

## **How to file for an Order of Protection in Illinois- Supplement A©**

This supplement includes a forms guide as well as forms. The forms guide is for use only in filling out the forms. For more information about what these forms mean or are used for, consult the appropriate Self-Help packet.

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**Forms that are included in the supplement:**

Summons

Petition for Order of Protection

Emergency Order of Protection

Order of Protection

# FORMS GUIDE

## ALL FORMS:

At the top of each form is the "caption". It is completed as follows:

STATE OF ILLINOIS  
IN THE CIRCUIT COURT OF THE **(number of circuit)** JUDICIAL CIRCUIT  
**(name of county)** COUNTY

<b>(your name)</b>	)	
	)	
	)	
Plaintiff,	)	
	)	
and	)	No. <b>(get from Clerk at the time you file)</b>
	)	
<b>(the person's name that you want the order against)</b>	)	Independent Proceeding
	)	Other Civil Proceeding
	)	Criminal Proceeding
Defendant.	)	Juvenile Proceeding

Determine the number of the "Circuit" according to the chart on the next page. If your county does not appear in the chart, call the Circuit Clerk in the county in which you will be filing your case and ask for the number of the Circuit. Also, you need to check one of the four boxes. If there are no other cases on file between you and the person you want the order against then check the first box. If there is another case on file, such as a divorce, as long as it is civil then check the second box. If there are criminal charges dealing with domestic battery or battery of you then check the third box. If either the primary person you are asking for the order for or the person you want the order against is under 17 then check the fourth box.

## Circuit Courts in Illinois

Cook County is its own judicial circuit. The rest of the counties in Illinois fall into one of 21 circuits.

First Circuit -	The counties of Alexander, Pulaski, Massac, Pope, Johnson, Union, Jackson, Williamson and Saline.
Second Circuit -	The counties of Hardin, Gallatin, White, Hamilton, Franklin, Wabash, Edwards, Wayne, Jefferson, Richland, Lawrence and Crawford.
Third Circuit -	The counties of Madison and Bond.
Fourth Circuit -	The counties of Clinton, Marion, Clay, Fayette, Effingham, Jasper, Montgomery, Shelby and Christian.
Fifth Circuit -	The counties of Vermilion, Edgar, Clark, Cumberland and Coles.
Sixth Circuit -	The counties of Champaign, Douglas, Moultrie, Macon, DeWitt and Piatt.
Seventh Circuit -	The counties of Sangamon, Macoupin, Morgan, Scott, Greene and Jersey.
Eighth Circuit -	The counties of Adams, Schuyler, Mason, Cass, Brown, Pike, Calhoun and Menard.
Ninth Circuit -	The counties of Knox, Warren, Henderson, Hancock, McDonough and Fulton.
Tenth Circuit -	The counties of Peoria, Marshall, Putnam, Stark and Tazewell.
Eleventh Circuit -	The counties of McLean, Livingston, Logan, Ford and Woodford.
Twelfth Circuit -	The county of Will.
Thirteenth Circuit	The counties of Bureau, LaSalle and Grundy.
Fourteenth Circuit -	The counties of Rock Island, Mercer, Whiteside and Henry.
Fifteenth Circuit -	The counties of JoDaviess, Stephenson, Carroll, Ogle and Lee.
Sixteenth Circuit -	The counties of Kane, DeKalb and Kendall.
Seventeenth Circuit -	The counties of Winnebago and Boone.
Eighteenth Circuit -	The county of DuPage.
Nineteenth Circuit -	The counties of Lake and McHenry.
Twentieth Circuit -	The counties of Randolph, Monroe, St. Clair, Washington and Perry.
Twenty-first Circuit -	The counties of Iroquois and Kankakee.

**FORM: Summons for Order of Protection**

**Blank 1:** The Judicial Circuit in which you are pursuing this action.

**Blank 2:** The City the Court is in.

**Blank 3:** The County the Court is in.

**DO NOT FILL IN THE BLANKS FOR THE DATE, THE SIGNATURE OF THE CIRCUIT CLERK, OR THE APPLICABLE JUDICIAL CIRCUIT.**

**Blank 4:** Your signature and address.

**FORM: Petition for Order of Protection**

**Introduction:**

**Blank 1:** Your name.

**Blank 2:** Your minor children's names, or the child on whose behalf you are bringing the petition.

**Blank 3:** The disabled adult's name for whom you are bring this petition.

**Paragraph A:** Mark and fill out next to **ONLY** one box.

**Box 1:** **Line 1:** Your address, including the city.  
**Line 2:** The county where you live.  
**Line 3:** State where you live.

**Box 2:** **Line 1:** Your address, including the city  
**Line 2:** The county where you live.  
**Line 3:** State where you live.  
**Line 4:** Disabled adult or child on whose behalf you are bringing the petition's address, including the city.  
**Line 5:** County where Disabled adult or child on whose behalf you are bringing the petition lives.  
**Line 6:** State where Disabled adult or child on whose behalf you are bringing the petition lives.

**Box 3:** Enter the address of a close friend or relative where you may be served or receive mail.

**Paragraph B:** Mark the box.

**Line 1:** The address including the city where the person you want the order against lives.

**Line 2:** The county where the person you want the order against lives.

**Line 3:** State where the person you want the order against lives.

**Paragraph C:** Mark the box next to C. and then one of the other boxes.

**Box 1: Line 1:** County where you live.

**Box 2: Line 1:** County where the person you want the order against lives.

**Box 3: Line 1:** County where abuse occurred.

**Box 4: Line 1:** County where you are temporarily located because of abuse.

(No matter what box you check the county should be where the Petition is being filed.)

- Paragraph D:** Check all the boxes that apply to the relationship you had with the person you want the order against.
- Paragraph E:** Check only **ONE** of the boxes.  
**Box 2: Line 1:** County where the other court action is pending.  
**Line 2:** State where court action is pending.  
**Line 3:** Case Number of the case that is pending.
- Paragraph F:** Check the box. Write in all the incidents of abuse that you have received from the person you want the order against, if there is not enough room write them all on another sheet of paper and write in the space "See Attached Sheet(s)." And then do the same for the Effects portion and once again if there is not enough room then write in the space "See Attached Sheet(s)." Be sure to include the extra sheets when filing the petition.
- Paragraph G:** If you want to live in the house that you occupy with the person you want the order against then, you need to check the box next to the G. Then mark one of the following two boxes if you mark the second box then mark all of the proceeding boxes that apply.
- Paragraph H:** Check the box next to the H. Fill in the blank with people who need to be protected from the person you want the order against, such as your children and anyone else that may or may not be living with you.
- Paragraph I:** Check one of the two boxes next to the I. If you check the second box Check one of the two boxes underneath it. You may fill in the blank of the second box with any place that you are that you do not want the person you want the order against to go. It must be a place you are at on a very regular basis, such as daycare for the children.
- Paragraph J:** Check this box if you feel that what it says is true.
- Paragraph K:** Write in the full name(s) of your child(ren) here. Be sure to include all of the children you and the person you wish the order to be against have that are minors. Check the box next to the statement "The Court has jurisdiction over the minor child(ren) because:" and then check **ONLY** one box next to a number. If you check box 1 or box 3 be sure to check either box a or b under that number.
- Paragraph L:** If you are not married to the person you want the order against and they have not established that they are the father of one or more of the children, write the names of that child(ren) here.
- Paragraph M:** Check this box and write in who the primary caretaker of the children has been.
- Paragraph N:** Check the box next to the N and then check any of the other three boxes that apply, all three may apply therefore you may check all three if you like.

