

INFORMATION ABOUT FILING FOR
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 is the Petitioner. If you are not a parent/legal guardian and feel a child is in danger, call your local law enforcement agency and/or the Child Abuse and Neglect Hotline at (800) 392-3738.**

EX-PARTE FILING PACKET CHILD PROTECTION

Child Protection

*** Parent or Guardian is the Petitioner (PET)**

- * **Question 6 & 7**, Which is why you are here, be detailed, write on the back of the pages (if needed), the Judge will not contact the police to get a police report. This is up to you to provide if you choose. The Judge is guided by state statute on what they can & cannot grant. List the events that brought you here today beginning with the most recent & work your way back. Provide dates & details. Do not give hearsay answers. Do give details of what was said or done.
- * **Question 13**, Mark anything you want the Judge to consider, they CANNOT grant anything you do not mark here!

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)

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.



Petition for a Court Order of Protection - Child

_____ 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 on behalf of a child (person under 17 years of age unless otherwise emancipated) who has been a victim of domestic violence, stalking, or sexual assault. The Petitioner must be a parent, guardian, guardian ad litem, a court appointed special advocate, or a juvenile officer. Learn more: <https://www.courts.mo.gov/page.jsp?id=383>. If you have more than five children, complete the Petition for a Court Order of Protection-Child – Addendum. **Do not include the name of each child on this form. Include the name(s) on the Confidential Redacted Information Filing Sheet.**

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.

I am the

- parent or guardian of the child(ren).
- guardian ad litem for the child(ren).
- court appointed special advocate for the child(ren).
- juvenile officer.

Children needing protection:

Protected Child One Initials Only: _____

Age: _____ Sex: F M

Protected Child Two Initials Only: _____

Age: _____ Sex: F M

Protected Child Three Initials Only: _____

Age: _____ Sex: F M

Protected Child Four Initials Only: _____

Age: _____ Sex: F M

Protected Child Five Initials Only: _____

Age: _____ Sex: F M

I have more than five children needing protection. See Addendum for information on additional children.

And

Respondent.

The **Respondent** is the person the child(ren) need(s) protection from.

This petition is being filed in the county where (check all that apply):

- the child(ren) live.
- the domestic violence, stalking, or sexual assault happened.
- Respondent may be served with this petition.

A. Information about the people involved in this case

Information about the protected child(ren).



The person the child(ren) need(s) protection from will get a copy of this form.

Child One's Relation to Respondent

Respondent (check all that apply):

- is the child's parent.
- is the child's step-parent or former step-parent.
- lives with the child.
- used to live with the child.
- has stalked the child.
- has sexually assaulted the child.
- other: _____.

The family home of the child is: (check the boxes that apply)

- owned rented other
by: Respondent Petitioner Other (name) _____.
-

Child Two's Relation to Respondent

Respondent (check all that apply):

- is the child's parent.
- is the child's step-parent or former step-parent.
- lives with the child.
- used to live with the child.
- has stalked the child.
- has sexually assaulted the child.
- other: _____.

The family home of the child is: (check the boxes that apply)

- owned rented other
by: Respondent Petitioner Other (name) _____.
-

Child Three's Relation to Respondent

Respondent (check all that apply):

- is the child's parent.
- is the child's step-parent or former step-parent.
- lives with the child.
- used to live with the child.
- has stalked the child.
- has sexually assaulted the child.
- other: _____.

The family home of the child is: (check the boxes that apply)

- owned rented other
 - by: Respondent Petitioner Other (name) _____.
-

Child Four's Relation to Respondent

Respondent (check all that apply):

- is the child's parent.
- is the child's step-parent or former step-parent.
- lives with the child.
- used to live with the child.
- has stalked the child.
- has sexually assaulted the child.
- other: _____.

The family home of the child is: (check the boxes that apply)

- owned rented other
 - by: Respondent Petitioner Other (name) _____.
-

Child Five's Relation to Respondent

Respondent (check all that apply):

- is the child's parent.
- is the child's step-parent or former step-parent.
- lives with the child.
- used to live with the child.
- has stalked the child.
- has sexually assaulted the child.
- other: _____.

