

Firearms Technical Assistance Project

Compendium of Surrender Language



Firearms Technical Assistance Project

Orders to surrender firearms, whether they are part of a protection order or constitute a stand-alone order, should include the following elements to ensure clarity and enforceability:

- Plain language;
- A description of the specific firearms to be surrendered (where that information is made available to the court);
- An unambiguous deadline for surrender of firearms and for providing proof to the court of surrender (where applicable);
- A description of to whom and where the firearms must be surrendered; and
- The date and time of any compliance review or other follow-up hearing set by the court.

To assist jurisdictions in making improvements to their current firearm surrender provisions and orders, this compendium contains examples from around the country. Please note that the compendium is like a menu of options; you should read through the examples and decide on language that fits your local process and statutory authority. Not all of these examples are applicable to every jurisdiction.

Ideally, the development of these forms is a collaborative process. Although it is ultimately the court that adopts new forms, meaningful participation in their development by victim advocates, attorneys who represent both victims and perpetrators, law enforcement officers (those responsible for holding and returning firearms), prosecutors, and others can help ensure that the revised forms meet the needs of the various stakeholders. In addition, federal prosecutors can provide advice regarding how to ensure that the orders meet the requirements of the applicable federal prohibitions.

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Forms provided by the following jurisdictions:
Washington
California
New York
Wisconsin
North Carolina

	Court of Washington		
For		No.	
		Order to Surrender Weapons [] Temporary (ORWPNP)	
Petitioner vs.	DOB	[] Final (ORWPNP) [] Compliance Review Hearing (ORCRH) Compliance Review hearing date:	
Respondent	DOB	At:	
		(Clerk's Action Required)	
		(fill in if	
icenses to the local law	v enforcement agency:	r dangerous weapons, and concealed pistol (fill in if and other dangerous weapons subject to	
	ding but not limited to the foll		
Attach sheet if t	here are more to list.		
This order expires:	on (date) or until further order of the court.	

If you have firearms, other dangerous weapons, or concealed pistol licenses:

Step 1: When served, **immediately** surrender the firearms, other dangerous weapons, and concealed pistol licenses to the law enforcement officer who served you.

or

Step 1: If you were present at the hearing at which the order was entered, **immediately** surrender the firearms, dangerous weapons, and concealed pistol licenses to the local law enforcement agency on the **same day** as the hearing. Contact the local law enforcement agency for directions on how to immediately surrender the firearms, dangerous weapons and concealed pistol licenses.

For all cases:

- Step 2: **Get a receipt** for the firearms, other dangerous weapons, and concealed pistol licenses from law enforcement.
- Step 3: **Complete** the *Proof of Surrender* form and file it with the receipt.
- Step 4: File the documents with the clerk of the court within 5 judicial (court) days.

If you do not have firearms, other dangerous weapons, or concealed pistol licenses:

- Step 1: **Immediately** complete and sign the *Declaration of Non-Surrender* form.
- Step 2: File the declaration with the clerk of the court within 5 judicial (court) days.

If you already surrendered all firearms, other dangerous weapons, and concealed pistol licenses under another order, they must remain in the possession of the law enforcement agency that received them until further order of the court. You must provide proof of that surrender to the court.

The Law Enforcement Officer serving this order shall inform you that the order is in effect upon service and that you must immediately surrender all firearms, other dangerous weapons and any concealed pistol licenses issued under RCW 9.41.070. The serving officer shall conduct any search for firearms, other dangerous weapons, and concealed pistol licenses as permitted by law. The serving officer shall take possession of:

- All firearms,
- Other dangerous weapons,
- Concealed pistol licenses belonging to respondent,

that are surrendered, in plain sight, or discovered during a lawful search. RCW 9.41.801.

