# INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW FORM 12.980(f), PETITION FOR INJUNCTION FOR PROTECTION AGAINST REPEAT VIOLENCE (06/24)

#### Where can I look for more information?

Before proceeding, you should read General Information for Self-Represented Litigants found at the beginning of these forms. The words that are in <u>bold underline</u> are defined in that section. The clerk of the circuit court or family law intake staff can help you complete any necessary domestic violence forms and can give you information about local domestic violence victim assistance programs, shelters, and other related services. You may also call the Domestic Violence Hotline at 1-800-500-1119. For further information, see Chapter 741, Florida Statutes, and Rule 12.610, Florida Family Law Rules of Procedure.

#### When should this form be used?

If you or a member of your immediate family are a victim of **repeat violence**, you can use this form to ask the court for a protective order prohibiting repeat violence. Repeat violence means that **two** incidents of violence have been committed against you or a member of your immediate family by another person, **one of which must have been within 6 months of filing this petition.** Repeat violence includes assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnapping, or false imprisonment, or any criminal offense resulting in physical injury or death. Because you are making a request to the court, you are called the **petitioner**. The person whom you are asking the court to protect you from is called the **respondent**. If you are under the age of eighteen and have never been married or had the disabilities of nonage removed by a court, one of your parents or your legal guardian must sign this petition on your behalf.

The parent or legal guardian of any minor child who is living at home may seek an injunction for protection against repeat violence on behalf of the minor child. With respect to a minor child who is living at home, the parent or legal guardian must have been an eyewitness to or have direct physical evidence or **affidavits** from eyewitnesses of, the specific facts and circumstances that form the basis of the petition.

If the respondent is your **spouse**, former spouse, related to you by blood or marriage, living with you now or has lived with you in the past (if you are or were living as a family), or the other parent of your child(ren), whether or not you have ever been married or ever lived together, you should use **Petition for Injunction for Protection Against Domestic Violence**, Florida Supreme Court Approved Family Law Form 12.980(a), rather than this form.

This form should be typed or printed in black ink. You should complete this form (giving as much detail as possible) and sign it. You must file this form electronically pursuant to Florida Rule of General Practice and Judicial Administration 2.525 OR bring the form to a clerk in the county where you live. You should keep a copy for your records. If you have any questions or need assistance completing this form, a court clerk or **family law intake staff** can help you.

#### What should I do if the judge grants my petition?

If the facts contained in your petition convince the judge that you or a member of your immediate family are a victim of repeat violence and that an **immediate and present danger of repeat violence** to you or that family exists, the judge will sign a **Temporary Injunction for Protection Against Repeat Violence**, Florida Supreme Court Approved

Family Law Form 12.980(k). A temporary injunction is issued without notice to the respondent. The clerk will give your **petition**, the temporary injunction, and any other papers filed with your petition to the sheriff or other law enforcement officer for **personal service** on the respondent. The temporary injunction will take effect immediately after the respondent is served with a copy of it. It lasts until a full **hearing** can be held or for a period of 15 days, whichever comes first. The court may extend the temporary injunction beyond 15 days for a good reason, which may include failure to obtain **service** on the respondent.

The temporary injunction is issued ex parte. This means that the judge has considered only the information presented by one side—YOU. Section I of the temporary injunction gives a date that you should appear in court for a hearing. You will be expected to testify about the facts in your petition. The respondent will be given the opportunity to testify at this hearing, also. At the hearing, the judge will decide whether to issue a **Final Judgment of Injunction for Protection Against Repeat Violence (After Notice)**, Florida Supreme Court Approved Family Law Form 12.980(1), which will remain in effect for a specific time-period or until modified or dissolved by the court. **If you and/or the respondent do not appear, the temporary injunction may be continued in force, extended, or dismissed, and/or additional orders may be granted, including entry of a permanent injunction and the imposition of court costs. You and respondent will be bound by the terms of any injunction or order issued at the final hearing.** 

## IF EITHER YOU OR RESPONDENT DO NOT APPEAR AT THE FINAL HEARING, YOU WILL BOTH BE BOUND BY THE TERMS OF ANY INJUNCTION OR ORDER ISSUED IN THIS MATTER.

