

TWELFTH JUDICIAL DISTRICT COURT
STATE OF NEW MEXICO
COUNTY OF _____

Petitioner(s)

vs.

Cause Number: _____

Respondent(s)

APPLICATION FOR RESTRAINING ORDER & INJUNCTION

1. I live in Otero Lincoln County in the State of New Mexico.
 2. The person(s) I would like a Temporary Restraining Order(TRO)/Injunction against is and lives at (Name, Address, City, Zip Code):

 3. I know the person I would like a TRO/Injunction against and they are (choose all that apply below with an (x)):
 - a family member, list relationship: _____;
 - my neighbor;
 - a co-worker;
 - an ex-friend;
 - someone I dated or someone who was involved with my significant other;
 - other, list: _____
 4. Petitioner(s) and Respondent are not married or previously married, they do not have child(ren) together nor are they relatives or members of the same family.
 5. The person(s) I would like covered by this TRO/Injunction would be the following (choose all that apply below with an (x) and place their name(s) above the heading that reads Petitioner(s) at the top):
 - myself;
 - my significant other, list: _____
 - my child(ren), list: _____
 - those living in my home, which include: _____
- _____

6. There have been previous TRO's/Injunctions in effect, ordering the Respondent to stay away from me or my immediate family or household members. (If YES, then fill out chart below)

YES NO

Case Name	Case Number	Name of Court	Location of Court

7. There have been previous TRO's/Injunctions in effect, ordering me or one of my immediate family or household members to stay away from the Respondent(s). (If YES, then fill out chart below)

YES NO

Case Name	Case Number	Name of Court	Location of Court

8. There have been other cases or lawsuits between the Petitioner(s) and the Respondent(s). Name, case number and details if there has been a lawsuit: (If YES, then fill out chart below)

YES NO

Case Name	Case Number	Name of Court	Location of Court

9. If a TRO is not granted, the Respondent will cause immediate and permanent injury, loss or damage will result to the Petitioner(s)?

YES NO

10. The reasons why I am asking for a TRO/Injunction, include the following: (choose all that apply below with an (✕)include the place(s), the date(s), and the time(s), list the victim(s) and add extra pages if needed, be as specific as possible):

Respondent physically or sexually assaulted the Petitioner(s) as follows: _____

Respondent has followed, pursued, or stalked the Petitioner(s) as follows: _____

Respondent made uninvited visits to the Petitioner(s) as follows: _____

Respondent made or sent harassing phone calls, texts emails and/or messages to the Petitioner(s): _____

Respondent made threats to the Petitioner(s) as follows: _____

Respondent had threatening behavior towards Petitioner(s) as follows: _____

Respondent broke into and entered the Petitioner(s) home as follows: _____

Respondent damaged the Petitioner(s)'s property as follows: _____

Respondent stole from the Petitioner(s) as follows: _____

Respondent took pictures of the Petitioner(s) without permission as follows:

Respondent has attended numerous public events all of which Petitioner(s) has attended, knowing or intending to harass, these have included: _____

 Other: _____

11. The reasons I believe the above actions will cause immediate and permanent injury, loss or damage to me or my immediate family or household members:

12. I believe the behavior above will continue. (If YES, explain below)

YES NO

13. I should not be required to provide a bond or other security because:

No party will be damaged financially.

OR

Other reason: _____

PETITIONER(S) REQUEST the following of the court: (choose all that apply below with an (x))

- A Temporary Restraining Order until a hearing can be held in this matter** (means that you want 10 days from the filing of this paperwork to have a Temporary Restraining Order in place against the defendant);

- Preliminary Injunction after a hearing is held in this matter** (This will extend your Temporary Restraining Order past the 10 days, you may want to include both if you are in immediate danger and you feel that it will continue past 10 days);

