



IN THE \_\_\_\_\_ JUDICIAL CIRCUIT, \_\_\_\_\_ COUNTY, 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.

<b>Judge or Division:</b>	<b>Case Number:</b>	(Date File Stamp)
<b>Petitioner:</b>  Protected Child 1: Age of Protected Child: Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race:  Protected Child 2: Age of Protected Child: Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race:  Protected Child 3: Age of Protected Child: Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race:  Protected Child 4: Age of Protected Child: Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race:  Protected Child 5: Age of Protected Child: Sex: <input type="checkbox"/> F <input type="checkbox"/> M Race:  <div style="text-align: right;"><b>vs.</b></div>	Court ORI Number:	
	MSHP Number:	
	Responsible Law Enforcement ORI:	
	Related Cases:	
	<b>Protected Children's Relationship to Respondent pursuant to 18 U.S.C. §§ 921(a)(32) and 922(g)(8) determination:</b>	
<div>Protected Child's Relationship to Respondent (Child 1): <input type="checkbox"/> Child <input type="checkbox"/> Step-Child or Former Step-Child <input type="checkbox"/> Parent is Unmarried, Intimate Residing/Resided with Respondent <input type="checkbox"/> Other (specify) _____</div> <div>Protected Child's Relationship to Respondent (Child 2): <input type="checkbox"/> Child <input type="checkbox"/> Step-Child or Former Step-Child <input type="checkbox"/> Parent is Unmarried, Intimate Residing/Resided with Respondent <input type="checkbox"/> Other (specify) _____</div> <div>Protected Child's Relationship to Respondent (Child 3): <input type="checkbox"/> Child <input type="checkbox"/> Step-Child or Former Step-Child <input type="checkbox"/> Parent is Unmarried, Intimate Residing/Resided with Respondent <input type="checkbox"/> Other (specify) _____</div> <div>Protected Child's Relationship to Respondent (Child 4): <input type="checkbox"/> Child <input type="checkbox"/> Step-Child or Former Step-Child <input type="checkbox"/> Parent is Unmarried, Intimate Residing/Resided with Respondent <input type="checkbox"/> Other (specify) _____</div> <div>Protected Child's Relationship to Respondent (Child 5): <input type="checkbox"/> Child <input type="checkbox"/> Step-Child or Former Step-Child <input type="checkbox"/> Parent is Unmarried, Intimate Residing/Resided with Respondent <input type="checkbox"/> Other (specify) _____</div>		
<b>Respondent:</b>  Alias/Nicknames:  Respondent's DOB: Age:  SSN (if known, last four digits): Race: Sex: <input type="checkbox"/> F <input type="checkbox"/> 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):		
<div>Respondent's Home Address:</div> <div>Home Phone Number:</div> <div>Respondent's Work Address:</div> <div>Work Phone Number: Work Hours:</div> <div>Other Locations Where Respondent May Be Served:</div>		

### I. PROTECTED CHILDREN 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 18 who is residing with the child.
  - ☐ a household member under 18 who resided with the child.
  - ☐ a person under 18 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), MO.
- 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 ☐ sexually assaulted the child  
☐ placed or attempted to place the child in apprehension of immediate physical harm ☐ unlawfully imprisoned the child  
☐ coerced the child ☐ followed the child from place to place  
☐ stalked the child ☐ abused the child's pet(s)  
☐ harassed the child ☐ 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 under 18 who is residing with the child.  
☐ a household member who resided with the child in the past. ☐ a household member under 18 who resided with the child.  
☐ an emancipated child who is residing with the child. ☐ a person under 18 stalking the child.  
☐ an emancipated child who resided with the child in the past. ☐ sexually assaulting the child.  
☐ stalking the child.
3. The act(s) of domestic violence, stalking, or sexual assault occurred at \_\_\_\_\_ (address)  
\_\_\_\_\_ (city) \_\_\_\_\_ (County/City of St. Louis), MO.
- 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
- ☐ abused the child's pet(s)
- ☐ threatened to do any of the above

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

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

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### 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 18 who is residing with the child.
- ☐ a household member under 18 who resided with the child.
- ☐ a person under 18 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), MO.

