

21-2-00073-23  
PTORPRT 2  
Petition for Order for Protection  
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MASON CO. WA.

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BY **(BP)** 9 DEPUTY

**Superior Court of Washington  
For Mason County**

**21-2-00073-23**

TRSITINA MAE HARDING  
Petitioner

vs.  
BRANDON JON HARDING  
Respondent

No.

**Petition for Order for Protection  
(PTORPRT)**

1.  I am a victim of domestic violence committed by the respondent.  
 A member of my family or household is a victim of domestic violence committed by the respondent.  
 I am a [ ] guardian [ ] guardian ad litem [ ] next friend of a minor who is 13 to 15 years of age and is a victim of domestic violence in a dating relationship with a person age 16 or older. The name of the minor victim is \_\_\_\_\_.  
This person's identifying information is provided in paragraph 5 below.
2.  The victim lives in this county.  
 The victim left their residence because of abuse and this is the county of their new or former residence.
3. The victim's age is: \_\_\_\_\_ Respondent's age is:  
 Under 16  16 or 17  18 or over       Under 16  16 or 17  18 or over
4. The victim and the respondent are:  
 Intimate Partners because they are:  
 current or former spouses or domestic partners  parents of a child-in-common  
 age 16 or older and are/were in a dating relationship, and are currently residing together or resided together in the past  age 16 or older and are/were in a dating relationship, but have never resided together.  
 Family or household members because they are:  
 current or former adult cohabitants as roommates  adult in-laws  adults related by blood  parent and child  stepparent and stepchild  grandparent and grandchild.

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5. Identification of Minors (if applicable) [ ] No Minors involved.

Name (First, Middle Initial, Last)	Age	Race	Sex	How Related to Petitioner	How Related to Respondent	Resides with
Joelene Jaye Harding	3	C	F	daughter	daughter	Mother/Petitioner

6. Other court cases or other restraining, protection or no-contact orders involving me, the minors and the respondent:

<b>Case Name</b>	State v. Harding		
<b>Case Number</b>	20-1-00456-23		
<b>Court/County</b>	Superior Court of Mason County, WA		

I Request an Order for Protection following a hearing that will:

<sup>1</sup> [ X ] **Restrain** respondent from causing any physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening, or stalking [ X ] me [ X ] the minors named in paragraph 5 above [ ] these minors only:

(If the court orders this relief, and you and the respondent are current or former spouses or domestic partners, parents of a child-in-common, age 16 or older and are/were in a dating relationship, and are currently residing together or resided together in the past, age 16 or older and are/were in a dating relationship, but have never resided together, the respondent will not be able to obtain or possess a firearm, other dangerous weapon, ammunition, or concealed pistol license for the duration of the order.)

<sup>2</sup> [ ] **Restrain** respondent from harassing, following, keeping under physical or electronic surveillance, cyberstalking as defined in RCW 9.61.260, and using telephonic, audiovisual, or other electronic means to monitor the actions, locations, or wire or electronic communication of [ ] me [ ] the minors named in paragraph 5 above [ ] only the minors listed below; [ ] members of the victim's household listed below [ ] the victim's adult children listed below:

<sup>3</sup> [ ] **Restrain** respondent from coming near and from having any contact whatsoever, in person or through others, by phone, mail, or any means, directly or indirectly, except for mailing of court documents, with [ ] me [ ] the minors named in paragraph 5 above, subject to any court-ordered visitation [ ] these minors only, subject to any court-ordered visitation:

**Exclude** respondent from [ ] our shared residence  my residence  
 my workplace  my school  the residence, day care, or school of  the  
minors named in paragraph 5 above [ ] these minors only:

[ ] other:

You have a right to keep your residential address confidential.

