



PROTECTION ORDERS 101

WHO QUALIFIES FOR A PROTECTION ORDER?

If you are a victim of interpersonal violence, you may qualify for a Protection Order if you meet any of these criteria:

- *Spouse or former spouse
- *Person currently living as a spouse or who formerly lived as a spouse
- *Current or former dating partner
- *Person related by blood or marriage and currently reside together or formerly resided together

TYPES OF PROTECTION ORDERS

EMERGENCY:

When: Upon the finding that you are in immediate and present danger of abuse

Time Frame: No longer than ten (10) days, upon which a hearing date will be scheduled

Evidence Required: No

TEMPORARY:

When: After a hearing when the abuser has been given the opportunity to be present and heard, and the Judge made a determination that abuse has occurred

Court: Municipal or Justice

Time Frame: No longer than thirty (30) days **Note:** If there are no children, this can last up to one year.

Evidence Required: Yes

FINAL:

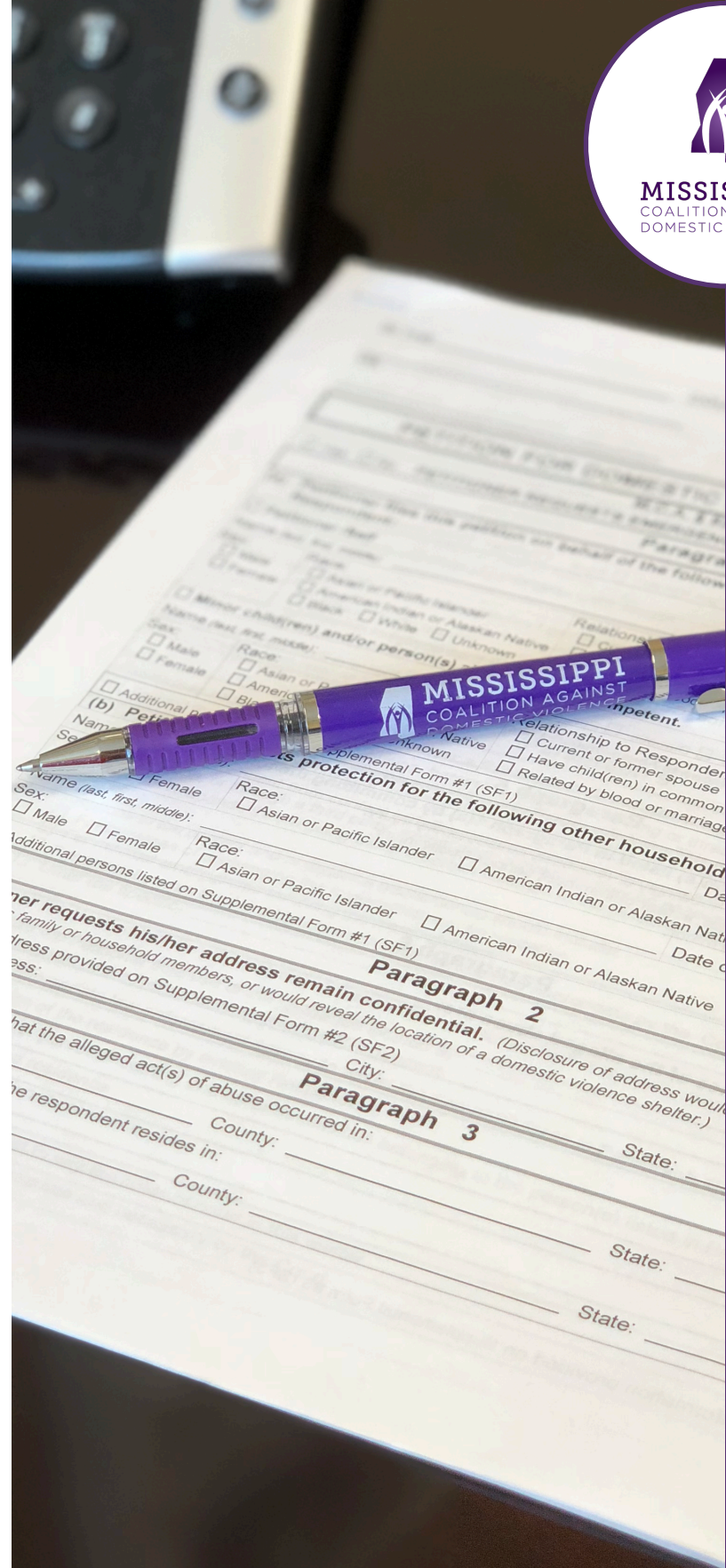
When: After a hearing when the abuser has been given the opportunity to be present and heard, and the Judge made a determination that abuse has occurred

Court: Chancery and County

Time Frame: As long as the Judge determines is necessary. Note: If you were awarded temporary custody of minor children as part of the protection order, you must pursue a custody action separately within 180 days.

Evidence Required: Yes

***You do not have to receive an Emergency Protection Order to petition for a Temporary Protection Order, and you do not have to receive a Temporary Protection Order to petition for a Final Protection Order. It is possible to petition immediately for a Final Protection Order. Your course of action will depend on your situation.**



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