



ORDER OF PROTECTION

AOC-275.3

Rev. 6-11

Doc. Code: ODV

Page 1 of 3 www.courts.ky.gov KRS Chapter 403; FCRPP Part IV

DOMESTIC VIOLENCE ORDER

AMENDED DOMESTIC VIOLENCE ORDER

Case No. **13-D-158-001**

Court **FAMILY**

County **KENTON** State **KY**

PETITIONER/PLAINTIFF

ALISHA **MARIE** **MATHIS**
First Middle Last

And/or on behalf of minor family member(s):(list name(s)
DOB and relationship of Petitioner): _____

V.

RESPONDENT/DEFENDANT

DENNIS **JOSEPH** **MATHIS II**
First Middle Last

Relationship to Petitioner: spouse former spouse
 unmarried, child in common unmarried, currently
or formerly living together child stepchild
 parent grandparent person who lives in
the same household as a child(ren) if the child(ren) is the
alleged victim (specify) _____

Respondent Address: **6387 ALEXANDRA CT**
INDEPENDENCE, KY 41051

PETITIONER/PLAINTIFF IDENTIFIERS

[REDACTED]
Date of Birth of Petitioner _____
Other Protected Persons/DOB: _____
ENTERED
KENTON CIRCUIT/DISTRICT COURT
APR 22 2013
BY **JOHN G. MIDDLETON** D.C.

RESPONDENT/DEFENDANT IDENTIFIERS

| SEX | RACE | DOB | HT | WT |
|-------------------|------|-------------------|-----------|----|
| M | | [REDACTED] | | |
| EYES | HAIR | Social Security # | | |
| | | [REDACTED] | | |
| DRIVERS LICENSE # | | STATE | EXP. DATE | |
| | | | | |

Distinguishing Features _____

CAUTION:

Weapon involved Armed and Dangerous Divorce/Custody/Visitation case pending

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and the Respondent has been provided with reasonable notice and opportunity to be heard.

Additional findings of this order are as set forth below.

THE COURT HEREBY ORDERS:

- That the above-named Respondent be restrained from committing further acts of abuse or threats of abuse.
- That the above-named Respondent be restrained from any contact with the Petitioner/Plaintiff.
- Additional terms of this order are as set forth below.

The terms of this order shall be effective until [] []

WARNING TO RESPONDENT:

This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262). Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922(g)(8)).

Only the Court can change this order.

Case No.

13-D-00158-001

ADDITIONAL FINDINGS:

- For the Petitioner against the above-named Respondent in that it was established, by a preponderance of the evidence, that an act(s) of domestic violence or abuse has occurred and may again occur; or
- For the Respondent in that it was not established, by a preponderance of the evidence, that an act(s) of domestic violence or abuse has occurred and may again occur; or
- The Petitioner Respondent has filed a motion to amend the Domestic Violence Order dated _____

ADDITIONAL TERMS OF ORDER:

That the above-named Respondent surrender to the Court, or to the officer serving the order, Respondent's Kentucky license to carry concealed firearms or other deadly weapons pursuant to KRS 237.110(13)(k).

- Kentucky license to carry surrendered to Court.
- That the Petition be Dismissed. (Complete the following only if EPO was issued) With respect to the Emergency Order of Protection issued by this Court on 4/16, 2013 (check one)
 - The Court hereby WITHDRAWS the Emergency Order of Protection. Additional Findings: No allegation of Domestic Violence
 - The Emergency Order of Protection was not served within six (6) months from the date of its issuance and, in accordance with KRS 403.740(6), is hereby RESCINDED without prejudice.
- That the Motion to Amend be Denied.
- That the Motion to Amend is Sustained. That the prior order is amended pursuant to a show cause hearing. The prior order is amended and all prior inconsistent provisions of such prior order are superseded as follows: _____

That the above-named Respondent is restrained from any contact or communication with the above-named Petitioner.

