

State of Minnesota

District Court

County of: _____	Judicial District: _____
	Court File Number: _____
	Case Type: Harassment

In the Matter of:

Petitioner (first, middle, last)

On behalf of:

Other persons needing protection (first, middle, last)

and for her/himself

vs.

Respondent (first, middle, last)

**Petition For Harassment
Restraining Order**

Minn. Stat. § 609.748

1. Petitioner Information (You)

Name: (first, middle, last) _____

Date of birth: (month/day/year) _____

Gender: male female

Address:

I am requesting that my **address** be kept confidential by submitting the completed *Confidential Address/Phone Request* form (HAR104) to the court.

OR

I am not requesting that my address be kept confidential. My address is:

My Address: _____

City, State, Zip Code: _____

Phone Number:

I am requesting that my **phone number** be kept confidential by submitting the completed *Confidential Address/ Phone Request* form (HAR104) to the court.

OR

I am not requesting that my phone number be kept confidential. My phone number is:

Telephone: _____

2. Email Notification of Service

By providing my email address below, I ask to be notified by email when the respondent is served with the Harassment Restraining Order (HRO). I understand that:

- This is the only email I will receive from the court about the HRO unless I have signed up to receive other court notices via email,
- It will only be possible for the court to notify me by email when service information is received by the court,
- A technical or other error could occur preventing the successful delivery of the email,
- I have other options to learn of the service of the HRO on the respondent, including contacting law enforcement directly, and
- I must provide a valid email address in order to receive this notification of service.

THIS EMAIL ADDRESS WILL BE SEEN BY THE RESPONDENT:

Email address: _____

3. Who needs protection?

- Me (Petitioner)
- My minor children
- A person for whom I am the legal guardian (attach Guardianship Order)

For anyone you checked above, other than yourself, please fill out the following: None

Name (first, middle, last)	Gender	Date of Birth	Lives with you?
	<input type="checkbox"/> M <input type="checkbox"/> F		<input type="checkbox"/> YES <input type="checkbox"/> NO
	<input type="checkbox"/> M <input type="checkbox"/> F		<input type="checkbox"/> YES <input type="checkbox"/> NO
	<input type="checkbox"/> M <input type="checkbox"/> F		<input type="checkbox"/> YES <input type="checkbox"/> NO
	<input type="checkbox"/> M <input type="checkbox"/> F		<input type="checkbox"/> YES <input type="checkbox"/> NO
	<input type="checkbox"/> M <input type="checkbox"/> F		<input type="checkbox"/> YES <input type="checkbox"/> NO

4. Respondent Information: (person you want protection from)

Name: (first, middle, last) _____

Address: _____

City, State, Zip Code: _____

Telephone: _____

Race: _____ Gender: male female

Date of birth: _____ If unknown, age or approximate age: _____

(Respondent's race, gender, and date of birth or approximate age are required for reporting requirements.)

Is Respondent under the age of 18? Yes No

Answer these questions *only if* Respondent is younger than 18:

If Respondent is under 18 years old, service must be made on Respondent *and* Respondent's parent or guardian.

Respondent's parent's or guardian's name:

Parent or Guardian address:

5. What are the relationship(s) between the respondent and the people who need protection?
(Check all that apply)

- Married
- Divorced
- Currently living together
- Lived together in the past
- Have a child together
- Have an unborn child together
- Parent/Child
- Other / None of the above. Please explain:

OTHER COURT CASES

6. a) How many restraining orders have been effect, ordering Respondent to stay away from each person you included at #3 above?

- none one two or more

For each restraining order provide:

Court File Number, if known	County and State where the court is located

b) Does Respondent have a current Harassment Restraining Order or Order for Protection against you?

Yes, Case File Number (if known) _____

No, I am not aware of any.