- Paragraph O:** Check the box next to the O.
- Paragraph P:** Check the box next to the P and then check every box under that box that applies to your situation.
- Paragraph Q:** If the sentence there applies to you, check the box next to the Q.
- Paragraph R:** If that applies to your situation, check the box next to the R.
- Paragraph S:** If the person you want the order against knows where the minor children are or has the minor children and you want them, check the box next to the S.
- Paragraph T:** If there is personal property that you are trying to have returned to you by the person you want the order against check the box next to the T. In the blank write the items of personal property that you want back from the person you want the order against. Then check one of the two box, if you check the second be sure and check one of the other boxes under it.
- Paragraph U:** If there is any personal property that you are wishing to protect from the person you want the order against check the box next to the U. Once again write the property in the blanks provided and check one of the two boxes. If you check the second box then be sure to check one of the boxes beneath it.
- Paragraph V:** If the person that you want the order against has a legal responsibility to support you or the children and is able to do so then check this box and check the boxes that apply to either you or the children or both.
- Paragraph W:** If you have been staying at a temporary shelter or have incurred certain costs as a result of the person you want the order against then write down where those expenses were incurred such as the Women's Shelter in this blank. Be sure to include amounts with the list.
- Paragraph X:** If this applies to your situation, then check the box next to the X.
- Paragraph Y:** If you do not want the person you want the order against to have access to the children's school records then check this box and then you need to check ONLY one box under that box to explain why.
- Paragraph Z:** If there are any other allegations you would like against the person you want the order against then write it in on these blanks.

The Next three boxes are very important if you are asking for an Emergency Order. You can wait to see which remedies that you ask for and come back and check the boxes that correspond to the numbers or just check all three to be safe. Either works but make sure the proper boxes are checked. This is so that you may receive a remedy without the defendant present.

For the next part some remedies read “*THIS IS NOT AVAIBLE IN AN EMERGENCY ORDER,*” if you are asking for an Emergency Order but plan on asking for a plenary order as soon as the Emergency Order is in place and would then want this relief, you **MUST** ask for it now. You can not go back and ask for it later. So, make sure you check it now.

### **REQUESTED REMEDIES SECTION**

- Introduction:** Fill in the names of you and your children and anyone else that you have named as a protected person in Paragraph H.
- Paragraph 1:** Check the box next to the 1 and then check all of the boxes that apply, you can check all of the boxes if they all apply to you.
- Paragraph 2:** Check the box next to the 2 and then fill in the address of the residence where you reside. This address should be the same as in Paragraph A.
- Paragraph 3:** Check the box next to the 3 and then check any of the three boxes that apply, once again if all three apply then check all three. In order to check this box be sure you have checked and filled out Paragraph I.
- Paragraph 4:** *THIS IS NOT AVAIBLE IN AN EMERGENCY ORDER.* If you checked Paragraph J, then you need to check this box.
- Paragraph 5:** Check the box next to the 5 and be sure that you have filled out paragraphs K and M. You can check both a and b. If you check a, be sure that Paragraph N has also been completed.  
**Box b: Box 1: Line 1:** Names of the minor children.  
**Box 1: Line 2:** Your name.  
**Box b: Box 2: Line 1:** Names of your minor children.  
**Box 2: Line 2:** The name of the person who watches your children, such as your parents or the day care.
- Paragraph 6:** *THIS IS NOT AVAIBLE IN AN EMERGENCY ORDER.* Check the box next to the 6 and write the names of the minor children in the blank. Be sure that Paragraph K Box 1 and this paragraph are the same.
- Paragraph 7:** If you check Paragraph P then check the box next to the 7 and then check any of the other four boxes, you may check more than one.  
**Box a:** On the blanks here write in the conditions under with you would like the person you want the order against to have visitation, such as every other weekend or three hours every Monday night with supervision.  
**Box b:** On the blanks here write in the conditions under with you would like the person you want the order against to have visitation, such as every other weekend or three hours every Monday night with supervision.  
**Box c:** On this blank write in a neutral place where the child(ren) can be picked up for the visit, such as the police department in your town. For this Box be sure that you have checked Paragraph Q.

- Paragraph 8:** If you have checked Paragraph R then check the box next to the 8.
- Paragraph 9:** If you checked Paragraph S, then be sure to check the box next to the 9.
- Paragraph 10:** If you filled out paragraph T then check the box next to the 10 and then write in the blank the same items that you wrote in paragraph T.
- Paragraph 11:** If you filled out Paragraph U, check the box next to the 11 and then write in the blank the same items that you wrote in paragraph U.
- Paragraph 12:** *THIS IS NOT AVAIBLE IN AN EMERGENY ORDER.* If you filled out Paragraph V, check the box next to the 12.  
**Blank 1:** Enter the amount of the money that you would like for support from the person you want the order against.  
**Blank 2:** Enter weekly, bi-weekly, monthly, yearly.  
**Blank 3:** Enter when you want the person that you want the order against to begin paying the support.
- Paragraph 13:** *THIS IS NOT AVAIBLE IN AN EMERGENY ORDER.* If you filled out Paragraph W, check the box next to the 13.  
**Blank 1:** The amount of money that you have lost or expenses incurred.  
**Blank 2:** Enter the person to whom the money is to be paid.  
**Blank 3:** The date by which the person against whom you want the order is to have paid the amount given in blank 1.
- Paragraph 14:** If you check the box next to Paragraph X, check the box next to the 14, and then fill in the lines with the address at which you reside the same as you gave in Paragraph A.
- Paragraph 15:** If you filled out paragraph Y, check the box next to 15.
- Paragraph 16:** *THIS IS NOT AVAIBLE IN AN EMERGENY ORDER.* If you filled out Paragraph W, check the box next to the 16.  
**Blank 1:** The amount of money that you owe the shelter or that the shelter says is the expenses you have incurred.  
**Blank 2:** Enter the name of the shelter to which the money is to be paid.  
**Blank 3:** The date by which the person against whom you want the order is to have paid the amount given in blank 1.
- Paragraph 17:** Write in here any other relief that you want against the person against whom you want the order.

Since you do not have an attorney leave the line where it says "Signature of Attorney or State's Attorney blank. Then sign your name on both blanks where it says "Signature of Petitioner." Then have the notary public notarize it. Be sure that you have filled in your name, address, city and phone in the bottom lines and whether you will accept service by fax or not and if yes then your fax number.

**FORM: EMERGENCY ORDER OF PROTECTION**

**Boxes under Caption:**

- Petitioner:** Write your name here.
  
- Address:** Write your street address here unless you have checked the third box of paragraph A in the petition then check the box.
  
- City:** Write in the city that you reside in.
  
- Respondent:** Write in the name of the person you want the order against.
  
- Address:** Write in the street address of the person you want the order against.
  
- City:** Write in the city that the person you want the order against resides in.
  
- Birthdate:** The person you want the order against's birthday.
  
- Sex:** The sex of the person you want the order against, either M or F.
  
- Race:** The race of the person you want the order against.
  
- Height:** The height or approximate height of the person you want the order against.
  
- Weight:** The weight or approximate weight of the person you want the order against.
  
- Hair:** The hair color of the person you want the order against.
  
- Eyes:** The eye color of the person you want the order against.
  
- Social Security Number:** The social security number of the person you want the order against if you know it.

**Introduction:**

- Sentence 1:** Enter your name and the people that you entered in paragraphs H and K of the petition.
  
- Sentence 2:** Enter the names of your minor children (the same as you have them in Paragraph K of the petition).
  
- Date:** Leave blank for the judge to fill in.
  
- Time:** Leave blank for the judge to fill in.
  
- Blank:** Leave blank for the judge to fill in.
  