That Respondent shall remain at all times and places at least _____ feet (not to exceed five hundred) away from Petitioner, Petitioner's minor child(ren), and Petitioner's family or household; except as follows: _____

That, Petitioner having established specific demonstrable danger, the above-named Respondent be restrained from going to or within the distance(s) specified of the location(s) described below:

- Location: _____ feet.
- Location: _____ feet.
- Location: _____ feet.
- Location: _____ feet.

except as follows: _____

That the above-named Respondent be restrained from disposing of, or damaging, any property of the parties.

That the above-named Respondent vacate the residence shared by the parties located at _____

(specific address)

In accordance with the criteria of KRS 403.270, 403.320, and 403.822, the Uniform Child Custody Jurisdiction and Enforcement Act and 28 U.S.C.A. Section 1738A, temporary custody of:

(List names, ages and sex of each child)

be awarded to _____

[] That the above-named Respondent is ordered to pay temporary support in the amount of \$ _____ as set forth in form AOC 152 Kentucky Uniform Child Support Order and/or Wage/Benefit Withholding Order for Kentucky Employers.

(AOC 152 shall also be used if child support is ordered.)

[] That the above-named Respondent participate in available counseling services, described as _____

[] In order to assist in eliminating future acts of domestic violence and abuse, _____

[] **(To be used only in dissolution or custody action)**

That the court finds that the victim has requested mediation, and the victim's request is voluntary and not the result of coercion and that mediation is a realistic and viable alternative to or adjunct to the issuance of this order; therefore, available mediation services be ordered as follows: _____

The terms of this order shall not exceed three (3) years from date of issue pursuant to KRS 403.750(2). The Petitioner may return to the court, which issued this order, before expiration of this order to request that it be reissued for an additional period not to exceed three (3) years. **The number of times this Order may be reissued shall not be limited. KRS 403.750(2).**

Violation of this order shall constitute contempt of this Court and may result in criminal charges and/or imposition of a global positioning monitoring system device. Any peace officer shall arrest the Respondent without a warrant upon probable cause that a violation of this order has occurred. Pursuant to 18 U.S.C. Section 922(g)(8), it may be a federal violation to purchase, receive or possess a firearm or ammunition while subject to this order.

4/24/13
Date

[Signature]
Judge

Notice: If your Order prohibits contact, you can be arrested for having contact with the Petitioner, even if that person agrees to the contact.

Copies to:

- Court file
- Petitioner
- Respondent
- Court clerk in county of Petitioner's usual residence, if different.
- Law enforcement agency/dispatch center responsible for LINK entry.
- Law enforcement agency(cies) designated for service.
- Local Department for Community Based Services, CHFS

Ensure entries in boxes are complete and legible. Without correct information in each box, order MAY NOT be entered into LINK.

RECORDS UNIT
100 MILLCREEK PARK
FRANKFORT, KY 40601

DENNIS JOSEPH MATHIS II



Administrative Office of the Courts
COURTNET Criminal History Record

FILED
KENTON CIRCUIT/DISTRICT COURT
APR 18 2013
BY JOHN C. MIDDLETON D.C.

COURTNET Disposition System Disclaimer

Enclosed is a copy of information on cases you have had in Kentucky Courts. This **COURTNET** Disposition System record is being provided for your information. This request is generally made for **government housing, pre-employment searches, childcare workers, adoptions, or other purposes.**

This request was made by **Circuit Court Clerk - Domestic Violence** and they have received a copy of this information. If you believe it contains any errors, or you have any questions, please feel free to contact us at **(502) 573-1682** or **(800) 928-6381**

AOC COURTNET DISPOSITION SYSTEM DISCLAIMER

The **Administrative Office of the Courts (AOC) CANNOT GUARANTEE** the accuracy of the attached information. If you believe there is an error contained in the record please contact Pretrial Services at (502) 573-1682.