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
- ☐ abused the child's pet(s)
- ☐ threatened to do any of the above

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

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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:

- |   |  |
|---|--|
| <input type="checkbox"/> a household member who is residing with the child.           | <input type="checkbox"/> a household member under 18 who is residing with the child. |
| <input type="checkbox"/> a household member who resided with the child in the past.   | <input type="checkbox"/> a household member under 18 who resided with the child.     |
| <input type="checkbox"/> an emancipated child who is residing with the child.         | <input type="checkbox"/> a person under 18 stalking the child.                       |
| <input type="checkbox"/> an emancipated child who resided with the child in the past. | <input type="checkbox"/> sexually assaulting the child.                              |
| <input type="checkbox"/> stalking the child.  |  |

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

- 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)

- |  |   |
|--|---|
| <input type="checkbox"/> caused or attempted to cause physical harm to the child                           | <input type="checkbox"/> sexually assaulted the child           |
| <input type="checkbox"/> placed or attempted to place the child in apprehension of immediate physical harm | <input type="checkbox"/> unlawfully imprisoned the child        |
| <input type="checkbox"/> coerced the child   | <input type="checkbox"/> followed the child from place to place |
| <input type="checkbox"/> stalked the child   | <input type="checkbox"/> abused the child's pet(s)              |
| <input type="checkbox"/> harassed the child  | <input type="checkbox"/> 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 under 18 who is residing with the child.
- ☐ a household member who resided with the child in the past. ☐ a household member under 18 who resided with the child.
- ☐ an emancipated child who is residing with the child. ☐ a person under 18 stalking the child.
- ☐ an emancipated child who resided with the child in the past. ☐ sexually assaulting the child.
- ☐ stalking the child.
3. The act(s) of domestic violence, stalking, or sexual assault occurred at \_\_\_\_\_ (address) \_\_\_\_\_ (city) \_\_\_\_\_ (County/City of St. Louis), MO.
- 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 ☐ sexually assaulted the child
- ☐ placed or attempted to place the child in apprehension of immediate physical harm ☐ unlawfully imprisoned the child
- ☐ coerced the child ☐ followed the child from place to place
- ☐ stalked the child ☐ abused the child's pet(s)
- ☐ harassed the child ☐ 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 18 years of age or emancipated ☐ under 18.
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 children that custody be awarded as follows:

<u>Child's Name</u>	<u>Relationship to Parties</u>	<u>Person to Receive Custody</u>	<u>Temporary</u>	<u>Full</u>
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>

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. Children (identified in item 10): \_\_\_\_\_.

12. ☐ Award visitation with the children 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 children.
- ☐ Abusing or threatening to abuse the protected children's pet(s).
- ☐ Having any contact with the protected children, except as specifically authorized by this Order.
- ☐ Entering the family home of the protected children, located at \_\_\_\_\_.
- ☐ Entering the place(s) of employment or school(s) of the protected children, located at \_\_\_\_\_.
- ☐ Communicating with the protected children in any manner or through any medium.
- ☐ Coming within \_\_\_\_\_ (feet) of the protected children.
- ☐ Other: \_\_\_\_\_.

14. ☐ It is further requested that the Ex Parte Order of Protection exclude Respondent from the family home of the protected children because:
- It is in the best interest of the children to remain in the home;
  - A substantial risk to the children exists unless Respondent is excluded;
  - A remaining adult family or household member is able to care adequately for the children 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 Respondent from the family home of the protected children 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 children 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 children or abusing a pet.
- ☐ Order Respondent not to have any contact with the protected children except as specifically authorized by this order.
- ☐ Order Respondent not to enter the family home, place of employment or school of the protected children except as specifically authorized by this order.
- ☐ Award custody of the protected children 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 Respondent to make or continue to make the rent or mortgage payments to the residence occupied by the protected children 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 children by a shelter for victims of domestic violence.
21. ☐ Order Respondent to pay the cost of medical treatment or services provided to protected children 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 at least 30 days prior to the expiration of the order.
26. ☐ Petitioner to receive wireless telephone number(s) and billing responsibilities from Respondent. (Note: If checked, complete the Wireless Telephone Number Transfer Addendum form.)
27. ☐ Award possession and care of any pet(s), along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet(s).
28. ☐ I believe that revealing my address will endanger myself or the protected children. (Note: If checked, complete the Child Protection Petitioner and Protected Child Information (Confidential Record) form.)
29. ☐ Order Petitioner's residential address on voter's registration record be closed to the public.
30. ☐ Other (specify): \_\_\_\_\_  
\_\_\_\_\_

## **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 Respondent.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Petitioner's Signature

**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 children on this petition. **Do not provide this information if doing so will endanger the children.**

\_\_\_\_\_  
Address (Optional)

\_\_\_\_\_  
City, State and Zip

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Attorney's Name, Missouri Bar No., if Applicable

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State and Zip

\_\_\_\_\_  
Telephone