Washington Crime Information Center (WACIC) Data Entry
The clerk of court shall forward a copy of this order, with the protection order, on or before the
next judicial day to the County Sheriff's Office or
City/ Town Police Department where the protected person
lives which shall enter this order into WACIC.
Service
[] The clerk shall electronically forward this order to [] county or
[] The clerk shall electronically forward this order to [] county or [] city/town law enforcement where the respondent lives for service on respondent.
[] The restrained person appeared in court. Additional service is not required.
[] You must appear for the review hearing listed in the caption on page one.
This order replaces all prior Orders to Surrender issued under this case number.
Warning!
 If you fail to comply with this order, you may be found in contempt of court and/or be charged with a misdemeanor and punished accordingly.
 You may also be charged with a crime up to and including a felony if you are found to own, possess, or control a firearm or other dangerous weapon.
Dated at a.m./p.m
Judge/Commissioner

I acknowledge receipt of a copy of this order.	
>	
Signature of Restrained Person	Print Name
>	
Signature of Restrained Person's Attorney WSBA No.	Print Name
>	
Signature of Protected Person or Attorney WSBA No.	Print Name
You may download the forms listed in this order from thttp://www.courts.wa.gov/forms/.	the Washington Courts' forms website:

5) F	
b	with (name of judicial officer): 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): The people in 1 and 2 must return to Dept. at (time): a.m. p.m. to review (specify issues):
t	To the person in 2: The court has granted the orders checked below. Item (9) is also an order. If you do not obey hese orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.
6) [☐ Personal Conduct Orders
	a. The person in 2 must not do the following things to the protected people in 1 and 3 :
	 ☐ Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, impersonate (on the Internet, electronically or otherwise), or block movements. ☐ Contact, either directly or indirectly, by any means, including, but not limited to, by telephone, mail, e-mail, or other electronic means. ☐ Take any action, directly or through others, to obtain the addresses or locations of any protected persons. (If this item is not checked, the court has found good cause not to make this order.) b. 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.
	c. Exceptions: Brief and peaceful contact with the person in 1, and peaceful contact with children in 3, as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.
7	□ Stay-Away Order
	a. The person in ② must stay at least (specify): yards away from (check all that apply): The person in ① School of person in ① The persons in ③ The job or workplace of person in ① The child(ren)'s school or child care
	 □ Vehicle of person in ① □ Other (specify):
8) [□ Move-Out Order
	The person in ② must move out immediately from (address):
9) 1	a. The person in ② cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition. This is a Court Order.

Case Number:

		Case Numl	ber:
9	 b. The person in 2 must: Sell to, or store with, a licensed gun dealer, or turn in to a law firearms within his or her immediate possession or control. It this order. Within 48 hours of receiving this order, file with the court a result of the court and the court are stored. 	Oo so within 24 h	nours of being served with es guns have been turned in,
	sold, or stored. (Form DV-800, Proof of Firearms Turned In, receipt.) Bring a court filed copy to the hearing. c. The court has received information that the person in 2 ow d. The court has made the necessary findings and applies the firearm (Specify make, model, and serial number of firearm)	rns or possesses a rearm relinquish son in ② is not i	a firearm. ment exemption under required to relinquish this
	The firearm must be in his or her physical possession only d travel to and from his or her place of employment. Even if e may be subject to federal prosecution for possessing or cont	exempt under Cal	lifornia law, the person in 2)
(10)	☐ Record Unlawful Communications		
	The person in 1 has the right to record communications made by the	he person in (2)	that violate the judge's orders
(11)	☐ Care of Animals The person in 1 is given the sole possession, care, and control of t must stay at least yards away from and not take, sell, trans threaten, harm, or otherwise dispose of the following animals:	fer, encumber, co	onceal, molest, attack, strike,
12 🗆	Child Custody and Visitation Child custody and visitation are ordered on the attached Form DV-1 or (specify other form):	140, Child Custo	dy and Visitation Order
13 🗆	Child Support Child support is ordered on the attached Form FL-342, <i>Child Suppo</i> or <i>(specify other form):</i>	ort Information a	nd Order Attachment
14 🗆	Property Control Only the person in 1 can use, control, and possess the following p	roperty:	
15	Debt Payment The person in (2) must make these payments until this order ends:		
	Pay to: For: Amo	ount: \$	Due date:
		ount: \$	Due date:
	Pay to: For: Amo Check here if more payments are ordered. List them on an attack Debt Payments" as a title.	ount: \$ehed sheet of pap	Due date: oer and write "DV-130,
16 🗆	Property Restraint The person in person in must not transfer, borrow any property, including animals, except in the usual course of busing person must notify the other of any new or big expenses and explain cannot contact the person in in the court has made a "No-Contact Peaceful written contact through a lawyer or a process server or other to a court case is allowed and does not violate this order.	ness or for necess in them to the cou oct"order.)	sities of life. In addition, the urt. (The person in (2)

