



YUROK TRIBAL COURT

Mailing Address: P. O. Box 1027, Klamath, CA 95548
Phone: (707) 482-1350 • Fax: (707)482-0105

NOTICE OF HEARING AND TEMPORARY RESTRAINING ORDER – CIVIL (Form YTC-CH-120)

(1) Name of person asking for protection:

Address: (You may skip this if you have a lawyer or advocate. If you want your address to be private, give a mailing address instead):

City: State: Zip:

Your telephone number (optional):

Your lawyer or advocate (if you have one): (Name, address, telephone number, and State Bar number if applicable):

Is he/she a member of the Yurok Bar? Yes No

Are you an enrolled member of a federally recognized Tribe?

Yes No

If yes, which Tribe? (Specify):

Clerk stamps date here when form is filed.

Yurok Tribal Court
190 Klamath Blvd.
Klamath, CA
95548

Case Number:

(2) Name of person to be restrained:

Describe the person: Sex: Male Female

Hair Color: Eye Color: Age: Date of Birth:

Home Address (if you know):

City: State: Zip:

Work Address (if you know):

City: State: Zip:

Are they an enrolled member of a federally recognized Tribe? Yes No Unknown

If yes, which Tribe? (Specify):

(3) Notice of Hearing:

a) To the person in Item (2):

A hearing is scheduled at the time and place below on the Request for Orders to Stop Civil Harassment Form YTC-CH-100 (attached), WHICH MAY BE IN FORCE FOR UP TO 3 YEARS against you to stop harassment.

On (date): at (time): a.m. p.m.

At the Yurok Tribal Court held at the Yurok Tribal Office at:

City: State: Zip:

If you do not want the Court to make orders against you, file Form YTC-CH-110 (Answer to Request for Orders to Stop Civil Harassment) and go to the Hearing and tell the Court why you disagree. You may bring witnesses and other evidence. If you do not go to this hearing, the Court may make restraining orders against you that could last up to 3 years.

THIS IS A COURT ORDER

PETITIONER:	Case Number:
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b) To the person in Item (1):

If you fail to appear the Court may dismiss your Request for Orders to Stop Civil Harassment *Form YTC-CH-100*. Your Temporary Restraining Order—Civil *Form YTC-CH-120* will expire at the time of the hearing unless extended by the Court and/or unless the Court makes an Orders after Hearing to Stop Harassment *Form YTC-CH-140*.

(4) This is a Court Order

The Court (*check a or b*):

- a. Has scheduled the hearing stated in **(3)**. No orders are issued against you at this time.
- b. Has scheduled the hearing stated in **(3)** and has issued the temporary orders against you specified on page 2.

If you do not obey these order, you can be arrested and charged with a crime in state court or suffer severe consequences under the laws of the Yurok Tribe.

YOU MUST OBEY THE FOLLOWING ORDERS

(5) Personal Conduct Orders

You must not do the following things to the people listed in **(1)** and **(10)**:

- a. Harass attack, strike, threaten assault (sexually or otherwise), hit, follow, stalk, destroy personal property, keep under surveillance, or block movements.
- b. Contact (directly or indirectly through another person), telephone, send messages, mail, e-mail or any other type of electronic message.
- c. Take any action, directly or through others, to obtain the addresses or locations of the persons in **(1)** and **(10)**. (*If item c. is not checked, the Court has found good cause not to make this order.*)

Peaceful written contact through a lawyer, advocate or a process server or other person for service of legal papers related to a Court case is allowed and does not violate the order.

(6) Stay-Away Order

You must stay at least (*specify*): _____ yard away from:

- a. The person in **(1)**
- b. The people listed in **(10)**
- c. The home of the persons in **(1)** and **(10)**
- d. Jobs or workplace of the people in **(1)** and **(10)**
- e. Vehicle of person in **(1)**
- f. The protected children’s school or child care
- g. Other (*specify*): _____

This stay-away order does not prevent the person in **(2)** from going to or from that person’s home or place of employment.

(7) No Guns or Other Firearms

You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get a gun or firearm.

(8) Turn In or Sell Guns or Firearms

Your must:

- Sell to a licensed gun dealer or turn in to police any guns or firearms that you posses or control. This must be done within 24 hours of being served with this order.
- File a receipt with the Court within 48 hours of receiving this order that proves guns have been turned in or sold.

(9) Others Orders (*specify*):

This is a Court Order

PETITIONER:	Case Number:
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(10) Other Protected Persons

List the full names of all family and household members protected by these orders:

Full Name	Sex	Age	Lives with you?	How are they related to you?
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Date: _____

Judicial Officer

Warnings and Notices to the Restrained Person in (2)

This is a Court Order

PETITIONER:	Case Number:
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You Cannot Have Guns or Firearms

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get a gun while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to a licensed gun dealer or turn in to police any guns or firearms that you have or control in accordance with item (8) above. The Court will require you to prove that you did so. If you do not obey this Order, you can be charged with a crime.

Instructions for Law Enforcement

This Order is effective when made. It is enforceable anywhere in all 50 states, the District of Columbia, all tribal lands, and all U.S. territories and shall be enforced as if it were and Order of that jurisdiction by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence. If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the Court hearing, the agency shall advise the restrained person of the terms of the Order and then shall enforce it. Violations of this restraining order are subject to criminal penalties.

(Clerk will fill out this part)

--Clerk's Certificate--

Clerk's Certificate
{seal}

I certify that this Notice of Hearing and Temporary Restraining Order is a true and correct copy of the original on file in the Court.

Date: _____

Clerk, by  _____, Deputy

This is a Court Order