

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PLAINTIFF: DEFENDANT: EMPLOYEE:	
ORDER TO SHOW CAUSE AND <input type="checkbox"/> TEMPORARY RESTRAINING ORDER (CLETS)	CASE NUMBER:

THIS ORDER SHALL EXPIRE AT THE DATE AND THE TIME OF THE HEARING SHOWN IN THE BOX BELOW UNLESS EXTENDED BY THE COURT.

1. **TO DEFENDANT** (name):
2. **YOU ARE ORDERED** to appear in this court at the date, time, and place shown in the box below to give any legal reason why the order sought and the other relief requested in the petition should not be granted.

NOTICE OF HEARING

a. Date:	Time:	Dept.:	Room:
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- b. The address of the court where the hearing will be held is shown above is (specify):
3. You have the right to attend the hearing to oppose the petition, with or without an attorney. If you do not attend the hearing, the court may grant the requested orders without any further notice to you. The court may make these orders enforceable for a period not to exceed three years, after which they may be renewed by the filing of a new petition. You should read the instructions on page 2 of this form. A complete instruction booklet (form WV-150) is available from the clerk's office located at the court shown above.
4. **IT IS FURTHER ORDERED** that
- a. Plaintiff shall serve this *Order to Show Cause*, the attached *Petition of Employer for Injunction Prohibiting Violence or Threats of Violence Against Employee* (form WV-100), and any other supporting papers by (specify manner of service):
no later than (date):
 - b. Any opposition papers shall be filed and served on plaintiff by (specify manner of service):
no later than (date):
 - c. Any reply papers shall be filed and served by (specify manner of service):
no later than (date):
 - d. Proof of service of plaintiff's papers shall be delivered to the court hearing the *Order to Show Cause* no later than (date):

Date: _____

JUDICIAL OFFICER

SIGNATURE FOLLOWS LAST ATTACHMENT

PLAINTIFF (Name): DEFENDANT (Name): EMPLOYEE (Name):	CASE NUMBER:
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TEMPORARY RESTRAINING ORDER

THE COURT FINDS

5. a. The defendant is (name):

Sex: <input type="checkbox"/> M <input type="checkbox"/> F Ht.: _____ Wt.: _____ Hair color: _____ Eye color: _____ Race: _____ Age: _____ Date of birth: _____

b. The protected employee is (name):

Sex: <input type="checkbox"/> M <input type="checkbox"/> F Date of birth: _____

c. Protected family or household members who reside with employee are:

(1) (Name):

Sex: <input type="checkbox"/> M <input type="checkbox"/> F Date of birth: _____

(2) (Name):

Sex: <input type="checkbox"/> M <input type="checkbox"/> F Date of birth: _____

(3) (Name):

Sex: <input type="checkbox"/> M <input type="checkbox"/> F Date of birth: _____

Continued on Attachment 5c.

UNTIL THE TIME OF HEARING, IT IS ORDERED

6. **PERSONAL CONDUCT ORDERS**

Defendant is prohibited from further violence or threats of violence against the protected persons **and SPECIFICALLY THE COURT ORDERS THAT DEFENDANT**

- a. shall not assault, batter, or stalk the employee and other protected persons
- b. shall not follow or stalk the employee and other protected persons to or from the place of work
- c. shall not follow the employee and other protected persons during hours of employment
- d. shall not telephone or send correspondence to the employee and other protected persons by **any** means including, but not limited to, the use of the public or private mails, interoffice mail, fax, or computer e-mail
- e. shall not take any action to obtain the address or location of the employee or any of the employee's family members or caretakers
- f. shall not enter the workplace of the employee and other protected persons
- g. other (specify):

7. **STAY-AWAY ORDERS**

Defendant is ordered to stay at least (specify): _____ yards away from the following persons and places (the addresses of the places are optional and may be kept confidential):

- a. Employee and other protected persons named in item 5.
- b. Residence of employee and other protected persons (address optional):
- c. Place of work of employee and other protected persons (address optional):
- d. School or place of child care of children of employee and other protected persons (address optional):
- e. The employee's and other protected persons' vehicles
- f. Other (specify):
(address optional):

PLAINTIFF (Name): DEFENDANT (Name): EMPLOYEE (Name):	CASE NUMBER:
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INSTRUCTIONS FOR THE DEFENDANT

1. If you are served with an *Order to Show Cause [OSC]* (form WV-120) and a *Petition of Employer for Injunction Prohibiting Violence or Threats of Violence Against Employee [Petition]* (form WV-100), you should promptly seek legal advice. If you have no attorney, the attorney's reference service of your local bar association may be of assistance.
2. Read the papers served on you very carefully. The **OSC** tells you when to appear in court and may contain a temporary restraining order forbidding you from doing certain things. **If you disobey the court's orders, criminal charges may be filed against you.**
3. If you wish to oppose the **Petition**, or make your own request for court orders, you should file a *Response to Petition of Employer for Injunction Prohibiting Violence or Threats of Violence Against Employee [Response]* (form WV-110).

In addition to the **Response**, you may file and serve declarations signed by persons who have personal knowledge of the facts. A declaration form (form MC-031) is available from the clerk's office of the court shown on page 1 of this form. If you do not know how to prepare a declaration, you should see an attorney. After you have filed the **Response** with the clerk of the court, a copy must be delivered personally or by mail to the plaintiff or the plaintiff's attorney.

You cannot serve the plaintiff yourself. The person who serves the plaintiff should complete and sign a *Proof of Service by Mail of Completed Response* (form WV-131). You should take the completed form back to the court clerk or bring it with you to the hearing.

4. If you wish to oppose the petition, in addition to filing a **Response** you should be present at the hearing. If you have any witnesses, they must also be present.
5. An instruction booklet entitled *Instructions for Petitions to Prohibit Workplace Violence* (form WV-150) is available from the clerk's office at the court shown on page one of this form.

Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least 5 days before the hearing. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Order* (form MC-410). (Civil Code, § 54.8.)