Information received from **COURTNET** is subject to change, reprogramming, modifications of format and availability at the direction of the AOC, and may not at any particular moment reflect the true status of court cases due to ordinary limitations, delay or error in the system's operation.

The AOC disclaims any warranty as to the validity of the information obtained from **COURTNET**. **The recipient is solely responsible for verifying information received from COURTNET through the cross-referencing of the official court record.** The AOC shall not be liable to the recipient, or to any third party using the system or information obtained thereby, for any damages whatsoever arising out of this policy, or the use of **COURTNET**.

MAILING 1 OF 1

REQUEST ID: 13362401



EMERGENCY ORDER OF PROTECTION

Case No. **13-D-00158-001**

Court **FAMILY**

County **Kenton** State **KY**

PETITIONER/PLAINTIFF

ALISHA MARIE MATHIS
First Middle Last

And/or on behalf of minor family member(s): (list name(s))

DOB and relationship of Petitioner): _____

v.

PETITIONER/PLAINTIFF IDENTIFIERS

[Redacted]
Date of Birth of Petitioner

Other Protected Persons/DOB: _____

ENTERED
KENTON CIRCUIT/DISTRICT COURT
APR 16 2013
BY **JOHN C. MIDDLETON** D.C.

RESPONDENT/DEFENDANT

DENNIS JOSEPH MATHIS II
First Middle Last

Relationship to Petitioner: spouse former spouse
 unmarried, child in common unmarried, currently
or formerly living together child stepchild
 parent grandparent person who lives in the same
household as a child(ren) if the child(ren) is the alleged victim
(specify) _____

Respondent Address: **6387 ALEXANDRA CT
INDEPENDENCE, KY 41051**

RESPONDENT/DEFENDANT IDENTIFIERS

| | | | | |
|-------------------|------|-------------------|-----------|----|
| SEX | RACE | DOB | HT | WT |
| M | | [Redacted] | | |
| EYES | HAIR | Social Security # | | |
| | | [Redacted] | | |
| DRIVERS LICENSE # | | STATE | EXP. DATE | |
| | | | | |

Distinguishing Features _____

CAUTION: Weapon involved Armed and Dangerous Divorce/Custody/Visitation case pending

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and Kentucky law providing Respondent notice and opportunity to be heard.

Additional findings of this order are as set forth below.

THE COURT HEREBY ORDERS:

- That the above-named Respondent be restrained from committing further acts of abuse or threats of abuse.
- That the above-named Respondent be restrained from any contact with the Petitioner/Plaintiff.
- Additional terms of this order are as set forth below.

The terms of this order shall be effective until the hearing provided for in KRS 403.740(4) or in KRS 403.745, or until withdrawn by the Court. SEE ATTACHED SUMMONS FOR DATE AND TIME OF HEARING. KRS 403.740(4).

Continuance of an *unserved* EPO is limited to six (6) months. If Respondent has not been served with this order and the Court has not otherwise withdrawn it, this order will expire in six (6) months, on **OCTOBER 16** **2013** KRS 403.740(6).

WARNING TO RESPONDENT:

This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262). Only the Court can change this order.

ADDITIONAL FINDINGS: The Court, having reviewed the petition and being sufficiently advised, finds that the allegations indicate an immediate and present danger of domestic violence and abuse.

THEREFORE, IT IS FURTHER ORDERED:

- That the above-named Respondent be restrained from any communication with the above-named Petitioner.
- That the above-named Respondent remain at all times and places at least 500 feet (not to exceed five hundred) away from Petitioner, Petitioner's minor child(ren), and Petitioner's family or household;

except as follows: _____

- That, Petitioner having established specific demonstrable danger, the above-named Respondent be restrained from going to or within the distance(s) specified of the location(s) described below:

Location: _____ feet.

Location: _____ feet.

Location: _____ feet.

Location: _____ feet.

except as follows: _____

- That the above-named Respondent be restrained from disposing of, or damaging, any property of the parties.