The family home of the child is: (check the boxes that apply)

- owned rented other
 - by: Respondent Petitioner Other (name) _____.
-

See Addendum for information on additional children's relation to Respondent.

Information about the person the child(ren) need protection from. The court and law enforcement will use this section to try to find Respondent. Fill in as much information as you can.

Other names Respondent is known by (list all): _____

Age: _____ Is at least 17 years of age or emancipated under 17. (Emancipated means no longer under the control, support, and responsibility of a parent or guardian.)

Race and Ethnicity: (Select one or more) American Indian or Alaska Native Asian
 Black or African American Native Hawaiian or other Pacific Islander White
 Hispanic or Latino Middle Eastern or North African (MENA) Other Unknown

Sex: Male Female Height: _____ Weight: _____

Hair (Select one): Blond Black Blue Brown Green Grey Orange Pink
 Purple Red Sandy Unknown or Completely Bald White

Eyes (Select one): Black Blue Brown Dichromatic Green Grey Hazel
 Multicolored Maroon Pink Unknown

Identifying marks (Examples: tattoos, birthmarks, braces, scars, mustache, beard, pierced ear, glasses): _____

Home address: _____

City: _____ County: _____

Phone number: _____

Work name: _____

Work address: _____

Work phone: _____ Work hours: _____

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

Does Respondent have social media accounts such as Facebook, Snapchat, TikTok, Instagram, etc.? Yes No If yes, list the account(s) and user name(s): _____

Does Respondent carry a weapon or firearm? Yes No

If Yes, list the weapon(s) or firearm(s): _____

Is Respondent on Probation or Parole? Yes No

If Yes, name of Probation or Parole Officer: _____

Is Respondent currently in jail? Yes No

What type of vehicle(s) does Respondent drive? (Include vehicle make, model, year, color, license plate number) _____

<h2>B. Explain what happened</h2>

Check all boxes that apply. List all dates and locations for each box selected. If the exact date(s) and location(s) is not known, list the approximate date(s) and describe the location(s) the best you can. Select the box for each child who is a victim of the act of domestic violence, stalking, or sexual assault. You will be asked to provide details below.

Respondent knowingly and intentionally:

caused or attempted to cause physical harm to the child(ren).

Child One Child Two Child Three Child Four Child Five

Date(s): _____

Location(s): _____

placed or attempted to place the child(ren) in fear of immediate physical harm.

Child One Child Two Child Three Child Four Child Five

Date(s): _____

Location(s): _____

coerced the child(ren). Respondent threatened or forced the child(ren) to do something the child(ren) did not want to do.

Child One Child Two Child Three Child Four Child Five

Date(s): _____

Location(s): _____

stalked the child(ren). Two or more times Respondent followed the child(ren), watched the child(ren), threatened the child(ren), communicated with the child(ren), or caused somebody to do those things to the child(ren). It caused the child(ren) to be in fear of physical harm.

Child One Child Two Child Three Child Four Child Five

Dates: _____

Locations: _____

harassed the child(ren). More than one time, Respondent caused substantial emotional distress to the child(ren) by following the child(ren), looking in the window, lingering outside the residence, or doing something else to distress the child(ren).

Child One Child Two Child Three Child Four Child Five

Dates: _____

Locations: _____

sexually assaulted the child(ren). Respondent used force, threat of force, or duress to make the child(ren) perform a sexual act against the child(ren)'s will.

Child One Child Two Child Three Child Four Child Five

Date(s): _____

Location(s): _____

unlawfully imprisoned the child(ren). Respondent refused to let the child(ren) leave when the child(ren) wanted to leave.

Child One Child Two Child Three Child Four Child Five

Date(s): _____

Location(s): _____

followed the child(ren) from place to place.

Child One Child Two Child Three Child Four Child Five

Date(s): _____

Location(s): _____

abused the child(ren)'s pet(s).

Child One Child Two Child Three Child Four Child Five

Date(s): _____

Location(s): _____

threatened to do any of the above.

