

CAUSE NO. _____

THE STATE OF TEXAS § IN THE JUSTICE COURT
v. §
§ PRECINCT NO. _____
§
§ _____ COUNTY, TEXAS

MAGISTRATE'S ORDER OF EMERGENCY PROTECTION

Upon the application of (check all that apply):

- The victim The guardian of the victim A peace officer A prosecutor
- On my own motion as a magistrate

At the above-named defendant's appearance before me on an offense of:

- Sexual Assault Aggravated Sexual Assault Stalking Trafficking of Persons
- Continuous Trafficking of Persons Any other offense involving family violence

An Order of Emergency Protection is hereby **ISSUED**. This Order:

- Prohibits the Defendant from committing Family Violence against _____
- Prohibits the Defendant from Stalking _____ or engaging in Trafficking.
- Prohibits the Defendant from communicating with a member of the family or household or with _____ in a threatening or harassing manner.
- Prohibits the Defendant from communicating a threat through any person to a member of the family or household or to _____.
- Prohibits the Defendant from communicating in any manner with _____ or a member of the family or household of that person, except through the party's attorney or a person appointed by the court. Good cause for this condition exists, and is _____

The person appointed by the court for communication is _____

- Prohibits the Defendant from going to or within _____ of the following locations:
 - Residence at _____
 - School at _____
 - Work at _____
 - _____
- Prohibits the Defendant from possessing a firearm, unless the person is a peace officer, as defined by Section 1.07, Penal Code, actively engaged in employment as a sworn, full-time paid employee of a state agency or political subdivision.
- Suspends the Defendant's handgun license issued under Chapter 411, Government Code.

A VIOLATION OF THIS ORDER BY COMMISSION OF AN ACT PROHIBITED BY THE ORDER MAY BE PUNISHABLE BY A FINE OF AS MUCH AS \$4,000 OR BY CONFINEMENT IN JAIL FOR AS LONG AS ONE YEAR OR BY BOTH. AN ACT THAT RESULTS IN FAMILY VIOLENCE OR A STALKING OR TRAFFICKING OFFENSE MAY BE PROSECUTED AS A SEPARATE MISDEMEANOR OR FELONY OFFENSE, AS APPLICABLE. IF THE ACT IS PROSECUTED AS A SEPARATE FELONY OFFENSE, IT IS PUNISHABLE BY CONFINEMENT IN PRISON FOR AT LEAST TWO YEARS. THE POSSESSION OF A FIREARM BY A PERSON, OTHER THAN A PEACE OFFICER, AS DEFINED BY SECTION 1.07, PENAL CODE, ACTIVELY ENGAGED IN EMPLOYMENT AS A SWORN, FULL-TIME PAID EMPLOYEE OF A STATE AGENCY OR POLITICAL SUBDIVISION, WHO IS SUBJECT TO THIS ORDER MAY BE PROSECUTED AS A SEPARATE OFFENSE PUNISHABLE BY CONFINEMENT OR IMPRISONMENT.

NO PERSON, INCLUDING A PERSON WHO IS PROTECTED BY THIS ORDER, MAY GIVE PERMISSION TO ANYONE TO IGNORE OR VIOLATE ANY PROVISION OF THIS ORDER. DURING THE TIME IN WHICH THIS ORDER IS VALID, EVERY PROVISION OF THIS ORDER IS IN FULL FORCE AND EFFECT UNLESS A COURT CHANGES THE ORDER.

This Order is valid for _____ days. (Must be 31-61 days, unless the Defendant used or exhibited a deadly weapon during the commission of an assault, in which case must be 61-91 days)

ISSUED AND SIGNED the ___ day of _____, 20__.

JUSTICE OF THE PEACE, PRECINCT _____
_____ COUNTY, TEXAS

Interpreter's Signature (if any)

Defendant's Signature & Date

Interpreter's Printed Name (if any)

CAUSE NO. _____

THE STATE OF TEXAS

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IN THE JUSTICE COURT

v.

PRECINCT NO. _____

_____ COUNTY, TEXAS

MAGISTRATE'S ORDER OF EMERGENCY PROTECTION - RETURN OF SERVICE

As required by Art. 17.292(j) of the Code of Criminal Procedure, the Magistrate's Order for Emergency Protection issued against the above-named Defendant was served upon the Defendant by:

- The below-signed Magistrate
- The below-signed Magistrate's designee

The Order was served: In person Electronically

JUSTICE OF THE PEACE, PRECINCT _____
_____ COUNTY, TEXAS

Magistrate's Designee (if any)