- Permanent Injunction effective until further notice of the court** (This will last the longest and is used in the most severe cases);
- Respondent not threaten, harm, harass, or annoy me;
- Respondent not threaten, harm, harass, or annoy members of my immediate family and household members;
- Respondent stay at least _____ feet away from me, my residence, my workplace;
- Respondent stay at least _____ feet away from me, my residence, any members of my household's workplace; my children's school;
- Respondent not telephone me, text, email, Facebook or contact me in anyway;
- Respondent not telephone my immediate family or household members, text, email, Facebook or contact them in anyway;
- Respondent not block or follow me in public places or roads;
- Respondent not block or follow my immediate family or household members in public places or roads;
- Other:

PETITIONER(S) ALSO REQUESTS any other relief that the court deems proper.

Respectfully Submitted,

Signature

Print Name

Address

City, State, Zip Code

Phone Number

XIV. VERIFICATION

STATE OF NEW MEXICO)
)ss.
COUNTY OF)

I, _____, having been duly sworn upon my on oath, deposes and states that I am the Plaintiff in the above entitled proceeding for a TRO/Injunction. I have read the attached Application for a TRO/Injunction. I state the contents of this Application are true and correct, except as to matters stated on information and belief, as to such, I believe them to be true.

Signature (must be signed in front of a notary)

SIGNED AND SWORN before me on
this ____ day of _____.

Notary Public

My Commission Expires : _____

TWELFTH JUDICIAL DISTRICT COURT
STATE OF NEW MEXICO
COUNTY OF _____

Petitioner(s)

vs.

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Respondent(s)

INFORMATION SHEET

Respondent Information

Full Name: _____

Address: _____
City State Zip

Phone: _____ Nickname or Alias: _____

Directions: _____

Respondent's Physical Description

Birthdate: _____ Race: _____ Height: _____ Weight: _____

Hair Color: _____ Eye Color: _____ Glasses: YES NO

Beard: YES NO Mustache: YES NO Picture Attached: YES NO

Language Spoken: _____

Tattoos: _____

Scars: _____

Vehicle Description

Make & Model: _____ Color: _____ Year: _____

License No: _____ State on License Plate: _____

TWELFTH JUDICIAL DISTRICT COURT
STATE OF NEW MEXICO
COUNTY OF _____

Petitioner(s)

vs.

Cause Number: _____

Respondent(s)

TEMPORARY RESTRAINING ORDER

THIS MATTER having come before the court on an Application for a Temporary Restraining Order and the court, being fully advised in the premises, FINDS the following:

- That the Application has no merit and this matter should be dismissed;
- That there is is not an immediate and irreparable injury that will result to the Petitioner(s) if a temporary restraining order is not issued;
- There are reasonable grounds to believe that the Respondent has harassed the Petitioner(s) as follows:
 - Physical or sexual assault of the Petitioner(s);
 - Followed, pursued, or stalked the Petitioner(s);
 - Made uninvited visits to the Petitioner(s);
 - Made or sent harassing phone calls, texts, messages, emails to the Petitioner(s);
 - Made threats to the Petitioner(s);
 - Frightened the Petitioner(s) with threatening behavior;
 - Broke into and entered the Petitioner(s)'s residence;
 - Damaged the Petitioner(s)'s property;
 - Stole property from the Petitioner(s)'s;
 - Took pictures of the Petitioner(s)'s without permission;
 - Continually attended public events in which the Petitioner(s)'s found to be harassing
 - Other: _____

The court finds that notice is not required to be given to the defendant in accordance with 1-066 NMRA;

IT IS THEREFORE ORDERED that:

- That this case is dismissed because the application lacks merit.
- The request for temporary relief is denied because the application fails to allege immediate and irreparable injury that will result to the Petitioner(s);
- This restraining order is in effect for ten (10) days from the date of this order unless changed by a later court order.
- Respondent shall not threaten, harm, harass, or annoy the Petitioner(s);
- Respondent shall not threaten, harm, harass, or annoy members of the Petitioner's immediate family and household members;
- Respondent shall stay at least _____ feet away from the Petitioner(s), his or her residence or workplace;
- Respondent shall stay at least _____ feet away from the Petitioner(s), his or her residence, any members of his or her household's workplace; his or her children's school;
- Respondent shall not telephone, text, email, Facebook or contact the Petitioner(s) in anyway;
- Respondent shall not telephone the Petitioner(s) immediate family or household members, text, email, Facebook or contact them in anyway;
- Respondent shall not block or follow the Petitioner(s) in public places or roads;
- Respondent shall not block or follow the Petitioner(s) immediate family or household members in public places or roads;
- Respondent shall not do the following:

- A hearing will be held on (date)_____ at _____ A.M./P.M.
at (address)
_____.

Respondent shall personally appear in court for the hearing and explain why the requests made in the Application should not be granted. Petitioner(s) shall appear personally in court for the hearing and provide proof that the statements in the Petition are true.

Date

District Court Judge

TWELFTH JUDICIAL DISTRICT COURT
STATE OF NEW MEXICO
COUNTY OF _____

Petitioner(s)

vs.

Cause Number: _____

Respondent(s)

PRELIMINARY INJUNCTION

THIS MATTER having come before the court on an Application for a Preliminary Injunction and the court, having considered the pleadings and having heard the testimony and being otherwise fully advised in the premises, FINDS the following:

This court has jurisdiction over the parties and the subject matter of this action;

- That the Application has no merit and this matter should be dismissed;
- That there is is not an irreparable injury that will result to the Petitioner(s) if a Preliminary Injunction is not issued;
- There are reasonable grounds to believe that the Respondent has harassed the Petitioner(s) as follows:
 - Physical or sexual assault of the Petitioner(s);
 - Followed, pursued, or stalked the Petitioner(s);
 - Made uninvited visits to the Petitioner(s);
 - Made or sent harassing phone calls, texts, messages, emails to the Petitioner(s);
 - Made threats to the Petitioner(s);
 - Frightened the Petitioner(s) with threatening behavior;
 - Broke into and entered the Petitioner(s)'s residence;
 - Damaged the Petitioner(s)'s property;
 - Stole property from the Petitioner(s)'s;
 - Took pictures of the Petitioner(s)'s without permission;
 - Continually attended public events in which the Petitioner(s)'s found to be harassing
 - Other: _____

IT IS THEREFORE ORDERED that:

- That this case is dismissed because the application lacks merit.
- The request for Preliminary Injunction is denied because the application and the testimony of the Petitioner(s) fails to allege irreparable injury that will result;
- A preliminary Injunction is ordered by the court and shall be effective until _____ unless changed by a later court order.
- Respondent shall not threaten, harm, harass, or annoy the Petitioner(s);
- Respondent shall not threaten, harm, harass, or annoy members of the Petitioner's immediate family and household members;
- Respondent shall stay at least _____ feet away from the Petitioner(s), his or her residence or workplace;
- Respondent shall stay at least _____ feet away from the Petitioner(s), his or her residence, any members of his or her household's workplace; his or her children's school;
- Respondent shall not telephone, text, email, Facebook or contact the Petitioner(s) in anyway;
- Respondent shall not telephone the Petitioner(s) immediate family or household members, text, email, Facebook or contact them in anyway;
- Respondent shall not block or follow the Petitioner(s) in public places or roads;
- Respondent shall not block or follow the Petitioner(s) immediate family or household members in public places or roads;
- Respondent shall not do the following: _____

Date

District Court Judge

TWELFTH JUDICIAL DISTRICT COURT
STATE OF NEW MEXICO
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Respondent(s)

REQUEST FOR HEARING

The Judge assigned to my case is Judge Blankinship Judge Counts
 Judge Bryant Judge Schneider Other _____

Reason requesting hearing: **Contested Temporary Restraining Order/Preliminary Injunction**

Time requested for hearing: 15 minutes 30 minutes Other: _____

(Below provide names and addresses of parties who need to be notified of the hearing, attach list if necessary)

	You	Opposing Party	Opposing Party
Name			
Address			
City, State, Zip			
Telephone			

Signature

Print Name

Address

City, State, Zip Code

Phone Number

CERTIFICATE OF SERVICE

I hereby certify that I caused a copy of the forgoing to be mailed delivered faxed to _____, the opposing party on this ____ day of _____, 20__.

