IN THE _____ JUDICIAL CIRCUIT, _____, MISSOURI

Petition for Order of Protection - Child

Notice to Petitioner: Respondent will receive a copy of this petition with service.

Use this form when two to five children are involved with this case. Use CP40 for one child and CP41 for six to ten children.

Judge or Division:	**Case Number:** Court ORI Number:
Petitioner: Protected Child 1: Age of Protected Child: Sex: ☐ F ☐ M Race: Protected Child 2: Age of Protected Child: Sex: ☐ F ☐ M Race: Protected Child 3: Age of Protected Child: Sex: ☐ F ☐ M Race: Protected Child 4: Age of Protected Child: Sex: ☐ F ☐ M Race: Protected Child 5: Age of Protected Child: Sex: ☐ F ☐ M Race: **vs.**	MSHP Number: Responsible Law Enforcement ORI: Related Cases: (Date File Stamp) **Protected Child's Relationship to Respondent pursuant to 18 U.S.C. §§ 921(a)(32) and 922(g)(8) determination:** Protected Child's Relationship to Respondent (Child 1): ☐ Child ☐ Step-Child or Former Step-Child ☐ Parent is Unmarried, Intimate Residing/Resided with Respondent ☐ Other (specify) _____ Protected Child's Relationship to Respondent (Child 2): ☐ Child ☐ Step-Child or Former Step-Child ☐ Parent is Unmarried, Intimate Residing/Resided with Respondent ☐ Other (specify) _____ Protected Child's Relationship to Respondent (Child 3): ☐ Child ☐ Step-Child or Former Step-Child ☐ Parent is Unmarried, Intimate Residing/Resided with Respondent ☐ Other (specify) _____ Protected Child's Relationship to Respondent (Child 4): ☐ Child ☐ Step-Child or Former Step-Child ☐ Parent is Unmarried, Intimate Residing/Resided with Respondent ☐ Other (specify) _____ Protected Child's Relationship to Respondent (Child 5): ☐ Child ☐ Step-Child or Former Step-Child ☐ Parent is Unmarried, Intimate Residing/Resided with Respondent ☐ Other (specify) _____
Respondent: Alias/Nicknames: Respondent's DOB: Age:	
SSN (if known, last four digits): Race: Sex: ☐ F ☐ M Hair Color: Height: Eye Color: Weight: (Identifying Information for use by Law Enforcement) Visible Identifying Marks (e.g., tattoos, birthmarks, braces, mustache, beard, pierced ear, glasses):	Respondent's Home Address: Home Phone Number: Respondent's Work Address: Work Phone Number: Work Hours: Other Locations Where Respondent May Be Served:

I. PROTECTED CHILD INFORMATION

Complete questions 1 – 7 for each protected child.

Protected Child 1:

1. I am Petitioner and the: (check appropriate boxes)
   - ☐ parent or guardian of the child.
   - ☐ guardian ad litem for the child.
   - ☐ court appointed special advocate for the child.
   - ☐ juvenile officer.
2. Respondent is:
   - ☐ a household member who is residing with the child.
   - ☐ a household member who resided with the child in the past.
   - ☐ an emancipated child who is residing with the child.
   - ☐ an emancipated child who resided with the child in the past.
   - ☐ stalking the child.
   - ☐ a household member under 17 who is residing with the child.
   - ☐ a household member under 17 who resided with the child.
   - ☐ a person under 17 stalking the child.
   - ☐ sexually assaulting the child.

3. The act(s) of domestic violence, stalking, or sexual assault occurred at _____ (address) _____ (city) _____ (County/City of St. Louis), Missouri.

3.a. The county in which this petition is being filed is where the ☐ protected child lives ☐ respondent may be served ☐ act(s) of domestic violence, stalking, or sexual assault occurred. (check appropriate boxes)

4. ☐ There are no prior or pending custody orders for this child.
   ☐ There is a prior or pending custody order for this child.

5. The family home of the child is: (check appropriate boxes)
   ☐ owned ☐ leased ☐ rented
   By: ☐ Respondent ☐ Petitioner ☐ Other (name)_____
   Occupied by: (include name only if different from above) _____.

