

**NON-REMOVABLE MILLE LACS BAND OF CHIPPEWA INDIANS
IN THE COURT OF CENTRAL JURISDICTION**

District I

District II

District III

In the Matter of:

Case File No. _____

Petitioner.

On behalf of:

Other persons needing protection (first, middle, last name)

and for her/himself

**PETITION FOR
HARASSMENT RESTRAINING
ORDER**

(Minn. Stat. 609.748)

v.

Respondent.

This is a Petition for a Harassment Restraining Order (HRO). "Harassment" is defined by Minn. Stat. 609.748 and 609.749, Subd. 2, (3).

1. PETITIONER INFORMATION (you)

Name:
Date of Birth: (month/day/year)
Mille Lac Band of Ojibwe Member? <input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Home Address:</i> <input type="checkbox"/> I am requesting that my address <u>be kept confidential</u> by submitting the completed <i>Confidential Address/Phone Request</i> form to the Court. (Note: If you choose this option, DO NOT fill your address below.)
<input type="checkbox"/> I am <u>not</u> requesting that my address be kept confidential. My address is:
Street:
City, State, Zip Code

I am requesting that my phone number be kept confidential by submitting the completed *Confidential Address/Phone Request* form to the Court. (**Note:** If you choose this option, DO NOT fill your phone number below.)

I am not requesting that my phone number be kept confidential. My phone number is:
()

Email Notification of Service

I ask to be notified by email, in addition to regular U.S. mail, when the Respondent is served with the OFP. I AM AWARE THAT THIS EMAIL ADDRESS WILL BE SEEN BY THE RESPONDENT.

Email address:

2. JURISDICTION

I am the Petitioner in this action. I am a family or household member of the Respondent petitioning the Court on behalf of myself and/or on behalf of minor family or household member(s) pursuant to Minn. Stat. 609.748 because I am/we are the victim(s) of harassment.

3. WHO NEEDS PROTECTION?

- Me (Petitioner)
- My minor children
- A person for whom I am the legal guardian (attach Guardianship Order)
- A minor child who is not my legal child, but is a family or household member of mine

For anyone you checked above, other than you, please fill out the following:

Name	Date of Birth	Mille Lacs Band Member?
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

4. RESPONDENT INFORMATION: (Person you want protection from.)

Name:	
Date of Birth: (month/day/year):	If unknown, age or approximate age:
Mille Lac Band of Ojibwe Member? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If Respondent is under the age of 18, provide name of Parent/Guardian:	

If Respondent is under the age of 18, provide address of Parent/Guardian:	<input type="checkbox"/> Same as Respondent
Street:	
City, State, Zip Code	
Note: If Respondent is under 18 years old, service must be made on Respondent <i>and</i> Respondent's parent or guardian	

5. RELATIONSHIP WITH RESPONDENT

How does the person(s) needing protection know the Respondent? (Check all that apply.)

- Married
- Divorced
- Currently living together
- Used to live together
- Have a child(ren) together
- Have an unborn child together
- Respondent is the parent
- Respondent is the child
- Other, please explain _____

Does Respondent work or attend school at the same place as you (or others listed in #2)?

- Yes, work Yes, school No, neither work or school

6. OTHER RESTRAINING OR PROTECTION ORDERS

Is there an HRO or Order for Protection From Abuse (OFP) *in effect now* between you and anyone else listed in #2 above and the Respondent? Yes (attach copy) No

If **Yes**, when does the order expire? _____

What county or tribal court in what state issued the order? _____

What is the Court File or Case Number? _____

7. OTHER COURT CASES

Now, or in the past, have you (or other persons listed in #2) and Respondent been *jointly* involved in other family court cases, domestic abuse criminal cases, or harassment restraining order cases?

Yes No (If no, skip to #8.)

