PROTECTION ORDERS 101



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WHO OUALIFIES 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.

🗍 601.882.5550 🔀 legalservices@mcadv.org 🌐 mcadv.org

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hat the alleged act(s) of abuse occurred in:

County

s respondent resides in:

her requests his/her address remain confidential.

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