

IN THE DISTRICT COURT OF  
\_\_\_\_\_ COUNTY, KANSAS

\_\_\_\_\_  
Plaintiff

Case No. \_\_\_\_\_

vs.

\_\_\_\_\_  
Defendant

Petition Pursuant to K.S.A. Chapter 60

**PETITION FOR PROTECTION FROM ABUSE ORDER**

(K.S.A. 60-3101 *et seq.*)

1. This petition:

- a.  has not been submitted to any other Judge.
- b.  has been submitted to another Judge who declined to issue a protective order.

2. Plaintiff seeks an order for protection from abuse:

- a.  For Plaintiff Only, or  
(Kansas law requires a former or current relationship which may be established by any one of the following options.)

i. Plaintiff and Defendant:

- are in a dating relationship
- were formerly in a dating relationship
- reside together in the same residence
- formerly resided together in the same residence
- have a child in common

- b.  For Plaintiff and Plaintiff's minor child(ren), or  
(Kansas law requires a former or current relationship which may be established by any one of the following options.)

i. Plaintiff and Defendant:

- are in a dating relationship
- were formerly in a dating relationship
- reside together in the same residence
- formerly resided together in the same residence
- have a child in common

ii. Plaintiff's minor child(ren) and Defendant:

- reside together in the same residence
- formerly resided together in the same residence

c.  Only on behalf of Plaintiff's minor child(ren) or minor child(ren) residing with Plaintiff (Kansas law requires a former or current relationship which may be established by any one of the following options.)

i. Minor child(ren) and Defendant:

- are in a dating relationship
- were formerly in a dating relationship
- reside together in the same residence
- formerly resided together in the same residence
- have a child in common

The minor child(ren) for whom Plaintiff seeks protection are: (give full names and year of birth)

NAME	YOB	MOTHER'S NAME	FATHER'S NAME

3. Defendant can be served at: (please provide all available addresses)

HOME: street \_\_\_\_\_ city \_\_\_\_\_  
state \_\_\_\_\_ zip code \_\_\_\_\_ phone number \_\_\_\_\_  
times when defendant is usually there \_\_\_\_\_

WORK: street \_\_\_\_\_ city \_\_\_\_\_  
state \_\_\_\_\_ zip code \_\_\_\_\_ phone number \_\_\_\_\_  
times when defendant is usually there \_\_\_\_\_

OTHER: street \_\_\_\_\_ city \_\_\_\_\_  
state \_\_\_\_\_ zip code \_\_\_\_\_ phone number \_\_\_\_\_  
times when defendant is usually there \_\_\_\_\_

4. If the defendant is known to be a minor, a Minor Defendant Addendum is attached.

5. Plaintiff seeks protection from abuse because Defendant: (check all that apply)

- caused Plaintiff bodily injury or attempted to cause Plaintiff bodily injury

- placed Plaintiff in fear of imminent bodily injury by threatening Plaintiff
- caused the minor child(ren) bodily injury or attempted to cause the minor child(ren) bodily injury
- placed the minor child(ren) in fear of imminent bodily injury
- engaged in any sexual contact or attempted sexual contact with the Plaintiff without consent or when the Plaintiff was incapable of giving consent.
- engaged in any sexual contact or attempted sexual contact with the minor child(ren) without consent or when the minor child(ren) was incapable of giving consent.
- engaged in any of the following acts with a minor under 16 years of age who is not the spouse of Defendant: sexual intercourse or lewd fondling or touching on the person of either the minor or Defendant.

6. Describe why Plaintiff seeks a protection from abuse order and include specific facts: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Attach additional pages as needed.)

7. Plaintiff requests that Plaintiff's  address and/or  telephone number remain confidential for the following reason(s): (complete if appropriate)

\_\_\_\_\_

\_\_\_\_\_

(If Plaintiff requests that Plaintiff's address remain confidential, Plaintiff must complete the Protection from Abuse Confidential Address Form and include it with this petition.)