This is a Court Order.



Case Number:	

Warnings and Notices to the Restrained Person in 2

If you do not obey this order, you can be arrested and charged with a crime.

- If you do not obey this order, you can 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 you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.

You cannot have guns, firearms, and/or ammunition.



You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, and/or ammunition while the order is in effect. If you do, you can go to jail and pay a \$1,000 fine. Unless the court grants an exemption, you must sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms that you have or control. The judge will ask you for proof that you did so. If you do not obey this order, you can be charged with a crime. Federal law says you cannot have guns or ammunition while the order is in effect. Even if exempt under California law, you may be subject to federal prosecution for possessing or controlling a firearm.

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 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.

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. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

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. (Fam. Code, § 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. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the Domestic Violence Restraining Order System (DVROS). (Fam. Code, § 6381(b)-(c).)

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. (Pen. Code, § 13710(b).)

This is a Court Order.

New York GF-5-a Page 2

[specify type(s) and, if available, name(s)]:	;
[11] Permit [specify individual]:	to enter the residence at [specify]:with to remove personal belongings not in issue in
[specify law enforcement agency, if any]:litigation [specify items]:	to remove personal belongings not in issue in
[04] Refrain from [indicate acts]: that create an unreasonable risk to the health, safety or welfare	e of [specify child(ren), family or household member(s)]:;
[05] Permit [specify individual]: other written agreement to visit with [specify child(ren)]:	, entitled by a court order or separation or under the following terms
during the following periods of time [specify]:and conditions [specify]:	under the following terms;
[07] Custody of [specify child(ren)]:awarded to [specify individual]:	shall be under the following terms and conditions [specify]:
[12] □ Surrender any and all handguns, pistols, revolvers including, but not limited to, the following: or other firearms. Such surrender shall take place immediately at [specify location]:	and do not obtain any further guns y, but in no event later than [specify date/time]:
[] Promptly return or transfer the following identification	tion documents specify]:t o the party
following document(s) m	in the following
☐ Pay or provide access to health or medical insurance incident or incidents forming the basis of the order [specify be	e for necessary medical care and treatment arising from the
Arts. 5,6&8 only Pay counsel fees (and/or) any costs a	associated with the order to [specify person and terms];
Arts. 4,5&6 only ☐ Participate in an educational program	n, (and pay the costs thereof)[(specify program];
	program designed to help end violent behavior (and pay the
The state of the s	ution, as follows [specify terms and amount up to \$1 0,000]:; and
[99]	to further the purposes of protection [specify conditions]:;

Art. 8 only [check if applicable]: ☐ Respondent is on probation [FCA§842 requires order to state if Respondent is on