- Two boxes:** Leave blank for the judge to fill in.

**Order:**

- Paragraph 1:** Check all of the boxes that you check in Paragraph 1 of the Requested Remedies section of the Petition.
- Paragraph 2:** Enter the same address that you entered in Paragraph 2 of the Requested Remedies section of the Petition.
- Paragraph 3:** Check the same box as you did in Paragraph 3 of the Requested Remedies section of the Petition. If there are any blanks to be filled in fill those in exactly as you did in Paragraph 3 of the Requested Remedies section of the Petition.
- Paragraph 5:** Check the same box as you did in Paragraph 5 of the Requested Remedies section of the Petition. If there are any blanks to be filled in fill those in exactly as you did in Paragraph 5 of the Requested Remedies section of the Petition.
- Paragraph 7:** Check the same box as you did in Paragraph 7 of the Requested Remedies section of the Petition. If there are any blanks to be filled in fill those in exactly as you did in Paragraph 7 of the Requested Remedies section of the Petition.
- Paragraph 8:** If you checked Paragraph 8 in the Requested Remedies section of the Petition then check Paragraph 8 here.
- Paragraph 9:** If you checked Paragraph 9 of the Requested Remedies section of the Petition then check Paragraph 9 here. Fill the blanks in exactly as you did in Paragraph 9 of the Requested Remedies section of the Petition.
- Paragraph 10:** If you checked Paragraph 10 of the Requested Remedies section of the Petition then check Paragraph 10 here. Fill the blanks in exactly as you did in Paragraph 10 of the Requested Remedies section of the Petition.
- Paragraph 11:** If you checked Paragraph 11 of the Requested Remedies section of the Petition then check Paragraph 11 here. Check either or both of the boxes next to the a and b. Fill the blanks of a exactly as you did in Paragraph 11 of the Requested Remedies section of the Petition.
- Paragraph 14:** If you checked Paragraph 14 of the Requested Remedies section of the Petition then check Paragraph 14 here. Fill the blanks in exactly as you did in Paragraph 14 of the Requested Remedies section of the Petition.
- Paragraph 15:** If you checked Paragraph 15 in the Requested Remedies section of the Petition then check Paragraph 15 here.
- Paragraph 17:** If you checked Paragraph 17 of the Requested Remedies section of the Petition then check Paragraph 17 here. Fill the blanks in exactly as you

did in Paragraph 17 of the Requested Remedies section of the Petition.

**Paragraph 18:** Leave this paragraph blank for the judge to fill in.

### **FORM: ORDER OF PROTECTION**

#### **Boxes under Caption:**

**Petitioner:** Write your name here.

**Address:** Write your street address here unless you have checked the third box of paragraph A in the petition then check the box.

**City:** Write in the city that you reside in.

**Respondent:** Write in the name of the person you want the order against.

**Address:** Write in the street address of the person you want the order against.

**City:** Write in the city that the person you want the order against resides in.

**Birthdate:** The person you want the order against's birthday.

**Sex:** The sex of the person you want the order against, either M or F.

**Race:** The race of the person you want the order against.

**Height:** The height or approximate height of the person you want the order against.

**Weight:** The weight or approximate weight of the person you want the order against.

**Hair:** The hair color of the person you want the order against.

**Eyes:** The eye color of the person you want the order against.

**Social Security Number:** The social security number of the person you want the order against if you know it.

#### **Introduction:**

**Boxes:** Check either Interim or Plenary, whichever your hearing is for.

**Sentence 1:** Enter your name and the people that you entered in paragraphs H and K of the petition.

**Sentence 2:** Enter the names of your minor children (the same as you have them in Paragraph K of the petition).

- Date:** Leave blank for the judge to fill in.
- Time:** Leave blank for the judge to fill in.
- Blank:** Leave blank for the judge to fill in.
- Two boxes:** Leave blank for the judge to fill in.

**Order:**

- Paragraph 1:** Check all of the boxes that you check in Paragraph 1 of the Requested Remedies section of the Petition.
- Paragraph 2:** Enter the same address that you entered in Paragraph 2 of the Requested Remedies section of the Petition.
- Paragraph 3:** Check the same box as you did in Paragraph 3 of the Requested Remedies section of the Petition. If there are any blanks to be filled in fill those in exactly as you did in Paragraph 3 of the Requested Remedies section of the Petition.
- Paragraph 4:** If you checked Paragraph 4 of the Requested Remedies section of the Petition then check Paragraph 4 here.
- Blank 1:** Fill in here where you want the person you requested the order against to undergo counseling, such as SIRS.
- Blank 2:** Write in the amount of time that you would like the person you have requested the order against to undergo counseling, such as the length of the program that you would like him/her to attend.
- Paragraph 5:** Check the same box as you did in Paragraph 5 of the Requested Remedies section of the Petition. If there are any blanks to be filled in fill those in exactly as you did in Paragraph 5 of the Requested Remedies section of the Petition.
- Paragraph 6:** Check the box and fill in the blanks same as you did in Paragraph 6 of the Requested Remedies section of the Petition.
- Paragraph 7:** Check the same box as you did in Paragraph 7 of the Requested Remedies section of the Petition. If there are any blanks to be filled in fill those in exactly as you did in Paragraph 7 of the Requested Remedies section of the Petition.
- Paragraph 8:** If you checked Paragraph 8 in the Requested Remedies section of the Petition then check Paragraph 8 here.
- Paragraph 9:** If you checked Paragraph 9 of the Requested Remedies section of the

Petition then check Paragraph 9 here. Fill the blanks in exactly as you did in Paragraph 9 of the Requested Remedies section of the Petition.

**Paragraph 10:** If you checked Paragraph 10 of the Requested Remedies section of the Petition then check Paragraph 10 here. Fill the blanks in exactly as you did in Paragraph 10 of the Requested Remedies section of the Petition.

**Paragraph 11:** If you checked Paragraph 11 of the Requested Remedies section of the Petition then check Paragraph 11 here. Check either or both of the boxes next to the a and b. Fill the blanks of a exactly as you did in Paragraph 11 of the Requested Remedies section of the Petition.

**Paragraph 12:** If you checked Paragraph 12 of the Requested Remedies section of the Petition then check Paragraph 12 here. Fill the blanks in exactly as you did in Paragraph 12 of the Requested Remedies section of the Petition.

**Paragraph 13:** If you checked Paragraph 13 of the Requested Remedies section of the Petition then check Paragraph 13 here.

**Paragraph a:** Fill in the same as you did in Paragraph 13 of the Requested Remedies section of the Petition.

**Paragraph b:** Do not check and leave it blank, this does not apply to you.

**Paragraph 14:** If you checked Paragraph 14 of the Requested Remedies section of the Petition then check Paragraph 14 here. Fill the blanks in exactly as you did in Paragraph 14 of the Requested Remedies section of the Petition.

**Paragraph 15:** If you checked Paragraph 15 in the Requested Remedies section of the Petition then check Paragraph 15 here.

**Paragraph 16:** If you checked Paragraph 16 of the Requested Remedies section of the Petition then check Paragraph 16 here. Fill the blanks in exactly as you did in Paragraph 16 of the Requested Remedies section of the Petition.

**Paragraph 17:** If you checked Paragraph 17 of the Requested Remedies section of the Petition then check Paragraph 17 here. Fill the blanks in exactly as you did in Paragraph 17 of the Requested Remedies section of the Petition.

