

# Restraining Order Eligibility and Hours

## Eligibility

You are eligible to use this Restraining Order procedure if you are a victim of abuse committed within the 180 days\* before the filing of the petition.

The abuse must have occurred in one or more of the following ways:

- 1) You have been physically injured;
- 2) An attempt has been made to injure you physically;
- 3) You have been placed in fear of imminent bodily injury; or
- 4) You have been forced (by actual force or threat of force) to engage in sexual relations against your will.

(\*Note: Any period of time after the abuse occurred during which the respondent was incarcerated (in jail or prison) or lived more than 100 miles from your home does not count as part of the 180 -day time period, and you may be still eligible for a Restraining Order)

If you are an ADULT (age 18 or older) and the abuse was committed intentionally, knowingly, or recklessly by any one of the following persons:

- 1) The person you are married to;
- 2) A person you used to be married to;
- 3) The person with whom you presently cohabit or with whom you have cohabited;
- 4) A person with whom you have been involved in a sexually intimate relationship anytime within the last two years before you file the petition;
- 5) Adults related to you by blood, marriage, or adoption including in-laws, parents, adult children, aunts, uncles, adult grandchildren, and other relatives; or
- 6) A person not married to you with whom you have a child who is unmarried and under 18 years of age.

The Restraining Orders need to be checked over by the Victim Advocates in the District Attorney's Office and initialed.

## Hours

The Victim Advocate will check to make sure all paperwork has been properly completed and notarized please be sure to bring photo identification. The Restraining Order needs to be filed prior to the noon hour Monday through Friday, you will be scheduled a court appearance sometime after 1:00 PM on the same day usually after arraignments.