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FILED
SUPERIOR COURT
THURSTON COUNTY, WA
2019 DEC 18 PM 1:47
Linda Myhre Enlow
Thurston County Clerk

Superior Court of Washington
For Thurston County
Family and Juvenile Court

Jennifer L. Cuno
Petitioner

James W. Fowler Jr.
Respondent

No. 19 2 30942 34

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.

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
Jordan R. Como	7	Caucasian	F	Child	Child	Mother
Jeremiah M. Como	9	Caucasian	M	Child	StepChild	Mother

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

Case Name			
Case Number			
Court/County			

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

1 ☒ **Restrain** respondent from causing any physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening, or stalking me ☒ 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.)

2 ☒ **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:

Jeremiah Como,

3 ☒ **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:

4 ☒ **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.

5	<input type="checkbox"/> Direct respondent to vacate our shared residence and restore it to me.
6	<input checked="" type="checkbox"/> Prohibit respondent from knowingly coming within, or knowingly remaining within <u>500 feet</u> (distance) of <input type="checkbox"/> our shared residence <input checked="" type="checkbox"/> my residence <input type="checkbox"/> my workplace <input type="checkbox"/> my school <input checked="" type="checkbox"/> the day care or school of <input checked="" type="checkbox"/> the minors named in paragraph 5 above. <input type="checkbox"/> these minors only: <input type="checkbox"/> other:
7	<input type="checkbox"/> Grant me possession of essential personal belongings, including the following:
8	<input type="checkbox"/> Grant me use of the following vehicle: Year, Make & Model _____ License No. _____
9	<input type="checkbox"/> Other:
Protection involving a minor:	
10	<input checked="" type="checkbox"/> Subject to any court-ordered visitation, Grant me the care, custody and control of <input checked="" type="checkbox"/> the minors named in paragraph 5 above <input type="checkbox"/> these minors only:
11	<input checked="" type="checkbox"/> Restrain respondent from interfering with my physical or legal custody of <input checked="" type="checkbox"/> the minors named in paragraph 5 above <input type="checkbox"/> these minors only:
12	<input checked="" type="checkbox"/> Restrain the respondent from removing from the state: <input checked="" type="checkbox"/> the minors named in paragraph 5 above <input type="checkbox"/> these minors only:
Additional Requests:	
13	<input checked="" type="checkbox"/> Direct the respondent to participate in appropriate treatment or counseling services.
14	<input checked="" type="checkbox"/> Require the respondent to pay the fees and costs of this action.
15	<input type="checkbox"/> Remain Effective 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:	
16	<input type="checkbox"/> 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.): _____

17 ☐ **Prohibit** respondent from interfering with my efforts to remove the pet(s) named above.

18 ☐ **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

19 ☐ **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:

☒ 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.

☐ 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?

Every other weekend visitation forthcoming this weekend & my extension of visitation w/ my daughters Grandma visiting from Florida.

The Respondent has unknowingly to me been at my daughter's school "daily" & in class which until clarity & help can be obtained should cease, please!

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. ☐ Possession of the vehicle 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):

[] 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: _____

After an overnight stay, my daughter upon returning home 12/8/19 & as coming down for the evening, divulged her daddy touched her vagina, inside of her underwear. ~~as if~~

With minimal questioning ~~the~~ so as not to scare my daughter, I reiterated good touch vs bad touch no matter who it is.

I reiterated her having a "voice" to say No! to say or express her discomfort. My daughter expressed her fear of making her dad mad ~~if she was to have said~~

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

Describe any violence or threats towards children: _____

Describe any stalking behavior by respondent, including use of telephonic, audiovisual or electronic means to harass or monitor: _____

Describe medical treatment you received and for what: _____

Describe any threats of suicide or suicidal behavior by the respondent: _____

Does the respondent own or possess firearms? ☐ Yes ☐ No

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

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

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

Yes, convicted Felon

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:

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

Other:


(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.