5.71	E OF WISCONSIN, C	RIRCUIT COURT,		CO	UNTY
Petition	ier			☐ Amen	ded
vs- Respon Address	ndent:		and	Order to Surrence Notice of Firearm	der Firearms Surrender Hearing
				Case No	
THE (COURT ORDERS:				
1.	You must appear at	a Firearm Surrender	Hearing on: (Hearing sh	all be held within one week of	f the injunction hearing.)
	Date	Time	Location		
	Circuit Court Judge/Circu	it Court Commissioner			
		quest firearm(s) surre er Hearing.	nder to a third party, b	ooth you and the third pa	arty must attend the Firearm
2.	The injunction grant	ed on [Date]	is tempo	rarily stayed until [Date a	nd time, not to exceed 48 hours]
		at [Time]	for purpo	ses of firearm surrende	r. Any temporary
		at [time] nains in effect until th		ses of firearm surrende	r. Any temporary
□3.	A temporary restrair prohibiting the response	nains in effect until the ning order was not pre ondent from the follow	e stay is lifted. viously granted. The oing conduct: (See CV-40	ses of firearm surrende court now grants a temp	r. Any temporary porary restraining order or JC-1691 forms for prohibited
□ 3. 4.	A temporary restrair prohibiting the respondent.)	nains in effect until the ning order was not presented from the follow	e stay is lifted. viously granted. The ding conduct: (See CV-40	court now grants a temp 03, CV-406, CV-413, CV-429,	orary restraining order or JC-1691 forms for prohibited
	restraining order ren A temporary restrain prohibiting the respondent.) Failure to appear at You have until [Date at to surrender ALL fire the shering the shering another prohibiting order ren A temporary restrain the respondent surrender appears at the shering another prohibiting order ren A temporary restrain the shering another prohibiting order ren A temporary restrain the shering another prohibiting order ren A temporary restrain and the shering another prohibiting order ren A temporary restrain and the shering another prohibiting order ren A temporary restrain and the shering another prohibiting the respondent shering shering another prohibiting the respondent shering she	nains in effect until the hing order was not presendent from the followed the hearing may result the hearing may result time as listed in #2, not earms you own or post of this county. If of the county in white person. [Name and Addroverson. [Name and Addroverson.]	e stay is lifted. viously granted. The cing conduct: (See CV-40) It in the court issuing a to exceed 48 hours] sess to ch the respondent resess]	court now grants a temp 03, CV-406, CV-413, CV-429, a warrant for your arrest	orary restraining order or JC-1691 forms for prohibited
4.	A temporary restrain prohibiting the respondent.) Failure to appear at You have until [Date at to surrender ALL fire the sheri another pand the sheri and the	nains in effect until the hing order was not presented in the followed and time as listed in #2, not earms you own or post of this county. If of the county in white person. [Name and Addriff of	e stay is lifted. viously granted. The cing conduct: (See CV-40) It in the court issuing a sess to che the respondent resess] ar at the Firearms Sur	court now grants a tempos, CV-406, CV-413, CV-429, a warrant for your arrest county. If you wish to strender Hearing schedu	orary restraining order or JC-1691 forms for prohibited t at [Time] urrender to a third party, you led above. If the court
4.	restraining order ren A temporary restrain prohibiting the responsibiliting the responsibiliting the responsibilities. Failure to appear at You have until [Date of the shering the shering lanother of the shering land the sh	the hearing may result this county. If of the county in which the county in which the county in which the county in this person. [Name and Addriff of	e stay is lifted. viously granted. The oring conduct: (See CV-40) It in the court issuing a sto exceed 48 hours] sess to ch the respondent resess] ar at the Firearms Surhird party may obtain	court now grants a tempos, CV-406, CV-413, CV-429, warrant for your arrest county. If you wish to strender Hearing scheduthe firearm(s) directly from the strender from the firearm(s) directly from the strender from the firearm(s) directly from the firearm(s)	orary restraining order or JC-1691 forms for prohibited t at [Time] urrender to a third party, you led above. If the court om the sheriff.
4.	restraining order ren A temporary restrain prohibiting the responsibiliting the responsibiliting the responsibilities. Failure to appear at You have until [Date of the shering the shering lanother of the shering land the sh	the hearing may result the form of the county. If of the county in which the hearing must appear the hird party must appears the third party, the form of the hearing must appear the hird party must appear the hird party, the form of the hearing must appear the hird party must appear the hird party must appear the hird party, the form of the hearing may be a subject to the hearing may result the hearing may re	e stay is lifted. viously granted. The oring conduct: (See CV-40) It in the court issuing a sto exceed 48 hours] sess to ch the respondent resess] ar at the Firearms Surhird party may obtain	court now grants a tempos, CV-406, CV-413, CV-429, a warrant for your arrest county. If you wish to strender Hearing schedu	orary restraining order or JC-1691 forms for prohibited t at [Time] urrender to a third party, you led above. If the court om the sheriff.

