

ADDITIONAL INFORMATION FOR FILING AN EX-PARTE PETITION

- **There is no filing fee required.**
- **An ex-parte is for your PHYSICAL protection only. It is not meant for the protection of property. (PLEASE READ THE ATTACHED “DEFINITIONS OF ABUSE” AS LISTED ON THE MAIN INSTRUCTION PAGE).**
- **You must give DETAILED ACCOUNTS of the abuse/assault actions that have occurred. In addition, we do not have access to police reports, so you must provide one if you would like it attached to your petition.**
- **You MUST provide a physical address where the Respondent may be served, in the event your ex-parte is granted or a hearing is scheduled.**
- **Only a parent or legal guardian may file a Child Protection petition. The parent/legal guardian and feel a child is in danger, call your local law enforcement agency and/or the Child Abuse and Neglect Hotline (800)392-3728.**

EX-PARTE FILING PACKET ADULT ABUSE

Adult Abuse Petition

- * Answer all questions to the best of your ability
- * On the signature page, you must check the Redaction check box

Confidential filing Information Sheet

- * You are the Petitioner (PET)
- * Person you are filing against is the Respondent (RES)
- * You must provide a good address for orders to be served
- * Page 2 is for children's information (if filing for a child protection)
- * Please provide birthdates & complete Social Security #s if available

Definition of Abuse

You are notified that under section 455.010 (1) RSMo "Abuse" includes but is not limited to the occurrence of any of the following acts, attempts or threats against a person who may be protected pursuant to this chapter, except abuse shall not include abuse inflicted on a child by accidental means by an adult household member or discipline of a child, including spanking, in a reasonable manner.

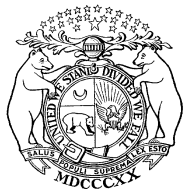
- (1) "Assault" purposely or knowingly placing or attempting to place another in fear of physical harm
- (2) "Battery" purposely or knowingly causing physical harm to another with or without a deadly weapon
- (3) "Coercion" compelling another by force or threat of force to engage in conduct from which the latter has a right to abstain or to abstain from conduct in which the person has a right to engage
- (4) "Harassment" engaging in a purposeful or knowing course of conduct involving more than one incident that alarms or causes distress to an adult or child & serves no legitimate purpose. The course of conduct must be such as would cause a reasonable adult or child to suffer substantial emotional distress and must actually cause substantial emotional distress to the petitioner or child. Such conduct might include, but is not limited to:
 - (a) Following another about in a public place or places
 - (b) Peering in the window or lingering outside the residence of another, but does not include constitutionally protected activity
- (5) "Sexual Assault" causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent
- (6) "Unlawful Imprisonment" holding, confining, detaining or abducting another person against that person's will

Definition of Stalking

You are notified that, under section 455.501(14) RSMo "Stalking" is when any person purposely engages in an unwanted course of conduct that causes alarm to another person, or a person who resides together in the same household with the person seeking the order of protection when it is reasonable in that person's situation to have been alarmed by the conduct. As used in this subdivision.

- (a) "Alarm" means to cause fear of danger of physical harm.

February 2, 2024



Petition for a Court Order of Protection - Adult

_____ County, Missouri Circuit Court
(County where court is located. City of Saint Louis is considered a county.)

Use this form to ask for a court Order of Protection against someone who committed an act of domestic violence against you. Domestic violence includes abuse, abuse of a pet, assault, battery, coercion, harassment, stalking, sexual assault, or holding you against your will. Learn more: <https://www.courts.mo.gov/page.jsp?id=533>

Case Number: _____
(Will be assigned by the court when case is filed)

(Your Name)
Petitioner,

You are the **Petitioner**. The Petitioner is the person who starts a court case.

And

Respondent.

The **Respondent** is the person you need protection from.

A. Information about the people involved in this case

Information about you.



The person you need protection from will get a copy of this form.

Your Age: _____

County that you live in: _____



You do not have to reveal your home address or where you live if this information puts you in danger. You will need to complete a confidential filing sheet.