Child One Child Two Child Three Child Four Child Five

Date(s): _____

Location(s): _____

An immediate and present danger of domestic violence, stalking, or sexual assault to the child(ren) exists because (describe):



Do not include the name of any child. Use “the child”, “the children”, “Child One”, “Child Two”, etc. or the child’s initials.

I have photographs, text messages, phone messages, or other evidence of the abuse.

C. I request the court

Issue an emergency temporary order of protection (Ex Parte Order of Protection) restraining Respondent from acts of domestic violence, stalking, and sexual assault against the protected child(ren). I am also requesting the court to issue a Full Order of Protection against Respondent after a hearing on this petition to protect the child(ren) from acts of domestic violence, stalking, and sexual assault for a longer period of time as determined by the court.

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

1. I want the court to order Respondent NOT to:

- commit or threaten to commit domestic violence, stalking, sexual assault, molesting, or disturbing the peace of the protected child(ren).
- abuse or threaten to abuse the protected child(ren)’s pet(s).
- enter the family home of the protected child(ren), located at _____
- enter the school(s) of the protected child(ren), located at _____
- enter the place of work of the protected child(ren), located at _____

- come within _____ (feet) of the protected child(ren).
- communicate with the protected child(ren) by phone, email, text, social media, or in any other way.
- have any contact with the protected child(ren) except as specifically authorized by the court order.
- other: _____

I am requesting the Ex Parte Order of Protection exclude Respondent from the family home of the protected child(ren) because:

- It is in the best interest of the child(ren) to remain in the home;
- A substantial risk to the child(ren) exists unless Respondent is excluded; and
- A remaining adult family or household member is able to care adequately for the child(ren) in the absence of Respondent.

2. **Award custody and visitation of the protected child(ren).**



The court cannot change custody if a prior order regarding custody is pending or has been made.

Who should receive custody of each child?

<u>Child</u>	<u>Person to Receive Custody</u>	<u>Relationship to Parties</u>	<u>Temporary</u>	<u>Full</u>
Child One	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
Child Two	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
Child Three	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
Child Four	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
Child Five	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>

See Addendum requesting custody and visitation for additional children.

Is there court case for custody for the child(ren) identified above?

No Yes

If yes, select which child(ren) and enter the case number(s):

Child One Child Two Child Three Child Four Child Five

Case number(s): _____

Award visitation with the child(ren) as follows: _____

_____.

3. 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 spouse to the other spouse for financial support.

- 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 to the residence occupied by the protected child(ren)** per week per month.
- I ask Respondent to pay \$ _____ to me for **reasonable housing or other services provided to the protected child(ren) by a shelter for victims of domestic violence** per week per month.
- I ask Respondent to pay \$ _____ to me for **medical treatment or services provided to the protected child(ren) as a result of injuries sustained by an act of domestic violence committed by Respondent.**
- I ask Respondent to pay **court costs.**
- I ask Respondent to pay **attorney fees.**

4. Order Respondent to participate in a:

- court-approved counseling program designed to help stop violent behavior.
- substance abuse treatment program.

5. Other

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

Order Respondent to give me wireless telephone number(s) and billing responsibilities. I have completed the Wireless Telephone Number Transfer Addendum form.
<https://www.courts.mo.gov/file.jsp?id=105013>

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

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

Other (specify): _____

_____.

D. Signatures

I swear or affirm under penalty of perjury that the facts are true according to my best knowledge and belief. **I understand that a copy of my petition will be served upon Respondent.**

I certify no confidential information is included on this document.