If the judge signs a temporary or final injunction, the clerk will provide you with the necessary copies. Make sure that you keep one certified copy of the injunction with you at all times!

#### What can I do if the judge denies my petition?

If your petition is denied on the grounds that it appears to the court that no immediate and present danger of repeat violence exists, the court will set a full hearing on your petition. The respondent will be notified by **personal service** of your petition and the hearing. If your petition is denied, you may: amend your petition by filing a **Supplemental Affidavit in Support of Petition for Injunction for Protection**, Florida Supreme Court Approved Family Law Form 12.980(g); attend the hearing and present facts that support your petition; and/or dismiss your petition.

#### IMPORTANT INFORMATION REGARDING E-FILING

The Florida Rules of General Practice and Judicial Administration now require that all petitions, pleadings, and documents be filed electronically except in certain circumstances. **Self-represented litigants may file petitions or other pleadings or documents electronically; however, they are not required to do so.** If you choose to file your pleadings or other documents electronically, you must do so in accordance with Florida Rule of General Practice and Judicial Administration 2.525, and you must follow the procedures of the judicial circuit in which you file. **The rules and procedures should be carefully read and followed.** 

#### IMPORTANT INFORMATION REGARDING E-SERVICE

After the initial service of process of the petition or supplemental petition by the Sheriff or certified process server, the Florida Rules of General Practice and Judicial Administration now require that all documents required or permitted to be served on the other party must be served by electronic mail (e-mail) except in certain circumstances. You must strictly comply with the format requirements set forth in the Rules of General Practice and Judicial Administration and you must review Florida Rule of General Practice and Judicial Administration 2.516. You may find this rule at www.flcourts.org through the link to the Rules of General Practice and Judicial Administration

provided under either Family Law Forms: Getting Started, or Rules of Court in the A-Z Topical Index.

## SELF-REPRESENTED LITIGANTS MUST SERVE DOCUMENTS BY E-MAIL UNLESS OTHERWISE EXCUSED. If self-

represented litigant has been excused from serving documents by e-mail and then elects to serve and receive documents by e-mail, the procedures must always be followed once that election is made.

To serve and receive documents by e-mail, you must designate your e-mail addresses by using the **Designation of Current Mailing and E-mail Address**, Florida Supreme Court Approved Family Law Form 12.915, and you must provide your e-mail address on each form on which your signature appears. Please **CAREFULLY** read the rules and instructions for: **Certificate of Service (General)**, Florida Supreme Court Approved Family Law Form 12.914; **Designation of Current Mailing and E-mail Address**, Florida Supreme Court Approved Family Law Form 12.915; and Florida Rule of General Practice and Judicial Administration 2.516.

#### Special notes . . .

**Disclosure from Nonlawyer**, Remember, a person who is NOT an attorney is called a <u>nonlawyer</u>. If a nonlawyer helps you fill out this form, that person must give you a copy of a <u>Disclosure from Nonlawyer</u>, Florida Family Law Rules of Procedure Form 12.900(a), before he or she helps you. A nonlawyer helping you fill out this form also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

If you require that your address, be confidential for safety reasons, you should complete a Request for Confidential Filing of Address, Florida Supreme Court Approved Family Law Form 12.980(h), and file it with the clerk of the circuit. You should then write "confidential" in the space provided on the petition.

	IN THE CIRCUIT COURT OF THE _ CIRCUIT, IN AND FOR	JUDICIAL
	elicell, in AND TOK	COUNTI, FEORIDA
	Petitioner,	Case No.:
	and	
	Respondent.	
	PETITION FOR INJUNCTION FOI VIOLENCE	R PROTECTION AGAINST REPEAT
	legal name}e following statements are true:	, declare under penalties of perjury,
1.	{Indicate if applicable}Petitioner seeks an injunction for protection	on behalf of a minor child. Petitioner is the parent or, a minor child.
2.	•	number is:
	(If you do not have an attorney, write "none.")	
	ION II. RESPONDENT ection is about the person you want to be protected fro	m. It must be completed.)
1.	Respondent currently lives at the following address:	{address, city, state, and zip code}
	Respondent's Driver's License number is: {if known	n}
2.	Petitioner has known Respondent since {date}	
3.	Respondent's last known place of employment: Employment address: Working hours:	

