

**IN THE DISTRICT COURT OF THE MUSCOGEE (CREEK) NATION  
OKMULGEE DISTRICT**

	)	
And/or On Behalf Of: _____	)	
	)	
<b>Petitioner,</b>	)	
v. _____	)	Case No. _____
	)	
<b>Respondent.</b>	)	

**PETITION FOR PROTECTION ORDER**

Petitioner, being sworn, states:

This Court has jurisdiction to hear this petition because (Check all that apply):

- Victim currently  resides in, and/or  is employed within the Muscogee (Creek) Nation jurisdiction:
- on an Indian restricted or trust allotment
  - lives on tribally owned property
  - other

\_\_\_\_\_

\_\_\_\_\_

Works at: \_\_\_\_\_

- Respondent currently  resides in, and/or  is employed within the Muscogee (Creek) Nation jurisdiction:
- on an Indian restricted or trust allotment
  - lives on tribally owned property (address or location of property, if known)

\_\_\_\_\_

\_\_\_\_\_

other

\_\_\_\_\_

\_\_\_\_\_

Works at: \_\_\_\_\_

Is the Respondent a spouse, intimate partner, or dating partner of:

- a member of the Muscogee (Creek) Nation; or
- an Indian residing in the Indian country of the Muscogee (Creek) Nation.

If so, what Tribe affiliation is Respondent? \_\_\_\_\_

1. Please tell why you are seeking a Protective Order. (Check one or more and explain)

The Respondent has caused or attempted to cause serious physical harm to (victim's name): \_\_\_\_\_

The Respondent threatened \_\_\_\_\_ with imminent serious physical harm. (Victim's name)

The Respondent has stalked or harassed \_\_\_\_\_ (Victim's name)

2. A. The incident causing the filing of the petition occurred on or about \_\_\_\_\_  
(Insert Date)

B. Describe what happened:

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C. Where did the incident occur? \_\_\_\_\_

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To the best of your knowledge, was this act or acts committed on Muscogee (Creek) Nation:

- Indian restricted or trust allotment;
- Tribal Trust land;
- Tribally owned property.

D. Are there any other court actions pending between the parties?

- Yes
- No

If yes, in what court? \_\_\_\_\_

\_\_\_\_\_

Briefly describe the action(s): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

3. The Victim and the Respondent are related as follows (check one):

- Married
- Divorced
- Parent and Child
- Persons Related by Blood
- Present Spouse of an Ex-Spouse
- Persons living in the Same Household
- Persons Formerly Living in the Same Household
- Biological Parents of the Same Child
- In a Dating Relationship: (please describe for how long, from when to when, the type of relationship, and the frequency of interaction between the persons involved in the relationship)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

- Not Related: (Briefly describe how victim and respondent know each other)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

4. (Answer this question only if the petitioner is filing on behalf of someone else, minor or incompetent)

The petitioner and the victim are related as follows:

- Parent and Child
- Persons Related by Blood
- Next Friend and Incompetent
- Guardian and Ward

5. (Check A or B)

A.

- The victim is in immediate and present danger of abuse from the respondent and an emergency *ex parte* (without notice to the other party) order is necessary to protect the victim from serious harm. (Please explain why an order needs to be granted immediately without notice to the Respondent)

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The petitioner requests the following relief in the emergency *ex parte* order:  
(Check one or more)

- order the respondent not to commit or threaten to commit any acts of violence against the petitioner or any domestic, dating, family or household member.
- order the respondent not to harass, annoy, telephone, contact or otherwise communicate with the victim, directly or indirectly.
- order the respondent not to visit or stalk the victim or otherwise interfere with the victim.

order the respondent to stay away from the residence of the victim located at \_\_\_\_\_ on or before \_\_\_\_\_.

order the respondent to stay away from the school, place of employment or other places frequented by the victim and any named family or household member specified as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ on or before \_\_\_\_\_.

order the respondent to take no action to make any changes to the utilities or telephone services at the petitioner's residence.

order the respondent to refrain from having any contact with the petitioner's domestic animals.

order the respondent not to use or possess a firearm or other weapon specified by the Court.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(describe other relief the petitioner requests)

B.  The Petitioner does not request an emergency *ex parte* order.

6. Petitioner requests the following order to be made by the District Court following notice to the respondent and a hearing:

(Check one or more)

order the respondent not to commit or threaten to commit any acts of domestic or family violence against the victim or other family or household member.

order the respondent not to harass, annoy, telephone, contact or otherwise communicate with the victim, directly or indirectly.

order the respondent not to visit or stalk the victim or otherwise interfere with the victim.

order the respondent to stay away from the residence of the victim located at \_\_\_\_\_ on or before \_\_\_\_\_.

order the respondent to stay away from the school, place of employment or other place frequented regularly by the victim and any named family or household member specified as follows: \_\_\_\_\_

\_\_\_\_\_  
on or before \_\_\_\_\_.

order the respondent not to use or possess a firearm or other weapon specified by the Court.

order the respondent to pay restitution as follows:

Medical expenses arising from injuries caused by the respondent

Reimbursement for property damaged by the respondent

Expenses for shelter for the victim

order the respondent to pay attorney fees for the petitioner in the sum of \$\_\_\_\_\_ on or before \_\_\_\_\_.

order the respondent to pay court costs of this action in the sum of \$\_\_\_\_\_ on or before \_\_\_\_\_.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(describe other relief that petitioner requests)

7. **Petitioner, being first duly sworn on oath states: That I have read the above and foregoing document, understand the meaning thereof, and declare, under penalty of perjury, that the facts and statements contained herein are believed to the best of my knowledge to be the truth, and nothing but the truth.**

\_\_\_\_\_  
Petitioner

Witness my hand and seal, affixed on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
District Court Clerk  
Deputy District Court Clerk or Notary Public

**PROTECTION ORDER INFORMATION SHEET**

**PETITIONER:** (To be completed by Petitioner)

Name: \_\_\_\_\_

DOB: \_\_\_\_\_ Sex: M F Race: \_\_\_\_\_

**RESPONDENT:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

DOB: \_\_\_\_\_ Sex: M F Race: \_\_\_\_\_

HT: \_\_\_\_\_ WT: \_\_\_\_\_ Eye Color: \_\_\_\_\_ Hair Color: \_\_\_\_\_

SSN: \_\_\_\_\_ DL: \_\_\_\_\_

Scars/Tattoos/Marks: \_\_\_\_\_

**Vehicle:**

Make: \_\_\_\_\_ Model: \_\_\_\_\_

Year: \_\_\_\_\_ Color: \_\_\_\_\_ Tag: \_\_\_\_\_

**MISC:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_