

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

<hr/>	)	
and/or On Behalf of:	)	
<hr/>	)	
Tribe:	)	
<b>Petitioner,</b>	)	
v.	)	CASE NO. _____
<hr/>	)	
	)	
Tribe:	)	
<b>Defendant.</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: \_\_\_\_\_
  - \_\_\_\_\_
  - \_\_\_\_\_
  
- Victim 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): \_\_\_\_\_
  - \_\_\_\_\_
  - \_\_\_\_\_
  
- other: \_\_\_\_\_
- \_\_\_\_\_
  
- Respondent Works at: \_\_\_\_\_

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

a member of the Muscogee (Creek) Nation; or

an Indian residing on the Indian country of the Muscogee (Creek) Nation.

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

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

The Respondent has **caused or attempted to cause** serious physical harm to the following (Victim's Name): \_\_\_\_\_

The Respondent **threatened** serious physical harm to the following (Victim's Name): \_\_\_\_\_

The Respondent **stalked or harassed** the following (Victim's Name): \_\_\_\_\_

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

\_\_\_\_\_

B. Describe what happened:

\_\_\_\_\_

\_\_\_\_\_

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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

In what Court? \_\_\_\_\_

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

No

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 the Same Household

Persons Formerly Living in the Same Household

Biological Parents of the Same Child (name(s)): \_\_\_\_\_

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 the Victim and the 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 Order (without notice to the other party) 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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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:

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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 Service at the Petitioners residence.

order the Respondent to refrain from having any contact with the Petitioners domestic animals.

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

other relief: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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:

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 Service at the Petitioners residence.
- order the Respondent to refrain from having any contact with the Petitioners domestic animals.
- 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: \_\_\_\_\_
- other relief: \_\_\_\_\_

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 Court Clerk, or Notary Public

**PROTECTION ORDER INFORMATION SHEET**

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

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

DOB: \_\_\_\_\_ Sex: M F Tribe: \_\_\_\_\_

**RESPONDENT:**

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

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

DOB: \_\_\_\_\_ Sex: M F Tribe: \_\_\_\_\_

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

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

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

**Vehicle:**

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

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

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

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