

1 COURT CODE: _____
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4 DISTRICT COURT
5 JUSTICE COURT IN THE TOWNSHIP OF _____
6 _____ COUNTY, NEVADA

7 _____
8 Applicant,
9 vs.

CASE NO.: _____

DEPT: _____

10 _____
Adverse Party. DOB

11 **EX PARTE ORDER FOR**
12 **PROTECTION AGAINST HIGH-RISK BEHAVIOR**

13
14 **Expiration:** This order was issued by the Court above on _____ and
15 will expire on _____ at 11:59 p.m. unless the Court orders an
16 extension hearing in which case the order will remain in effect until such hearing.

17 A hearing on this matter was held on _____. The Adverse
18 Party was or was not present was represented by counsel, _____, and
19 the Applicant was or was not present was represented by counsel, _____.

20
21 **Hearing to Extend:**

- 22 There will be a hearing to determine whether to extend this order on:
23 _____ at _____:_____ a.m. p.m at the Court
24 listed above. **If you do not attend, the court may rule against you.**
- 25 There is no hearing scheduled. If a request for an extended order is filed before the
26 expiration date, a hearing will be set and this temporary order will remain in effect
27 until the hearing on an extended order.

1 The Court received a verified Application by the Applicant requesting that an Ex Parte
2 Order for Protection Against High-Risk Behavior be issued against YOU, the Adverse Party
3 named above. The Court finds that it has jurisdiction over the parties and this matter. Based on
4 the filings, and any testimony or evidence presented at hearing, the Court makes the following
5 findings by a preponderance of the evidence:

6 (1) The adverse party poses an imminent risk of causing personal injury to himself or
7 herself or another person by possessing, having under his control, purchasing or
8 otherwise acquiring any firearm; and

9 (2) The adverse party has engaged in the following high-risk behavior(s) as defined in
10 NRS 33.550:

- 11 **Physical Force:** Used, attempted to use, or threatened physical force against
12 another person;
- 13 **Threat of Imminent Violence:** Communicated a threat of imminent violence
14 toward himself or herself or against another person;
- 15 **Act of Violence:** Committed an act of violence toward himself or herself or
16 another person;
- 17 **Pattern of Violence:** Engaged in a pattern of threats of violence or acts of
18 violence against himself or herself or another person, including, without
19 limitation, threats of violence or acts of violence that have caused another
20 person to be in reasonable fear of physical harm to himself or herself;
- 21 **Imminent Threat to the Safety of the Public:** Exhibited conduct which a
22 law enforcement officer reasonably determined would present a serious and
23 imminent threat to the safety of the public;
- 24 **Firearms Danger:** Engaged in conduct which presents a danger to himself or
25 himself or another person while:
 - 26 In possession, custody, or control of a firearm; or
 - 27 Purchasing or otherwise acquiring a firearm;
- 28 **Convictions:** Has been convicted of:
 - Violating a temporary or extended order for protection against
domestic violence issued pursuant to NRS 33.020;
 - Violating a temporary or extended order for protection against
sexual assault issued pursuant to NRS 200.378; or
 - Administering a controlled substance to another without their
knowledge and with the intent to commit a crime of violence
against that person or that person's property pursuant to NRS
200.408;
- Controlled Substances or Alcohol:** Abuse a controlled substance or alcohol
while engaging in high-risk behavior;

Firearm Acquisition: Acquire a firearm or other deadly weapon within the immediately preceding 6 months before engaging in high-risk behavior; and

(3) Less restrictive options have been exhausted or are not effective.

Good cause appearing for issuing such Order without notice, **IT IS HEREBY ORDERED** as follows:

1. **THE ADVERSE PARTY IS REQUIRED** to immediately surrender any firearm in your possession or under your control by surrendering your firearm(s) to:

Law Enforcement Agency/ Name of person who does not reside with Adverse Party

Address

City, State, Zip Code County

2. Within 72 hours of surrender or one business day, whichever occurs later, **THE ADVERSE PARTY IS REQUIRED** to:

provide the Court with the original receipt issued by law enforcement that includes a description of all firearms surrendered; or

provide the Court and _____
Law Enforcement Agency

with the name and address of the person designated in the order and a written description of each firearm surrendered.

3. **THE ADVERSE PARTY IS PROHIBITED** from possessing or having under your control any firearm while this order is in effect.

4. **THE ADVERSE PARTY IS REQUIRED** to surrender any permit authorizing you to carry a concealed firearm as permitted under NRS 202.3657.

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1 **IT IS FURTHER ORDERED** that the _____ shall
2 Law Enforcement Agency
3 serve, without charge, the adverse party personally with the Application for and Declaration in
4 Support of a High-Risk Protection Order, the Ex Parte Order for Protection Against High-Risk
5 Behavior, and file with or mail to the Court proof of service by the end of the next business day
6 after service is made.

7 **WARNING**

8 **THIS IS AN OFFICIAL COURT ORDER. IF YOU DISOBEY THIS ORDER, YOU MAY BE ARRESTED**
9 **AND PROSECUTED FOR THE CRIME OF VIOLATING AN EX PARTE OR EXTENDED ORDER AND ANY**
10 **OTHER CRIME THAT YOU MAY HAVE COMMITTED IN DISOBEYING THIS ORDER.**

11 **ORDER TO LAW ENFORCEMENT**

12 1. Whether or not a violation of this Ex Parte Order occurs in the presence of a law
13 enforcement officer, the officer shall arrest and take into custody the Adverse Party:

14 (a) With a warrant; or

15 (b) Without a warrant if the officer has probable cause to believe that:

16 (1) An Ex Parte Order for Protection Against High-Risk Behavior has been
17 issued against the Adverse Party;

18 (2) The Adverse Party has been served with a copy of this Order; and

19 (3) The Adverse Party has violated this Order.

20 2. If such law enforcement officer cannot verify that the Adverse Party was served
21 with a copy of the Application for and Declaration in Support of a High-Risk Protection Order
22 and this Order, the officer shall inform the Adverse Party of the following:

23 (a) the specific terms and conditions of this Order;

24 (b) that the Adverse Party now has notice of the provisions of this Order;

25 (c) that a violation of this Order will result in the Adverse Party's arrest;

26 (d) the location of the Court that issued the original Order and the hours during
27 which the Adverse Party can obtain a copy of this Order; and

28 (e) the date and time set for a hearing on an Application for an Extended Order, if
any.

1 3. Information concerning the terms and conditions of the Ex Parte Order for
2 Protection Against High-Risk Behavior, the date and time of any notice provided to the adverse
3 party and the name and identifying number of the law enforcement officer who gave the notice
4 must be provided in writing to the applicant and noted in the records of the law enforcement
5 agency and filed with the court.

6 Dated: _____

7 _____
8 Judge