4.	Physical description of Respondent:
	Race: Sex: MaleFemale Date of Birth: Height: Weight: Eye Color: Hair Color:
	Distinguishing marks and/or scars:
	Distinguishing marks and/or scars:
5.	Other names Respondent goes by (aliases or nicknames):
6.	Respondent's attorney's name, address, and telephone number is:
	(If you do not know whether Respondent has an attorney, write "unknown." If Respondent does not have an attorney, write "none.")
SECTI	ON III. CASE HISTORY AND REASON FOR SEEKING PETITION (This section must be completed.)
1.	Has Petitioner ever received or tried to get an injunction for protection against domestic violence, repeat violence, dating violence, or sexual violence against Respondent in this or any other court? YesNo If yes, what happened in that case? {include case number, if known}
2.	Has Respondent ever received or tried to get an injunction for protection against domestic violence, repeat violence, dating violence, or sexual violence against Petitioner in this or any other court? YesNo If yes, what happened in that case? {include case number, if known}
3.	Describe any other court case that is either going on now or that happened in the past between Petitioner and Respondent {include case number, if known}:
4.	Respondent has directed at least two incidents of violence, meaning assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnapping, or false imprisonment, or any criminal offense resulting in physical injury or death against Petitioner or a member of Petitioner's immediate family. One of these two incidents of violence has occurred within 6 months of the date of filing of this petition. The most recent incident (including date and location) is described below.
	On Idate? at Ilocation?
	On {date}, at {location}, Respondent
	Please indicate here if you are attaching additional pages to continue these facts.

Э.	Other prior incidents (including date	es and location) are described below.
		, at {location}
	Respondent	
	Dlagge in diants have if you are	re attaching additional pages to continue these facts.
	Please indicate here if you ar	re attaching additional pages to continue these facts.
6.	Petitioner genuinely fears repeat vio	plence by Respondent. Explain:
7.	Additional Information	
	{Choose <b>all</b> that apply}	
	a. Respondent owns, has, and/ Describe weapon(s):	or is known to have guns or other weapons.
	bThis or prior acts of repeat	violence have been previously reported to: {person or agency}
CTI	ION IV. INJUNCTION (This secti	ion must be completed.)
1	Datidiana na ala dha Canad da an	TEMPOD A DV INH NICTION 6-11 11 11 11 11 11 11 11 11 11 11 11 11
1.		nter a TEMPORARY INJUNCTION for protection against repeat now until the scheduled hearing in this matter.
	_	-
2.		nter, after a hearing has been held on this petition, a final judgment on from committing any acts of violence against Petitioner and:
		ng to or within 500 feet of any place Petitioner lives.
		ng to or within 500 feet of Petitioner's place(s) of employment or t

school that Petitioner attends; the address of Petitioner's place(s) of employment and/or school is:
;
c. prohibiting Respondent from contacting Petitioner by telephone, mail, by e-mail, in writing, through
another person, or in any other manner.
d. ordering Respondent not to use or possess any guns or firearms.
{Indicate <b>all</b> that apply}
eprohibiting Respondent from going to or within 500 feet of the following place(s) Petitioner or
Petitioner's immediate family must go to often:

f.\_\_prohibiting Respondent from knowingly and intentionally going to or within 100 feet of Petitioner's motor vehicle; and any other terms the Court deems necessary for the safety of Petitioner and Petitioner's immediate family.

I UNDERSTAND THAT BY FILING THIS PETITION, I AM ASKING THE COURT TO HOLD A HEARING ON THIS PETITION, THAT BOTH THE RESPONDENT AND I WILL BE NOTIFIED OF THE HEARING, AND THAT I MUST APPEAR AT THE HEARING. I UNDERSTAND THAT IF EITHER RESPONDENT OR I FAIL TO APPEAR AT THE FINAL HEARING, WE WILL BE BOUND BY THE TERMS OF ANY INJUNCTION OR ORDER ISSUED AT THAT HEARING.

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING DOCUMENT AND THAT THE FACTS STATED IN IT ARE TRUE. I UNDERSTAND THAT THE STATEMENTS MADE IN THIS PETITION ARE BEING MADE UNDER PENALTIES OF PERJURY, PUNISHABLE AS PROVIDED IN SECTION 92.525, FLORIDA STATUTES.