•	[/]	f you need room for additional firearr	ns, attach additional sheet to this forn	1.]
	Additional accompander inc	sterrations.		
	Additional surrender ins	structions:		
	_			
7.	Once the stay is complete, t	he injunction immediately god	es into full effect.	
	possessing, trar rifle, shotgun, pi Wisconsin law, i	sporting, shipping, receiving stol, revolver, or ammunition, t is a Class G Felony, punish ars, or both, to possess a fire	ovides penalties for, and you now or purchasing a firearm, inclusing pursuant to 18 U.S.C. Section able by a fine not to exceed \$ arm while subject to an injunction	ding, but not limited to, a n 922(g)(8). Under 25,000 or imprisonment not
8.		ort a firearm(s) only for the puanty other reason may result i	rpose of complying with a surn n criminal penalties.	render order. Possessing or
-		- · · · · · · · · · · · · · · · · · · ·	ate in the court process, please c	all
prior to	the scheduled court date. Pleas	se note that the court does not p	rovide transportation.	
1. Court 2. Petiti 3. Resp	oner ondent Enforcement			

North Carolina

ADDITIONAL FINDINGS	
1. Present at the hearing were: the plaintiff, represented by	
the defendant, represented by	
As indicated by the check block under Respondent/Defendant's name on Page 1, the parties are or have been in a p relationship.	ersonal
3. On (date of most recent conduct), the defendant	
☐ a. ☐ attempted to cause ☐ intentionally caused bodily injury to ☐ the plaintiff ☐ (a) minor child(in custody of the plaintiff	en) in the
□ b. placed in fear of imminent serious bodily injury□ the plaintiff□ a member of the plaintiff's family	
 □ c. placed in fear of continued harassment that rises to such a level as to inflict substantial emotional distress □ the plaintiff □ a member of plaintiff's family □ a member of plaintiff's household 	
d. committed an act defined in G.S. 14- 27.21 (1st deg. rape) 27.22 (2nd deg. rape) 27.26 (1st deg. second deg. sexual off.) 27.33 (sexual battery) 27.31 (sexual activity by substitute parent) again plaintiff child(ren) living with or in the custody of the plaintiff by (describe defendant's conduct)	
, (
4. The defendant is in possession of, owns or has access to firearms, ammunition, and gun permits described below. (In firearms, ammunition, gun permits and give identifying number(s) if known, and indicate where defendant keeps firearms.)	escribe all
5. The defendant a. used threatened to use a deadly weapon against the plaintiff minor child(ren) residing in the custody of the plaintiff b. has a pattern of prior conduct involving the use threatened use of violence with a firearm against the plaintiff	
persons	
c. made threats to seriously injure or kill the plaintiff minor child(ren) residing with or in the custo plaintiff	dy of the
d. made threats to commit suicide	
e. inflicted serious injuries upon theplaintiffminor child(ren) residing with or in the custody of the pin that (state facts)	laintiff
6. The defendant plaintiff is presently in possession of the parties' residence at	
7. The defendant plaintiff is presently in possession of the parties' vehicles described below:	
8. Other: (specify)	

