

AMENDED

JDF 398	Temporary Civil Protection Order and Citation	
A. Court <input type="checkbox"/> District <input type="checkbox"/> County <input checked="" type="checkbox"/> Probate <input type="checkbox"/> Juvenile <input type="checkbox"/> Municipal Colorado County: <u>Garfield</u> Court Address: <u>100 8th St., Suite 104, Glenwood Springs, CO 81601</u>		DATE FILED August 27, 2025 1:25 PM CASE NUMBER: 2025PR21 <i>This box is for court use only.</i>
B. Parties to the Case Petitioner: <u>[REDACTED]</u> <i>by + Thru Erin Anderson</i> & Respondent: <u>Heather Fitzeke</u>		C. Case Details Number: <u>25 PR 21</u> Division: _____ Courtroom: _____

1. Background

The Court issues this Order under Colorado Revised Statute (C.R.S.) section (§) 13-14-104.5.
To the Restrained Person:

2. Restrained Person

Name: Heather Fitzeke
Date of Birth: _____ Sex: F Race: W
Weight: 160 Height: 5'5 Hair Color: Brown Eye Color: Brown

3. Protected People

- a) [REDACTED]
- b) Name: _____
Date of Birth: _____ Sex: _____ Race: _____
- c) Name: _____
Date of Birth: _____ Sex: _____ Race: _____
- d) Name: _____
Date of Birth: _____ Sex: _____ Race: _____
- e) Name: _____
Date of Birth: _____ Sex: _____ Race: _____

4. Citation to Restrained Person

You must attend the Hearing on:

Date: _____

Time: _____

In Room: _____

At the Hearing, you will have the opportunity to explain (*show cause*) why this order shouldn't be made permanent. This Order remains in effect until the Hearing date above unless extended by the Court.

Consequences For Not Attending

- a) The Court may order your arrest.
- b) The Court will enter a Permanent Protection Order without additional Notice to you.

5. Protection Orders

a) Findings

C.R.S. §§ 18-6-800.3; 13-14-104.5(9).

The Court finds:

- It has legal authority (*jurisdiction*) over the parties and subject matter.
- The Restrained Person constitutes a credible risk of physical harm or threat of physical, psychological, or emotional harm to the Protected People.
- Sufficient cause exists for the Court to enter a Civil Protection Order.
- The protection order is based on an act of Domestic Violence. That act involved the threat, use, or attempted use of physical force.

b) Consequences

C.R.S. §§ 18-6-803.5, 13-14-106(1)(a).

It is a crime to break this Order.

If you (*the Restrained Person*) break this order:

- 1) The Government may bring misdemeanor criminal charges, municipal ordinance violations, or delinquent acts (*if you are a juvenile*) against you.
- 2) You'll be in contempt of court and subject to punishment as provided by law.

c) Baseline Orders

1) You (*the Restrained Person*) can't:

- Contact,
- Harass,
- Stalk,
- Injure,
- Intimidate,
- Threaten,
- Touch,
- Sexually Assault,
- Abuse, or
- Molest

The Protected People.

2) You can't:

- Harm,
- Injure,
- Kill,
- Take,
- Transfer,
- Conceal,
- Molest, Encumber,
- Dispose of, or
- Threaten Harm to

Any of the Protected People's (or their children's) pets or animals.

3) You can't:

- Use,
- Attempt to Use, or
- Threaten to Use

Physical force against the Protected People that could cause bodily injury. You can't engage in conduct that would place the Protected People in reasonable fear of bodily injury.

d) No Contact

You (*the Restrained Person*) can't have contact **of any kind** with the Protected People.

You can't attempt to contact them through another person except for your attorney.

Exceptions:

court process; legal proceedings

August 27, 2025

e) Exclusion from Places

You (*the Restrained Person*) may not remain in or return to any of the below locations after you receive this Order.

Minimum Distance from Protected People

100 Yards.

You must stay at least the minimum distance away from the Protected People.

Minimum Distance from Places

100 Yards.

You must stay the minimum distance away from the following locations:

- Protected Person's Home
 - The Protected Person requested their address be omitted.
 - Address: _____
- Protected Person's Work
 - Work Name: _____
 - Address: _____
- Protected Person's School
 - School Name: Yampan Mt. HS
 - Address: _____
- Other: _____
 - Address: _____

Minimum Distance Exceptions

If accompanied by law enforcement, you can return to a shared residence *once* to obtain enough undisputed personal effects to maintain your usual standard of living until the next hearing.

Other exceptions:

f) Care of Children

~~It is in the best interest of the minor children that care and control be awarded to:~~

Name: Erin Anderson

until the next hearing. At that hearing, the Court will decide who will have temporary (up to one year) care and control of the children.

g) Parenting Issues

~~Parenting~~ Time and Decision-Making Responsibilities will continue as previously ordered by the Court in:

Court Name/Type: Probate
Case Number: 25 PR 21

Parenting Time

- Restrained Person is granted Parenting Time with the minor children.
- Parenting Time and Decision-Making Responsibilities will be considered at a future hearing.
- The following Parenting Time is in effect until: (MM/DD/YYYY) _____

Interim Decision Making

~~The following Decision Making is in effect until: (MM/DD/YYYY)~~ 10-16-07

- Name: _____ will have sole Decision-Making Responsibilities.
- The parties shall jointly share Decision-Making Responsibilities.
- See "Other Matters" in section 6 for orders on Decision Making.

6. Other Orders

a) Temporary Injunction

As part of this order, a Temporary Injunction is in effect.

This order restrains you (the Restrained Person) from:

1) Stop Paying the/for:

- Mortgage or rent,
- Utilities or related services,
- Medical care, or
- Child care
- Insurance,
- Transportation,

When you had a prior existing duty or legal obligation to do so.

2) You can't:

- Transfer,
- Conceal, or
- Encumber,
- Dispose of

Personal effects or real property.

Exception: In the usual course of business or for the necessities of life. After the injunction is entered, you must account for all extraordinary expenditures to the court.

b) Firearms

You (the Restrained Person) can't possess or purchase firearms, ammunition, or other weapons.

You must also comply with C.R.S. § 13-14-105.5. You must turn over (relinquish) all the firearms and ammunition in your possession or control within:

- 24 hours (if served in court or from your release from jail)
- 48 hours (if served outside of court)

File form JDF 687 – Affidavit of Relinquishment within 7 business days.

Note – Due dates that fall on a weekend or holiday roll to the next business day.

c) Fees

The Court waives all fees. Service fees should not be assessed. C.R.S. § 13-14-109(1), (2).

Fees will be paid by the: Petitioner Respondent