**Paragraph 18:** Leave this paragraph blank for the judge to fill in.

**Plenary Orders Only Section** leave blank for the judge to fill in.

STATE OF ILLINOIS

COUNTY OF \_\_\_\_\_

IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL DISTRICT

_____	)	
Plaintiff	)	No. _____
	)	
v.	)	
	)	
_____	)	
Defendant	)	

**SUMMONS  
ORDER OF PROTECTION**

**To each Defendant:**

You are summoned and required to file an answer in this case, or otherwise file your appearance, in the office of the Clerk of the Court within 7 days after service of this summons, not counting the date of service. IF YOU FAIL TO DO SO, AN ORDER OF PROTECTION MAY BE ENTERED AGAINST YOU FOR THE RELIEF ASKED FOR IN THE PETITION.

**To the Officer:**

This summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so endorsed. This summons may not be served later than 30 days after its date.

**Witness**, Circuit Clerk of the \_\_\_\_\_ Judicial

Circuit, and the seal thereof, in the City of

\_\_\_\_\_, in \_\_\_\_\_ County,

Illinois.

(Seal of Clerk here)

Date: \_\_\_\_\_, 20\_\_\_\_\_.

Signed: \_\_\_\_\_,

Clerk of the \_\_\_\_\_ Judicial Circuit

Prepared by:

\_\_\_\_\_ (pro se)

\_\_\_\_\_

\_\_\_\_\_

STATE OF ILLINOIS  
IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT  
COUNTY OF \_\_\_\_\_

\_\_\_\_\_, ) No. \_\_\_\_-\_\_\_\_-\_\_\_\_  
Plaintiff, )  
 ) Independent Proceeding  
v. ) Other Civil Proceeding  
 ) Criminal Proceeding  
\_\_\_\_\_, ) Juvenile Proceeding  
Defendant. )

**PETITION FOR ORDER OF PROTECTION**

Now comes Petitioner, \_\_\_\_\_, on his/her own behalf and on behalf of \_\_\_\_\_, a minor child, or on behalf of \_\_\_\_\_, an adult who cannot file a petition because of age, health, disability or inaccessibility on his/her own behalf, pursuant to the Illinois Domestic Violence Act (IDVA), and moves this Honorable Court to issue an Order of Protection in this cause and in support thereof states as follows:

A. Petitioner resides at \_\_\_\_\_, in the County of \_\_\_\_\_, State of \_\_\_\_\_; OR  
Petitioner resides at \_\_\_\_\_ in the County of \_\_\_\_\_, State of \_\_\_\_\_, and \_\_\_\_\_ the person on whose behalf this petition is brought, resides at \_\_\_\_\_ in the County of \_\_\_\_\_, State of \_\_\_\_\_; OR  
Petitioner's address is omitted pursuant to statute as disclosure of Petitioner's address would risk further abuse to her/him or to another Protected Person, or such disclosure would reveal the confidential location of a shelter for domestic violence victims.  
Alternative address for notice of any motion is \_\_\_\_\_  
\_\_\_\_\_.

B. Respondent resides at \_\_\_\_\_, in the County of \_\_\_\_\_, State of \_\_\_\_\_.

C. Venue in civil proceedings is appropriate because:

- i. Petitioner resides in the County of \_\_\_\_\_, State of Illinois; OR
- ii. Respondent resides in the County of \_\_\_\_\_, State of Illinois; OR
- iii. The alleged abuse occurred in the County of \_\_\_\_\_, State of Illinois; OR
- iv. The petitioner is temporarily located in the County of \_\_\_\_\_, State of Illinois, to avoid further abuse, and could not obtain safe, accessible, and adequate temporary housing in the county of his/her residence.

E. Respondent has the following relationship with the person to be protected:

- Spouse; Former Spouse; Parent;
- Child; Having or allegedly having a child in common; Step child;
- Sharing or formerly sharing a common dwelling; Having or having had a dating relationship; Other person related by blood or marriage;
- Sharing or allegedly sharing a blood relationship through a child; Person who has responsibility for a high risk adult; Personal assistant to a person with a disability.

F. There is no other pending action involving the parties. OR

- ∅. There is another pending court action involving the parties in the County of \_\_\_\_\_, State of \_\_\_\_\_, known as Case No. \_\_\_\_\_.

F. Respondent has acted in the following manner toward Petitioner:

Incidents: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Effects(s):

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G. Petitioner should be granted exclusive possession of the residence, the special venue rules of sec. 209(b) of IDVA (applicable only in civil proceedings) having been met, because:

⦿. Petitioner has a right to occupancy and Respondent has no right to occupancy.

OR

⦿. Both parties have a right to occupancy; and considering the risk of further abuse by Respondent interfering with the Petitioner's safe and peaceful occupancy, the balance of hardships favors the Petitioner because of the following relevant factors:

⦿. Availability, accessibility, cost, safety, adequacy, location, and other characteristics of alternative housing for each party and any minors or other dependants; and/or

ιξ. Effect on each party's employment; and/or

ξ. Effect on the relationship of each party and any minors or

ξι. Dependent adults in the care of each party, to family, school, church and community.

L. The following individuals are persons who need to be protected from abuse by Respondent \_\_\_\_\_

M. Respondent should be ordered to stay away from Petitioner and the Protected Persons.

ξιι. Respondent should be prohibited from entering or remaining present at the Petitioner's school, place of employment, or \_\_\_\_\_ because:

ξιιι. Respondent has no right to enter/remain present at such place(s); OR

ξιιι. The balance of hardships favors the Petitioner in prohibiting the Respondent from entering or remaining present at such place(s).

O. The likelihood of future abuse would be minimized by appropriate counseling.

P. As referred to herein, "the minor child(ren)" are the child(ren) that the parties have or allegedly have in common namely: \_\_\_\_\_

The court has jurisdiction over the minor child(ren) because:

ξθ. 1. This state:

ξθι. a. Is the home state (as defined in the Illinois Uniform Child Custody Jurisdiction Act) of the child(ren) at the time of the commencement of this proceeding, or

ξθιι. b. had been the child(ren)'s home state within 6 months before commencement of the proceeding and the child is absent from this state because of his removal or retention by a person claiming his custody or for other reasons, and a parent or person acting as a parent continues to live in this state; OR

ξθιιι. 2. It is in the best interest of the child that a court of this state assume jurisdiction because the child and his parents, or the child and at least one contestant, have a significant connection with this state, and there is available in the State substantial evidence concerning the child's present or future care, protection, training and personal relationships; OR

ξιξ. 3. The child is physically present in this state and

ξιξι. a. the child has been abandoned, or

b. it is necessary in an emergency to protect the child because he has been subjected to or threatened with mistreatment or abuse or is otherwise neglected or dependent; OR

4. It appears that no other state would have jurisdiction under prerequisites substantially in accordance with paragraphs 1, 2, or 3, or another state has declined to exercise jurisdiction on the grounds that this state is the more appropriate forum to determine the custody of the child, and it is in the best interest of the child that this court assume jurisdiction.

U. No "father and child relationship" (pursuant to the Illinois Parentage Act of (1984) has been established with the following child(ren): \_\_\_\_\_

V. The primary caretaker of the minor child(ren) has been \_\_\_\_\_  
\_\_\_\_\_.

W. Petitioner should be granted physical care of the minor child(ren) or granted other appropriate relief because there exists a danger that the minor child(ren) will be:

ξξι. Abused or neglected; and/or

ξξιι. Separated in an unwarranted manner from the child(ren)'s primary caretaker; and/or

ξξιιι. Unprotected as to his/her/their well-being.

X. Petitioner should be granted temporary legal custody of the minor child(ren).

Y. The Respondent's visitation with the minor child(ren) should be restricted or denied because the Respondent has or is likely to:

ξξιιιι. abuse or endanger the minor child(ren) during visitation; and/or

ξξιιιε. use visitation as an opportunity to abuse or harass Petitioner or Petitioner's family or household members; and/or

ξξιιιε. improperly conceal or detain the minor child(ren); and/or

ξξιιιε. otherwise act in a manner that is not in the best interest of the minor child(ren).

