

PETITION FOR PROTECTIVE ORDER	District Court Choctaw Nation of Oklahoma Case No. PO-20- <u>40</u> Court Phone Number (580) 920-7027																																			
<p style="text-align: center;">Petitioner</p> <p><u>Jessica Lauren Hochler</u> <small>First Middle Last</small></p> <p>and/or on behalf of minor family member(s)</p>	<p style="text-align: center;">Additional Petitioner Information</p> <div style="background-color: black; width: 100%; height: 80px; margin-bottom: 5px;"></div> <div style="display: flex; justify-content: flex-end; align-items: center;"> (s) -9 </div> <div style="display: flex; justify-content: flex-end; align-items: center;"> -5 </div> <div style="display: flex; justify-content: flex-end; align-items: center;"> -14 </div>																																			
<p style="text-align: center;">-VS-</p> <p style="text-align: center;">Defendant</p> <p><u>Timothy Steely</u> <small>First Middle Last</small></p> <p>Relationship to Petitioner: <u>ex boyfriend</u></p> <p>Defendant's Address (Street address, City, State, Zip Code) <u>141 [REDACTED] Rd</u> <u>Calera, OK 74730</u></p>	<p style="text-align: center;">Defendant Identifiers</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>SEX</th> <th>RACE</th> <th>DOB</th> <th>HT</th> <th>WT</th> </tr> <tr> <td style="text-align: center;">M</td> <td style="text-align: center;">W</td> <td style="text-align: center;">12/10/87</td> <td style="text-align: center;">5"4</td> <td style="text-align: center;">120</td> </tr> <tr> <th>EYES</th> <th>HAIR</th> <th colspan="3">DISTINGUISHING FEATURES</th> </tr> <tr> <td style="text-align: center;">Blue</td> <td style="text-align: center;">Brown</td> <td colspan="3"></td> </tr> <tr> <th>DRIVERS LICENSE #</th> <th>STATE</th> <th colspan="3">EXPIRES</th> </tr> <tr> <td></td> <td></td> <td colspan="3"></td> </tr> <tr> <td colspan="5">Other</td> </tr> </table>	SEX	RACE	DOB	HT	WT	M	W	12/10/87	5"4	120	EYES	HAIR	DISTINGUISHING FEATURES			Blue	Brown				DRIVERS LICENSE #	STATE	EXPIRES								Other				
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(Clerk's File Stamp Below)

Petitioner, being sworn, states:

1. Petitioner's Relationship to the Defendant

INSTRUCTION: Check all boxes that apply to the relationship between Petitioner and Defendant

- | | |
|---|---|
| <input type="checkbox"/> Married | <input type="checkbox"/> Divorced |
| <input type="checkbox"/> Parent & Child | <input type="checkbox"/> Persons Related by Blood |
| <input type="checkbox"/> Persons Related by Marriage | <input type="checkbox"/> Present Spouse of an Ex-Spouse |
| <input type="checkbox"/> Persons Living Same Household | <input checked="" type="checkbox"/> Formerly Living in Same Household |
| <input type="checkbox"/> Biological Parents of Same Child | <input checked="" type="checkbox"/> Persons in a Previous Dating Relationship |
| <input type="checkbox"/> Victim of Rape | |

* If you do not meet one of the above relationship tests then a protective order is only available if you are a victim of Stalking. Under the Protection from Domestic Abuse Act,

FILED
 CHOCTAW NATION OF OKLAHOMA
 DISTRICT COURT CLERK
 MAR 31 2022
 SUSAN LOZANO
 COURT CLERK
 BY [Signature] DEPUTY

2. Statement of Jurisdiction

INSTRUCTION: Check all that apply

Petitioner is a resident of or employed in the Indian Country of the Choctaw Nation of Oklahoma wherein this petition is filed.

Petitioner is a spouse or intimate partner of a member of the Choctaw Nation of Oklahoma or an Indian who resides in the Indian Country of the Choctaw Nation of Oklahoma wherein this petition is filed.

