

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

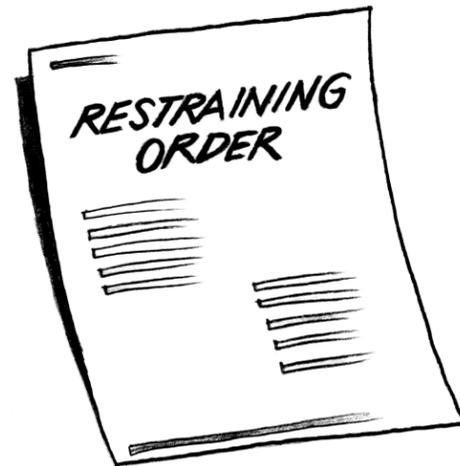
www.courtinfo.ca.gov/programs/cfcc

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Civil-DVPA-Petitioner
 English
 Use with DV-110 and DV-130.
 01-01 Rev. 01/01/03

Civil Restraining Order

Can a Domestic Violence Restraining Order help me?



What is a "Domestic Violence Restraining Order"?

It is a court order. It orders an abusive person to stay away from you.

What is abuse?

Abuse includes: hitting, kicking, throwing things, pulling hair, pushing, following, harassing, sexually assaulting, hurting, or a threat to do any of these things.

Can I get a restraining order?

You can ask for one if:

- you have a close relationship with the abusive person (you are or were married, ever dated or lived together, or are relatives) *and*
- that person has threatened to hurt you, has hurt you, or has followed or harassed you

Do I have to go to court?

Yes. Go to court on the date the clerk gives you. If you do not, your order will end.

DV-110 Temporary Restraining Order and Notice of Hearing

1 Protected person's name: _____
 Protected person's address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead): _____
 City: _____ State: _____ Zip: _____
 Phone # (optional): (____) _____
 Protected person's lawyer (if any): (Name, address, phone #, and State Bar #): _____

2 Restrained person's name: _____
 Description of that person: Sex: M F Ht.: _____
 Wt.: _____ Race: _____ Hair Color: _____
 Eye Color: _____ Age: _____ Date of Birth: _____

3 List the full names of all family or household members protected by this order: _____

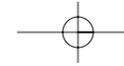
4 Court Hearing Date (Fecha de la Audiencia)
 Court will fill in box below.
 Hearing Date: _____ Date: _____ Time: _____ Name and address of court if different from above: _____
 Dept.: _____ Rm.: _____

5 Temporary Orders (Ordenes Temporales)
 Any orders made in this form end on the date and time of the court hearing in 4, unless a judge extends them.
 Read this form carefully. All checked boxes are court orders.
 Todas las ordenes hechas en esta formulario terminarán en la fecha y hora de la audiencia en 4, al menos que un juez las extienda. Lea este formulario con cuidado. Todas las casillas marcadas son ordenes de la corte.

This is a Court Order.
Temporary Restraining Order (CLETS)
 (Domestic Violence Prevention)

Judicial Council of California, www.courtinfo.ca.gov
 Rev. January 1, 2003, Mandatory Form
 Family Code, § 6200 et seq. Approved by DOJ

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How soon can I get the order?

Within 24 hours of your request, sometimes sooner.

How long does the order last?

The first (temporary) order lasts until your next court date. At that time, the judge will decide to continue or cancel the order. The order can last for up to 3 years.

How much does it cost?

Nothing.

Do I need a lawyer?

No. But it is a good idea, especially if you have children.

What if I don't have a green card?

You can still get a restraining order. If you are worried about being deported, talk to an immigration lawyer.

Do I need to bring a witness to the court hearing?

No. But it helps to have proof of the abuse. You could bring:

- a statement from a witness
- photos
- medical or police reports
- damaged property
- a threatening letter, e-mail, or telephone message

The judge may or may not allow a witness to speak at the hearing.

Will I see the abusive person at the court hearing?

If that person comes to the hearing, you will see him or her. If you are afraid, tell the court officer. The court officer will make sure you are safe in court.

Can I bring someone with me to court?

Yes. You can bring someone to sit with you during the hearing. But only you can talk to the judge.

How will the restraining order help me?

It can order the abusive person to:

- not contact or go near you, your children, other relatives, or others who live with you
- not have a gun
- move out of your house
- follow child custody and visitation orders
- pay child support

What if I don't speak English?

When you file your papers, ask the clerk for an interpreter for the court hearing. If an interpreter is not available, bring someone to interpret for you. Do not use a child to interpret for you.

How will the abusive person know about the order?

Someone who is at least 18 (not you) must give him or her a copy of the order before the court hearing.

What if the abusive person doesn't obey the order?

He or she can be arrested and charged with a crime.

Can I agree with the abusive person to cancel the order?

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