<sup>5</sup> [ ] <b>Direct</b> respondent to vacate our shared residence and restore it to me.
<sup>6</sup> [ ] <b>Prohibit</b> respondent from knowingly coming within, or knowingly remaining within _____ (distance) of [ ] our shared residence [ ] my residence [ ] my workplace [ ] my school [ ] the day care or school of [ ] the minors named in paragraph 5 above. [ ] these minors only: [ ] other:
<sup>7</sup> [ X ] <b>Grant</b> me possession of essential personal belongings, including the following: 2 vehicles (see below); and  <u>Monies in Wells Fargo bank accounts</u>  <u>All items listed in the Petition for Dissolution, section 13, filed under this case number</u>
<sup>8</sup> [ ] <b>Grant</b> me use of the following vehicle:  <u>Year, Make, &amp; Model: 1988 Chevy Astro (VIN: 1GNDM15Z8JB164029) License No.</u> <u>Unknown (possibly: BLY 6503)</u>  <u>Year, Make, &amp; Model: 2008 BMW 528 Sedan (VIN: WBANV13558BZ47603) License No.</u> <u>Unknown (possibly): BLY6503</u>
<sup>9</sup> [ ] <b>Other:</b>
Protection involving a minor:
<sup>10</sup> [ X ] Subject to any court-ordered visitation, <b>Grant</b> me the care, custody and control of [ ] the minors named in paragraph 5 above [ ] these minors only:
<sup>11</sup> [ X ] <b>Restrain</b> respondent from interfering with my physical or legal custody of [ ] the minors named in paragraph 5 above [ ] these minors only:
<sup>12</sup> [ X ] <b>Restrain</b> the respondent from removing from the state: [ ] the minors named in paragraph 5 above [ ] these minors only:
Additional Requests:
<sup>13</sup> [ X ] <b>Direct</b> the respondent to participate in appropriate treatment or counseling services.
<sup>14</sup> [ X ] <b>Require</b> the respondent to pay the fees and costs of this action.
<sup>15</sup> [ X ] <b>Remain Effective</b> longer than one year because respondent is likely to resume acts of domestic violence against me if the order expires in a year.
Protection involving pets.

<sup>16</sup> [ X ] **Grant** me exclusive custody and control of the following pet(s) owned, possessed, leased, kept, or held by me, respondent, or a minor child residing with either me or the respondent. (Specify name of pet and type of animal.): 2 cats (Trouble and Sonic).

<sup>17</sup> [ X ] **Prohibit** respondent from interfering with my efforts to remove the pet(s) named above.

<sup>18</sup> [ X ] **Prohibit** respondent from knowingly coming within, or knowingly remaining within \_\_\_\_\_ (distance) of the following locations where the pet(s) are regularly found:

- [ ] petitioner's residence (You have a right to keep your residential address confidential.)  
[ ] \_\_\_\_\_ Park  
[ ] other: \_\_\_\_\_

**Protection from Firearms and Other Dangerous Weapons**

<sup>19</sup> [ X ] **Require** the respondent to surrender all firearms, other dangerous weapons, and any concealed pistol licenses, and prohibit the respondent from accessing, obtaining, or possessing firearms, other dangerous weapons, or concealed pistol licenses.

Notice: If you are the respondent's intimate partner, after actual notice and an opportunity to be heard at the hearing, the court may be required to order the respondent to surrender firearms, other dangerous weapons, or concealed pistol licenses.

**I want emergency temporary protection effective immediately, that lasts (up to 14 days) until the court hearing:**

[ X ] An emergency exists as described below. I request that a **Temporary Order for Protection** granting the relief requested above in 1) through 12) be issued immediately, without prior notice to the respondent, to be effective until the hearing.

[ X ] I also request temporary surrender all firearms, other dangerous weapons, and any concealed pistol licenses without notice to the other party because irreparable injury could result if an order is not issued until the hearing.

What irreparable harm would result if an order is not issued immediately without prior notice to the respondent?

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**Request for Special Assistance from Law Enforcement Agencies:**

I request the court order the appropriate law enforcement agency to assist me in obtaining:

[ ] Possession of my residence. [ X ] Possession of the vehicles designated above.

