REC'D & FILED MASON CO. WA.

2014 DEC 15 P 1: 35

GINGER BROOKS, CO. CLERK

DEPUTY

| Superior Court of Washington For Mason County  | No. 14-2-0 <del>0671</del> -1  |
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| LISA M. DRACOBLY,  | Denial Order  ☑ Domestic Violence ☐ Antiharassment ☐ Vulnerable Adult  |
| Petitioner (Protected Person) vs.  JASON F. DRACOBLY,  | ☐ Sexual Assault ☐ Stalking (Optional Use) (ORDYMT) ☐ Clerk's Action Required Next Hearing Date/Time:  |
| Respondent (Restrained Person)   | At:  |
| ☐ Temporary Order ☐ Full ☐ Modification Order ☐ Terror and the <i>Court Finding</i> : ☐ Petitioner ☐ Respondent did no ☐ Petitioner requested dismissal of p ☐ The order submitted has not been ☐ This order materially changes and ☐ No notice of this request has been ☐ opposing party. | ot appear. Detition. It completed or certified upon penalty of perjury. Dexisting order. A hearing after notice is necessary. Description or made or attempted to the vulnerable adult |
| approximate date of domestic viole  A preponderance of the evidence  The respondent proved by a prepo  | has not established that there is domestic violence.  onderance of the evidence that the respondent will not against the petitioner or the petitioner's children or                    |
| For Respondent's motion to modifieffective longer than two years,  | ry or terminate a domestic violence Order for Protection   |

|              | ☐ A preponderance of the evidence <b>failed</b> to establish that:  |
|--------------|---|
|              | ☐ the modification is warranted.  |
|              | ☐ for a modification to shorten the duration or remove restrictions against domestic violence acts or threats, or for termination, there has been a substantial change of circumstances such that the respondent is unlikely to resume acts of domestic violence against the petitioner or other persons protected in the order, to wit:  ☐ since the protection order was entered, the respondent ☐ has committed or |
|              | threatened domestic violence, sexual assault, stalking, or other violent acts; $\square$ has exhibited suicidal ideation or attempts; $\square$ has been convicted of criminal activity; $\square$ neither acknowledged responsibility for the acts of domestic violence that resulted in entry of the protection order nor successfully completed domestic violence perpetrator treatment or counseling;             |
|              | the respondent has continued to abuse drugs or alcohol, if such was a factor in the protection order.   |
|              | ☐ the petitioner ☐ has ☐ has not voluntarily and knowingly consented to terminating the protection order  |
|              | ☐ the respondent or petitioner moving further away from the other party will stop acts of domestic violence.  |
|              | other:  the respondent proved that there has been a substantial change of circumstances; however, the court declines to terminate the Order for Protection because the acts of domestic violence that resulted in the issuance of the Order for Protection were of such severity that the order should not be terminated.   |
| Sexu         | ual Assault:  |
|              | The sexual assault protection order petition does not list a specific incident and approximate date of nonconsensual sexual contact or nonconsensual sexual penetration. For a temporary sexual assault protection order, reasons for denial of the order are:  |
|              |   |
| <del></del>  |   |
|              | A preponderance of the evidence has not established that there has been nonconsensual sexual contact or nonconsensual sexual penetration.   |
| <u>Vuln</u>  | <u>erable Adult</u> :   |
|              | The vulnerable adult protection order petition does not list specific incidents and approximate dates of abandonment, abuse, neglect, or financial exploitation of an alleged vulnerable adult.   |
|              | A preponderance of the evidence has not established that there has been abandonment, abuse, neglect, or financial exploitation of an alleged vulnerable adult.  |
|              | The vulnerable adult protection order petition does not demonstrate that the petitioner is an "interested person" under the definition as stated in RCW 74.34.020(9).   |
| <u>Stalk</u> | <u>king</u> :   |
|              | The stalking protection order petition does not list specific incidents and approximate dates of stalking conduct.  |
|              | A preponderance of the evidence has not established that there has been stalking conduct.   |

|         | The respondent proved by a preponderance of the evidence that the respondent will not resume acts of stalking conduct against the petitioner or the petitioner's children or family or household members when the protection order expires.      |
|---------|--|
| Hara    | <u>assment</u> :   |
|         | The harassment protection order petition does not list specific incidents and approximate dates of harassment.   |
|         | A preponderance of the evidence has not established that there has been harassment. The respondent proved by a preponderance of the evidence that the respondent will not resume harassment of the petitioner when the protection order expires. |
|         | Other:   |
| The     | court orders that:   |
|         | The request to waive the filing fee is denied.   |
| X       | The request for a temporary order is denied and the case is dismissed  |
| )XI.    | I he request for a full order is denied, and the petition is dismissed. Any previously   |
|         | entered temporary order expires atm. today.  |
|         | The request for a temporary order is denied and the clerk is directed to set a hearing on the petition.  |
|         | The request before the court is denied, provided that it may be renewed after notice has   |
| г       | been provided to the U vulnerable adult U opposing party according to the Civil Bules  |
|         | The request to modify, terminate, or renew the order dated   |
|         | The parties are directed to appear for a hearing as shown on page One.  The requesting party shall make arrangements for service of the petition/motion and this   |
|         | order on (name)  |
|         | via  |
|         | law enforcement, professional process server, a person who is 18 or older who is not a party to the case. A Return of Service shall be filed with the clerk at or before the hearing.  |
|         | Failure to Appear at the Hearing May Result in the Court Granting All of the Relief<br>Requested in the Petition or Motion.  |
| This o  | order is dated and signed in open court.   |
|         |  |
| Date:   | 12/5/11 /Time / 2:00 f. (1)  |
|         | Judge Commissioner   |
|         |  |
|         | Received: Copy Received:   |
| · ·     | PRODUCED 47929 11/19/14 Navette 4. Boothe 12-15-14  Prespondent Date  Respondent Date  |
| Pétitio | Precoces 42929 11/19/14 Respondent Date 12-15-14   |

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