Your Address: _____

City: _____ State & Zip: _____

What is your relationship to the person you need protection from? Check all that apply.

- We are married We were married We have a child together
- We live together We used to live together We are or were in a romantic relationship
- We are related by blood or marriage. Describe: _____
- I have not been in a relationship with Respondent, but he/she is stalking me or abused me sexually. Describe the relationship (example: coworker, neighbor, stranger): _____

Information about the person you need protection from.

The court and law enforcement will use this section to try to find the Respondent. Fill in as much information as you can.

If you don't know something, leave it blank.

Name: _____

Alias or nickname (list all): _____

Last 4 digits of social security number: _____ Age: _____

Race: _____ Sex: _____

Height: _____ Weight: _____ Hair Color: _____ Eye Color: _____

Identifying marks (Examples: tattoos, birthmark, braces, beard, pierced ear, glasses): _____

Home address: _____

City: _____ County: _____

Phone number: _____

Work name: _____

Work address: _____

Work phone: _____ Work hours: _____

Other places law enforcement may find the respondent to serve the paperwork:

B. Explain what happened

Respondent knowingly and intentionally:

Check all boxes that apply and list all dates for each check box selected.

caused or attempted to cause me physical harm, on _____

placed or attempted to place me in fear of immediate physical harm, on _____

coerced me, on _____

stalked me, on _____

harassed me, on _____

sexually assaulted me, on _____

unlawfully imprisoned me, on _____

followed me from place to place, on _____

abused my pet(s), on _____

threatened to do any of the above, on _____

Please describe in detail what happened:

This happened at _____ (address),
_____ (city), Missouri, in the County of _____.

I am afraid of Respondent.

There is an immediate and present danger of domestic violence to me.

There is other good cause for an emergency temporary order of protection because:

I have photographs or other evidence of my injuries.

C. I am asking the court to

Use this section to ask the court for what you want in the case. Check all that apply.

1. **Order an Ex Parte (emergency) Order of Protection.**

Ex parte means this request can be granted without a hearing. It is a temporary order.

2. **Order a Full Order of Protection.**

The court will schedule a hearing about your request and may grant the order after listening to both sides.

3. I want the court to order Respondent not to:

commit or threaten to commit domestic violence, stalking, sexual assault, molesting, or disturbing the peace wherever I am.

abuse or threaten to abuse my pet(s).

enter the home where I am living.

enter my school, located at _____.

enter my place of work, located at _____.

- come within _____ (feet) of me.
- communicate with me by phone, email, text, social media, or in any other way.
- other: _____.

4. **Award custody or visitation of children listed in D. below.**

5. **Order Respondent to pay child support, maintenance, other support, court fees, or for injuries I received.**

Child support is money paid by one parent to the other parent or guardian for the financial support of a child. Child support may be ordered by a court or child support enforcement agency.

Maintenance is money paid by one ex-spouse to the other ex-spouse for financial support of the spouse. Maintenance may be ordered by a court during or after a divorce.

- I ask Respondent to pay \$ _____ in **child support** to me every week month.
- I ask Respondent to pay \$ _____ in **maintenance** to me every week month.
- I ask Respondent to pay \$ _____ to me for **rent or mortgage payments**
 per week per month on the home that I live in.
- I ask Respondent to pay \$ _____ to me for **reasonable housing or other services provided to me by a shelter** per week per month.
- I ask Respondent to pay \$ _____ to me for **medical treatment that resulted from injuries caused to me by Respondent.**
- I ask Respondent to pay **court costs.**
- I ask Respondent to pay **attorney fees.**

6. **Order temporary possession of personal property to me.**

Personal property is property other than land you own. Examples of personal property are a bed, furniture, Xbox, jewelry, etc.

- Order Petitioner be given temporary possession of (list items)

- Prohibit Respondent from disposing of property owned together with me

7. **Order Respondent to go to counseling or treatment for**

batterers

substance abuse

8. **Other**

Order the full order of protection to automatically renew unless Respondent asks for a hearing at least 30 days before the order expires.

