will be "arraigned." You will stand in front of a judge. The judge will tell you what the charges are. If you are in jail, this happens within 48–72 hours. If you are not in jail, it can take several weeks.

#### Do I need a lawyer?

Yes. If you do not have enough money to hire a lawyer, the court will give you one at the arraignment.

## What if I don't have a green card?

The order is valid whether you have a green card or not. If you are worried about being deported, talk to an immigration lawyer.

# What if the protected person wants to drop the charges?

The City Attorney or District Attorney (D.A.)—not the protected person—decides if criminal charges will be filed against you. They will decide based on the facts in the police report.

