

EMERGENCY ORDER OF PROTECTION

District Court of GRADY County
State of Oklahoma

Case No. PO-20 21-122

Court Phone Number (405 824-

Petitioner

NAOMI A. DIETRICH
First Middle Last

and/or on behalf of minor family member(s)



Additional Petitioner Information

Name(s) and age(s) of minor family member(s)



-VS-

Defendant

KENNETH C. DIETRICH
First Middle Last

Relationship to Petitioner: HUSBAND &

FATHER TO CHILDREN

Defendant's Address (Street address, City, State, Zip Code) GRADY CO. JAIL

Defendant Identifiers

SEX	RACE	DOB	HT	WT
EYES	HAIR	DISTINGUISHING FEATURES		
DRIVERS LICENSE #		STATE	EXPIRES	
Other				

(Clerk's File Stamp Below)

A. CAUTION:

- Weapon Involved – Type: _____
- Weapon Present on Property
- Unknown if Weapon Present

B. THE COURT FINDS:

- 1) That it has jurisdiction over the parties and subject matter.
- 2) That the Defendant has been or will be provided with reasonable notice and opportunity to be heard.
- 3) That an Emergency Ex Parte Order is necessary to protect the Petitioner(s) pursuant to the Protection from Domestic Abuse Act (22 O.S. §60.1, et seq.).
- 4) Additional findings and terms of this Order follow on succeeding pages.

Hearing Ordered: The Court Orders the Defendant and Petitioner to appear in the District Court of the above named County on the 26 day of August, 2021, at 2:30 AM before Judge LOWE, in Courtroom # 2.

IF DEFENDANT FAILS TO APPEAR AT THE HEARING, THIS ORDER MAY BECOME A FINAL PROTECTIVE ORDER WITHOUT FURTHER NOTICE, AND OTHER RELIEF MAY BE GRANTED.

Validity: This Order shall have statewide and nationwide validity unless specifically modified or terminated by a judge of the district courts (22 O.S. §60.7). This Order shall be enforced, even without registration or filing, by the courts of any state, the District of Columbia, any U.S. Territory, or Indian Tribe (18 U.S.C. §2265). Crossing state, territorial or tribal boundaries to violate this Order may result in federal imprisonment (18 U.S.C. §2262). Duration: This Emergency Order shall remain in effect until after the full hearing is conducted.

C. THE COURT FURTHER ORDERS THE FOLLOWING RELIEF (as specifically marked in check boxes below):

- 1) Defendant is prohibited from attempting or having **ANY CONTACT** whatsoever with the Petitioner, hereinafter "protected person," 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.
- 2) Defendant is prohibited from injuring, abusing, sexually assaulting, molesting, harassing, stalking, threatening, or otherwise interfering with the protected person(s), and from use, attempted use or threatened use of physical force against the protected person(s) that would reasonably be expected to cause bodily injury.
- 3) Defendant is prohibited from engaging in other conduct that would place the protected person(s) in reasonable fear of bodily injury to the protected person(s) or the protected person(s) household members or relatives.
- 4) Defendant is ordered to leave and remain away from the residence located at: [REDACTED] Oklahoma, on or before the 17 day of AUGUST, 2021 at 9:30 (a.m./p.m.), and take no action to change utilities or telephone service.
- 5.a) If this Order is served upon Defendant at the residence to be vacated, Law Enforcement Officers shall remain at the residence until **Defendant** removes necessary clothing and personal effects and leaves the premises.
- 5.b) If this Order is served upon Defendant at a location other than the residence to be vacated, Law Enforcement Officers shall accompany the **Defendant** to the residence and remain in attendance until **Defendant** removes necessary clothing and personal effects and leaves the premises. Defendant is ordered NOT to go to the residence to remove necessary clothing and personal effects unless Law Enforcement Officers are present as stated in this paragraph.

6) Law Enforcement Officers shall 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:

7) Defendant who is a **minor**, is ordered to leave the residence located at

(address, city, state) and shall be immediately placed in custody of

pursuant to 10A O.S. §2-2-101(A)), and a preliminary inquiry in a juvenile proceeding is hereby ordered to determine whether further court action pursuant to the Oklahoma Juvenile Code should be taken against the juvenile defendant. *Note: Pursuant to 22 O.S. §60.4(B)(1), the Court shall order a full hearing on this protective order within 72 hours.*

Circle Age of Minor Defendant: 13 14 15 16 17

8) There is an existing visitation order, and in order to protect from threats of abuse or physical violence by the Defendant or a threat to violate a custody order, the Court suspends or modifies child visitation as follows:

a. All visitation is suspended until another Court assumes jurisdiction and modifies.

