

State of Minnesota

County

District Court

Judicial District: _____

Court File Number: _____

Case Type: _____

Harassment_____
Petitioner(s)

vs.

**Order Granting Harassment
Restraining Order After Hearing****(Minn. Stat. §609.748)**_____
Respondent(s)This matter was heard by _____, Judge/Referee of District Court,
on _____.

Date

Appearances were made by:

☐ Petitioner(s)☐ Petitioner's Attorney _____☐ Respondent(s)☐ Respondent's Attorney _____☐ Other(s) _____Now, therefore, based upon the evidence adduced and upon all the files, records and proceedings herein,
the court finds:

1. ☐ The Respondent denies the allegations of the Petition but has no objection to the issuance of a Restraining Order. The court makes no findings of harassment.
2. ☐ There are reasonable grounds to believe that Respondent(s) has engaged in harassment of Petitioner(s) or the minor child (ren) or ward(s) of Petitioner by committing the following acts:

☐ physically or sexually assaulted the Petitioner(s) as follows: _____☐ followed, pursued or stalked the Petitioner(s) as follows: _____☐ made uninvited visits to the Petitioner(s) as follows: _____☐ made harassing phone calls to the Petitioner(s) as follows: _____☐ made threats to the Petitioner(s) as follows: _____☐ frightened Petitioner(s) with threatening behavior as follows: _____☐ called the Petitioner(s) abusive names as follows: _____☐ damaged Petitioner's property as follows: _____☐ broke into and entered the Petitioner's residence as follows: _____

- ☐ stole property from the Petitioner(s) as follows: _____
- ☐ took pictures of the Petitioner(s) without permission of the Petitioner(s) as follows: _____
- ☐ did acts repeatedly that meet the legal definition of “targeted residential picketing” as follows: _____
- ☐ attended public events after being notified that Respondent’s presence at the events is harassing to Petitioner(s) as follows: _____
- ☐ other: _____
3. ☐ The harassment has or is intended to have a substantial adverse effect on Petitioner’s safety, security, or privacy.
4. ☐ The relief granted by this order may be for a period of up to 50 years based on the finding that:
- ☐ The petitioner has had two or more previous restraining orders in effect against the same respondent; or
 - ☐ The respondent has violated a prior or existing restraining order on two or more occasions.

It is Ordered:

1. ☐ Respondent(s) shall not harass ☐ Petitioner ☐ Petitioner(s) minor child (ren) or ward(s).
List minor child (ren), wards included in this Petition: _____
2. ☐ Respondent shall have no direct or indirect contact with ☐ Petitioner ☐ Petitioner’s minor child/ren or ward(s), including any visits to or phone calls to the protected person(s), contact via electronic means such as email or social networking sites, threats or assaultive behavior to the protected person(s), damaging or stealing property belonging to the protected person(s), breaking into and entering the protected person(s) residence, and/or taking pictures of a protected person without permission of the Petitioner.
3. ☐ Respondent(s) is prohibited from being within _____ (distance) of Petitioner’s home at: _____ (address).
4. ☐ Respondent(s) is prohibited from being within _____ (distance) of Petitioner’s job site at _____ (address).
5. This Order shall remain in effect until _____.
Date (not to exceed two years unless findings made to support longer order)
6. The Court Administrator shall send a copy of this Order to the following law enforcement agency(s): _____ County Sheriff’s Department and _____ Police Department. **Every police department and sheriff’s office in the United States, include those affiliated with tribal and territorial lands is responsible for enforcing this Order under 18 U.S.C. § 2265 Full Faith and Credit of Protective Orders.**

7. If Respondent is an organization, this order ☐ shall / ☐ shall not apply to all members of the organization.
8. Other: _____.
9. The sheriff of any county in the State of Minnesota, or any peace officer, shall perform the duties relating to serving this Order without charge to Petitioner.

NOTICE

Any conduct by the Respondent in violation of the specific provisions provided in the "It Is Ordered" section above constitutes a violation of this Harassment Restraining Order. A police officer shall arrest the Respondent without warrant and take the Respondent to jail if the police officer believes the Respondent has violated this Order, and shall hold the Respondent in jail for at least 36 hours, excluding the day of arrest, Sundays, and legal holidays, unless the Respondent is released by a judge or judicial officer.

Violation of this Harassment Restraining Order may be treated as a misdemeanor, gross misdemeanor, or felony. A misdemeanor violation may result in a sentence of up to 90 days in jail and/or a fine of \$1000.00. Some repeat violations are gross misdemeanors that may result in a sentence of up to one year in jail and/or a \$3,000.00 fine. Other violations are felonies that may result in a sentence of imprisonment for up to five years and/or a fine of \$10,000.00. A person who engages in a pattern of harassing conduct is guilty of a felony and may be sentenced to imprisonment for up to ten years and/or a fine of \$20,000.00.

If the court grants this Harassment Restraining Order for a period of up to 50 years under Minn. Stat. §609.748 subd. 5, the Respondent must wait 5 years to seek modification of the Harassment Restraining Order.

Dated: _____

Referee of District Court

Dated: _____

Judge of District Court

Distribution

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| _____ Certified copy or original –Return to Court Administrator with Affidavit of Service attached | _____ Copy for Respondent(s) |
| _____ Copy for Petitioner(s) | _____ Copy for local police department |
| _____ Copy for file until original returned | _____ Other: _____ |
| _____ Copy for Sheriff | |