Dated:	
	Signature of Petitioner
	Printed Name:
	{Do not write your address if you are filing or have filed Request for Confidential Filing of Address, Form 12.980(h).} Address:
	City, State, Zip:
	Telephone Number:
	Designated E-Mail Address(es):
	UT THIS FORM, HE/SHE MUST FILL IN THE BLANKS
BELOW:  If ill in all blanks! This form was prepared for the	ou (ahoosa anly ana) ( ) Patitionar ( ) Pasnandant
This form was completed with the assistance of:	e: {choose only one} ( ) Petitioner ( ) Respondent
{name of business or individual}	,
{address}	
{city} , {state},	{telephone number}
{email address}	

#### SERVICE INFORMATION FOR INJUNCTION FOR PROTECTION

SHERIFF'S OFFICE

TO BE SERVED BY CLAY COUNTY SHERIFF

COUNTY

NO

#### TEMPORARY INJUNCTION/FINAL JUDGEMENT/ORDER MODIFYING/ORDER CONTINUING

YES

	N AS POSSIBLE. IT MAY	ALERT THE DEPUT	Y TO ANY PC	TMENT IN SERVING THE TENTIAL DANGER THAT
DATE:	CASE I	NO.:		
RESPONDENT'S NAME:				
ADDRESS:				
CITY:	STATE:		ZIP:	
HOME PHONE:		CELL:		WORK:
SOCIAL SECURITY NO.:		DATE OF BIRTH:		
HEIGHT:	WEIGHT:	SEX:	RACE:	
HAIR COLOR:		EYE COLOR:		
DISTINGUISHING MARK	S (TATTOOS, ETC.):			
PLACE OF EMPLOYMEN	T OR SCHOOL NAME:			
EMPLOYER OR SCHOOL	ADDRESS:			
CITY:	STATE:	ZIF	):	
WORK OR SCHOOL DAY	S/HOURS:			
DESCRIPTION OF RESPO	)NDENT'S VEHICLE, YEA	AR:	MAKE:	
MODEL:	COLOR:	TAG NO.:		
IS THE RESPONDENT KN	IOWN TO POSSESS ANY	WEAPONS?	YES	NO
TYPE OF WEAPON(S):				
IS THE RESPONDENT CU	JRRENTLY IN JAIL?	YES NO	WHERE:	
	ATIONS WHE WE MI			MPLOYMENT, CAN YOU? (RELATIVES, FRIENDS,
PETITIONER'S NAME:			ONE NO.: HO	PME
CELL	WORK			

### **CONFIDENTIAL INFORMATION**

#### **SHERIFF'S DEPARTMENT USE ONLY**

TO BE SERVED IN CLAY COUNTY

**OUT OF COUNTY** 

#### INJUNCTION FOR PROTECTION PETITIONER INFORMATION

RESPONDENT'S NAME:	
PETITIONER'S BIRTHDAY:	
TELEPHONE NUMBER NIGHTS:	
TELEPHONE NUMBER DAYS:	
CITY/STATE/ZIP:	
STREET ADDRESS:	
PETITIONER'S NAME:	
CASE NUMBER:	

Confidential - This document will only be used by the Sheriff's Office.

#### PLEASE READ BEFORE COMPLETING PAPERWORK

The filing of a petition for protection against domestic, repeat, stalking, sexual, and dating violence is a serious legal proceeding. You should not file because of an argument. You must truly believe you are in imminent danger of violence from which you will receive physical injury or death, and you sincerely need protection.

The temporary order will require that both parties appear in court. A TEMPORARY INJUNCTION CANNOT BE DISMISSED WITHOUT APPEARANCE IN COURT AND APPROVAL OF THE PRESIDING JUDGE. At the hearing, you should be prepared to proceed with your case. Since the hearing is mandatory, if either party fails to appear, that party may be held in contempt of court.

You must provide as much information as possible for the Sheriff to serve the Respondent. A valid service address <u>and</u> date of birth are mandatory. Without it, the Respondent will **NOT** be served, and the Judge will not proceed with your case.

If the Respondent resides out of the state, you must provide the CLERK with the appropriate Sheriff's address <u>and</u> fees for service.

I have read this notice carefully, and I understand my responsibility in filing a petition for protection against domestic, repeat, stalking, sexual, and dating violence.