7. The following court cases involve me and the Respondent in issues of child custody or parenting time.

Court File Number	County and State where court is located

ACTS OF HARASSMENT

8. Respondent has harassed the victim(s) (the person or persons listed in #3 above) as follows:

- Check all boxes that apply and give date and details of each incident. If exact date is not known, give a date range.
- To get a HRO, you must describe actions that meet the legal definition of harassment in Minnesota. See the *Instructions* (HAR101) for the definition of harassment.
- If you need more space, include additional pages and continue your description there. If filing on paper, do not write on the back of any page.

a. Respondent physically or sexually assaulted the victim as follows:

Date (date range): _____

b. Respondent has followed, monitored, or pursued the victim as follows:

Date (date range): _____

c. Respondent made uninvited visits to the victim as follows:

Date (date range): _____

- d. Respondent made harassing phone calls or sent harassing text messages to the victim as follows:

Date (date range): _____

- e. Respondent made threats to the victim as follows:

Date (date range): _____

- f. Respondent frightened the victim with threatening behavior as follows:

Date (date range): _____

- g. Respondent broke into and entered the victim's residence as follows:

Date (date range): _____

- h. Respondent damaged the victim's property as follows:

Date (date range): _____

i. Respondent stole property from the victim as follows:

Date (date range): _____

j. Respondent took pictures of the victim without permission as follows:

Date (date range): _____

k. Respondent shared private sexual images of the victim without permission as follows:

Date (date range): _____

l. Respondent used the victim's personal information, without consent, to invite, encourage, or solicit a third party to engage in a sexual act with the victim as follows:

Date (date range): _____

m. More than once, Respondent has done acts that meet the legal definition of "targeted residential picketing" by:

Date (date range): _____

- n. The Respondent has been told not to come to certain public events that I or the children attend because:

After that, Respondent attended public events I/we attended: (List dates, places, and name of events:

These acts by Respondent show a pattern of attending public events while knowing that attending is harassing to the victim.

- o. Used social media to harass the victim by:

Date (date range): _____

- p. Other

Date (date range): _____

9. Describe the effect the harassment has upon the victim's safety, security or privacy:

10. Do you believe the harassment will continue? Yes No Why?

11. I ask the Court to issue a HRO as follows: Check all boxes (*a through e*) that apply.

a. Respondent shall not harass:

- me
- minor children for whom I am the parent, legal guardian, or stepparent
- an adult ward for whom I am the legal guardian

b. Respondent shall have no contact with:

- me
- the minor children listed in # 3 above
- an adult ward listed in # 3 above

c. Respondent shall stay away from where I/we live (when the Respondent knows or becomes aware of the address):

- i. My address is confidential [The Court cannot order Respondent to stay away from a specific address when the Respondent doesn't know that address]

OR

My home address is: _____

City, State, Zip: _____

A reasonable distance or area surrounding my home, specifically as follows:

Except as follows:

ii. The home of _____ (*protected person(s)*).

The address is confidential OR

The home address at: _____

A reasonable distance or area surrounding this home, specifically as follows:

Except as follows:

d. Order the Respondent not to call or enter Petitioner's _____'s
workplace including all land, parking lots, and buildings at:

Employer Name: _____

Address: _____

Except as follow:

Is there another workplace? Yes No

If Yes:

Employer Name: _____

Address: _____

Except as follow:

e. Other:

COURT HEARING

Petitioner: Read these Notices about a Hearing

- You have a right to request a court hearing. **Respondent will be served a copy of this Petition if there is a hearing.**
- If the judicial officer dismisses your case because it has no merit, no hearing will be held.
- The judicial officer can issue a HRO *without* a court hearing if the judicial officer finds there is immediate and present danger of harassment.

- If the judicial officer issues a HRO without a hearing, the Respondent can request a hearing within 20 days of the date the Petition and Order is served. If Respondent requests a hearing, the court will notify you by mail at least five days before the hearing date.
- If there is a hearing, you must attend the hearing and prove that the statements in your Petition are true, and that Respondent's actions are harassment, as defined by Minnesota law.

12. Choose a or b

a. I am not requesting a court hearing at this time. But if the court denies my request for a restraining order because the court finds there is no immediate and present danger of harassment, then I want I don't want a court hearing.

OR

b. I am requesting a court hearing.

13. I request a HRO for a length of:

Until the following date, _____, which is less than 2 years from today.

2 years

Up to 50 years because:

I have two or more prior restraining orders against Respondent (listed at #6 above.)

Respondent has violated prior or existing restraining order between us on two or more occasions.

I understand the court will likely schedule a court hearing for any request over 2 years.

I declare under penalty of perjury that everything that I have stated in this document is true and correct. Minn. Stat. § 358.116.

Dated: _____

County and State where signed

Signature

Name: _____

(If you have asked to keep your address and/or phone number confidential, do not include it here)

Address: _____

City/State/Zip: _____

Telephone: _____

E-mail address: _____

Notice: *If your address or telephone changes, you must give Court Administration your new information right away, in writing.*