Sign

Date

Attorney Signature (if applicable)

Date

Attorney's name, bar number

Attorney's address, telephone number

CONFIDENTIAL CASE FILING INFORMATION SHEET – DOMESTIC RELATIONS CASES
Required at Case Initiation and with Responsive Filings

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 Section 509.520 RSMo. This is a confidential document due to the SSN and possible confidential addresses. This information is used to open a case in the courts 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

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

Case Type Code: _____ Case Type Description: _____

<p>Petitioner/Plaintiff Information:</p> <p>Party Type Code: _____ Party Type Description: _____</p> <p>Name: (Last) _____ (First) _____ (Middle) _____</p> <p>Address: _____</p> <p>City: _____ State: _____ Zip: _____ Contact Telephone Number: _____</p> <p>DOB: _____ Gender: <input type="checkbox"/> Male <input type="checkbox"/> Female SSN: _____</p> <p>Attorney Name (if represented by counsel): _____ Bar ID: _____ Party Type Code: _____</p>
<p>Respondent/Defendant Information:</p> <p>Party Type Code: _____ Party Type Description: _____</p> <p>Name: (Last) _____ (First) _____ (Middle) _____</p> <p>Address: _____</p> <p>City: _____ State: _____ Zip: _____ Contact Telephone Number: _____</p> <p>DOB: _____ Gender: <input type="checkbox"/> Male <input type="checkbox"/> Female SSN: _____</p> <p>Attorney Name (if represented by counsel): _____ Bar ID: _____ Party Type Code: _____</p>
<p>Party Type Code: _____ Party Type Description: _____</p> <p>Name (if person): (Last) _____ (First) _____ (Middle) _____</p> <p>Organization (if non-person): _____</p> <p>Address: _____</p> <p>City: _____ State: _____ Zip: _____ Contact Telephone Number: _____</p> <p>DOB: _____ Gender: <input type="checkbox"/> Male <input type="checkbox"/> Female SSN: _____</p> <p>Attorney Name (if represented by counsel): _____ Bar ID: _____ Party Type Code: _____</p>
<p>Party Type Code: _____ Party Type Description: _____</p> <p>Name (if person): (Last) _____ (First) _____ (Middle) _____</p> <p>Organization (if non-person): _____</p> <p>Address: _____</p> <p>City: _____ State: _____ Zip: _____ Contact Telephone Number: _____</p> <p>DOB: _____ Gender: <input type="checkbox"/> Male <input type="checkbox"/> Female SSN: _____</p> <p>Attorney Name (if represented by counsel): _____ Bar ID: _____ Party Type Code: _____</p>

Employer Information

Petitioner/Plaintiff Employer Name: _____

Employer Address: _____

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

Respondent/Defendant 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.

Children:

*MACSS – Missouri Automated Child Support System

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): _____

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 ten 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

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.



IN THE 8th JUDICIAL CIRCUIT, RAY COUNTY, MISSOURI

Name:	Case Number:
Address:	Case Type:
	Style of Case:
Document Filed:	(Date File Stamp)

Redaction Certification

The filer certifies that all documents in this submission for filing with the court comply with all redaction requirements of Rules 19.10, 55.025, or 84.015.

COR 2.02

The responsibility for redacting confidential information rests solely with the counsel, parties, or any other person filing the document. Courts will not review each case document to ensure compliance and will not refuse to accept or file a document on that basis.

On and after the Expanded Remote Access Implementation Date: July 1, 2023

- All redactions shall be done in a manner that makes it clear that information has been redacted. If necessary to reference the redacted information in a redacted document, filers shall use generic descriptors.
- When a filer redacts information from a document offered for filing in any court, the filer also must file a confidential redacted information filing sheet that either:
 - has the unredacted version of the document attached; or
 - sets out the information redacted from the document with an explanation referencing where the information was redacted from in the document or the generic descriptors used in the document to reference the redacted information.
- All filers shall affirmatively certify compliance with the redaction requirements in Rules 19.10, 55.025, and 84.015 when a document is filed. This certification shall be accomplished through an automated process implemented in the electronic filing system for its authorized users or, for filers who are not authorized users of the electronic filing system, by a paper form attached to the document or on the document itself.
- When a motion is filed alleging a document filed with the court contains insufficiently redacted confidential information, the clerk shall raise the document's security level to a confidential setting. The court shall dispose of the motion within 30 days. If the court determines the document is sufficiently redacted, the clerk shall reset the document's security level to allow for proper public access.

I HAVE READ AND UNDERSTAND THE ABOVE.

_____ Date

_____ Filer's Signature