6. Respondent has knowingly and intentionally: (check at least one)
   ☐ caused or attempted to cause physical harm to the child
   ☐ placed or attempted to place the child in apprehension of immediate physical harm
   ☐ coerced the child
   ☐ stalked the child
   ☐ harassed the child
   ☐ sexually assaulted the child
   ☐ unlawfully imprisoned the child
   ☐ followed the child from place to place
   ☐ threatened to do any of the above

   by the following acts: (Include the most recent date(s) of the acts described.)

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

Protected Child 2:

1. I am Petitioner and the: (check appropriate boxes)
   ☐ parent or guardian of the child.
   ☐ guardian ad litem for the child.
   ☐ court appointed special advocate for the child.
   ☐ juvenile officer.

2. Respondent is:
   ☐ a household member who is residing with the child.
   ☐ a household member who resided with the child in the past.
   ☐ an emancipated child who is residing with the child.
   ☐ an emancipated child who resided with the child in the past.
   ☐ stalking the child.
   ☐ a household member under 17 who is residing with the child.
   ☐ a household member under 17 who resided with the child.
   ☐ a person under 17 stalking the child.
   ☐ sexually assaulting the child.

3. The act(s) of domestic violence, stalking, or sexual assault occurred at _____ (address) _____ (city) _____ (County/City of St. Louis), Missouri.

3.a. The county in which this petition is being filed is where the ☐ protected child lives ☐ respondent may be served ☐ act(s) of domestic violence, stalking, or sexual assault occurred. (check appropriate boxes)

4. ☐ There are no prior or pending custody orders.
   ☐ There is a prior or pending custody order for this child.

5. The family home of the child is: (check appropriate boxes)
   ☐ owned ☐ leased ☐ rented
   By: ☐ Respondent ☐ Petitioner ☐ Other (name)_____
   Occupied by: (include name only if different from above) _____.

6. Respondent has knowingly and intentionally: (check at least one)
   - ☐ caused or attempted to cause physical harm to the child
   - ☐ placed or attempted to place the child in apprehension of immediate physical harm
   - ☐ coerced the child
   - ☐ stalked the child
   - ☐ harassed the child
   - ☐ sexually assaulted the child
   - ☐ unlawfully imprisoned the child
   - ☐ followed the child from place to place
   - ☐ threatened to do any of the above

   by the following acts: (Include the most recent date(s) of the acts described.)

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

Protected Child 3:

1. I am Petitioner and the: (check appropriate boxes)
   - ☐ parent or guardian of the child.
   - ☐ guardian ad litem for the child.
   - ☐ court appointed special advocate for the child.
   - ☐ juvenile officer.

2. Respondent is:
   - ☐ a household member who is residing with the child.
   - ☐ a household member who resided with the child in the past.
   - ☐ an emancipated child who is residing with the child.
   - ☐ an emancipated child who resided with the child in the past.
   - ☐ stalking the child.
   - ☐ a household member under 17 who is residing with the child.
   - ☐ a household member under 17 who resided with the child.
   - ☐ a person under 17 stalking the child.
   - ☐ sexually assaulting the child.

3. The act(s) of domestic violence, stalking, or sexual assault occurred at _____ (address) _____ (city) _____ (County/City of St. Louis), Missouri.

3.a. The county in which this petition is being filed is where the ☐ protected child lives ☐ respondent may be served ☐ act(s) of domestic violence, stalking, or sexual assault occurred. (check appropriate boxes)

4. ☐ There are no prior or pending custody orders for this child.
   ☐ There is a prior or pending custody order for this child.

5. The family home of the child is: (check appropriate boxes)
   ☐ owned ☐ leased ☐ rented
   By: ☐ Respondent ☐ Petitioner ☐ Other (name)_____
   Occupied by: (include name only if different from above) _____.

6. Respondent has knowingly and intentionally: (check at least one)
   - ☐ caused or attempted to cause physical harm to the child
   - ☐ placed or attempted to place the child in apprehension of immediate physical harm
   - ☐ coerced the child
   - ☐ stalked the child
   - ☐ harassed the child
   - ☐ sexually assaulted the child
   - ☐ unlawfully imprisoned the child
   - ☐ followed the child from place to place
   - ☐ threatened to do any of the above

   by the following acts: (Include the most recent date(s) of the acts described.)

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

Protected Child 4:.