Petitioner to receive wireless telephone number(s) and billing responsibilities from Respondent. You must also complete the Wireless Telephone Number Transfer Addendum form. <https://www.courts.mo.gov/file.jsp?id=105013>

Award possession and care of my pet(s) to me and order Respondent to pay for medical costs that resulted from abuse of the pet(s).

Order my address on my voter's registration record to be closed to the public.

Other: _____.

D. I have a child with Respondent

Complete this section if you have a child with Respondent.

You may ask the court to order temporary custody if custody has not been decided in another case.



If a custody case is pending in another case the court may not be able to award custody of the child(ren). If you are not sure, you may want to talk with a lawyer.

Temporary custody is an order of the court awarding custody or visitation of the child(ren) to a person for a limited period of time.

I am asking the court to award custody of Child One.

Child One

I have provided the name, age, and address of Child One on the Order of Protection Redacted Information Filing Sheet.

Name of the person child has lived with in the past 6 months: _____

Name of person who should get custody: _____

This person should get Full Custody Temporary Custody

Is there a current or pending court case for custody?

No Yes If yes, enter the Case number: _____

I am asking the court to award custody of Child Two.

Child Two

I have provided the name, age, and address of Child Two on the Order of Protection Redacted Information Filing Sheet.

Name of the person child has lived with in the past 6 months: _____

Name of person who should get custody: _____

This person should get Full Custody Temporary Custody

Is there a current or pending court case for custody?

No Yes If yes, enter the Case number: _____

I am asking the court to award custody of Child Three.

Child Three

I have provided the name, age, and address of Child Three on the Order of Protection Redacted Information Filing Sheet.

Name of the person child has lived with in the past 6 months: _____

Name of person who should get custody: _____

This person should get Full Custody Temporary Custody

Is there a current or pending court case for custody?

No Yes If yes, enter the Case number: _____

I am asking the court to award custody of Child Four.

Child Four

I have provided the name, age, and address of Child Four on the Order of Protection Redacted Information Filing Sheet.

Name of the person child has lived with in the past 6 months: _____

Name of person who should get custody: _____

This person should get Full Custody Temporary Custody

Is there a current or pending court case for custody?

No Yes If yes, enter the Case number: _____

I am asking the court to award custody of Child Five.

Child Five

I have provided the name, age, and address of Child Five on the Order of Protection Redacted Information Filing Sheet.

Name of the person child has lived with in the past 6 months: _____

Name of person who should get custody: _____

This person should get Full Custody Temporary Custody

Is there a current or pending court case for custody?

No Yes If yes, enter the Case number: _____

I have additional children.

Attach exhibit A to this form listing additional children.

E. Signatures

I swear or affirm under penalty of perjury the facts are true according to my best knowledge and belief.

I certify that I have removed all confidential information from this document in compliance with the redaction requirements in Rule 55.025.

Sign

Date

Attorney Signature (if applicable)

Date

Attorney's name, bar number

Attorney's address, telephone number

Confidential Redacted Information Filing Sheet
Order of Protection - Adult
TO BE SERVED WITH THE PETITION.

Petitioner Information

Your full name: _____

Child Information

Child One

Name: _____ Age: _____

Address (if different from your address): _____

Child Two

Name: _____ Age: _____

Address (if different from your address): _____

Child Three

Name: _____ Age: _____

Address (if different from your address): _____

Child Four

Name: _____ Age: _____

Address (if different from your address): _____

Child Five

Name: _____ Age: _____

Address (if different from your address): _____

Attach additional page if there are more than five children.

Order of Protection - Adult Confidential Address

DO NOT SERVE WITH PETITION - COURT USE ONLY



Disclosure of my current address or place of residence may endanger me. This information must be maintained as Confidential and is for Court Use Only.

