

JUSTICE COURT, LAS VEGAS TOWNSHIP

CLARK COUNTY, NEVADA

_____ ,)	
)	
Applicant)	
)	
vs.)	IN THE MATTER OF THE
)	APPLICATION FOR AN
)	EXTENDED ORDER FOR
)	PROTECTION AGAINST
)	HARASSMENT, STALKING AND
)	AGGRAVATED STALKING
_____ ,)	
Adverse Party.)	Case No. _____
_____)	

AFFIDAVIT

The above named Applicant, being first duly sworn, deposes and says that the temporary order for protection should be extended for the following reasons: **(Be specific as to the alleged acts of the defendant, the identity of all relevant parties, all important dates and locations, etc. Also, please make sure that the information you provide is LEGIBLE.)**

***PLEASE ATTACH ADDITIONAL SHEET(S) IF MORE SPACE IS NEEDED.**

I, therefore, request that an Extended Order for Protection Against Harassment, Stalking, and Aggravated Stalking be issued against the Defendant.

Under penalty of perjury, I (Applicant) swear or affirm that the above information is true and that I am in need of the requested extended Order for Protection.

Applicant's Signature _____

PLEASE COMPLETE SECTION 1 OR 2 BELOW:

(1) NOTARY:

PLEASE STAMP BELOW:

Signed and Sworn to or Affirmed

Before Me This

_____ day of _____, 20_____.

Notary Public _____

(2) UNSWORN DECLARATION (Per NRS 53.045):

(a) If executed in this state:

"I declare under penalty of perjury that the foregoing is true and correct."

Executed on _____
(Date) (Signature)

(b) If executed outside this state:

"I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct."

Executed on _____
(Date) (Signature)

Justice Court, Las Vegas Township
County of Clark, State of Nevada

DEFENDANT CONFIDENTIAL INFORMATION WORKSHEET
STALKING AND HARASSMENT

All information to be completed to the best of your ability

Defendant's Full Name: _____ A.K.A. _____

Address: _____ MINOR: Yes ___ No ___

City: _____ State: _____ Zip: _____

[] **Initial that you have read and understand the following:**
IF I AM UNABLE TO PROVIDE A VERIFIABLE ADDRESS FOR THE DEFENDANT OR THE DEFENDANT IS UNABLE TO BE SERVED USING THE ADDRESS I HAVE PROVIDED, I WILL BE RESPONSIBLE TO HAVE THE ORDER FOR PROTECTION PROPERLY SERVED.

Home Phone: _____ Cell Phone: _____

Race: _____ Speak English? Yes ___ No ___ If No, what language? _____

Date of Birth or approximate age: _____ Sex: M ___ F ___

Approximate Descriptors: Height: _____ Weight: _____ Hair: _____ Eyes: _____

Identifying Scars, Marks, Tattoos: _____

Social Security No. _____ Place of Birth: _____

Vehicle Make/Model /Year/License Plate _____

Employer Name: _____ Schedule (days/hours worked): _____

Employer Address and Phone No.: _____

Are you aware of any other relevant court proceedings involving this person? Yes ___ No ___

If yes, please explain: _____

What is the Defendant's relationship to the victim (i.e. friend, relative, neighbor etc.)? _____

(Check one for each line)

Are the Applicant and the Adverse Party living together now?	Yes ___ No ___
Are the Applicant and the Adverse Party employed by the same employer?	Yes ___ No ___
Is the Adverse Party likely to react violently when served?	Yes ___ No ___
Is the Adverse Party likely to avoid service?	Yes ___ No ___
Does the Adverse Party have access to weapons?	Yes ___ No ___

COURT PERSONNEL ONLY:

Defendant TPO ID # _____

CONFIDENTIAL

LAS VEGAS JUSTICE COURT

LAS VEGAS TOWNSHIP, CLARK COUNTY, NEVADA

**Clark County Courthouse
200 South Third Street, Second Floor
Las Vegas, NV 89155**

**Protection Order Unit (702) 455-2165
http://www.accessclarkcounty.com/justicecourt_lv/welcome.htm**

INFORMATION PACKET FOR PROTECTION ORDERS (“TPO’S”)

