

\_\_\_\_\_ COURT  
 PETITIONER  
 \_\_\_\_\_  
 V.  
 \_\_\_\_\_  
 DEFENDANT

PARISH/CITY OF \_\_\_\_\_  
 STATE OF LOUISIANA  
 DIVISION: \_\_\_\_\_ NUMBER: \_\_\_\_\_  
 FILED: \_\_\_\_\_ CLERK: \_\_\_\_\_

**PETITION FOR PROTECTION FROM ABUSE**

Pursuant to La. R.S. 46:2131, et seq. or La. R.S. 46:2151

This petition is:  Initial Petition  Supplemental and Amending Petition

The petition of \_\_\_\_\_, born \_\_\_\_\_  
*your name month, day, year*

a resident of the State of Louisiana, respectfully represents:

**Paragraph 1**

Petitioner files this petition on behalf of:

- a. \_\_\_\_\_ Petitioner, and/or
- b. \_\_\_\_\_ Minor child(ren) as follows:
 

Name _____	DOB _____	Relationship to petitioner _____
Name _____	DOB _____	Relationship to petitioner _____
Name _____	DOB _____	Relationship to petitioner _____
Name _____	DOB _____	Relationship to petitioner _____
- c. \_\_\_\_\_ Alleged incompetent:
 

Name _____	DOB _____	Relationship to petitioner _____
Name _____	DOB _____	Relationship to petitioner _____

**Paragraph 2**

- a. \_\_\_\_\_ Petitioner requests that his/her address, or that of the minor child(ren) or alleged incompetent, remain confidential to the court and files the address pursuant to La. R.S. 46:2134(B). (*Ask clerk of court for the Confidential Address Form.*)

**OR**

- b. \_\_\_\_\_ Petitioner's current address:
 

_____		
<i>No. &amp; Street</i>	<i>Apt. No.</i>	
_____		
<i>City</i>	<i>State</i>	<i>Zip Code</i>
- c. \_\_\_\_\_ The minor child's or alleged incompetent's current address:
 

_____		
<i>No. &amp; Street</i>	<i>Apt. No.</i>	
_____		
<i>City</i>	<i>State</i>	<i>Zip Code</i>

**Paragraph 3**

\_\_\_\_\_, defendant, resides in \_\_\_\_\_ Parish  
*Abuser's Name*

at \_\_\_\_\_  

<i>No. &amp; Street</i>	<i>Apt. No.</i>	<i>City</i>	<i>State</i>	<i>Zip Code</i>
-------------------------	-----------------	-------------	--------------	-----------------

**Paragraph 4**

This Court is the proper venue for this action because:

- \_\_\_ The marital domicile is located in \_\_\_\_\_ Parish.
- \_\_\_ The household is located in \_\_\_\_\_ Parish.
- \_\_\_ The defendant resides or is domiciled in \_\_\_\_\_ Parish.
- \_\_\_ The abuse occurred in \_\_\_\_\_ Parish.
- \_\_\_ The petitioner resides or is domiciled in \_\_\_\_\_ Parish. *(Do not fill this out if address is to remain confidential.)*

**Paragraph 5**

The protected person(s) is related to the defendant as: *(check all that apply)*

- |                          |   |                          |                                      |
|--------------------------|---|--------------------------|--------------------------------------|
| <input type="checkbox"/> | Current or former spouse                                | <input type="checkbox"/> | Current or former dating partner     |
| <input type="checkbox"/> | Current or former unmarried intimate cohabitant         | <input type="checkbox"/> | Parent, stepparent, or foster parent |
| <input type="checkbox"/> | Child, stepchild, or foster child                       | <input type="checkbox"/> | Grandparent or grandchild            |
| <input type="checkbox"/> | Child of defendant's current or former intimate partner | <input type="checkbox"/> | Other: _____                         |

**Paragraph 6**

- \_\_\_ A suit for divorce between the parties **is not** pending.
- \_\_\_ A suit for divorce between the parties **is** pending (fill out page 7 of this form, "Addendum")  
*NOTE: If you were NOT the petitioner in the divorce suit, use form LPOR B-R entitled "Petition for Protection From Abuse, (Filed by the Defendant in the Pending Action as Petitioner-in-reconvention)" instead of this one.*
- \_\_\_ There is a suit for custody pending involving children named in this petition (fill out page 7 of this form, "Addendum").
- \_\_\_ There is a custody order in effect involving children named in this petition (fill out page 7 of this form, "Addendum", or attach a copy of the order if available).