Defendant is a resident of or employed in the Indian Country of the Choctaw Nation of Oklahoma wherein this Petition is filed.

Defendant is a spouse or intimate partner of a member of the Choctaw Nation of Oklahoma or an Indian who resides in the Indian Country of the Choctaw Nation of Oklahoma wherein this petition is filed.

3. Actions of the Defendant

INSTRUCTION: Check and complete one or more of the following. Fill in the blank lines of checked items.

The Defendant has caused or attempted to cause physical harm to: _____ (Name(s))

The Defendant has threatened* imminent physical harm to: Jessica Hachler (Name(s))

** According to Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.2(A)(3), "Threatening" means words or conduct which place another in fear of bodily harm or property damage.*

The Defendant has harassed* Jessica Hachler (Name(s))

** According to Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.2(A)(8), "Harassment" means a conduct which causes emotional alarm and distress to another by shaming, degrading, humiliating, placing in fear, or otherwise abusing personal dignity. Examples of harassing conduct include, but are not limited to the following: a. Unwelcome visiting or following of a person; b. Unwelcome sexual propositioning, reference to body functions or attributes, or other comments of a sexual nature; c. Unwelcome communications, made by phone or by other methods, containing intimidating, taunting, insulting, berating, humiliating, offensive, threatening, or violent language; or d. Unwelcome lingering around the home,*

school, or work place of a person. "Harassment" shall include, but not be limited to, harassing or obscene telephone calls in violation of Choctaw Nation of Oklahoma Criminal Code § 1172.

The Defendant has stalked* Jessica Hackler. (Name(s))

* According to Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.2(A)(10), "Stalking" means the willful, malicious, and repeated following or harassment of a person by an adult, emancipated minor, or minor thirteen (13) years of age or older, in a manner that would cause a reasonable person to feel frightened, intimidated, threatened, harassed, or molested and actually causes the person being followed or harassed to feel terrorized, frightened, intimidated, threatened, harassed or molested. Stalking also means a course of conduct composed of a series of two or more separate acts over a period of time, however short, evidencing a continuity of purpose or unconsented contact with a person that is initiated or continued without the consent of the individual or in disregard of the expressed desire of the individual that the contact be avoided or discontinued. Unconsented contact or course of conduct includes, but is not limited to: (a.) following or appearing within the sight of that individual, (b.) approaching or confronting that individual in a public place or on private property, (c.) appearing at the workplace or residence of that individual, (d.) entering onto or remaining on property owned, leased, or occupied by that individual, (e.) contacting that individual by telephone, (f.) sending mail or electronic communications to that individual, or (g.) placing an object on, or delivering an object to, property owned, leased or occupied by that individual; Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.2(A)(10). If you are seeking a protective order as a victim of Stalking, and you do not meet one of the above relationship tests, you must have filed a complaint against the defendant with the proper law enforcement agency before filing this Petition (a copy of the complaint must be attached or provided at the hearing).

Victim of Stalking

4. Description of Incident(s)

The incident(s) which caused the filing of the petition occurred on or about 3/3/2020
(Date(s))

Describe what happened, when and where the event(s) occurred. List all actions or behaviors you intend to present to the Court at the hearing.

The night of March 3rd Timothy calls me while I'm visiting my sister and both my children

and my sister's children were present. He shows up uninvited after an argument over the phone while he is supposed to be on duty working as a Bryan County Deputy. He continues to be hostile and I ask him to leave he refuses and denies me access to my things in his car. He stayed in front of my sister's house in his patrol car for almost 2 hours refusing to leave, refusing to give me my personal property, and attempts to enter my sister's residence with the front door being locked.

ATTACH ADDITIONAL PAGES IF NECESSARY

5. Type of Order Requested

INSTRUCTION: Check either A or B

A. Petitioner does not request an Emergency Ex Parte Protective Order but does request the following relief, checked below, after notice and hearing, in a Final Order;

OR

B. Petitioner does request an Emergency Ex Parte Order because it is necessary to protect the petitioner(s) from immediate and present danger of domestic abuse, stalking, or harassment (Choctaw Nation Code of Criminal Procedure § 60.3). Petitioner requests the following relief, checked below, in the Ex Parte Order and, after notice and hearing, requests the same relief in a Final Order.

