Midwest Native Coalition for Justice & Peace

STATUTORY SUPPLEMENT

FOR DOMESTIC VIOLENCE AND PROTECTION ORDERS

DELAWARE TRIBE OF INDIANS

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Delaware Laws and Definitions

Delaware Domestic Violence Code

8-105. Definitions

These definitions shall be liberally construed to protect all persons who are subjected to domestic violence or family violence. As used in this Title:

(a) "Abuse" means the purposeful infliction of physical harm, bodily injury or sexual assault or the infliction of fear of imminent physical harm.

(b) "Advocate" means a person who is employed by the Delaware Tribe of Indians Domestic Violence Program to provide services to victims of domestic violence and/or sexual assault, or a trained individual recognized by the Tribe as competent to provide services in the area.

(c) "Caretaker" means an individual who has the responsibility for the care of an elder, either voluntarily, by contract, receipt of payment for care as a result of familial relationship, or by an order of a court of competent jurisdiction.

(d) "Coercion" means to restrain, compel or dominate by force or threat.

(e) "Contact" includes but is not limited to:

(1) Repeatedly coming into and/or remaining in the visual or physical presence of the other person;

(2) Following the other person;

(3) Waiting outside the home, property, place of employment or educational institution of the other person;

(4) Sending or making written communications in any form;

(5) Speaking with the other person by any means, including voice messages;

(6) Communicating with the other person through a third party;

(7) Committing a crime against the other person;

(9) Communicating with business entities with the intent of affecting some right or interest of the person;

(10) Causing damage to the person's home, property, place of employment or educational institution;

(11) Delivering directly, or causing the delivery of, any object to the person's home, property, place of employment or educational institution;

(f) "Court" means the judiciary of the Delaware Tribe of Indians.

(g) "Domestic Violence" means any act or attempt to commit an offense, if any of the following applies:

(1) The relationship between the victim and the defendant is one of marriage or former marriage or of persons residing or having a history of residing in the same household as intimate or dating partners;

(2) The victim and the defendant have a child in common;

(3) The victim or the defendant is pregnant;

(4) The victim and the defendant are or have been in a social relationship of a romantic or intimate nature;

(h) "Elderly" means any person who has attained the age of fifty-five (55) years.

(i) "Exploitation" means the act or process of using an elder or their resources for another person's profit, advantage, gain, or for monetary or personal benefit without legal entitlement to do so;

(j) "Family Violence" means the same or similar acts committed in domestic violence when such act is directed towards a family or household member instead of an intimate partner. Family violence is committed when the offense is directed at:

(1) A victim who is related to the perpetrator or the perpetrator's spouse by blood or court order as a parent, grandparent, child, grandchild, sibling or by marriage as a parent-in-law, step-parent, step-child, step-grandchild, step-sibling or brother-in-law or sister-in-law.

(2) A victim who is a child that resides or has resided in the same household as the perpetrator and is related by blood to a former spouse of the perpetrator and is related by blood to a former spouse of the perpetrator or to a person who resided or who has resided in the same household as the perpetrator.

(k) "Indian" means a person who is a member of an Indian tribe, band, nation, or other organized group or community, including any Alaska Native village or regional or village corporation as defined or established pursuant to the Alaska Native Claims Settlement Act, which is recognized by the United States because of their status as Indians.

(l) "Intimate relationship" means spouses, former spouses, persons who are or have been in a marital-like relationship including same-sex relationships, persons who have a child in

common, regardless of whether they have been married or have lived together at in any time in a romantic relationship.

(m) "Mandatory arrest" means that a law enforcement officer shall arrest if there is probable cause to believe the person to be arrested has committed an offense consistent with this chapter even though the arrest may be against the expressed wishes of the victim.

(n) "Mental anguish" means to subject an elder to fear, agitation, confusion, depression, or other forms of serious emotional distress, through threats, harassment, or other forms of intimidating behavior.

(o) "Probable cause" is means based upon a law enforcement officer's observation and statements made by the parties involved and witnesses (if any) causes the officer, using reasonable judgment, to believe an assault did occur and the person to be arrested committed the assault.

(p) "Prosecuting Attorney" means the Delaware Tribe of Indians' designated attorney.

(q) "Protection Order" is a temporary or permanent Court order, injunction or other related to domestic violence or family violence, harassment, sexual abuse, or stalking granted for the purpose of preventing violent or threatening acts or harassment against, or contact or communication with, or physical proximity to another person, who is a victim or alleged victim of domestic violence or family violence, dating violence, sexual assault or stalking. This definition includes any temporary or final order issued by a civil or criminal court if the civil or criminal order was issued in response to a complaint, petition, or motion filed by, or on behalf of, a person seeking protection.

