

District Court of Washington For Jefferson County
_____ Petitioner, vs. _____ Respondent.

No.

Petition for an Order for Protection -
 Harassment (PTORAH)
 Stalking (PTORSTK)

This petition alleges stalking, sexual assault, or domestic violence. The clerk shall not charge a filing fee.

➤ **This is a Petition for an Order for Protection against Harassment and/or Stalking as checked in the caption.**

If you believe you qualify for a domestic violence protection order, do not complete this form. Instead complete a petition for an order for protection from domestic violence.

➤ **Should I file my petition in Superior Court or District Court?**

1. Does this case involve land, a business location, or a living space?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
2. If yes, does the respondent claim an interest in that property, such as ownership or a right to occupy?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
3. Would the order put limits on the respondent's care, custody, or control of his or her minor children?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
4. Are you and the respondent parties in a superior court case?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
5a. (Harassment petition) Is the respondent under the age of 18?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
5b. (Stalking petition) Is the petitioner, victim, or respondent under the age of 18?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
File in District Court unless you answer "yes" to any of these questions. If you answer "yes," file your petition in Superior Court.		

➤ **Information about the Case**

1. Who is the petitioner?

A. **Harassment**

My name is (please print) _____ I am the petitioner.

I am 18 or older and I am the victim of unlawful harassment committed by respondent, described in the statement below.

I am the parent or guardian of child(ren) under age 18 and seek to restrain a person age 18 years or over from contact with my child(ren). Identification of minor/s:

Name (First, Middle Initial, Last)	Age

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B. Stalking

My name is (please print) _____.
(Check all that apply.)

- I am the petitioner. I am age 16 or older and the victim of stalking committed by respondent, a person age 18 years or over, as described in the statement below.
- I am the petitioner. I am seeking protection on behalf of another petitioner who is a victim of stalking by a person age 18 years or over.
- I am seeking protection on behalf of the following minor child(ren) who are victim/s of stalking:

Name(First, Middle Initial, Last)	Age

- I am the parent or guardian of the child(ren); or
- I am not the parent or guardian, but the child(ren) live/s with me; and the respondent is not the parent.
- I am seeking protection on behalf of (name) _____, a vulnerable adult as defined in RCW 74.34.020, who is a victim of stalking. I am an interested person as defined in RCW 74.34.020(10). My relationship to this petitioner is _____.

2. Should the petitioner file for protection in this county?

A. Harassment

Did the harassment take place in this county?

- Yes No

Does Respondent live in this county?

- Yes No

(If you answered yes to at least one question, you can file in this county.)

B. Stalking

Does the petitioner live in this county?

- Yes No

Did the petitioner leave their residence because of the stalking conduct and this is the county of their new or former residence?

- Yes No

(If you answered yes to at least one question, you can file in this county.)

3. How does/do the victim/s know the respondent?

Respondent is a:

- neighbor casual acquaintance
 landlord tenant
 co-worker
 other: _____

4. How long has/have the victim/s either known the respondent or known of the respondent?

5. Has/have the victim/s ever requested or obtained protection from the respondent in a restraining order, civil protection order, or criminal no-contact order?

- No
 Yes. List the type of order, the name of the court and the approximate date, and whether the request was granted:

6. Has the respondent ever requested or obtained protection from the victim/s in a restraining order, civil protection order, or criminal no-contact order?

- No
 Yes. List the type of order, the name of the court, the approximate date, and whether the request was granted:

7. Is there any other litigation between the victim/s and the respondent? This includes all matters - pending or past - such as parenting plans, landlord-tenant disputes, employment disputes, or property disputes. No Yes. Provide case number/s if known, type of case, and name of court:

➤ **Questions to help figure out whether the respondent's behavior is harassment, or stalking, or both.**

The judge may consider the following questions when deciding whether your experience involves harassment, or stalking, or both.

If the answer to any of the following questions is "yes," you must describe the behavior in more detail in the statement section.