RELIEF REQUESTED

INSTRUCTION: Check EACH item which you are requesting from the Court

1. Defendant should be prohibited from attempting or having **ANY CONTACT** whatsoever with the Petitioner, either in person, through others, or by telephone, mail, electronic means, or any other manner, at any time or place unless specifically authorized by the Court.

He continues to harass me while he's supposed to be on duty and I begin to become very fearful of his intentions on why he chose to yell and scream at me and not seem to care that there are children in the home. I became fearful that he might intend on causing harm to me by shooting me or my family with his weapons he has on him being a law enforcement officer. - I tell him that if he doesn't leave that I will call the police so they can tell him to leave and ask him to give me my property back that was in the car. He calls me a "skank" and a dumb bitch and tells me the cops won't do shit. I then knew I had to call police. I call and Durant Police officers arrive on scene approximately 30-45 minutes later. Tim is still there when they arrive. The Durant officers finally are able to retrieve some of my belongings out of the car and informed me that I should contact the Bryan county Sheriff's Office "Captain", Scott Phelps. They left and Tim left finally. The result of this incident results in Timothy's termination from "BCSO" and he then goes to my sister's uninvited once again to →

go into my sister's garage and steal all my belongings that had been recently moved out of the home Tim and I lived together at. He then is contacting my sister, my children's father, an ex-boyfriend of mine, my friend Cameron, all to spread nasty rumors about me and try to get information on my whereabouts. I have had Timothy blocked on my phone and all social media accounts and is still messaging me ~~and~~ having other people message me and he would type messages himself and forward them to me through other people - "mostly my sister"

He continues to harass me by sending me emails and still defamating my character by completely and maliciously saying horrible things about me. He then resorts to writing a suicide letter and sending it to my sister, and even his ex-employers from BCSD. I then receive an email from Apple that he is now attempting to hack my iCloud account.

thinking that I resolved the issue by canceling the request he made to gain access to my account he then hacks into my iCloud account and starts messaging people acting/impersonating me. He also has attempted to log into my Facebook account. He sent my sister continuous messages about me and trying to find out my location. He sent me a message that he wrote that has multiple threats, and very malicious towards me and many other friends/Family I am afraid for my life and I'm scared to even be in Durant after all the death threats and clear mentally unstable behavior he continuously has been doing for almost a month. I am terrified for my children because he's lying about needing things to give to my children and also contacting my children's father to try and see if he can pick my children up. →

He is extremely mentally unstable and I'm afraid that he will hurt/~~kill~~ kill me and then kill himself. I don't feel that someone who is such a danger should ever be in law enforcement. He abused his authority as a police officer to take my things, continuously harass me and my family and believed that he could do whatever he wanted. I am fearful for my life and safety and will provide the court with the needed evidence to prove this harassment and threats.

2. Defendant should be prohibited from injuring, abusing, sexually assaulting, molesting, harassing, stalking or threatening the Petitioner, and from use, attempted use or threatened use of physical force against the Petitioner that would reasonably be expected to cause bodily injury.
3. Defendant should be prohibited from engaging in other conduct that would place the Petitioner in reasonable fear of bodily injury to the Petitioner or the Petitioner's household members or relatives.
4. Defendant should be ordered to leave and remain away from the residence located at: 94 [REDACTED] Durant, OK 74701, Oklahoma, on or before the 31 day of March, 2017 at 5:00 a.m./p.m. and take no action to change utilities or telephone service.
5. The Court should order Law Enforcement Officers to accompany the Defendant to the above residence to remove necessary clothing and personal effects, and remain in attendance until Defendant leaves the premises, and the Court should further order Defendant NOT to go to the above residence to remove necessary clothing and personal effects unless Law Enforcement Officers are present.
6. The Court should Order Law Enforcement Officers to accompany the Petitioner (i.e. provide a "civil standby") to the current or recent past residence to remove necessary clothing and personal effects, and remain in attendance until Petitioner leaves the premises. Such residence is located at the following address:
141 [REDACTED] e Rd, Calera, Oklahoma.
7. Order Defendant, who is a minor, to leave the residence located at _____