Signature

TWELFTH JUDICIAL DISTRICT COURT
STATE OF NEW MEXICO
COUNTY OF _____

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PERMANENT INJUNCTION

THIS MATTER having come before the court on an Application for an Injunction and the court, having considered the pleadings and having heard the testimony and being otherwise fully advised in the premises, FINDS the following:

This court has jurisdiction over the parties and the subject matter of this action;

- That the Application has no merit and this matter should be dismissed;
- That there is is not an irreparable and continued injury that will result to the Petitioner(s) if a Permanent Injunction is not issued;
- There are reasonable grounds to believe that the Respondent has harassed the Petitioner(s) as follows:
 - Physical or sexual assault of the Petitioner(s);
 - Followed, pursued, or stalked the Petitioner(s);
 - Made uninvited visits to the Petitioner(s);
 - Made or sent harassing phone calls, texts, messages, emails to the Petitioner(s);
 - Made threats to the Petitioner(s);
 - Frightened the Petitioner(s) with threatening behavior;
 - Broke into and entered the Petitioner(s)'s residence;
 - Damaged the Petitioner(s)'s property;
 - Stole property from the Petitioner(s)'s;
 - Took pictures of the Petitioner(s)'s without permission;
 - Continually attended public events in which the Petitioner(s)'s found to be harassing
 - Other: _____

IT IS THEREFORE ORDERED that:

- That this case is dismissed because the application lacks merit.
 - The request for Permanent Injunction is denied because the application and the testimony of the Petitioner(s) fails to allege irreparable and continued injury that will result;
 - A Permanent Injunction is ordered by this court.
 - Respondent shall not threaten, harm, harass, or annoy the Petitioner(s);
 - Respondent shall not threaten, harm, harass, or annoy members of the Petitioner's immediate family and household members;
 - Respondent shall stay at least _____ feet away from the Petitioner(s), his or her residence or workplace;
 - Respondent shall stay at least _____ feet away from the Petitioner(s), his or her residence, any members of his or her household's workplace; his or her children's school;
 - Respondent shall not telephone, text, email, Facebook or contact the Petitioner(s) in anyway;
 - Respondent shall not telephone the Petitioner(s) immediate family or household members, text, email, Facebook or contact them in anyway;
 - Respondent shall not block or follow the Petitioner(s) in public places or roads;
 - Respondent shall not block or follow the Petitioner(s) immediate family or household members in public places or roads;
 - Respondent shall not do the following: _____
-
-

Date

District Court Judge

TWELFTH JUDICIAL DISTRICT COURT
STATE OF NEW MEXICO
COUNTY OF _____

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vs.

Cause Number: _____

Respondent(s)

REQUEST FOR HEARING

The Judge assigned to my case is Judge Blankinship Judge Counts
 Judge Bryant Judge Schneider Other _____

Reason requesting hearing: **Permanent Injunction**

Time requested for hearing: 15 minutes 30 minutes Other: _____

(Below provide names and addresses of parties who need to be notified of the hearing, attach list if necessary)

	You	Opposing Party	Opposing Party
Name			
Address			
City, State, Zip			
Telephone			

Signature

Print Name

Address

City, State, Zip Code

Phone Number

CERTIFICATE OF SERVICE

I hereby certify that I caused a copy of the forgoing to be mailed delivered faxed to _____, the opposing party on this ___ day of _____, 20__.

Signature