Name Of D	Defendant File No.
rvarrie or E	The No.
	CONCLUSIONS
Based	on these facts, the Court makes the following conclusions of law:
2. 3. 4.	The defendant has committed acts of domestic violence against the plaintiff. The defendant has committed acts of domestic violence against the minor child(ren) residing with or in the custody of the plaintiff. There is danger of serious and immediate injury to the plaintiff. minor child(ren). [G.S. 50B-2(c)] The defendant's conduct requires that he/she surrender all firearms, ammunition and gun permits. (G.S. 50B-3.1) The plaintiff has failed to prove grounds for issuance of a domestic violence protective order.
	ORDER
It is ∩F	RDERED that:
_	the defendant shall not assault, threaten, abuse, follow, harass (by telephone, visiting the home or workplace, or other means), or interfere with the plaintiff. A law enforcement officer shall arrest the defendant if the officer has probable cause to believe the defendant has violated this provision. [01]
	the defendant shall not assault, threaten, abuse, follow, harass (by telephone, visiting the home or workplace, or other means), or interfere with the minor child(ren) residing with or in the custody of the plaintiff. A law enforcement officer shall arrest the defendant if the officer has probable cause to believe the defendant has violated this provision. [01]
	the defendant shall not threaten a member of the plaintiff's family or household. [02]
3a.	the defendant shall not cruelly treat or abuse an animal owned, possessed, kept, or held as a pet by either party or minor child residing in the household.
4.	the plaintiff is granted possession of, and the defendant is excluded from, the parties' residence described above and all personal property located in the residence except for the defendant's personal clothing, toiletries and tools of trade. [03]
<u> </u>	any law enforcement agency with jurisdiction shall evict the defendant from the residence and shall assist the plaintiff in returning to the residence. [08]
	the plaintiff [08] defendant [08] is entitled to get personal clothing, toiletries, and tools of trade from the parties' residence. A law enforcement officer shall assist the plaintiff defendant in returning to the residence to get these items.
☐ 6a.	the plaintiff is granted the care, custody, and control of any animal owned, possessed, kept, or held as a pet by either party or minor child residing in the household.
7.	the defendant shall stay away from the plaintiff's residence or any place where the plaintiff receives temporary shelter. A law enforcement officer shall arrest the defendant if the officer has probable cause to believe the defendant has violated this provision. [04]
8.	the defendant shall stay away from the following places: (a) the place where the plaintiff works. [04] (b) any school(s) the child(ren) attend. [04] (c) the place where the child(ren) receive(s) day care. [04] (e) Other: (name other places) [04]
	The sheriff must deliver a copy of this order to the principal or the principal's designee at the following school(s): (name schools)
<u> </u>	the plaintiff is granted possession and use of the vehicle described in Block 7 on Page 2. [08]
	the defendant is ordered to make payments to the plaintiff for support of the minor child(ren) as required by law. [08] the defendant is prohibited from possessing or receiving [07] purchasing a firearm for the effective period of this Order [07] and the defendant's concealed handgun permit is suspended for the effective period of this Order. [08] The defendant is a law enforcement officer/member of the armed services and may may not possess or use
<u> </u>	a firearm for official use. the defendant surrender to the sheriff serving this order the firearms, ammunition, and gun permits described in block No. 4 of the Findings on Page 2 of this Order and any other firearms and ammunition in the defendant's care, custody, possession, ownership or control. NOTE TO DEFENDANT: You must surrender these items at the time the sheriff serves this Order on you. If the weapons cannot be surrendered at that time, you must surrender them to the sheriff within 24 hours at the time and place specified by the sheriff. Failure to surrender the weapons and permits as ordered or possessing, purchasing, or receiving a firearm, ammunition or permits to purchase or carry concealed firearms after being ordered not to possess firearms, ammunition or permits, is a crime. See "Notice To Parties: To The Defendant" on Page 4 of this Order for information regarding the penalty for these crimes and instructions on how to request return of surrendered weapons.
<u> </u>	the defendant shall attend and complete an abuser treatment program offered by the following agency, which is approved by the Domestic Violence Commission: [08]
	(Over)