1. I am Petitioner and the: (check appropriate boxes)
   - ☐ parent or guardian of the child.
   - ☐ guardian ad litem for the child.
   - ☐ court appointed special advocate for the child.
   - ☐ juvenile officer.

2. Respondent is:
   - ☐ a household member who is residing with the child.
   - ☐ a household member who resided with the child in the past.
   - ☐ an emancipated child who is residing with the child.
   - ☐ an emancipated child who resided with the child in the past.
   - ☐ stalking the child.
   - ☐ a household member under 17 who is residing with the child.
   - ☐ a household member under 17 who resided with the child.
   - ☐ a person under 17 stalking the child.
   - ☐ sexually assaulting the child.

3. The act(s) of domestic violence, stalking, or sexual assault occurred at _____ (address) _____ (city) _____ (County/City of St. Louis), Missouri.

3.a. The county in which this petition is being filed is where the ☐ protected child lives ☐ respondent may be served ☐ act(s) of domestic violence, stalking, or sexual assault occurred. (check appropriate boxes)

4. ☐ There are no prior or pending custody orders for this child.
   ☐ There is a prior or pending custody order for this child.

5. The family home of the child is: (check appropriate boxes)
   ☐ owned ☐ leased ☐ rented
   By: ☐ Respondent ☐ Petitioner ☐ Other (name) _____
   Occupied by: (include name only if different from above) _____.

6. Respondent has knowingly and intentionally: (check at least one)
   - ☐ caused or attempted to cause physical harm to the child
   - ☐ placed or attempted to place the child in apprehension of immediate physical harm
   - ☐ coerced the child
   - ☐ stalked the child
   - ☐ harassed the child
   - ☐ sexually assaulted the child
   - ☐ unlawfully imprisoned the child
   - ☐ followed the child from place to place
   - ☐ threatened to do any of the above

   by the following acts: (Include the most recent date(s) of the acts described.)

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

Protected Child 5:

1. I am Petitioner and the: (check appropriate boxes)
   - ☐ parent or guardian of the child.
   - ☐ guardian ad litem for the child.
   - ☐ court appointed special advocate for the child.
   - ☐ juvenile officer.

2. Respondent is:
   - ☐ a household member who is residing with the child.
   - ☐ a household member who resided with the child in the past.
   - ☐ an emancipated child who is residing with the child.
   - ☐ an emancipated child who resided with the child in the past.
   - ☐ stalking the child.
   - ☐ a household member under 17 who is residing with the child.
   - ☐ a household member under 17 who resided with the child.
   - ☐ a person under 17 stalking the child.
   - ☐ sexually assaulting the child.

3. The act(s) of domestic violence, stalking, or sexual assault occurred at _____ (address) _____ (city) _____ (County/City of St. Louis), Missouri.

3.a. The county in which this petition is being filed is where the ☐ protected child lives ☐ respondent may be served ☐ act(s) of domestic violence, stalking, or sexual assault occurred. (check appropriate boxes)

4. ☐ There are no prior or pending custody orders for this child.
   ☐ There is a prior or pending custody order for this child.

5. The family home of the child is: (check appropriate boxes)
   ☐ owned ☐ leased ☐ rented
   By: ☐ Respondent ☐ Petitioner ☐ Other (name) _____
   Occupied by: (include name only if different from above) _____.

6. Respondent has knowingly and intentionally: (check at least one)
   - ☐ caused or attempted to cause physical harm to the child
   - ☐ placed or attempted to place the child in apprehension of immediate physical harm
   - ☐ coerced the child
   - ☐ stalked the child
   - ☐ harassed the child
   - ☐ sexually assaulted the child
   - ☐ unlawfully imprisoned the child
   - ☐ followed the child from place to place
   - ☐ threatened to do any of the above

   by the following acts: (Include the most recent date(s) of the acts described.)

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

II. RESPONDENT INFORMATION

8. Respondent is ☐ at least 17 years of age or emancipated ☐ under 17

9. Respondent may be found in _____ (city), _____ (state), in the County of _____.

III. CUSTODY

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

10. It is in the best interest of the child(ren) that custody be awarded as follows:

Child's Name	Relationship to Parties	Person to Receive Custody	Temporary	Full
_____	_____	_____	☐	☐
_____	_____	_____	☐	☐
_____	_____	_____	☐	☐
_____	_____	_____	☐	☐
_____	_____	_____	☐	☐

11. Indicate any prior or pending custody court cases before, or orders entered by, this court or any other court involving the following parties.
(If none, so state):
    a. Petitioner: _____.
    b. Respondent: _____.
    c. Child(ren) (identified in item 10): _____.