BB. It is necessary to prohibit Respondent from coming to Petitioner's residence to meet the minor child(ren) for visitation to protect any member of Petitioner's family or household from future abuse.

CC. There exists a danger that the minor child(ren) will be removed from this jurisdiction or concealed within the State.

DD. Respondent has knowledge of the whereabouts of or access to the minor child(ren).

EE. Petitioner should be granted exclusive possession of the following items of personal property: \_\_\_\_\_

---

because:

ξξιιιιι. Petitioner, but not Respondent, owns such property; OR

ξξιιιιε. Sharing the property creates a further risk of abuse or is impractical; the balance of hardships favors temporary possession by Petitioner; and

ξξιιιιε. Petitioner and Respondent own the property jointly, or

§§§1. The property is alleged to be marital property and a proceeding has been filed under the IMDMA.

FF. An order should be granted protecting the following items of personal property:

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because:

§§§11. Petitioner, but not Respondent, owns such property; OR

§§§111. The balance of hardships favors Petitioner; and

§§§1111. Petitioner and Respondent own the property jointly, or

The property is alleged to be marital property and a proceeding has been filed under the IMDMA.

II. Respondent has a legal obligation to support Petitioner and/or the minor child(ren), and Respondent is able to provide such support.

JJ. As a direct result of the above described abuse, petitioner has suffered certain losses, incurred certain expenses, and/or has been provided temporary shelter/counseling services, as follows: \_\_\_\_\_

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KK. There is a threat to the safety and well-being of Petitioner's family or household when Respondent enters or remains on the premises while under the influence of alcohol or drugs.

LL. Respondent should be denied access to school or other records of the minor child(ren) because:

§§§1111. Respondent is or will be prohibited from having contact with the minor child(ren); or

§§§11111. Petitioner's address is omitted pursuant to statute; or

§§§111111. It is necessary to prevent abuse or wrongful removal or concealment of the minor child(ren).

LL. Allegations for other injunctive relief: \_\_\_\_\_

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Additional Allegations for Emergency Orders Only

- (i) For Requested Remedies 1, 3, 5, 7, 8, 9, 11, 14, 15, and 17, the harm which that remedy is intended to prevent would be likely to occur if Respondent were given any prior notice, or greater notice than was actually given of Petitioner's efforts to obtain judicial relief.
- (ii) For requested remedy 2, the immediate danger of further abuse of Petitioner by Respondent if Petitioner chose or had chosen to remain in the household while Respondent was given any prior notice or greater notice than was actually given, outweighs the hardship to Respondent of an emergency order granting Petitioner exclusive possession of the residence or household.
- (iii) For requested remedy 10, improper disposition of the personal property would be likely to occur if Respondent were given any prior notice or greater notice than was actually given of Petitioner's effort to obtain judicial relief, or that Petitioner has an immediate and pressing need for possession of that property.

**REQUESTED REMEDIES**

PETITIONER REQUESTS THAT THE COURT FIND THAT THE FOLLOWING ARE PROTECTED PERSONS \_\_\_\_\_

WHEREFORE, PETITIONER REQUESTS THE ENTRY OF AN ORDER OF PROTECTION SETTING FORTH THE FOLLOWING REMEDIES:

- 1. With respect to Petitioner and other Protected Persons, Respondent be prohibited from committing the following:  
Physical Abuse; Harassment; Stalking; Intimidation of a dependant;  
Willful Deprivation; Neglect; Exploitation; Interference with personal liberty.
- 2. Petitioner be granted exclusive possession of the residence and Respondent be prohibited from entering or remaining at such premises \_\_\_\_\_  
\_\_\_\_\_.
- 3. Respondent be ordered to stay away from Petitioner and other Protected Persons; and/or

ξξξωιι. Respondent be prohibited from entering or remaining at

\_\_\_\_\_  
\_\_\_\_\_  
while any Protected Person is present; and/or

ξξξιξ. Respondent be allowed access to the residence to remove items of clothing, personal adornments, medications used exclusively by the Respondent and other items, as follows: \_\_\_\_\_

\_\_\_\_\_.

4. Respondent be ordered to undergo counseling for a period of time to be determined by this court. *(Not available in Emergency Order)*

5. a. Petitioner be granted physical care and possession of the minor child(ren;) and/or

b. Respondent be ordered to:

ξλ. Return the minor child(ren) \_\_\_\_\_

\_\_\_\_\_ to the physical care of \_\_\_\_\_

\_\_\_\_\_ ; and/or

ξλι. Not remove the minor child(ren) \_\_\_\_\_

\_\_\_\_\_ from the physical care of Petitioner or \_\_\_\_\_

\_\_\_\_\_.

6. Petitioner be granted temporary legal custody of the minor child(ren): \_\_\_\_\_

\_\_\_\_\_.

*(Not available in Emergency Order)*

7. a. Respondent be awarded visitation rights on the following dates and times or under the following conditions or parameters: \_\_\_\_\_

\_\_\_\_\_.

b. Respondent's visitation be restricted as follows: \_\_\_\_\_

\_\_\_\_\_.

c. Respondent's visitation be denied.

d. Respondent be prohibited from meeting the minor child(ren) for visitation at Petitioner's residence and may meet child(ren) at: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

8. Respondent be prohibited from removing the minor child(ren) from Illinois or concealing him/her/them within Illinois.

9. Respondent be ordered to appear in this Court with/without the child(ren) on a date certain.

10. Petitioner be granted exclusive temporary possession of the following personal property and the Respondent be ordered to make available to Petitioner the following property which is in the Respondent's possession or control:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

11. Respondent be ordered not to take, transfer, encumber, conceal, damage, or otherwise dispose of any of the following real or personal property:

\_\_\_\_\_  
\_\_\_\_\_.

12. Respondent be ordered to pay temporary support for Petitioner and/or the minor child(ren) of the parties as follows: \$ \_\_\_\_\_ per \_\_\_\_\_, starting \_\_\_\_\_ payable through the Clerk of the Circuit Court. (*Not available in Emergency Order*)

13. Respondent be ordered to pay \$ \_\_\_\_\_ respecting losses and expenses within the scope of sec. 214(b)(13) of the IDVA to

\_\_\_\_\_ on or before \_\_\_\_\_.

(*Not available in Emergency Order*)

14. Respondent be prohibited from entering or remaining in the residence located at

\_\_\_\_\_  
\_\_\_\_\_.

while under the influence of drugs or alcohol and so constituting a threat to the safety and well-being of any Protected Person.

15. Respondent be denied access to school or any other records of the minor child(ren) and prohibited from inspecting, obtaining, or attempting to inspect or obtain such records.

16. Respondent be ordered to pay \$ \_\_\_\_\_ to the following shelter  
\_\_\_\_\_ on or before \_\_\_\_\_.  
*(Not available in Emergency Order)*

17. Respondent be further enjoined as follows:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

\_\_\_\_\_  
Signature of Attorney or State's Attorney

\_\_\_\_\_  
Signature of Petitioner

UNDER THE PENALTIES AS PROVIDED BY LAW PURSUANT TO SECTION 1-109 OF THE CODE OF CIVIL PROCEDURE, THE UNDERSIGNED, BEING FIRST DULY SWORN ON OATH, STATES THAT SHE/HE HAS READ THE FOREGOING PETITION FOR ORDER OF PROTECTION BY HER/HIS SUBSCRIBED AND THAT THE FACTS STATED THEREIN ARE TRUE TO THE BEST OF HER/HIS KNOWLEDGE AND BELIEF.