I. Introduction

If you are a victim of certain types of criminal activity, you may be able to obtain a protection order (commonly referred to as a “TPO”). A TPO is a court order, which requires a person to do the following:

- (1) Stay away from specific places, including the home, school, business, or place of employment of the victim; and
- (2) Refrain from contacting, intimidating, threatening or otherwise interfering with the victim or various other people enumerated in the order.

You have the right to proceed without an attorney when seeking a TPO from the Court.

Filing for one type of TPO does not preclude you from filing for another type of TPO, nor does the issuance of a TPO replace any other available civil or criminal remedies you may have.

II. Types of TPO's

In the Las Vegas Justice Court, there are **three** different types of TPO's that may be sought:

- (1) A TPO against **"stalking and harassment"**;
- (2) A TPO against **"harm to minors"**; and
- (3) A TPO against **"harassment in the workplace."**

Certain procedures and rules will vary depending on the type of TPO that is requested. The following sections will give the details involving TPO's against "stalking and harassment" and "harm to minors." If you need information regarding a TPO against "harassment in the workplace," a separate informational packet is available.

NOTE: The Las Vegas Justice Court does not issue TPO's against "Domestic Violence." If the statutory definition of domestic violence is applicable, you may go to the Family Court and request an Order for Protection Against Domestic Violence.

Family Court is located at 601 N. Pecos, Las Vegas, NV. (corner of Pecos and Bonanza), or call (702) 455-2385.

NRS 33.018 defines "domestic violence" as follows:

NRS 33.018 Acts which constitute domestic violence.

1. Domestic violence occurs when a person commits one of the following acts against or upon his spouse, former spouse, any other person to whom he is related by blood or marriage, a person with whom he is or was actually residing, a person with whom he has had or is having a dating relationship, a person with whom he has a child in common, the minor child of any of those persons or his minor child:

- (a) A battery.
- (b) An assault.
- (c) Compelling the other by force or threat of force to perform an act from which he has the right to refrain or to refrain from an act which he has the right to perform.
- (d) A sexual assault.
- (e) A knowing, purposeful or reckless course of conduct intended to harass the other. Such conduct may include, but is not limited to:
 - (1) Stalking.
 - (2) Arson.
 - (3) Trespassing.
 - (4) Larceny.
 - (5) Destruction of private property.
 - (6) Carrying a concealed weapon without a permit.
- (f) A false imprisonment.
- (g) Unlawful entry of the other's residence, or forcible entry against the other's will if there is a reasonably foreseeable risk of harm to the other from the entry.

2. As used in this section, "dating relationship" means frequent, intimate associations primarily characterized by the expectation of affectional or sexual involvement. The term does not include a casual relationship or an ordinary association between persons in a business or social context.

A. **TPO's Against Stalking and Harassment**

NOTE: To apply for this type of Protection Order, you must be at least **18 years of age**.

Stalking and **harassment** are defined as follows:

NRS 200.575 Stalking: Definitions; penalties.

1. A person who, without lawful authority, willfully or maliciously engages in a course of conduct that would cause a reasonable person to feel terrorized, frightened, intimidated or harassed, **and** that actually causes the victim to feel terrorized, frightened, intimidated or harassed, commits the crime of stalking.

NRS 200.571. Harassment: Definition; penalties.

1. A person is guilty of harassment if:

(a) Without lawful authority, the person knowingly threatens:

(1) To cause bodily injury in the future to the person threatened or to any other person;

(2) To cause physical damage to the property of another person;

(3) To subject the person threatened or any other person to physical confinement or restraint; or

(4) To do any act which is intended to substantially harm the person threatened or any other person with respect to his physical or mental health or safety; **and**

(b) The person by words or conduct places the person receiving the threat in reasonable fear that the threat will be carried out.