8-310 <u>Protection Order Relief</u>

(a) Upon issuing an order of protection, temporary or otherwise, the respondent shall abide by the following:

(1) Respondent shall not abuse, harass, or threaten the petitioner, or commit any other domestic abuse;

(2) Respondent shall immediately vacate petitioner's residence;

(3) Respondent shall stay at least 100 yards away from places where the petitioner may be, including but not limited to the petitioner's residence, school, place of employment, or any other locations as ordered by the Court;

(4) Respondent shall not contact petitioner, in person, in writing, by telephone, or through a third party unless the Court's order contains a provision allowing the third party contact.

(5) Respondent shall not sell, remove, hide, destroy or damage any property owned by the petitioner or by both parties jointly;

8-318 Full Faith and Credit for Valid Foreign Protection Order

Any valid protection order issued by a Court of another tribe, state, or territory shall be accorded full faith and credit by the Delaware Tribe of Indians, and enforced as if it were issued by the Delaware Tribe.

Federal Laws and Definitions

Violence Against Women Act

Protection Order Definition

18 U.S.C. § 2266

(5) Protection order.—The term "protection order" includes—

(A) any injunction, restraining order, or any other order issued by a civil or criminal court for the purpose of preventing violent or threatening acts or harassment against, sexual violence, or contact or communication with or physical proximity to, another person, including any temporary or final order issued by a civil or criminal court whether obtained by filing an independent action or as a pendente lite order in another proceeding so long as any civil or criminal order was issued in response to a complaint, petition, or motion filed by or on behalf of a person seeking protection; and

(B) any support, child custody or visitation provisions, orders, remedies or relief issued as part of a protection order, restraining order, or injunction pursuant to State, tribal, territorial, or local law authorizing the issuance of protection orders, restraining orders, or injunctions for the protection of victims of domestic violence, sexual assault, dating violence, or stalking.

Relationship Guidance

18 U.S.C. § 2266

(7) Spouse or intimate partner.—The term "spouse or intimate partner" includes—

(A) for purposes of—

(i) sections other than 2261A—

(I) a spouse or former spouse of the abuser, a person who shares a child in common with the abuser, and a person who cohabits or has cohabited as a spouse with the abuser; or

(II) a person who is or has been in a social relationship of a romantic or intimate nature with the abuser, as determined by the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship; and

(ii) section 2261A—

(I) a spouse or former spouse of the target of the stalking, a person who shares a child in common with the target of the stalking, and a person who cohabits or has cohabited as a spouse with the target of the stalking; or

(II) a person who is or has been in a social relationship of a romantic or intimate nature with the target of the stalking, as determined by the length of the relationship, the type of the relationship, and the frequency of interaction between the persons involved in the relationship.[1]

(B) any other person similarly situated to a spouse who is protected by the domestic or family violence laws of the State or tribal jurisdiction in which the injury occurred or where the victim resides.

Full Faith and Credit

18 U.S.C. § 2265

(a) FULL FAITH AND CREDIT.—

Any protection order issued that is consistent with subsection (b) of this section by the court of oneState, Indian tribe, or territory (the issuing State, Indian tribe, or territory) shall be accorded full faith and credit by the court of another State, Indian tribe, or territory (the enforcing State, Indian tribe, or territory) and enforced by the court and law enforcement personnel of the other State, Indian tribal government or Territory [1] as if it were the order of the enforcing State or tribe.

(b) PROTECTION ORDER.—A protection order issued by a State, tribal, or territorial court is consistent with this subsection if—

(1) such court has jurisdiction over the parties and matter under the law of such State, Indian tribe, or territory; and

(2) reasonable notice and opportunity to be heard is given to the person against whom the order is sought sufficient to protect that person's right to due process. In the case of ex parte orders, notice and opportunity to be heard must be provided within the time required by State, tribal, or territorial law, and in any event within a reasonable time after the order is issued, sufficient to protect the respondent's due process rights.

(c) CROSS OR COUNTER PETITION.—A protection order issued by a State, tribal, or territorial court against one who has petitioned, filed a complaint, or otherwise filed a written

pleading for protection against abuse by a spouse or intimate partner is not entitled to full faith and credit if—

(1) no cross or counter petition, complaint, or other written pleading was filed seeking such a protection order; or

(2) a cross or counter petition has been filed and the court did not make specific findings that each party was entitled to such an order.

(d) NOTIFICATION AND REGISTRATION.—

(1) NOTIFICATION.—

A State, Indian tribe, or territory according full faith and credit to an order by a court of another State, Indian tribe, or territory shall not notify or require notification of the party against whom a protection order has been issued that the protection order has been registered or filed in that enforcing State, tribal, or territorial jurisdiction unless requested to do so by the party protected under such order.