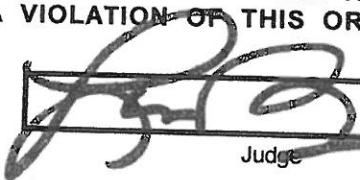
That the above-named Respondent vacate the residence shared by the parties located at _____ (specific address)

In accordance with the criteria of KRS 403.270, 403.320 and 403.822, temporary custody of _____ be awarded to _____

In order to assist in eliminating future acts of domestic violence and abuse _____

VIOLATION OF THIS ORDER SHALL CONSTITUTE CONTEMPT OF THIS COURT AND MAY RESULT IN CRIMINAL CHARGES. ANY PEACE OFFICER SHALL ARREST THE RESPONDENT WITHOUT A WARRANT UPON PROBABLE CAUSE THAT A VIOLATION OF THIS ORDER HAS OCCURRED.

4/16/13
Date Issued


Judge

Copies to:
Court file; Petitioner; Court Clerk in county of Petitioner's usual residence, if different; Law Enforcement Agency/dispatch center responsible for LINK entry; Law Enforcement Agency(ies) designated for service; Local Dept. for Community Based Services (CHFS).
Ensure entries in boxes are complete and legible. Without correct information in each box, Order MAY NOT be entered into LINK.



**DOMESTIC VIOLENCE
 PETITION / MOTION**

Case No. **13-D-158-001**
 Court **FAMILY**
 County **KENTON**

Alisha Marie Mathis
 First Middle Last

PETITIONER ✓

Dennis Joseph Mathis II
 First Middle Last

VS. -
 RESPONDENT #

Information about Respondent:

Current Residence: **6387 Alexandra Ct. Independence Ky. 41051**
 Usual Residence: _____
 Occupation: _____
 Employer Name: _____
 Employer Address: _____

FILED
 KENTON CIRCUIT/DISTRICT COURT
APR 16 2013
 JOHN C. MIDDLETON
 BY **[Signature]** D.C.

| Sex | Race | Birthdate | Height | Weight | Social Security # | Drivers License # | State |
|-----|------|------------|--------|--------|-------------------|-------------------|-------|
| M | | [Redacted] | | | [Redacted] | | |

CAUTION: [] Weapon involved [] Believed to be armed and dangerous
 The Parties have a [] custody [] dissolution action pending in _____ Circuit Court.
 Petitioner, [] Petitioner, on behalf of minor child(ren) says that on **April**, 2013, in **Kenton** County, Kentucky, the above-named Respondent engaged in act(s) of domestic violence and abuse, in that*:

Respondent continually calling & OR texting phone multiple times a day. Being verbally abusive & calling up to 186 times in a matter of 2 weeks. Claiming that I would never see my dogs again. Being verbally abusive as well as via text messaging, and possibly even following me. I'm in fear for the safety of myself & my dog. Respondent is on medication for mental illness to which I firmly believe no help taken.