14. Other: (specify) [08]							
15. This patient is dismissed and as of this data and a value and a large is used in this case is well and usid							
15. this action is dismissed and as of this date any ex parte order issued in this case is null and void. TEMPORARY CUSTODY							
"Temporary Child Custody Addendum To Domestic Violence Protective Order," AOC-CV-306A, is attached and incorporated into this							
Order.							
FOR CONSENT JUDGMENTS ONLY							
Each of us enters into this Consent Order knowingly, freely, and voluntarily. The defendant understands that in consenting to this Order all of the consequences set out in the Notice to Parties and Warnings to Respondent/Defendant in this Order apply.							
Each of us agrees that no findings of fact and conclusions of law will be included in this consent protective order.							
Date	Signature Of Plaintiff		Date		Signature Of Defendant		
Duic	Orginature Or Franklin		Bate		oignature of bereindant	•	
		SIGNATURI	E OF JUDGE				
Date	Name Of District Court Jud	dge (type or print)		Signature Of	District Court Judge		
		NOTICE T	O DADTIES				
NOTICE TO PARTIES TO THE DEFENDANT:							
1. If this Order prohibits you from possessing, receiving or purchasing a firearm and you violate or attempt to violate that							
provision, you may be charged with a Class H felony pursuant to North Carolina G.S. 14-269.8 and may be imprisoned for up to 39 months.							
		your firearms, ammu					
						ssion of these items, or	
provided false information to the Court about any of these items, you may be charged with a Class H felony and may be imprisoned for up to 39 months. If you surrendered your firearms, ammunition, and permits, you may file a motion for the return of							
weapons with the clerk of court in the county in which this Order was entered when the protective order is no longer in effect, except if							
						are alleged to have been	
	committed against the person who is protected by this Order, you may not file for return of the firearms until final disposition of the criminal charges. The form, "Motion For Return Of Weapons Surrendered Under Domestic Violence Protective Order" AOC-CV-319, is						
		The motion must be file					
required you to su	irrender the firearms	or if you have pendi	ng criminal ch	arges alle	ged to have been	committed against the	
person who is protected by the domestic violence protection order, the motion must be filed not later than 90 days after final disposition of the criminal charges. At the time you file the motion, the clerk will schedule a hearing before the district court for a							
judge to determine whether to return the surrendered weapons to you. The sheriff cannot return your weapons unless the Court orders							
the sheriff to do so. You must pay the sheriff's storage fee before the sheriff returns your weapon. If you fail to file a motion for return							
	of the weapons within 90 days after the expiration of this Order, or the final disposition of criminal charges pending at the time this Order expired, or if you fail to pay the storage fees within 30 days after the Court enters an order to return your weapons, the						
		to dispose of your wea		ourt enters	s all order to retur	ii your weapons, me	
TO THE PLAINTIFF:							
1. You should keep a						iends and family. If you	
move to another county or state, you may wish to give a copy to the law enforcement agency where you move, but you are not required to do so.							
2. The court or judge is the only one that can make changes to this order. If you wish to change any of the terms of this order, you must come back into court to have the judge modify the order.							
If the defendant violates any provision of this order, you may call a law enforcement officer or go to a magistrate to charge the defendant with the crime of violating a protective order. You also may go to the clerk of court's office in the county where the							
protective order was issued and ask to fill out form AOC-CV-307, Motion For Order To Show Cause Domestic Violence Protective							
					-	ot for violating the order.	
CERTIFICATE OF SERVICE WHEN DEFENDANT NOT PRESENT AT HEARING							
I certify that this Order and Notice to Parties has been served on the defendant named by depositing a copy in a post-paid, properly addressed envelope in a post office or official depository under the exclusive care and custody of the United States Postal Service.							
Date	Signature				eputy CSC	Assistant CSC	
				CI	erk Of Superior Court	Other	