If you reasonably believe that the crime of stalking/harassment is being committed against you, and if the Court has jurisdiction, you may file for a TPO at no cost. **NOTE:** Stalking and harassment are deemed to have been committed where the conduct occurred, or where you were located at the time the conduct occurred. [If the stalking and/or harassment occurred in **North Las Vegas**, contact North Las Vegas Justice Court at (702) 455-7801. If the stalking and/or harassment occurred in **Henderson**, contact Henderson Justice Court at (702) 455-7951.]

B. **TPO's Against Harm to Minors**

NRS 33.400 provides as follows:

1. In addition to any other remedy provided by law, the parent or guardian of a child may petition any court of competent jurisdiction on behalf of the child for a temporary or extended order against a person who is 18 years of age or older and who the parent or guardian reasonably believes has committed or is committing a crime involving:

(a) Physical or mental injury to the child of a non accidental nature; or

(b) Sexual abuse or sexual exploitation of the child.

If you are the parent or guardian of a child, and if you believe that the defendant is age 18 or older and that the defendant has committed a specified act involving "harm to minors," you may file for a TPO at no cost.

[If the harm to minors is occurring in **North Las Vegas**, contact the North Las Vegas Justice Court at (702) 455-7801. If the harm to minors is occurring in **Henderson**, contact the Henderson Justice Court at (702) 455-7951.]

III. Procedural Requirements for Obtaining a TPO

Initially, you must file for a temporary order, which will expire no later **than 30 days** after the order is served upon the defendant. A temporary order may be granted with or without notice to the defendant.

After the temporary order is issued, you may file for an extended order, which will expire no later than **1 year** after the order is served upon the defendant. If you feel you need an extended order, we suggest that you apply no later than 5 judicial days before the expiration of the temporary order. This will ensure that your case is properly placed on the judge's calendar. If the temporary order expires, you will not be allowed to apply for an extended order, and a new temporary protection order application will need to be completed.

An extended order cannot be granted without notice to the defendant and a court hearing. If you file for an extended order during the period of the temporary order, the temporary order will remain in effect until the hearing on the extended order is held.

If an extended order is issued, the defendant may appeal to District Court, which may affirm, modify, or vacate the order in question. The appeal may be taken without bond, but the taking of the appeal does not stay the effect or enforcement of the TPO. Also, the defendant has the right to file a Motion to Rescind or Amend a TPO, and in that event the Court will resolve the Motion as soon as possible.

A TPO is not enforceable until it has been personally served upon the defendant. An order, which is not served for one year from the date signed by a judge, will expire by its own terms

A person who violates a temporary order is guilty of a **gross misdemeanor**.
A person who violates an extended order is guilty of a **Category C felony**.

You must complete the TPO application in **BLUE** or **BLACK** ink. The TPO application is composed of the following documents:

A. The Affidavit

- (1) Please write legibly and provide complete street addresses and zip codes.
- (2) Please include all relevant dates and times so that the judge will have a complete picture about the conduct you are alleging.
- (3) If you wish to submit documentation in support of your allegations, please attach such paperwork so that it can be presented to the reviewing judge. If you have filed a police report, you may attach a copy of the report. However, you may file for a TPO even if you have not filled out a police report.
- (4) Please remember that all information in the Affidavit, and all supporting documentation attached to the Affidavit, is considered "public record" and accessible by the Defendant. However, if the defendant does not know where you live, work or attend school, you may notate "CONFIDENTIAL" on the Affidavit.
- (5) Please sign the Affidavit before the clerk of the court, or before a notary public.

B. Victim Information Worksheet

- (1) This is a confidential document that is not provided to Defendant or to the public.
- (2) Please include personal information for ALL persons requesting protection under the same order.