**Paragraph 7**

- \_\_\_ The protected person(s) and defendant have child(ren) in common.

**Paragraph 8**

a. Defendant abused protected person(s) in the following manner:

- |                          |                             |                          |   |
|--------------------------|-----------------------------|--------------------------|---|
| <input type="checkbox"/> | Slapped protected person(s) | <input type="checkbox"/> | Threatened protected person(s) with bodily harm       |
| <input type="checkbox"/> | Punched protected person(s) | <input type="checkbox"/> | Threatened protected person(s) life                   |
| <input type="checkbox"/> | Choked protected person(s)  | <input type="checkbox"/> | Threatened protected person(s) with a weapon          |
| <input type="checkbox"/> | Shoved protected person(s)  | <input type="checkbox"/> | Sexually abused protected person(s)                   |
| <input type="checkbox"/> | Kicked protected person(s)  | <input type="checkbox"/> | Abused petitioner's child(ren) or alleged incompetent |
| <input type="checkbox"/> | Stalked protected person(s) | <input type="checkbox"/> | Other: _____  |

b. The facts and circumstances of this abuse are as follows:

The most recent incident of abuse which caused petitioner to file this petition happened on or about the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at which time the defendant did

---



---



---



---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

Past incidents: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Paragraph 9**

Because of the immediate and present danger of abuse, petitioner requests that an *ex parte* Temporary Restraining Order be issued immediately without bond:

- a. \_\_\_\_\_ prohibiting defendant from abusing, harassing, stalking, following, or threatening the protected person(s) in any manner whatsoever. This prohibition includes the use, attempted use, or threatened use of force or physical violence that would reasonably be expected to cause bodily injury.
- b. \_\_\_\_\_ prohibiting the defendant from contacting the protected person(s) personally, electronically, by phone, in writing, or through a third party, without the express written permission of this court.
- c. \_\_\_\_\_ prohibiting defendant from going within one hundred (100) yards of the residence, apartment complex, or multiple family dwelling of the protected person(s) located at:

\_\_\_\_\_  
*No. & Street                                  Apt. No.                                  City                                  State                                  Zip Code*

- d. \_\_\_\_\_ ordering the defendant to stay away from the protected person(s) place of employment/school and not to interfere in any manner with such employment/school located at:

\_\_\_\_\_  
*Employment/School                                  Address                                  City                                  State                                  Zip Code*

\_\_\_\_\_  
*Employment/School                                  Address                                  City                                  State                                  Zip Code*

e. \_\_\_\_ granting the petitioner or protected person(s) the use of the residence located at:

No. & Street	Apt. No.	City	State	Zip Code

to the exclusion of defendant by **evicting** defendant and ordering the defendant to surrender any keys to that residence to the petitioner, and ordering \_\_\_\_\_ (Sheriff's office) to **evict** the defendant.

Said residence is:

- \_\_\_\_ jointly owned by defendant and petitioner or protected person(s).
- \_\_\_\_ jointly leased by defendant and petitioner or protected person(s).
- \_\_\_\_ solely leased by defendant who has a duty to support petitioner or protected person(s). *(NOTE: If solely owned by defendant AND petitioner is awarded custody of child(ren) of the parties, check appropriate item in Paragraph 10.*
- \_\_\_\_ solely owned or leased by petitioner or protected person(s).

Presently occupied by \_\_\_\_\_.

f. \_\_\_\_ ordering the defendant not to damage any belongings of the protected person(s), not to shut off any utilities, telephone service, or mail delivery to the protected person(s), or in any way interfere with the living conditions of the protected person(s).

g. \_\_\_\_ granting petitioner or protected person(s) possession of the following property (including pets) **solely owned or leased by petitioner or protected person(s)** (state location of each item by street address and who is presently in possession).

---



---



---



---

granting petitioner or protected person(s) the exclusive use and possession of the following property (including pets) **jointly owned or leased by petitioner or protected person(s)** (state location of each item by street address and who is presently in possession).

---



---



---



---

for the following reasons: \_\_\_\_\_

---



---

And ordering \_\_\_\_\_ (Sheriff's office) to accompany petitioner to where the above listed property is located to allow petitioner to take possession of the property.

h. \_\_\_\_ prohibiting either party from transferring, encumbering, or otherwise disposing of property jointly owned or leased, except in the normal course of business or necessary for the support of the petitioner and/or the minor child(ren) or alleged incompetent.

i. \_\_\_\_ awarding the temporary custody of the minor child(ren) or alleged incompetent,

---



---

to petitioner; the minor child(ren) or alleged incompetent is currently in the physical custody of \_\_\_\_\_.