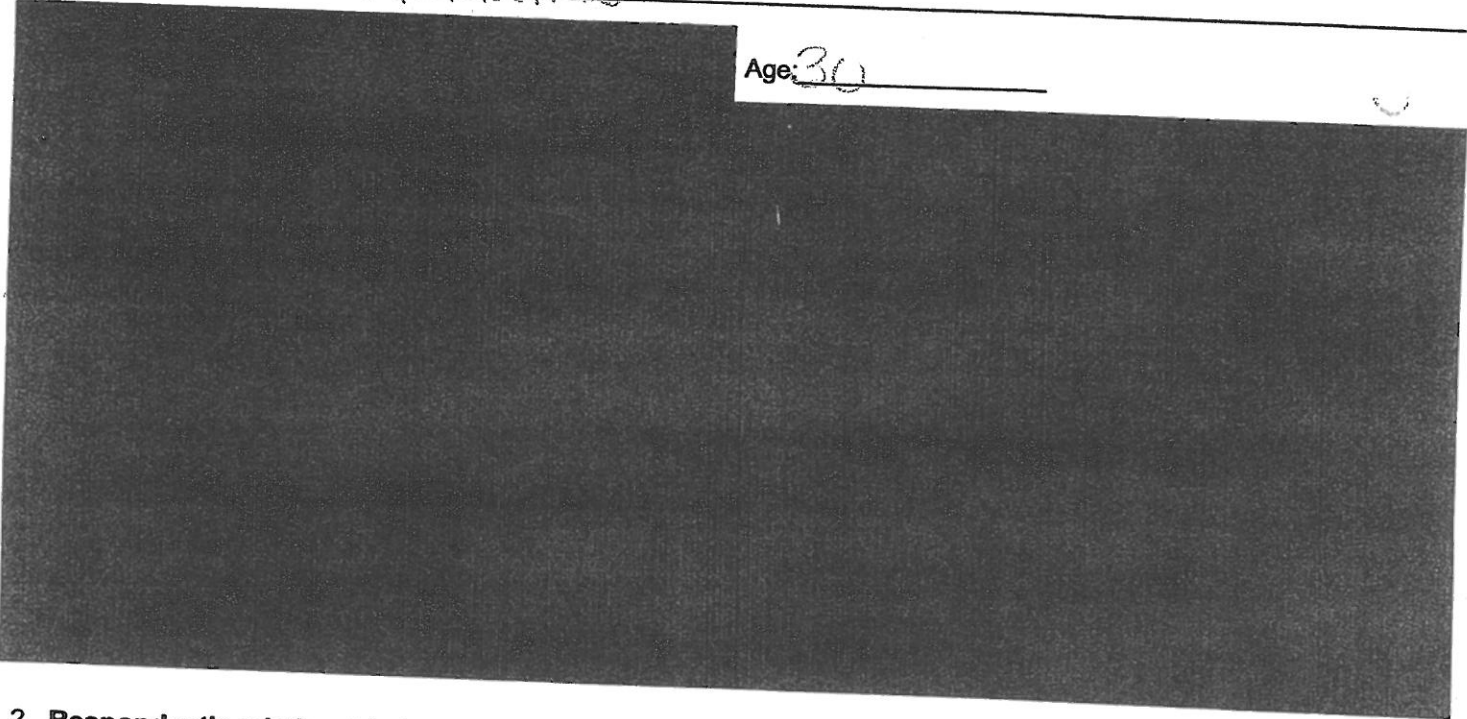
- Copies to:**
- Court File
 - Petitioner
 - Respondent (copy with blacked-out portion served with summons)
 - Local Department of Community Based Services, CHFS
 - Court Clerk in County of Petitioner's usual residence, if different
 - Law enforcement agency(ies) designated for service
 - Law enforcement agency/dispatch responsible for LINK entry

* If additional space is needed for the factual statement, type on a separate sheet of paper and attach to the Petition/Motion.

1. Information about Petitioner or initials of any minor family member on whose behalf Petition is filed:

NAME: Alisha H. Mathis

Age: 30



2. Respondent's relationship to Petitioner: spouse; former spouse; unmarried, with child in common;
 unmarried, currently or formerly living together; child; stepchild; parent; grandparent;
 person who lives in the same household as a child(ren) if the child(ren) is the alleged victim (specify) _____

3. If Respondent and Petitioner have minor children, complete the following:

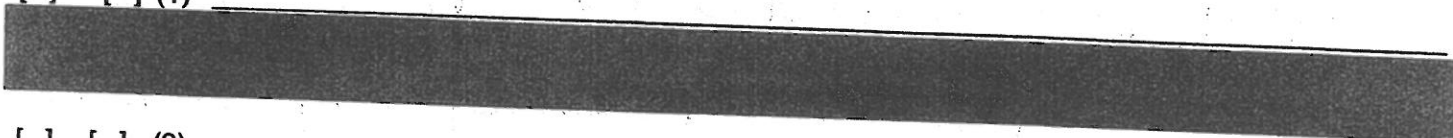
Parent is (check one box or both boxes):

