



ORDERS OF PROTECTION

Civil Protective Order

Issued by the Court

Enforced by the Police

Cost: No charge

Requirements:

1. Must be or have been a cohabitant:

- Been married or divorced
- Living or lived together
- Have child(ren) in common
- Have an unborn child in common
- Related by blood, marriage
- Resided in the same residence (roommates)

2. Must be a victim of physical abuse

- Actual physical abuse
- Verbal threats of abuse
- Attempts or threats to cause physical harm

Criminal Charge: Violation of a Protective Order, Class A Misdemeanor, Mandatory Arrest

May be enhanced to felony level if prior history exists

How long does it last:

Indefinite -review may be requested after 2 years by Respondent

Where to obtain one:

Third District Courthouse
Legal Aid Office
450 South State St Room W17

West Jordan Third District Court
8080 South Redwood Road
Third Floor

Criminal Protective Order (No Contact Order)

Issued by the Court

Enforced by the Police and the Court

Cost: No charge

Requirement:

1. A criminal case against the abuser has been filed with the Court involving you as the victim.
2. Prosecutor, victim advocate, and/or judge should be made aware that a Criminal Protective Order is needed and why.
3. The order will be issued in court at the Prosecutor/ Advocate/Judges request in conjunction with the criminal case.

Criminal Charge:

Violation of a Protective Order, Class A Misdemeanor

Probation Violation, Punishment or sanction may be imposed by the Judge for probation violation.

Where to obtain one:

Prosecutor's Office prosecuting criminal case.

How long does it last:

Until courts jurisdiction expires such as end of probation or acquittal

Jail No-Contact Order

Issued by the Arresting Officer at the time of booking or the Court at the time of release.

Enforced by the Police and the Court

Cost: No charge

Requirements:

1. An arrest and booking into jail of the abuser for a domestic violence offense is necessary.
2. Is a condition of release from jail typically signed and issued by the arresting officer at the time of booking or ordered by the court at the time of release.
3. Victim may waive the no-contact order by signing a waiver form or providing a written request.

Criminal Charge:

Violation of a Protective Order, Class A
Misdemeanor

May be enhanced to felony level if prior history exists

Where to get one:

Arresting officer or the Court is mandated to issue the order at the time of booking or prior to release unless a waiver is signed.

How long does it last:

Order lasts **ONLY** until the end of the next court day following the release of the abuser.

Civil Stalking Injunction

Issued by the Court

Enforced by the Police and the Court

Cost: No charge

Requirements:

1. **Be a victim of stalking or harassing behaviors that cause alarm and/or distress (at least two documented incidences)**
2. Provide the court with the following:
 - a. **A list or journal** of contact the stalker has had with the victim
 - b. Notarized witness statements corroborating list or journal
 - c. **Police report** documenting stalking activity
 - d. Copies of letters or notes and transcripts of messages or conversations

Criminal Charge:

Violation of a Stalking Injunction, Class A
Misdemeanor, Mandatory Arrest

May be enhanced to felony level if prior history exists

Where to obtain one:

Third District Courthouse
Legal Aid Office
South State St Room W17

West Jordan Third District Court
8080 South Redwood Road
Third Floor

How long does it last:

3 Years, if violated criminal stalking injunction should be requested after conviction

Criminal Stalking Injunction

Issued by the Court

Enforced by the Police and the Court

Cost: No charge

Requirements:

1. A criminal case against the stalker has resulted in a **conviction** involving you as the victim.
2. Prosecutor, victim advocate, and/or judge should be made aware that a Criminal Stalking Injunction is needed and why.
3. The order will be issued in court at the Prosecutor/ Advocate/Judges request in conjunction with the criminal case

Criminal Charge:

Violation of a Stalking Injunction, Class A Misdemeanor

Probation Violation, Punishment or sanction may be imposed by the Judge for probation violation.

May be enhanced to felony level if prior history exists

Where to get one:

Prosecutor's Office prosecuting criminal case.

How long does it last: Indefinite – Permanent

Restraining Order

Issued by the Court

Enforced by the Court

Cost: Attorney's fees

Requirements:

1. Contact an attorney for this information.

Criminal Charge:

None

Punishment or sanction imposed by the Judge

Where to obtain one:

Any Private Attorney

How long does it last:

Indefinite

Criminal Trespass Order

Issued by the Police

Enforced by the Police

Cost: No charge

Requirements:

1. Check with you local law enforcement agency of jurisdiction to determine if this is appropriate for you situation.
2. Some agencies have a written form, document the order in a police report, or issue a verbal order.

Criminal Charge:

Criminal Trespass

Class B if at a residence or a Class C if not at a residence

Where to get one:

Police agency that responded to assist you. This should be requested at the time of the incident for best results.

How long does it last:

Generally, one year but can differ depending upon the jurisdiction.