---

j. \_\_\_\_ ordering a representative of \_\_\_\_\_ (Sheriff's office) to accompany petitioner to where the minor child(ren) or alleged incompetent mentioned above is/are currently and to effect petitioner obtaining physical custody of said child(ren) or alleged incompetent.

- k. \_\_\_\_\_ prohibiting defendant from interfering with the custody of the minor child(ren) or alleged incompetent.
- l. \_\_\_\_\_ allowing \_\_\_\_\_ to return to the residence at a date and time to be agreed upon by petitioner and law enforcement agency, to recover his/her personal clothing and necessities, only if s/he is accompanied by a law enforcement officer to ensure the protection and safety of the parties. NO FORCED ENTRY ALLOWED.
- m. \_\_\_\_\_ ordering a representative of \_\_\_\_\_ (Sheriff's office) to accompany \_\_\_\_\_ to the family residence to recover her/his personal clothing and necessities.

**Paragraph 10**

Petitioner desires that a rule issue herein ordering defendant to show cause why the orders requested in Paragraph 9 should not be made into protective orders, and why defendant should not also be ordered:

- to pay petitioner a reasonable amount of child support in accordance with Louisiana Law.
- to pay petitioner a reasonable amount of spousal support (alimony).
- to seek professional counseling.
- to pay costs of court in this matter.
- to pay attorney fees.
- to pay evaluation fees.
- to pay expert witness fees.
- to pay cost of medical and/or psychological care for the petitioner, minor child(ren), and/or alleged incompetent, necessitated by the domestic violence.
- to vacate the residence or household, thereby granting petitioner possession thereof.
- other: \_\_\_\_\_.

**PRAYER**

**WHEREFORE**, petitioner prays that service and citation issue herein, and: *(check all that apply)*

- that *ex parte* orders requested in Paragraph 9 be granted.
- a rule issue to show cause why protective orders as requested in Paragraph 10 should not be granted.
- defendant be cast with costs.
- defendant be advised of penalties for violating Abuse Prevention Orders.
- all other equitable relief as the court deems proper and necessary.

Respectfully submitted by,

\_\_\_\_\_  
PETITIONER, IN PROPER PERSON

PLEASE SERVE DEFENDANT:

\_\_\_\_\_ personally at his/her home or place of employment at the following address:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
or  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**AFFIDAVIT/VERIFICATION**

STATE OF LOUISIANA

PARISH OF \_\_\_\_\_

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in and for the state and parish aforesaid, personally came and appeared \_\_\_\_\_,

Petitioner in the foregoing Petition for Protection from Abuse, who, after being duly sworn by me, did depose and say that s/he has read the allegations contained therein and declared them to be true and correct to the best of her/his knowledge, information, and belief.

Petitioner further said that s/he believes that the defendant poses a threat to petitioner's safety and/or to the child(ren) or to others for whom petitioner has requested relief.

Petitioner further said that s/he is aware that any false statement made under oath contained in the foregoing petition and this affidavit shall constitute perjury and shall be punishable by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment, with or without hard labor, for not more than five (5) years, or both.

\_\_\_\_\_  
PETITIONER

SWORN TO AND SUBSCRIBED before me, Notary Public, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_, Louisiana.

\_\_\_\_\_  
NOTARY PUBLIC

**ADDENDUM**

Fill out the following ONLY if directed to do so in Paragraph 6 on page 2 of this petition:

**Divorce suit pending between parties:**

Suit Name: \_\_\_\_\_  
Suit Number: \_\_\_\_\_ Division: \_\_\_\_\_  
Court: \_\_\_\_\_  
Date of last hearing: \_\_\_\_\_ Date of next hearing: \_\_\_\_\_

**Custody suit pending involving children named in this petition:**

Suit Name: \_\_\_\_\_  
Involving children (names): \_\_\_\_\_  
\_\_\_\_\_  
Suit Number: \_\_\_\_\_ Division: \_\_\_\_\_  
Court: \_\_\_\_\_  
Date of last hearing: \_\_\_\_\_ Date of next hearing: \_\_\_\_\_

**Custody order in effect involving children named in this petition (attach copy if available):**

Involving children (names): \_\_\_\_\_  
\_\_\_\_\_  
Date Order Signed by Court: \_\_\_\_\_ Division: \_\_\_\_\_  
Court: \_\_\_\_\_  
Custody terms/assignment: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_