C. Defendant Information Worksheet

- (1) This is a confidential document that is not provided to Defendant or to the public.
- (2) Please complete this form to the best of your ability.
- (3) You **must** include the following information:
 - * Defendant's first and last name
 - * Defendant's date of birth or approximate age
 - * Defendant's approximate height, weight, and hair/eye color
- (4) If you can indicate Defendant's daytime address, this information will be helpful for the process server who will be attempting to serve Defendant.

At the time that you turn in your TPO application, you must present a valid, governmental-issued identification card (such as a passport or driver's license) to substantiate your identity.

When all required information is completed properly, you are ready to present your documents to the clerk of the Court. A clerk will review your documents for legibility and completeness. Upon acceptance of your application by the clerk, a case number will be assigned, and the application and all supporting documents will be submitted to the judge for review. The court will notify you by telephone within approximately 48 to 72 judicial hours to advise you if your application has been granted or denied. The judge may also decide to set the matter for a hearing, in which all parties will be notified to appear before the judge before a decision is made.

If the address provided for the defendant is within Clark County, the Court will forward the TPO to the Sheriff Civil Division for service upon the defendant. No fee will be charged by Nevada law enforcement agencies for serving a temporary or extended protection order.

If the address provided for the defendant is outside Clark County or in another state, it will be the applicant's responsibility to ensure that the Order is properly served. Once personal service upon the defendant is completed, a "Return of Service" form must be filed with the Court to show that the defendant was properly served.

If a Protection Order has been served and you believe it is not being enforced, call or go to LVMPD-Detective Bureau/Victim Advocate, located at City Hall, 400 East Stewart Avenue, Third Floor, Las Vegas, NV. They can be contacted from 8:00 AM to 4:00 PM Monday – Friday. Or, call them at (702) 229-2955; 229-2690; or 229-4177. There is NO FEE for their assistance.

JUSTICE COURT, LAS VEGAS TOWNSHIP
County of Clark, State of Nevada

VICTIM CONFIDENTIAL INFORMATION WORKSHEET
STALKING AND HARASSMENT

Victim's Full Name: _____

AKA: _____ MINOR: Yes No

Date of Birth: _____ Sex: M F Race: _____

Victim's Address: _____

City: _____ State: _____ Zip: _____

Home Phone: _____ Cell Phone: _____

Employer: _____ Business No.: _____

Additional contact person (name/phone): _____

What is the relationship (if any) of the Victim with the Defendant, past or present?

Are there children in common? Yes No

If yes, please explain:

Are there any other court actions between the victim and the defendant, past or present? Yes No

If yes, please explain:

COURT PERSONNEL ONLY:

Identification Verified: []

CONFIDENTIAL

Justice Court, Las Vegas Township
County of Clark, State of Nevada

DEFENDANT CONFIDENTIAL INFORMATION WORKSHEET

STALKING AND HARASSMENT

All information to be completed to the best of your ability

Defendant's Full Name: _____ A.K.A. _____

Address: _____ MINOR: Yes ___ No ___

City: _____ State: _____ Zip: _____

<input type="checkbox"/>	Initial that you have read and understand the following: IF I AM UNABLE TO PROVIDE A VERIFIABLE ADDRESS FOR THE DEFENDANT OR THE DEFENDANT IS UNABLE TO BE SERVED USING THE ADDRESS I HAVE PROVIDED, I WILL BE RESPONSIBLE TO HAVE THE ORDER FOR PROTECTION PROPERLY SERVED.
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Home Phone: _____ Cell Phone: _____

Race: _____ Speak English? Yes ___ No ___ If No, what language? _____

Date of Birth or approximate age: _____ Sex: M ___ F ___

Approximate Descriptors: Height: _____ Weight: _____ Hair: _____ Eyes: _____

Identifying Scars, Marks, Tattoos: _____

Social Security No. _____ Place of Birth: _____

Vehicle Make/Model /Year/License Plate _____

Employer Name: _____ Schedule (days/hours worked): _____

Employer Address and Phone No.: _____

Are you aware of any other relevant court proceedings involving this person? Yes ___ No ___