\_\_\_\_\_  
Signature of Petitioner

Subscribed and Sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
Notary Public

Attorney (or Pro Se Petitioner) Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

Phone: \_\_\_\_\_

Service by Facsimile    will be accepted                      will not be accepted

Facsimile Number must be included if service by facsimile is accepted. \_\_\_\_\_

STATE OF ILLINOIS  
 IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT  
 COUNTY OF \_\_\_\_\_

_____ , Plaintiff,	)	No. ____ - ____ - ____
v.	)	Independent Proceeding
_____ ,	)	Other Civil Proceeding
Defendant.	)	Criminal Proceeding
	)	Juvenile Proceeding

Petitioner:			Address:  Check if omitted pursuant to statute			City:	
Respondent:			Address:			City:	
Birthdate:	Sex:	Race:	Height:	Weight:	Hair:	Eyes:	Social Security Number

**EMERGENCY ORDER OF PROTECTION**

ANY KNOWING VIOLATION OF ANY ORDER OF PROTECTION FORBIDDING PHYSICAL ABUSE, NEGLECT, EXPLOTATION, HARRASSMENT, INTIMIDATION, INTERFERENCE WITH PERSONAL LIBERTY, WILLFUL DEPRIVATION, OR ENTERING AND REMAINING PRESENT AT SPECIFIED PLACES WHEN THE PROTECTED PERSON IS PRESENT OR GRANTING EXCLUSIVE POSSESSION OF THE RESIDENCE OR HOUSEHOLD, PROHIBITING ENTERING OR REMAINING PRESENT AT THE HOUSEHOLD WHILE UNDER THE INFLUENCE OF ALOCHOL OR DRUGS AND SO CONSTITUTING A THREAT TO THE SAFETY AND WELL-BEING OF ANY PROTECTED PERSON, OR GRANTING A STAY AWAY ORDER, IS A CLASS A MISDEMEANOR. GRANT OF EXCLUSIVE POSSESSION OF THE RESIDENCE OR HOUSEHOLD SHALL CONSTITUTE NOTICE FORBIDDING TRESPASS TO LAND. ANY KNOWING VIOLATION OF ANY ORDER AWARDING LEGAL CUSTODY OR PHYSICAL CARE OF A CHILD OR PROHIBITING REMOVAL OR CONCEALMENT OF A CHILD MAY BE A CLASS 4 FELONY. ANY WILLFUL VIOLATION OF ANY ORDER IS CONTEMPT OF COURT. ANY VIOLATION MAY RESULT IN FINE OR IMPRISONMENT. STALKING IS A FELONY. See definition of prohibited conduct on page 6.

The following persons are protected by this order: \_\_\_\_\_  
 \_\_\_\_\_.

“The minor child(ren)” referred to herein are: \_\_\_\_\_  
 \_\_\_\_\_.

Date, time, and Place for further hearing:

Date: \_\_\_\_\_ Time: \_\_\_\_\_ County Courthouse \_\_\_\_\_ Illinois.

This order was issued on: Date: _____ Time: _____	This order will be in effect until: Date: _____ Time: _____
--	--

The Court finds that it has jurisdiction over the subject matter and the parties; that the Petitioner has proven the material allegations of the Petition for Order of Protection by substantial, competent, and relevant evidence, and that an Order of Protection should be entered.

IT IS HEREBY ORDERED THAT:

1. With respect to Petitioner and other Protected Persons, Respondent is prohibited from committing the following:
 

Physical Abuse;	Harassment;	Stalking;	Intimidation of a dependant;
Willful Deprivation;	Neglect;	Exploitation;	Interference with personal liberty.
2. Petitioner is granted exclusive possession of the residence and Respondent be prohibited from entering or remaining at such premises \_\_\_\_\_  
\_\_\_\_\_
3. Respondent is ordered to stay away from Petitioner and other Protected Persons; and/or
  - ξλιι. Respondent is prohibited from entering or remaining at \_\_\_\_\_  
\_\_\_\_\_ while any Protected Person is present.
5.
  - a. Petitioner is granted physical care and possession of the minor child(ren;) and/or
  - b. Respondent is ordered to:
    - ξλιιι. Return the minor child(ren) \_\_\_\_\_  
\_\_\_\_\_ to the physical care of \_\_\_\_\_; and/or
    - ξλιιδ. Not remove the minor child(ren) \_\_\_\_\_  
\_\_\_\_\_ from the physical care of Petitioner or \_\_\_\_\_.
7.
  - a. Respondent is awarded visitation rights on the following dates and times or under the following conditions or parameters (No order shall merely refer to the term "reasonable visitation"): \_\_\_\_\_

\_\_\_\_\_

b. Respondent's visitation is restricted as follows: \_\_\_\_\_

c. Respondent's visitation is denied.

d. Respondent is prohibited from meeting the minor child(ren) for visitation at Petitioner's residence and may meet child(ren) at : \_\_\_\_\_

\_\_\_\_\_

Petitioner may deny Respondent access to the minor child(ren) if, when Respondent arrives for visitation, Respondent is under the influence of drugs or alcohol and constitutes a threat to the safety and well-being of Petitioner or Petitioner's minor child(ren) or is behaving in a violent or abusive manner.

8. Respondent is prohibited from removing the minor child(ren) from Illinois or concealing him/her/them within Illinois.

9. Respondent is ordered to appear at \_\_\_\_\_ County Courthouse, \_\_\_\_\_, Illinois on \_\_\_\_\_ at \_\_\_\_\_ .m with/without the minor child(ren).

10. Petitioner is granted exclusive temporary possession of the following personal property and the Respondent be ordered to make available to Petitioner the following property which is in the Respondent's possession or control: \_\_\_\_\_

11. a. Respondent is prohibiting from taking, transferring, encumbering, concealing, damaging, or otherwise disposing of any of the following real or personal property: \_\_\_\_\_

b. Respondent is prohibited from improperly using the financial or other resources of an aged member of the family or household for the profit or advantage of Respondent or any other person.

14. Respondent is prohibited from entering or remaining in the residence located at \_\_\_\_\_

\_\_\_\_\_ while under the influence of drugs or alcohol and so constituting a threat to the safety and well-being of any Protected Person.

15. Respondent is denied access to school or any other records of the minor child(ren) and prohibited from inspecting, obtaining, or attempting to inspect or obtain such records.