[ ] Possession of my essential personal belongings at [ ] the shared residence

[ ] respondent's residence

[ ] other location \_\_\_\_\_

[ ] Custody of [ ] the minors named in paragraph 5 above [ ] these minors only (if applicable)

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[ ] Other: \_\_\_\_\_

"Domestic violence" means physical harm, bodily injury, assault, including sexual assault, stalking, Or inflicting fear of imminent physical harm, bodily injury or assault between family or household members.

**Statement:** The respondent has committed acts of domestic violence as follows. (Describe specific acts of domestic violence and their approximate dates, beginning with the most recent act. You may want to include police responses.)

Describe the most recent violent act, fear or threat of violence, and why the temporary order should be entered today without notice to the respondent:

On the night of December 10<sup>th</sup>/11<sup>th</sup>, we were arguing about Leo's (my step-son) school-- there was a letter from Leo's zoom class that he was missing classes. After a long shouting match, he left our home for a few hours. When he came back, he tied me up using duct tape and sexually assaulted me using various objects. The kids' sleep at the other end of the house and so they didn't hear. But the violence continued throughout the night-- the Respondent would smash my head against the wall. Eventually he chained me to the bed and continued the violence.

Eventually, he untied me. After he fell asleep and started snoring, I ran to a neighbor's house and called the police.

My husband has been incarcerated in the Mason County jail since mid-December. His arraignment was on December 28<sup>th</sup> of 2020. The state has filed six criminal complaints against him, including his abduction/kidnapping, threatening, assault (with weapons), and repeated rape.

I am receiving treatment for this with, among other things, counseling at "Turning Point Survivor Advocacy Center" in Shelton, WA.

Describe the past incidents where you experienced violence, where you were afraid of injury or where the respondent threatened to harm or kill you:

I declare that, even before his assault and rape of me, he had been violent and abusive towards me so often that I had developed a case of panic disorder. My mother and various friends have seen him assault me many times.

Describe any violence or threats towards children: no.

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Describe any stalking behavior by respondent, including use of telephonic, audiovisual or electronic means to harass or monitor: no.

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Describe medical treatment you received and for what: therapy (as stated above)

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Describe any threats of suicide or suicidal behavior by the respondent: Yes. Nearly a year back, during the summer time, he told me, during a fight, that he wanted to commit suicide and didn't want to live without me.

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Does the respondent own or possess firearms?  Yes  No

Does the respondent use firearms, weapons or objects to threaten or harm you? Please describe:

He used several objects in his multiple rapes of me.

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Has the respondent used, displayed, or threatened to use a firearm or other dangerous weapon in a felony? Please describe:

He used several objects in his multiple rapes of me.

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Is the respondent ineligible to possess a firearm under the provisions of RCW 9.41.040? Please describe:

Yes. Among his many charges were unlawful possession of a firearm, due to previous criminal dv incidents.

Does possession of a firearm or other dangerous weapon by the respondent present a serious and imminent threat to public health or safety, or to the health or safety of any individual?

Please describe:

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If you are requesting that the protection order lasts longer than one year, describe the reasons why:

I'm very concerned for my safety and the safety of my child if he doesn't get treatment.

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Other: \_\_\_\_\_

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(Continue on separate page if necessary.)

Check box if substance abuse is involved: [ ] alcohol [ ] drugs [ ] other

[ ] Personal service cannot be made upon respondent within the state of Washington.

**Petitioner fills out below:**

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provided on this form are true.

Signed at (city and state): Bremerton WA Date: 1/26/2021

T. H.  
Petitioner signs here

Tristina Harding  
Print name

You have a right to keep your residential address confidential. If you have one, please provide an address, other than your residence, where you may receive legal documents: \_\_\_\_\_

13322 NW Holly Rd, Bremerton, WA 98312