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated: 12/17/19 at Tacoma, Washington.


Signature of Petitioner

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: _____

CHILD CUSTODY INFORMATION SHEET NO: _____

If you are seeking protection for your child(ren) from domestic violence or are requesting custody of your child(ren), please answer the questions and provide the information requested in paragraphs A - E below and check the boxes about the court's jurisdiction that apply to your case:

Information for the courts:

A. Do the child(ren) listed in Paragraph 5 of the petition currently live with you? If not, with whom do the child(ren) currently live?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
B. Do you know of <u>any</u> other court cases involving the child(ren)? If known, list: the court <u>Thurston</u> the case number <u>14-3-00628-5</u> the kind of case <u>Parenting Plan</u>	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
C. Have you been involved in <u>any</u> other litigation concerning custody or visitation with the child(ren) in this or any other state? If known, list the court, the case number and the date the parenting plan, residential schedule, visitation schedule or custody decree was entered: the court <u>Thurston</u> the case number <u>14-3-00628-5</u> the date <u>1/2018</u>	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
D. Do you know of any persons, other than you and the respondent, who claims rights of custody or visitation with, the child(ren)? If known, list their names in the space provided below and their present addresses in the Confidential Information Form: Name _____ Name _____ Name _____	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
E. List the places where the children have lived during the past five years, the dates they lived there and the persons with whom they lived. (The present addresses of those persons must be listed in the required Confidential Information Form.) <u>610 Pamela Dr. SE, Lacey, WA 98503</u>		

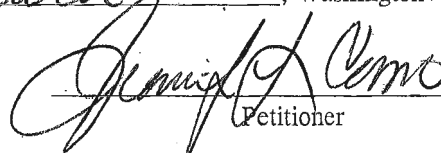
Jurisdiction:

This court has jurisdiction over this proceeding for the reasons below: [Check all the boxes that apply to your case.]	
<input checked="" type="checkbox"/>	This court has exclusive continuing jurisdiction. The court has made a child custody, parenting plan, residential schedule or visitation determination in this matter before and retains jurisdiction under RCW 26.27.211.

<input checked="" type="checkbox"/>	<p>This state is the home state of the children because:</p> <p><input checked="" type="checkbox"/> the children lived in Washington with a parent or a person acting as a parent for at least six consecutive months immediately before the beginning of this proceeding.</p> <p><input type="checkbox"/> the children are less than six months old and have lived in Washington with a parent or a person acting as parent since birth.</p> <p><input type="checkbox"/> any absences from Washington have been only temporary.</p> <p><input checked="" type="checkbox"/> Washington was the home state of the children within six months before the beginning of this proceeding and the children are absent from the state; but a parent or person acting as a parent continues to live in this state.</p>
<input checked="" type="checkbox"/>	<p>The children and the parents, or the children and at least one parent or a person acting as a parent, have significant connections with this state other than mere physical presence; and substantial evidence is available in this state concerning the children's care, protection, training and personal relationships and</p> <p><input checked="" type="checkbox"/> the children have no home state elsewhere.</p> <p><input type="checkbox"/> the children's home state has declined to exercise jurisdiction on the ground that this state is the more appropriate forum under RCW 26.27.261 or 271.</p>
<input type="checkbox"/>	<p>All courts in the children's home state have declined to exercise jurisdiction on the ground that a court of this state is the more appropriate forum to determine the custody of the children under RCW 26.27.261 or .271.</p>
<input checked="" type="checkbox"/>	<p>No other state has jurisdiction.</p>
<input type="checkbox"/>	<p>This court has temporary emergency jurisdiction over this proceeding because the children are present in this state and the children have been abandoned, or it is necessary in an emergency to protect the children because the children, or a sibling or parent of the children is subjected to or threatened with abuse. RCW 26.27.231.</p>

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated 12/17/19 at Tumwater, Washington.


Petitioner