Harassment	
8. Does the respondent's behavior cause a victim to feel seriously alarmed or annoyed or cause substantial emotional distress?	<input type="checkbox"/> Yes <input type="checkbox"/> No

9. Does the respondent's conduct create an intimidating, hostile, or offensive living environment for a victim?	<input type="checkbox"/> Yes <input type="checkbox"/> No
10. Was the respondent given clear notice that all further contact with a victim is unwanted?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Harassment or Stalking	
11. Has there been more than ONE incident of harassment and/or stalking conduct?	<input type="checkbox"/> Yes <input type="checkbox"/> No
12. Has the respondent been following a victim?	<input type="checkbox"/> Yes <input type="checkbox"/> No
13. Has the respondent shown up at the places where a victim is?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Stalking	
14. Does the respondent's conduct make a victim feel intimidated, threatened, or afraid that the respondent will harm a victim, a victim's children, or a victim's belongings?	<input type="checkbox"/> Yes <input type="checkbox"/> No
15. Does the respondent's repeated attempts to contact a victim, make a victim feel afraid that that a victim will be harmed, or another person or a victim's property will be harmed?	<input type="checkbox"/> Yes <input type="checkbox"/> No
16. Has the respondent placed a victim under observation?	<input type="checkbox"/> Yes <input type="checkbox"/> No
17. Has the respondent been monitoring a victim electronically?	<input type="checkbox"/> Yes <input type="checkbox"/> No
18. Has the respondent used electronic methods to send a victim or another person lewd, indecent, or obscene words or images?	<input type="checkbox"/> Yes <input type="checkbox"/> No
19. Has the respondent used electronic methods to send a victim or another person a suggestion to engage in lewd or obscene acts?	<input type="checkbox"/> Yes <input type="checkbox"/> No
20. Has the respondent used electronic methods to threaten to inflict injury on a victim, on any member of a victim's family or household, or to a victim's property?	<input type="checkbox"/> Yes <input type="checkbox"/> No

Respondent's use of firearms or other dangerous weapons	
21. Has the respondent used, displayed, or threatened to use a firearm or other dangerous weapon in a felony?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> unknown
22. Has the respondent previously committed an offense that makes him or her ineligible to possess a firearm under the provisions of RCW 9.41.040?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> unknown

Definitions

Unlawful Harassment means a knowing and willful series of acts directed at a specific person which seriously alarms, annoys, or harasses, or is detrimental to such person and which serves no legitimate purpose. (See the full definition of Unlawful Harassment in the Worksheet for Harassment and Stalking Petition.)

Stalking means any conduct, including harassment and cyberstalking, involving repeated or continuing contacts, attempts to contact, monitoring, tracking, keeping under observation, or following another person that would cause a person to feel intimidated, frightened, or threatened. Conduct includes threatening to inflict injury on the person or property of a person, minor

children, or vulnerable adult.

Or,

Communication using any lewd, lascivious, indecent, or obscene words, images, or language, or suggesting any lewd or lascivious act. (See the full definition of Stalking in the Worksheet for Harassment and Stalking Petition.)

➤ **Statement describing the victim/s need for protection from the respondent**

Based on the answers to the questions above, please describe the specific acts of harassment or stalking by the respondent against the victim/s.

- You must describe what the respondent actually said.
- You must describe what the respondent actually did.
- If you are hand writing, please write clearly. If you need more space, below, please attach additional page/s. Please do not write on the back.

The respondent has committed acts of harassment or stalking as follows:

23. Describe the most recent incident of harassment or stalking.

Date and time (on or around): _____

Location: _____

What was happening immediately before the harassment or stalking occurred?

What did the respondent do or say that you believe to be harassing or stalking behavior?

