



SYNDICATE SUBSCRIPTION LEGAL PLANS

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Domestic Violence & Restraining Orders

Syndicate Subscription Legal Plans – Domestic Violence & Restraining Orders



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Domestic Violence is any physical or sexual abuse directed toward a family member or a person the abuser has an intimate relationship with, such as in a dating, cohabiting, or married relationship.

Prosecutors nationwide take Domestic Violence seriously. Domestic Violence accusations may result in devastating consequences, such as criminal charges, placement on the child abuse central index, restraining orders, and a negative impact on your family law proceeding.

Living with domestic violence is not an option. Violence toward a spouse, domestic partner, child or any family member is illegal and is considered a serious crime. If you or a loved one is or have been a victim of Domestic Violence, you need to contact us, Law Enforcement or an Attorney right away.

Domestic Violence includes (but is not limited to):

- Spousal Abuse
- Elder Abuse
- Child Abuse
- Physical Threats or Intimidation
- Stalking
- Harassment (physical or verbal)
- Sexual Abuse
- Isolating or Controlling Victims

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What Does a Restraining Order Do?

Generally, a restraining order involves Personal Conduct Orders and/or Stay-Away Orders. A **Personal Conduct Order** requires the individual to state certain actions, such as: Contacting, Attacking, Threatening, Stalking, Harassing, Destroying Personal Property, and/or Disturbing the Peace.

A **Stay-Away Order** may requires the individual to stay a certain distance from: Protected Persons, the Protected Person's Place of Residence, the Protected Person's Place of Work, the Protected Person's Children's School or Child Care, the Protected Person's Vehicle, and/or any Important Places the Protected Person Goes.

These Orders are put in place to protect another person from harm and can ensure your safety and peace of mind as you work through other legal matters, such as a Divorce.

See next page for Types of Restraining Orders...

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Though Restraining Orders vary from State-to-State, there are three basic types of Restraining Orders available nationwide.

- **Temporary Restraining Orders:** Typically lasting for less than one month, a Temporary Restraining Order (“TRO”) may be issued while awaiting the outcome of a Permanent Restraining Order hearing.
- **Permanent Restraining Orders:** After the restrained party has received a notice of Permanent Restraint and after the judge has heard all the evidence in the case, a Permanent Restraining Order can be issued for between one to five years (this varies by State).
- **Emergency Protective Orders:** Lasting for up to five days (some states may be longer or shorter, but generally not be much), this may be issued at any time by a law enforcement officer in certain states. If children are involved, it allows the victim of abuse to receive temporary custody.

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