17. Respondent is further enjoined as follows: \_\_\_\_\_

18. The relief requested in paragraph(s) \_\_\_\_\_ of the Petition is denied Reserved, because: \_\_\_\_\_

Date: \_\_\_\_\_

Judge: \_\_\_\_\_



## DEFINITIONS PURSUANT TO THE ILLINOIS DOMESTIC VIOLENCE ACT

1. "Petitioner" may mean not only any named petitioner for the order of protection and any named victim of abuse on whose behalf the petition is brought, but also any other person protected by this Act.
2. "Abuse" means physical abuse, harassment, intimidation of a dependent, interference, with personal liberty or willful deprivation, but does not include reasonable direction of a minor child by a parent or person in loco parents.
3. "Physical Abuse" includes sexual abuse and means any of the following:
  - (a) knowing or reckless use of physical force, confinement or restraint;
  - (b) knowing repeated and unnecessary sleep deprivation; or
  - (c) knowing or reckless conduct which creates an immediate risk of physical
4. "Harassment" means knowing conduct which is not necessary to accomplish a purpose that is reasonable under the circumstances; would cause a reasonable person emotional distress; and does cause emotional distress to plaintiff. Unless the presumption is rebutted by a preponderance of the evidence. The following types of conduct shall be presumed to cause emotional distress:
  - (a) creating a disturbance at plaintiff's place of employment or school;
  - (b) repeatedly telephoning plaintiff's place of employment, home, or residence;
  - (c) repeatedly following plaintiff about in a public place or places;
  - (d) repeatedly keeping plaintiff under surveillance by remaining present outside his or her home, school, place of employment, vehicle or other place occupied by plaintiff or by peering in plaintiff's windows;
  - (e) improperly concealing a minor child from petitioner, repeatedly threatening to improperly remove a minor child of petitioner from the jurisdiction or from the physical care of petitioner, repeatedly threatening to conceal a minor child from petitioner, or making a single such threat following an actual or attempted improper removal or concealment, unless respondent was fleeing an incident or pattern of domestic violence;
  - (f) threatening physical force, confinement or restraint on one or more occasions.
45. "Interference With Personal Liberty" means committing or threatening physical abuse, harassment, intimidation or willful deprivation so as to compel another to engage in conduct from which she or he has a right to abstain or to refrain from conduct in which she or he has a right to engage.
46. "Willful deprivation" means willfully denying a person who because of age, health, or disability requires medication, medical care, shelter, accessible shelter or services, food, therapeutic device, or other physical assistance, and thereby exposing that person to the risk of physical, mental or emotional harm, except with regard to medical care or treatment when the dependent person has expressed an intent to forgo such medical care or treatment. This paragraph does not create any new affirmative duty to provide support to dependent persons.
47. "Intimidation of dependent" means subjecting a person who is dependent because of age, health, or disability to participation in or witnessing of: physical force against another or physical confinement or restraint of another which constitutes physical abuse as defined by this Act, regardless of whether the abused person is a family or household member.
48. "Exploitation" means the illegal, including tortious, use of a high-risk adult with disabilities or of the assets or resources of a high-risk adult with disabilities. Exploitation includes, but is not limited to, the misappropriation of assets or resources of a high-risk adult with disabilities by undue influence, by breach of fiduciary relationship, by fraud, deception, or extortion, or the use of such assets or resources in a manner contrary to law.

49. "Neglect" means the failure to exercise that degree of care toward a high-risk adult with disabilities which a reasonable person would exercise under the circumstances and includes but is not limited to:
- (a) the failure to take reasonable steps to protect a high-risk adult with disabilities from acts of abuse;
  - (b) the repeated, careless imposition of unreasonable confinement;
  - (c) the failure to provide food, shelter, clothing, and personal hygiene to a high-risk adult with disabilities who requires such assistance;
  - (d) the failure to provide medical and rehabilitative care for the physical and mental health needs of a high risk adult with disabilities; or
  - (e) the failure to protect a high-risk adult with disabilities from health and safety hazards.

STATE OF ILLINOIS  
 IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT  
 COUNTY OF \_\_\_\_\_

_____, Plaintiff,	)	No. ____ - ____ - ____
v.	)	Independent Proceeding Other Civil Proceeding Criminal Proceeding Juvenile Proceeding
_____, Defendant.	)	LEADS NO. : _____

Petitioner:		Address:  Check if omitted pursuant to statute			City:		
Respondent:		Address:			City:		
Birthdate:	Sex:	Race:	Height:	Weight:	Hair:	Eyes:	Social Security Number

**ORDER OF PROTECTION**

Interim

Plenary

ANY KNOWING VIOLATION OF ANY ORDER OF PROTECTION FORBIDDING PHYSICAL ABUSE, NEGLECT, EXPLOTATION, HARRASSMENT, INTIMIDATION, INTERFERENCE WITH PERSONAL LIBERTY, WILLFUL DEPRIVATION, OR ENTERING AND REMAINING PRESENT AT SPECIFIED PLACES WHEN THE PROTECTED PERSON IS PRESENT OR GRANTING EXCLUSIVE POSSESSION OF THE RESIDENCE OR HOUSEHOLD, PROHIBITING ENTERING OR REMAINING PRESENT AT THE HOUSEHOLD WHILE UNDER THE INFLUENCE OF ALOCHOL OR DRUGS AND SO CONSTITUTING A THREAT TO THE SAFETY AND WELL-BEING OF ANY PROTECTED PERSON, OR GRANTING A STAY AWAY ORDER, IS A CLASS A MISDEMEANOR. GRANT OF EXCLUSIVE POSSESSION OF THE RESIDENCE OR HOUSEHOLD SHALL CONSTITUTE NOTICE FORBIDDING TRESPASS TO LAND. ANY KNOWING VIOLATION OF ANY ORDER AWARDDING LEGAL CUSTODY OR PHYSICAL CARE OF A CHILD OR PROHIBITING REMOVAL OR CONCEALMENT OF A CHILD MAY BE A CLASS 4 FELONY. ANY WILLFUL VIOLATION OF ANY ORDER IS CONTEMPT OF COURT. ANY VIOLATION MAY RESULT IN FINE OR IMPRISONMENT. STALKING IS A FELONY. See definition of prohibited conduct on page 6.

The following persons are protected by this order: \_\_\_\_\_

\_\_\_\_\_.

“The minor child(ren)” referred to herein are: \_\_\_\_\_

\_\_\_\_\_.

Date, Time, and Place for further hearing (if Interim Order):

Date: \_\_\_\_\_ Time: \_\_\_\_\_ County Courthouse \_\_\_\_\_ Illinois.

<p>This order was issued on: Date: _____ Time: _____</p>	<p>This order will be in effect until: Date: _____ Time: _____ Vacated by court order Specified event: _____</p>
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The Court finds that it has jurisdiction over the subject matter and the parties; that the Petitioner has proven the material allegations of the Petition for Order of Protection by substantial, competent, and relevant evidence, and that an Order of Protection should be entered.

IT IS HEREBY ORDERED THAT:

1. With respect to Petitioner and other Protected Persons, Respondent is prohibited from committing the following:
 

Physical Abuse;	Harassment;	Stalking;	Intimidation of a dependant;
Willful Deprivation;	Neglect;	Exploitation;	Interference with personal liberty.
2. Petitioner is granted exclusive possession of the residence and Respondent is prohibited from entering or remaining at such premises \_\_\_\_\_  
\_\_\_\_\_.
3. Respondent is ordered to stay away from Petitioner and other Protected Persons; and/or
  - ξλσ. Respondent is prohibited from entering or remaining at \_\_\_\_\_  
\_\_\_\_\_ while any Protected Person is present; and/or
  - ξλσι. Respondent is allowed access to the residence on \_\_\_\_\_ at \_\_\_\_\_ to remove items of clothing, personal adornments, medications used exclusively by the Respondent and other items, as follows:

- \_\_\_\_\_
- \_\_\_\_\_.
4. Respondent is ordered to undergo counseling at \_\_\_\_\_ for a duration of \_\_\_\_\_.
  5.
    - a. Petitioner is granted physical care and possession of the minor child(ren;) and/or
    - b. Respondent is ordered to:
      - ξλωιι. Return the minor child(ren) \_\_\_\_\_
      - \_\_\_\_\_
      - to the physical care of \_\_\_\_\_
      - \_\_\_\_\_ ; and/or
      - ξλωιι. Not remove the minor child(ren) \_\_\_\_\_
      - \_\_\_\_\_
      - from the physical care of Petitioner or \_\_\_\_\_
      - \_\_\_\_\_.
  6. Petitioner is granted temporary legal custody of the minor child(ren): \_\_\_\_\_.
  7.
    - a. Respondent is awarded visitation rights on the following dates and times or under the following conditions or parameters ( No order shall merely refer to the term "reasonable visitation):
    - \_\_\_\_\_
    - \_\_\_\_\_.
    - b. Respondent's visitation is restricted as follows:
    - \_\_\_\_\_
    - \_\_\_\_\_.
    - c. Respondent's visitation is denied.
    - d. Respondent is prohibited from meeting the minor child(ren) for visitation at Petitioner's residence and shall meet child(ren) at : \_\_\_\_\_
    - \_\_\_\_\_.
    - Petitioner may deny Respondent access to the minor child(ren) if, when Respondent arrives for visitation, Respondent is under the influence of drugs or alcohol and constitutes a threat to the safety and well-being of Petitioner or Petitioner's minor child(ren) or is behaving in a violent or abusive manner.
  8. Respondent is prohibited from removing the minor child(ren) from Illinois or concealing him/her/them within Illinois.
  9. Respondent is ordered to appear at \_\_\_\_\_ County Courthouse, \_\_\_\_\_, Illinois on \_\_\_\_\_ at \_\_\_\_\_ .m with/without the minor child(ren).
  10. Petitioner is granted exclusive temporary possession of the following personal property and the Respondent is ordered to make available to Petitioner the following property which is in the Respondent's possession or control: \_\_\_\_\_
  - \_\_\_\_\_.

11.
  - a. Respondent is prohibiting from taking, transferring, encumbering, concealing, damaging, or otherwise disposing of any of the following real or personal property: \_\_\_\_\_.
  - b. Respondent is prohibited from improperly using the financial or other resources of an aged member of the family or household for the profit or advantage of Respondent or any other person.
12. Respondent is ordered to pay temporary support for Petitioner and/or the minor child(ren) of the parties as follows: \$ \_\_\_\_\_ per \_\_\_\_\_, starting \_\_\_\_\_ payable through the Clerk of the Circuit Court.
13.
  - a. Respondent is ordered to pay \$ \_\_\_\_\_ as actual monetary compensation for loss(es) to \_\_\_\_\_ on or before \_\_\_\_\_.
  - b. Respondent is ordered to pay court costs in the amount of \$ \_\_\_\_\_ and attorney fees in the amount of \$ \_\_\_\_\_ to \_\_\_\_\_ in connection with any action to obtain, modify, enforce, appeal or reopen any order of protection, on or before \_\_\_\_\_.
14. Respondent is prohibited from entering or remaining in the residence located at \_\_\_\_\_ while under the influence of drugs or alcohol and so constituting a threat to the safety and well-being of any Protected Person.
15. Respondent is denied access to school or any other records of the minor child(ren) and prohibited from inspecting, obtaining, or attempting to inspect or obtain such records.
16. Respondent is ordered to pay \$ \_\_\_\_\_ to the following shelter \_\_\_\_\_ on or before \_\_\_\_\_.
17. Respondent is further enjoined as follows: \_\_\_\_\_.
18. The relief requested in paragraph(s) \_\_\_\_\_ of the Petition is denied Reserved, because: \_\_\_\_\_.

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**PLENARY ORDERS ONLY**

This Order shall remain in effect until:

1. Two years following date of entry of such Order, such expiration date being \_\_\_\_\_, or such earlier date as ordered by the Court, such expiration date being \_\_\_\_\_.
2. Final judgment in conjunction with Case No. \_\_\_\_\_ is rendered.
3. This Order is modified or vacated or such Order is incorporated into the final judgment of another civil proceeding.

4. Termination of any voluntary or involuntary commitment, or until (not to exceed two years) \_\_\_\_\_.
  5. Final disposition when a Bond Forfeiture Warrant has issued, or until (not to exceed two years) \_\_\_\_\_.
  6. Expiration of any supervision, conditional discharge, probation, periodic imprisonment, parole, or supervised mandatory release, plus two years.
  7. Expiration of a term of imprisonment set by this Court, plus two years.
- 

Date: \_\_\_\_\_

Judge: \_\_\_\_\_

## DEFINITIONS PURSUANT TO THE ILLINOIS DOMESTIC VIOLENCE ACT

1. "Petitioner" may mean not only any named petitioner for the order of protection and any named victim of abuse on whose behalf the petition is brought, but also any other person protected by this Act.
2. "Abuse" means physical abuse, harassment, intimidation of a dependent, interference, with personal liberty or willful deprivation, but does not include reasonable direction of a minor child by a parent or person in loco parents.
3. "Physical Abuse" includes sexual abuse and means any of the following:
  - (a) knowing or reckless use of physical force, confinement or restraint;
  - (b) knowing repeated and unnecessary sleep deprivation; or
  - (c) knowing or reckless conduct which creates an immediate risk of physical
4. "Harassment" means knowing conduct which is not necessary to accomplish a purpose that is reasonable under the circumstances; would cause a reasonable person emotional distress; and does cause emotional distress to plaintiff. Unless the presumption is rebutted by a preponderance of the evidence. The following types of conduct shall be presumed to cause emotional distress:
  - (a) creating a disturbance at plaintiff's place of employment or school;
  - (b) repeatedly telephoning plaintiff's place of employment, home, or residence;
  - (c) repeatedly following plaintiff about in a public place or places;
  - (d) repeatedly keeping plaintiff under surveillance by remaining present outside his or her home, school, place of employment, vehicle or other place occupied by plaintiff or by peering in plaintiff's windows;
  - (e) improperly concealing a minor child from petitioner, repeatedly threatening to improperly remove a minor child of petitioner' from the jurisdiction or from the physical care of petitioner, repeatedly threatening to conceal a minor child from petitioner, or making a single such threat following an actual or attempted improper removal or concealment, unless respondent was fleeing an incident or pattern of domestic violence;
  - (ww) threatening physical force, confinement or restraint on one or more occasions.
49. "Interference With Personal Liberty" means committing or threatening physical abuse, harassment, intimidation or willful deprivation so as to compel another to engage in conduct from which she or he has a right to abstain or to refrain from conduct in which she or he has a right to engage.
50. "Willful deprivation" means willfully denying a person who because of age, health, or disability requires medication, medical care, shelter, accessible shelter or services, food, therapeutic device, or other physical assistance, and thereby exposing that person to the risk of physical, mental or emotional harm, except with regard to medical care or treatment when the dependent person has expressed an intent to forgo such medical care or treatment. This paragraph does not create any new affirmative duty to provide support to dependent persons.
51. "Intimidation of dependent" means subjecting a person who is dependent because of age, health, or disability to participation in or witnessing of: physical force against another or physical confinement or restraint of another which constitutes physical abuse as defined by this Act, regardless of whether the abused person is a family or household member.
52. "Exploitation" means the illegal, including tortious, use of a high-risk adult with disabilities or of the assets or resources of a high-risk adult with disabilities. Exploitation includes, but is not limited to,

the misappropriation of assets or resources of a high-risk adult with disabilities by undue influence, by breach of fiduciary relationship, by fraud, deception, or extortion, or the use of such assets or resources in a manner contrary to law.

53. "Neglect" means the failure to exercise that degree of care toward a high-risk adult with disabilities which a reasonable person would exercise under the circumstances and includes but is not limited to:

- (ww) the failure to take reasonable steps to protect a high-risk adult with disabilities from acts of abuse;
- (xx) the repeated, careless imposition of unreasonable confinement;
- (yy) the failure to provide food, shelter, clothing, and personal hygiene to a high-risk adult with disabilities who requires such assistance;
- (zz) the failure to provide medical and rehabilitative care for the physical and mental health needs of a high risk adult with disabilities; or the failure to protect a high-risk adult with disabilities from health and safety hazards.