12. ☐ Award visitation with the child(ren) as follows:

IV. PETITIONER'S REQUESTS

13. Pursuant to chapter 455, RSMo, it is requested that the court issue an Ex Parte Order of Protection restraining Respondent from: (check boxes that apply)
    - ☐ Committing or threatening to commit domestic violence, stalking, sexual assault, molesting, or disturbing the peace of the protected child(ren).
    - ☐ Having any contact with the protected child(ren), except as specifically authorized by this Order.
    - ☐ Entering the family home of the protected child(ren), located at _____.
    - ☐ Entering the place of employment or school of the protected child(ren), located at _____.
    - ☐ Communicating with the protected child(ren) in any manner or through any medium.
    - ☐ Come within _____ (feet) of the protected child(ren).
    - ☐ Other:

14. ☐ It is further requested that 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) remaining in the home;
    - A substantial risk to the child(ren) exists unless Respondent is excluded;
    - A remaining adult family or household member is able to care adequately for the child(ren) in the absence of Respondent; and
    - A commitment has been obtained from the Children's Division to provide appropriate social services to the family or household members during the period of time during which an Order of Protection is in effect.

15. ☐ Exclusion of the Respondent from the family home of the protected child(ren) is not being requested.

Additional Requests:

16. It is further requested that, upon the hearing of this cause, the court also issue a Full Order of Protection - Child enjoining Respondent from the above acts for such time as is necessary to protect the protected child(ren) and that the court:
    - ☐ Order Respondent not to commit or threaten to commit domestic violence, stalking, sexual assault, molesting, or disturbing the peace of the protected child(ren).
    - ☐ Order Respondent not to have any contact with the protected child(ren), except as specifically authorized by this order.
    - ☐ Order Respondent not to enter the family home, place of employment or school of the protected child(ren), except as specifically authorized by this order.
    - ☐ Award custody of the child(ren) to _____.

Child Support/Maintenance

17. ☐ Order Respondent to pay child support in the amount of $ _____ (check one) ☐ per week ☐ per month.
18. ☐ Order Respondent to pay maintenance in the amount of $ _____ (check one) ☐ per week ☐ per month.

Other Support

19. ☐ Order that Respondent make or continue to make the rent or mortgage payments to the residence occupied by the protected child(ren) in the amount of $ _____ ☐ per week ☐ per month.
20. ☐ Order Respondent to pay a reasonable fee for housing and other services provided to the protected child(ren) by a shelter for victims of domestic violence.
21. ☐ Order Respondent to pay the cost of medical treatment or services provided to protected child(ren) as a result of injuries sustained by an act of domestic violence committed by Respondent.

Counseling/Treatment

22. ☐ Order Respondent to participate in a court-approved counseling program designed to help batterers stop violent behavior or a substance abuse program.

Costs/Fees

23. ☐ Order Respondent to pay court costs.

24. ☐ Order Respondent to pay Petitioner's attorney fees.

Other

25. ☐ Order the full order of protection issued for one year be automatically renewed unless Respondent requests a hearing by 30 days prior to the expiration of the order.

26. ☐ Other (specify):

27. ☐ I believe that revealing my address will endanger myself or the protected child(ren). (Note: If checked, complete the Child Protection Petitioner and Protected Child Information (Confidential Record) form.)

28. ☐ Order Petitioner's residential address on voter's registration record be closed to the public.

V. PETITIONER'S SIGNATURE

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

_____
Date

NOTICE: Section 455.510.3, RSMo, provides that a Petitioner seeking protection under the Child Protection Orders Act is not required to reveal any current address or place of residence of the child(ren) on this petition. **Do not provide this information if doing so will endanger the child(ren).**

_____
Petitioner's Signature

_____
Address (Optional)

_____
City, State and Zip

_____
Telephone

_____
Attorney's Name, Missouri Bar No., if Applicable

_____
Address

_____
City, State and Zip

_____
Telephone