8. Plaintiff requests that the court issue an ex parte Temporary Order of Protection and Final Order of Protection restraining defendant from:

- abusing, molesting or interfering with the privacy or rights of the protected person(s)
- entering or coming on or around the premises or the residence of the protected person(s) located at: \_\_\_\_\_, and the workplace located at: \_\_\_\_\_.

(Give address or other description of residence and workplace from which Defendant is to be excluded. DO NOT include the residential address if Plaintiff is requesting that Plaintiff's residential address is to remain confidential.)

9. Plaintiff states the residence is:

- jointly owned or rented and jointly occupied by Plaintiff and Defendant
- owned or rented by Plaintiff
- owned or rented by Defendant only
- owned or rented by someone else (explain) \_\_\_\_\_

not applicable because Plaintiff and Defendant do not live together.

Plaintiff requests the court order that the defendant immediately move from and not return to the residence, and that law enforcement officers be directed to remove Defendant from the residence, located at: \_\_\_\_\_  
\_\_\_\_\_.

10. Plaintiff requests that the court issue an ex parte order of temporary custody of the minor children and has attached a completed form concerning jurisdiction (UCCJEA form). (Complete either option (a.) OR option (b.))

a.  Defendant's parentage of the child(ren) has not been established and Defendant has no right to custody or parenting time with the child(ren).

b.  Defendant's parentage of the child(ren) has been established and the Plaintiff requests the following custody and parenting time orders:

i. Temporary legal custody and residency of the minor child(ren) be:

Joint legal custody between Plaintiff and Defendant until this order expires; or,

Sole legal custody granted to  Plaintiff  Defendant until this order expires.

ii. Rights of temporary parenting time as follows:

Plaintiff and Defendant shall have parenting time as described in the attached parenting plan; or

Defendant shall have no parenting time; or

Defendant shall have supervised parenting time as follows: \_\_\_\_\_  
\_\_\_\_\_.

Plaintiff and Defendant shall exchange the minor child(ren) for parenting time at: \_\_\_\_\_  
\_\_\_\_\_.

11. The court should give copies of orders to the appropriate law enforcement agencies; set a date, time and hearing on this matter; and issue summons to Defendant notifying Defendant of this action and the relief requested.

12. After a hearing, the court should issue a Final Order of Protection from Abuse prohibiting Defendant from committing any acts of abuse against the protected person(s), and order the following additional relief:

- suitable alternate housing for Plaintiff and minor child(ren)
- custody of the minor child(ren) (UCCJEA form completed)
- child support
- support of spouse
- possession of personal property, and the assistance of law enforcement officers in securing that property, if necessary
- attorney's fees, if represented by counsel, and costs
- counseling for Defendant
- other, please specify: \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

13. The following legal actions have been filed between Plaintiff and Defendant or involving the minor child(ren): (check case type, give county filed in, and give case number and date filed, if known)

- divorce/custody \_\_\_\_\_
- paternity \_\_\_\_\_
- child in need of care \_\_\_\_\_
- action seeking protective order \_\_\_\_\_
- other \_\_\_\_\_

14. I consent and agree that this matter may be heard by a District Magistrate Judge pursuant to K.S.A. 20-302b.

**VERIFICATION**

I verify under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct. Executed on \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
*Plaintiff's Signature*  
Plaintiff's Name: \_\_\_\_\_  
Address 1: \_\_\_\_\_  
Address 2: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Telephone Number: \_\_\_\_\_

**(DO NOT include the residential address if Plaintiff is requesting that Plaintiff's residential address is to remain confidential. If Plaintiff requests that Plaintiff's address remain confidential, Plaintiff must complete the Protection from Abuse Confidential Address Form and include it with this petition.)**

\_\_\_\_\_  
Attorney representing Plaintiff (if any)  
Attorney's Name: \_\_\_\_\_  
Address 1: \_\_\_\_\_  
Address 2: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Telephone: \_\_\_\_\_