Signature	Date

#### **COVER SHEET FOR FAMILY COURT CASES**

I.	Case Style	
	IN THE CIRCUIT COURT OF THE	JUDICIAL CIRCUIT,
	IN AND FOR	
		Case No.:
		Judge:
	Petitioner,	
	and	
	Respondent.	
	<b>F</b>	
	more than one type of proceeding (such as a modific same party at the same time, then you must compl filed. If you are reopening a case, choose one of th	ete a separate cover sheet for each action being
	(A) Initial Action/Petition (B) Reopening Case	
	1. Modification/Supplemental Petition	
	2. Motion for Civil Contempt/Enforcement	nt
	3. Other	
III.	Type of Case. If the case fits more than one type of c	ease, select the most definitive.
	(A) Simplified Dissolution of Marriage	
	(B) Dissolution of Marriage	
	(C) Domestic Violence	
	(D) Dating Violence	
	(E) Repeat Violence	
	(F) Sexual Violence	
	(G) Stalking	
	(H) Support IV-D (Department of Revenue, Ch	nild Support Enforcement)
	(I) Support Non-IV-D ( <b>not</b> Department of Rev	venue, Child Support Enforcement)

Florida Family Law Rules of Procedure Form 12.928, Cover Sheet for Family Court Cases (02/24)

	(J) UIFSA IV-D (Department of Revenue, Child Support Enforcement)
	(K) UIFSA Non-IV-D (not Department of Revenue, Child Support Enforcement)
	(L) Support for Dependent Adult Children – all matters related to support of a dependent adult
	child.
	(M) Other Family Court
	(N) Adoption Arising Out Of Chapter 63
	(O) Name Change
	(P) Paternity/Disestablishment of Paternity
	(Q) Juvenile Delinquency
	(R) Petition for Dependency
	(S) Shelter Petition
	(T) Termination of Parental Rights Arising Out Of Chapter 39
	(U) Adoption Arising Out Of Chapter 39
	(V) CINS/FINS
	(W) Petition for Temporary or Concurrent Custody by Extended Family
	(X) Emancipation of a Minor
IV.	Rule of General Practice and Judicial Administration 2.545(d) requires that a Notice of Related Cases
	Form, Family Law Form 12.900(h), be filed with the initial pleading/petition by the filing attorney or
	self-represented litigant in order to notify the court of related cases. Is Form 12.900(h) being filed
	with this Cover Sheet for Family Court Cases and initial pleading/petition?
	No, to the best of my knowledge, no related cases exist.
	Yes, all related cases are listed on Family Law Form 12.900(h).

#### ATTORNEY OR PARTY SIGNATURE

I CERTIFY that the information I have provided in this cover sheet is accurate to the best of my

## IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT IN AND FOR CLAY COUNTY, FLORIDA

	CASE NO.:
Petitioner,	DIVISION:
VS.	
Respondent.	
Ttosponaon	/
<b>DESIGNATION</b>	OF E-MAIL ADDRESS BY A PARTY NOT
REPI	RESENTED BY AN ATTORNEY
I,	f General Practice and Judicial Administration 2.516(b)(1)(c),, designate the e-mail address(es) below for electronic
service of all documents related to	
, , ,	I am authorizing the court, clerk of court, and all parties to send nts, motions, pleadings, or other written communications to me
by e-mail through the Florda Cour	· · ·
· ·	eep the clerk's office and the opposing party or parties notified
of my current e-mail address(es)	) and that all copies of notices, orders, judgments, motions
	unications in this case will be served at the e-mail address(es) or
record at the clerk's office.	
(Des	signated e-mail address)
(Secondary of	designated e-mail address(es), if any)
`	
(Certific	cate of Service on the following page)

#### **CERTIFICATE OF SERVICE**

	I HEREBY CERTIFY that a copy hereof has been furnished by B						E-	-mail	_ U.S.
mail	Hand-delivered	to	the	Clay	County	Clerk	of	Courts	and
									,
			_	ties name/					
this _	day of			_, 20	•				
				Si	gnature				
					<b>6</b>				
				Pr	inted name				
				11	mica mame				
					mail addres	10			
				L-	man addres	55			
				Ac	ddress				
				Ph	ione numbe	r			