(address, city, state) by immediately placing Defendant in any type of care authorized for children taken into custody pursuant to the Choctaw Nation of Oklahoma Childrens Code § 2-2-101(A).
Circle Age of Minor Defendant: 13 14 15 16 17
8. There is an existing child visitation order and the Court should suspend or modify child visitation to protect from threats of abuse or physical violence by the Defendant or a threat to violate a custody order. Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.6(I)(1).
9. The Defendant should be ordered to obtain domestic abuse counseling or treatment. Choctaw Nation Code of Criminal Procedure § 60.6(C)(1) and (E)(1).
10. To protect an animal(s) owned by either of the parties or any child living in the household, the Court should order Defendant to have no contact with said

animal(s) and order possession and exclusive care of said animal(s) to the Petitioner.

- 11. Pursuant to Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.16, Petitioner makes application to monitor the location of the Defendant by computer or cellular inquiry. The Defendant should be ordered to use an active, real-time, twenty-four-hour GPS monitoring device pursuant to Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.16, and costs of the GPS device and monitoring should be paid by Defendant.
- 12. Defendant should immediately surrender all firearms and other dangerous weapons within the Defendant's possession or control and any concealed carry license to ~~Tombala State~~ *officer under emergency order.*
- 13. The Defendant should be ordered to pay the court costs and service of process fees (pursuant to Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.3(C)(1), no fees or costs shall be charged to the petitioner except if the Court finds this petition has been filed frivolously).
- 14. The Defendant should be ordered to pay the Petitioner's attorney's fees in the amount of \$ 1,000.00

PETITIONER REQUESTS THE COURT TO ORDER THE FOLLOWING ADDITIONAL RELIEF:

6. Warnings To Petitioner:

A. Whoever makes a statement or allegation in this Petition for Protective Order but does not believe that the statement or allegation is true, or knows that it is not true, or intends thereby to avoid or obstruct the ascertainment of the truth, may be found guilty of perjury. Pursuant to the Choctaw Nation of Oklahoma Criminal Code §§ 500 and 504, the penalty for perjury, or subornation of perjury, is a felony punishable by imprisonment for not more than three (3) years.

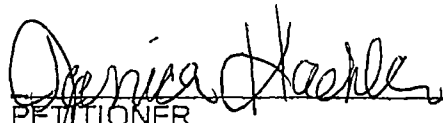
B. If the court makes specific findings that a petition for a protective order has been filed frivolously and no victim exists, the court may assess attorney fees and court

costs against the plaintiff pursuant to Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.3(C)(2).

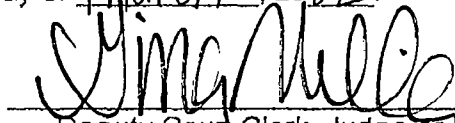
C. It is against the law to file a petition for a protective order against a spouse or former spouse for the purposes of harassment, undue advantage, intimidation or limitation of child visitation rights in any divorce proceeding or separation action without justifiable cause. Violators may be subject to criminal penalties pursuant to Choctaw Nation of Oklahoma Code of Criminal Procedure § 60.6(H).

7. Sworn Statement/Affirmation of Truth

Petitioner, being first duly sworn on oath states: I have read the above and foregoing document, understand the meaning thereof, and declare, under penalty of perjury, that the facts and statements contained herein are true to the best of my knowledge and belief.


PETITIONER

Subscribed and sworn to before me this 31 day of March, 2022.


Deputy Court Clerk, Judge of Notary

Petitioner requests the following law enforcement agencies receive a copy of any Protective Order entered herein:

Name of Agency or Agencies (use additional pages if necessary)