PET. / RESP. Child's Name

N/A

Birthdate (mm/dd/yyyy)

(1)



(2)



(3)



(4)



MOTION FOR RELIEF

Petitioner OR Petitioner, on behalf of minor child(ren), requests that the Court:

- (1) **Issue an emergency protective order** based on the presence of an immediate and present danger of domestic violence and abuse to:
 - restrain Respondent** from committing any further acts of domestic violence and abuse; and/or
 - restrain Respondent** from any contact or communication with Petitioner except as directed by the Court; and/or
 - restrain Respondent** from going to or within a specified distance of a specifically described **residence, school,** or **place of employment** of the Petitioner, minor child(ren) of the Petitioner, family member, or member of an unmarried couple protected in the order. Please explain the reason(s) for and benefit(s) of excluding Respondent.
- * *Any address information provided will not be considered confidential and will be available to the Respondent.*

Location: _____
Reason(s): _____
Benefit(s): _____

Location: _____
Reason(s): _____
Benefit(s): _____

Location: _____
Reason(s): _____
Benefit(s): _____

If you need to list additional locations, please attach separate sheet of paper.

- restrain Respondent** from disposing of, or damaging, any property of the parties; and/or
- direct Respondent to vacate** residence shared by the parties located at (specify address): _____

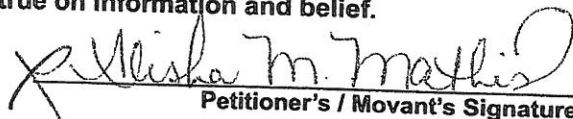
grant temporary custody of minor child(ren);

award temporary child support in accordance with KY Child Support Guidelines. I will, if possible, document income of both parents at the hearing by producing income tax returns, paystubs or employer statements. If either parent is self-employed I will, if possible, produce receipts and expense statements. I understand Respondent will also be notified by summons to produce these documents.

grant other relief which would assist in stopping further domestic violence (describe): _____

(2) **Cause a summons to be issued for Respondent**, setting a date, time and place for a hearing to consider all relief to which Petitioner may be entitled, including those matters contained in paragraph (1) on this page of this motion, and as appropriate, mandatory counseling for Respondent and other relief as may be authorized by statute.

Petitioner states the allegations contained herein are true on information and belief.


Petitioner's / Movant's Signature

NOTICES: 1. IF AN ORDER IS ISSUED WHICH SAYS NO CONTACT AND YOU DECIDE TO HAVE CONTACT WITH THE RESPONDENT WHILE THIS ORDER IS IN EFFECT, YOU MAY BE PLACING YOURSELF AT RISK. ADDITIONALLY, SUCH CONTACT MAY RESULT IN THE RESPONDENT BEING ARRESTED FOR VIOLATING THE ORDER. 2. ISSUANCE OR DENIAL OF AN EMERGENCY PROTECTIVE ORDER DOES NOT PREVENT YOU FROM CONSULTING WITH THE COUNTY ATTORNEY ABOUT FILING CRIMINAL CHARGES AGAINST THE RESPONDENT.

Subscribed and sworn to before me on 4/16, 2013
Date: _____, 2_____. _____ *Name
_____ DC _____ Title

**Must be signed by circuit clerk or other individual authorized by Court to provide and verify emergency petitions.*

| | |
|----------------------------------|---|
| COURT ACTION: | EPO/Summons: <input type="checkbox"/> Issued <input type="checkbox"/> Denied because: _____ |
| | Summons: <input type="checkbox"/> Issued <input type="checkbox"/> Denied because: _____ |
| | <input type="checkbox"/> Insufficient relationship: _____ |
| | <input type="checkbox"/> Fails to state an act or threat of domestic violence: _____ |
| Date: _____, 2_____. _____ Judge | |