Name: _____

Permanent Address: _____

Daytime Phone Number: _____

Evening Phone Number: _____

Email Address: _____

Temporary and/or Mailing Address (if different from above):

Daytime Phone Number: _____

Evening Phone Number: _____

**CONFIDENTIAL CASE FILING INFORMATION SHEET
DOMESTIC RELATIONS CASES – ADULT ABUSE/STALKING
Required at Case Initiation**

NOTICE TO LAW ENFORCEMENT: This is a confidential form and shall be used only to validate the electronic transfer of the case into the Missouri Uniform Law Enforcement System (MULES).

DO NOT SERVE THIS FORM TO THE RESPONDENT.

INSTRUCTIONS:

- ✓ Complete this form for all parties known at the time of filing. Provide the most appropriate Case Type and Party Type codes and descriptions. (Found on the Case Types List and Party Types List at www.courts.mo.gov on the Court Forms/Filing Information page.)
- ✓ If additional space is needed, complete additional Confidential Case Filing Information Sheets.

NOTE: The **full** Social Security Number (SSN) is **required** pursuant to Court Operating Rule 4.07 if the party is a person and is reasonably available. This is a confidential document. This information is needed to open a case in the court's case management system. While cases deemed public under Missouri statutes can be accessed through Case.net, the day and month of birth, SSN, and confidential addresses are NOT provided to the public through Case.net.

Filing Date: _____ County/City of St. Louis: RAY COUNTY, MISSOURI

Style of Case: _____
(i.e. Petitioner v. Respondent)

Case Type Code: _____ Case Type Description: _____

Petitioner/Protected Person Information:

Party Type Code: **PET** Party Type Description: **Petitioner**

Name: (Last) _____ (First) _____ (Middle) _____

Address: _____

City: _____ State: _____ Zip: _____ Contact Telephone Number: _____

DOB: _____ Age: _____ Gender: Male Female SSN: _____

Height: _____ Weight: _____ Hair Color: _____ Race: _____ Eye Color: _____

Attorney Name (if represented by counsel): _____ Bar ID: _____ Party Type Code: _____

Respondent Information:

Party Type Code: **RES** Party Type Description: **Respondent**

Name: (Last) _____ (First) _____ (Middle) _____

Address: _____

City: _____ State: _____ Zip: _____ Contact Telephone Number: _____

DOB: _____ Age: _____ Gender: Male Female SSN: _____

Height: _____ Weight: _____ Hair Color: _____ Race: _____ Eye Color: _____

Attorney Name (if represented by counsel): _____ Bar ID: _____ Party Type Code: _____

Employer Information

Petitioner/Protected Person Employer Name: _____

Employer Address: _____

City: _____ State: _____ Zip: _____ Contact Telephone Number: _____

Respondent Employer Name: _____

Employer Address: _____

City: _____ State: _____ Zip: _____ Contact Telephone Number: _____

The following information regarding children is required. Complete this section for any child subject to the action of this case.

*MACSS – Missouri Automated Child Support System

Children:

Name: _____ SSN: _____ DOB: _____

Gender: Male Female Optional: MACSS Member Number (to be completed by the court): _____

Name: _____ SSN: _____ DOB: _____

Gender: Male Female Optional: MACSS Member Number (to be completed by the court): _____

Name: _____ SSN: _____ DOB: _____

Gender: Male Female Optional: MACSS Member Number (to be completed by the court): _____

Name: _____ SSN: _____ DOB: _____

Gender: Male Female Optional: MACSS Member Number (to be completed by the court): _____

Name: _____ SSN: _____ DOB: _____

Gender: Male Female Optional: MACSS Member Number (to be completed by the court): _____

Check if more than five children and attach additional sheet

Submitted by: _____ Bar ID (required if attorney): _____

Address (if not shown on previous page): _____

City: _____ State: _____ Zip: _____

Phone: _____ Email Address: _____

IMPORTANT: It is the parties' responsibility to keep the court informed of any change of address or employment.

Instructions to Clerk

This copy of this form shall be sent to law enforcement to validate the electronic transfer of the case into MULES.

Maintain the closed portion(s) of the record in a sealed manila envelope within the file. The file can be maintained with other open records. If a request is made to review the open portion of the file, the envelope can be removed from the file. Access to the record must be restricted to avoid access to the closed portion of the record.