If **Yes**, check the box to show what type of case (current or closed) you and the Respondent have (or had). Check all that apply:

- Divorce Custody Paternity Child Support Child Protection
 Domestic Abuse criminal charges/conviction Harassment Restraining Order

Case Type	Case Number	State, County, Tribe	Year Filed

8. ACTS OF HARASSMENT

Respondent has harassed the victim(s) (the person or persons listed in #3 above) as follows:

- Check all boxes that apply and give the date and details of each incident. If exact date is not known, give a date range.
- To get an HRO, you must describe actions that meet Minnesota’s legal definition of harassment.
- If you need more space, include additional pages and continue your description there. If filing on paper, do not write on the back of any page.

a. Respondent physically or sexually assaulted the victim as follows:

Date (date range):

b. Respondent has followed, monitored or pursued the victim as follows:

Date (date range):

c. Respondent made uninvited visits to the victim as follows:

Date (date range):

d. Respondent made harassing phone calls or sent harassing text messages to the victim as follows:

Date (date range):

e. Respondent made threats to the victim as follows:

Date (date range):

f. Respondent frightened the victim with threatening behaviors as follows:

Date (date range):

g. Respondent broke into and entered the victim's residence as follows:

Date (date range):

h. Respondent damaged the victim's property as follows:

Date (date range):

i. Respondent stole property from the victim as follows:

Date (date range):

j. Respondent took pictures of the victim without permission as follows:

Date (date range):

k. Respondent shared private sexual images of the victim without permission as follows:

Date (date range):

l. Respondent used the victim's personal information, without consent, to invite, encourage or solicit a third party to engage in a sexual act with the victim as follows:

Date (date range):

- m.** More than once, Respondent has done acts that meet the definition of "targeted residential picketing" by:

Date (date range):

- n.** The Respondent has been told not to come to certain public events that I or the children attend because:

After that, Respondent attended public events I/we attended: (List dates, places and name of events):

These acts by Respondent show a pattern of attending public events while knowing that attending is harassing to the victim.

- o.** The Respondent used social media to harass the victim by:

Date (date range):

p. Other harassment:

Date (date range):

9. EFFECTS UPON VICTIM

Describe the effect of Respondent's harassment has upon the victim's safety, security, or privacy:

10. POTENTIAL FUTURE ABUSE

Do you believe the harassment will continue? Yes No Why?

11. REQUESTS FOR RELIEF

I request that the Court order an HRO with the following relief: (Check all that apply.)

a. Respondent shall not harass:

me

minor children for whom I am the parent, legal guardian, or stepparent

- an adult ward for whom I am the legal guardian
- b.** Respondent shall have no contact with:
 - me
 - the minor children listed in # 3 above
 - an adult ward listed in # 3 above
- c.** Respondent shall stay away from where I/we live (when Respondent knows the address):
 - My address is confidential. (**Note:** The Court cannot order Respondent to stay away from a specific address when Respondent does not know that address.)

OR

- My home address as listed in **#1** above.
- d.** Respondent shall not call or enter Petitioner's _____'s workplace including all land, parking lots and buildings at:

Employer Name: _____

Address: _____

- e.** Other relief requested:

12. LENGTH OF RESTRAINING ORDER

I request an HRO for a length of:

- Until the following date, _____, which is less than two (2) years from today.
- Two (2) years
- Up to fifty (50) years because:
 - I have two (2) or more prior restraining orders against Respondent (listed at **#6** or **#7** above).
 - Respondent has violated prior or existing restraining orders between us on two or more occasions.

13. REQUEST FOR TEMPORARY *EX PARTE* ORDER

- I believe that there is an immediate and present danger of harassment, and I request that the Court issue a temporary HRO without a hearing.

- I do not believe that there is an immediate and present danger of harassment and I am not requesting a temporary HRO without a hearing.

- Please check if additional sheets are attached.

AFFIDAVIT

I declare under penalty of perjury that the information provided in this *Petition for Harassment Restraining Order* and any attached information is true to the best of my knowledge, information, and belief.

Dated: _____

Petitioner's Signature

Petitioner's Printed Name