If yes, please explain: _____

What is the Defendant's relationship to the victim (i.e. friend, relative, neighbor etc.)? _____

(Check one for each line)

- | | |
|--|----------------|
| Are the Applicant and the Adverse Party living together now? | Yes ___ No ___ |
| Are the Applicant and the Adverse Party employed by the same employer? | Yes ___ No ___ |
| Is the Adverse Party likely to react violently when served? | Yes ___ No ___ |
| Is the Adverse Party likely to avoid service? | Yes ___ No ___ |
| Does the Adverse Party have access to weapons? | Yes ___ No ___ |

COURT PERSONNEL ONLY:	Defendant TPO ID # _____
_____	_____
_____	_____
_____	_____

CONFIDENTIAL

JUSTICE COURT, LAS VEGAS TOWNSHIP
County of Clark, State of Nevada

VICTIM CONFIDENTIAL INFORMATION WORKSHEET
STALKING AND HARASSMENT

Victim's Full Name: _____

AKA: _____ MINOR: Yes ___ No ___

Victim's Address: _____

City: _____ State: _____ Zip: _____

Home Phone: _____ Cell Phone: _____

Employer: _____ Business No.: _____

Additional contact person (name/phone): _____

Date of Birth: _____ Sex: M ___ F ___ Race: _____

What is the relationship (if any) of the Victim with the Defendant, past or present?

Are there children in common? Yes ___ No ___

If yes, please explain:

Are there any other court actions between the victim and the defendant, past or present? Yes ___ No ___

If yes, please explain:

COURT PERSONNEL ONLY:	Identification Verified: []
_____	_____
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CONFIDENTIAL

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JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

_____))
Plaintiff,)
vs.) **IN THE MATTER OF THE APPLICATION FOR**
_____) **A TEMPORARY ORDER FOR PROTECTION**
Defendant) **AGAINST HARASSMENT, STALKING AND**
_____) **AGGRAVATED STALKING**
_____) **Case No. _____**
_____) **(To be completed by court staff)**

AFFIDAVIT

The above named Plaintiff, being first duly sworn, deposes and says:
The Defendant has committed or threatened to commit harassment, stalking and/or aggravated stalking against me.
Name of Police Department and report number where a complaint about this crime has been filed (if applicable):

The acts occurred as follows: (Be specific as to the alleged acts of the defendant, the identity of all relevant parties,
all important dates and locations, etc.)

1 **Additional Information (continued from Page 1):**

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22 I, therefore, request that a Temporary Order for Protection be issued against the Defendant so that the Defendant

23 will be enjoined from threatening, physically injuring, or harassing me, either directly or through an agent. I also

24 request that the Court prohibit the Defendant from making any contact whatsoever with me or my family in any

25 public or private places or by telephone.

1 I am requesting that the Court require the Defendant to stay away from the following places: (Check all that apply.)

2 My Residence (Address): _____

3 My School (Name and Address): _____

4 _____

5 My Place of Employment or Business (Name and Address): _____

6 _____

7 Other Place(s) Frequented Regularly By Me as Follows (Specify): _____

8 _____

9 Under the penalty of perjury, I (Applicant) swear or affirm that the above information is true and that I am in need of
10 the requested Temporary Order for Protection.

11

Plaintiff/Applicant Signature _____

12 _____

13 **PLEASE COMPLETE SECTION 1 OR 2 BELOW:**

14 **(1) NOTARY:**

PLEASE STAMP BELOW:

15 Signed and Sworn to or Affirmed Before Me This

16 _____ day of _____, 20____.

17 Notary Public _____

18 _____

19 **(2) UNSWORN DECLARATION: Per NRS 53.045**

20 (a) If executed in this state: "I declare under penalty of perjury that the foregoing is true and correct."

21 Executed on (date) _____ Signature _____

22 (b) If executed outside this state: "I declare under penalty of perjury under the law of the State of Nevada
23 that the foregoing is true and correct."

24 Executed on (date) _____ Signature _____

25 _____