

Petitions for an Order of Protection

A request or “petition” for an *order of protection* or *injunction* can be initiated at AZPoint: Arizona Protective Order Initiation & Notification Tool

Types of Protective Orders:

Order of Protection (OP)

Injunction Against Harassment (IAH)

Injunction Against Workplace Harassment (IAWH)

There is No Fee to use AZ Point.

There is No court fee for filing a petition for an OP or IAH.

There is a fee for filing an IAWH.

An Order of Protection is a court order that is issued to stop a person from committing domestic violence or from contacting other people protected by the Order.

AZ Point uses a guided interview to help users complete the forms.

To find a Victim Advocate:

AZ Coalition to End Sexual and Domestic Violence

(620) 279-2900

800-782-6400

TTY: 602-279-7270

National Domestic Violence Hotline

800-799-7233

800-656-HOPE (4673)

Finding an Attorney to help:

AZLawHelp.org

State Bar of Arizona (602) 252-4804

More Resources:

Address Confidentiality Program – via AZ Secretary of State
AZ Bar Foundation
AZCourtHelp.org
Booklet: Things You Should Know About Protective Orders

You may file with a Justice of the Peace Court, a City Court, or a Superior Court.

Until you file it with a court your Petition has NO legal effect.

After you file, you'll have to speak to a judge.

The judge will decide whether there's a legal basis to issue a protective order.

Identification is not required. A Petitioner will not be turned away if they don't have government-issued ID.

The Protective Order cannot be denied on basis of immigration status.

The court will issue an OP if the court determines that there is "reasonable cause" to believe:

- 1) The Defendant may commit an act of violence.
- 2) The Defendant has committed an act of DV within the past year or within a longer period if the court believes that good cause exists to consider a longer period.

Definition of Harassment:

Arizona Revised Statutes 13-2921, 13-3601(A), 13-3624(C)

Different definitions of harassment for an Order of Protection and for an Injunction Against Harassment or and Injunction Against Workplace Harassment

Orders of Protection do Not renew automatically. You may file a new Petition, and there is no limit to the number of times you may request one.

Possible Relief:

ARPOP Rule 23

ARS 13-3602(G)

Animals can be protected by an Order of Protection.

Safety Plans:

www.myplanapp.org

The Court gives the OP to law enforcement for service on the Defendant
Proof of service is entered into AZPoint.

Rule 38

The Defendant may request a hearing in writing to contest the Order

Under “Brady” federal law (18 U.S.C. 922(g)(8)) a Defendant can be disqualified from purchasing or possessing a firearm or ammunition for the duration of an Order of Protection.

Rule 24 Emergency Orders of Protection can be issued by phone without a hearing.