How did the respondent make these statements? in person mail/written notes
 e-mail text phone social media (such as facebook and twitter)

28. To your knowledge, has the respondent previously committed an offense that makes him or her ineligible to possess a firearm under the provisions of RCW 9.41.040? Please describe:

29. Do you have any evidence of the harassment or stalking conduct other than testimony?
- No
 - Yes. I can provide the following evidence:
 - Copy of mail or written notes
 - Copy of text messages
 - Copy of emailed messages
 - Copy of social media messages
 - Police report
 - Declaration or Affidavit from the following witness: _____
 - Other (describe): _____

➤ **Requests**

30. I ask the Court for an order approving the following requests for protection:

A. Harassment:

I Request an Order for Protection- Harassment following a hearing that will	
1)	<input type="checkbox"/> Restrain respondent from making any attempts to contact, except for mailing of court documents, <input type="checkbox"/> me <input type="checkbox"/> the minor(s) named in paragraph 1.A. above.
2)	<input type="checkbox"/> Restrain respondent from making any attempts to keep under surveillance, <input type="checkbox"/> me <input type="checkbox"/> the minor(s) named in paragraph 1.A. above.
3)	<input type="checkbox"/> Restrain respondent from entering or being within _____ (distance) of my <input type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> other:
4)	<input type="checkbox"/> Other:
5)	<input type="checkbox"/> Require the respondent to pay the fees and costs of this action.

6) **Require** the respondent to surrender any firearm or other dangerous weapon, or any concealed pistol license and prohibit the respondent from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license.

7) **Remain effective** longer than one year because respondent is likely to resume acts of unlawful harassment against me or the minor/s named in paragraph 1.A above, if the order expires in a year.

Emergency temporary protection (up to 14 days) until the court hearing:

An emergency exists as described below. I request that a **Temporary Harassment Protection Order** granting the relief in paragraphs 1) through 4) be issued immediately, without prior notice to the respondent, to be effective until the hearing.

I also request a temporary surrender of a firearm or other dangerous weapon without notice to the other party because irreparable injury could result if an order is not issued until the hearing.

What irreparable harm would result if an order is not issued immediately without prior notice to the respondent?

B. Stalking:

I Request an Order for Protection- Stalking following a hearing that will

1) **Restrain** the respondent from having any contact, including nonphysical contact, with the victim(s) directly, indirectly, or through third parties regardless of whether those third parties know of the order.

2) **Prohibit** the respondent from keeping the victim(s) under surveillance, including electronic surveillance and from keeping under surveillance, including electronic surveillance the following child(ren) who are not victims of stalking:

3) **Exclude** the respondent from the victim(s)' residence workplace school day care the workplace, school or day care of the following child(ren) who are not victims of stalking:

4) **Prohibit** the respondent from knowingly coming within, or knowingly remaining within _____ (distance) of the victim(s)' residence workplace school day care other: _____.

5) **Order** the respondent to have a mental health chemical dependency evaluation other: _____.

- 6) **Require** the respondent to pay administrative court costs and service fees and petitioner's costs including attorneys' fees.
- 7) **Require** the respondent to surrender any firearm or other dangerous weapon, or any concealed pistol license and prohibit the respondent from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license.
- 8) **Remain effective** longer than one year because respondent is likely to resume acts of stalking conduct against the persons to be protected if the order expires in a year.

Emergency temporary protection (up to 14 days) until the court hearing:

- An emergency exists as described below. I request that a **Temporary Stalking Protection Order** granting the relief in paragraphs 1) through 4) be issued immediately, without prior notice to the respondent, to be effective until the hearing.
- I also request a temporary surrender of a firearm or other dangerous weapon without notice to the other party because irreparable injury could result if an order is not issued until the hearing.

What irreparable harm would result if an order is not issued immediately without prior notice to the respondent?

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated: _____ at _____ Washington.

Petitioner

Print or type name

My address for the purpose of receiving service of legal documents is:

If I disclose my residence address, my family, household or I would be at risk of abuse by respondent. My address for the purpose of receiving service of legal documents is:

(Petitioner may be served with legal documents at this address. **You have a right to keep your residential address confidential. If you want to keep your residential address confidential, you must provide an alternative address, where you agree to accept legal documents from the respondent.**)