Note: Pursuant to 22 O.S. §60.4(B)(2), the Court may order a full hearing on this protective order within 72 hours.

b. All visitation must be supervised, and in the presence of the following supervisor: _____.

c. Pickup/Delivery of child(ren) for visitation shall be by/at: _____

d. Other: _____

9) Exclusive care and custody of certain animal(s) is awarded to the Petitioner. Defendant is ordered to have no contact with said animal(s) and is forbidden from taking, harming or disposing of said animal(s). (Identify animal(s)): _____

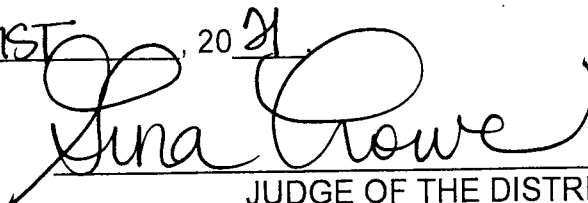
10) Defendant shall immediately surrender all firearms and other dangerous weapons within the Defendant's possession or control and any concealed carry license to GRADY COUNTY SHERIFF'S OFFICE

11) IT IS FURTHER ORDERED:

D. WARNINGS TO DEFENDANT AND PROTECTED PERSON(S):

1. The filing or non-filing of criminal charges and the prosecution of the case shall not be determined by a person who is protected by the protective order, but shall be determined by the prosecutor.
2. No person, including a person who is protected by the order, may give permission to anyone to ignore or violate any provision of the order. During the time in which the order is valid, every provision of the order shall be in full force and effect unless a court changes the order.
3. A Final Protective Order, granted after notice and hearing, will be in effect for five (5) years unless extended, modified, vacated or rescinded by the court
4. A violation of the order is punishable by a fine of up to One Thousand Dollars (\$1,000.00) or imprisonment for up to one (1) year in the county jail, or by both such fine and imprisonment. A violation of the order which causes injury is punishable by imprisonment for twenty (20) days to one (1) year in the county jail or a fine of up to Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment. Additional offenses and penalties are provided in federal and state law, including 22 O.S. §60.6.
5. Possession of a firearm or ammunition by a defendant while an order is in effect may subject the defendant to prosecution for a violation of federal law even if the order does not specifically prohibit the defendant from possession of a firearm or ammunition.
6. Any person who knowingly and willfully presents any false or materially altered protective order to any law enforcement officer to effect an arrest of any person shall, upon conviction, be guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a period not to exceed two (2) years, or by a fine not exceeding \$5,000.00, and shall in addition be liable for any civil damages to the Defendant (22 O.S. §60.9(E)).
7. This Order complies with the Violence Against Women Act's full faith and credit provision (18 U.S.C. §2265) and this Order is enforceable throughout Oklahoma and in all 50 states, U.S. territories, Tribal Land and the District of Columbia.

Dated this 17 day of AUGUST, 2021


Tina Rowe

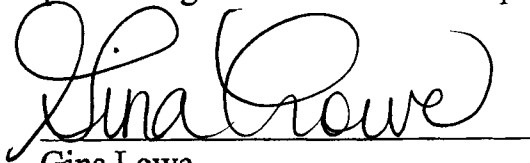
JUDGE OF THE DISTRICT COURT

NOTICE TO BOTH PLAINTIFF AND DEFENDANT

The Hearing date on the first page of this Order is the date and time for a Contested Hearing before the Court.

You should come to the above hearing prepared to present evidence to the Court in support of or in defense to the allegations contained in the Petition filed herein. This includes necessary witnesses, exhibits, or other evidence, as you determine necessary.

Should you not understand or have the knowledge for the proper presentation of such evidence you may consult the advice of an attorney. The Court cannot assist you or provide legal advice as to how to present evidence.



Gina Lowe
Special Judge

Z. Joseph Young
Associate District Judge