(2) NO PRIOR REGISTRATION OR FILING AS PREREQUISITE FOR ENFORCEMENT.—

Any protection order that is otherwise consistent with this section shall be accorded full faith and credit, notwithstanding failure to comply with any requirement that the order be registered or filed in the enforcing State, tribal, or territorial jurisdiction.

(3) LIMITS ON INTERNET PUBLICATION OF REGISTRATION INFORMATION.—

A State, Indian tribe, or territory shall not make available publicly on the Internet any information regarding the registration, filing of a petition for, or issuance of a protection order, restraining order, or injunction in either the issuing or enforcing State, tribal or territorial jurisdiction, if such publication would be likely to publicly reveal the identity or location of the party protected under such order. A State, Indian tribe, or territory may share court-generated and law enforcement-generated information contained in secure, governmental registries for protection order enforcement purposes. The prohibition under this paragraph applies to all protection orders for the protection of a person residing within a State, territorial, or Tribal jurisdiction, whether or not the protection order was issued by that State, territory, or Tribe.

(e) TRIBAL COURT JURISDICTION.—

For purposes of this section, a court of an Indian tribe shall have full civil jurisdiction to issue and enforce protection orders involving any person, including the authority to enforce any orders through civil contempt proceedings, to exclude violators from Indian land, and to use other appropriate mechanisms, in matters arising anywhere in the Indian country of the Indian tribe (as defined in section 1151) or otherwise within the authority of the Indian tribe.

Kansas Laws and Definitions

Protection From Abuse Act

Kan. Stat. § 60-3102.

Definitions. As used in the protection from abuse act:

(a) "Abuse" means the occurrence of one or more of the following acts between intimate partners or household members:

(1) Intentionally attempting to cause bodily injury, or intentionally or recklessly causing bodily injury.

(2) Intentionally placing, by physical threat, another in fear of imminent bodily injury.

(3) Engaging in any sexual contact or attempted sexual contact with another person without consent or when such person is incapable of giving consent.

(4) Engaging in any of the following acts with a minor under 16 years of age who is not the spouse of the offender:

(A) The act of sexual intercourse; or

(B) any lewd fondling or touching of the person of either the minor or the offender, done or submitted to with the intent to arouse or to satisfy the sexual desires of either the minor or the offender, or both.

(b) "Intimate partners or household members" means persons who are or have been in a dating relationship, persons who reside together or who have formerly resided together or persons who have had a child in common.

(c) "Dating relationship" means a social relationship of a romantic nature. A dating relationship shall be presumed if a plaintiff verifies, pursuant to K.S.A. 53-601, and amendments thereto, that such relationship exists. In addition to any other factors the court deems relevant, the court shall consider the following factors in making a determination of whether a relationship exists or existed include:

(1) Nature of the relationship;

(2) length of time the relationship existed;

(3) frequency of interaction between the parties; and

(4) time since termination of the relationship, if applicable.

Kansas Uniform Interstate Enforcement of Domestic Violence Protection Orders Act

Kan. Stat. § 60-31b02

Definitions. In this act, these terms mean the following:

(a) "Foreign protection order" means a protection order issued by a tribunal of another state.

(b) "Issuing state" means the state whose tribunal issues a protection order.

(c) "Mutual foreign protection order" means a foreign protection order that includes provisions in favor of both the protected individual seeking enforcement of the order and the respondent.

(d) "Protected individual" means an individual protected by a protection order.

(e) "Protection order" means an injunction or other temporary or final order issued, by a tribunal under the domestic violence, family violence or anti-stalking laws of the issuing state, broadly construed, to prevent an individual from engaging in violent or threatening acts against, harassment of, contact or communication with, or physical proximity to, another individual.

(f) "Respondent" means the individual against whom enforcement of a protection order is sought.

(g) "State" means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands or any territory or insular possession subject to the jurisdiction of the United States. The term includes an Indian tribe or band that has jurisdiction to issue protection orders.

(h) "Tribunal" means a court, agency or other entity authorized by law to issue or modify a protection order.

Kan. Stat. § 60-31b03.

Judicial enforcement of order. (a) A person authorized by the law of this state to seek enforcement of a protection order may seek enforcement of a valid protection order in a court of this state. The court shall enforce the terms of the protection order, including terms that provide relief that a court of this state would lack power to provide but for this section. The court shall enforce the order, whether the order was obtained by independent action or in another proceeding, if it is an order issued in response to a complaint, petition or motion filed by or on behalf of an individual seeking protection. In a proceeding to enforce a foreign

protection order, the court shall follow the procedures of this state for the enforcement of protection orders.

(b) A court of this state may not enforce a foreign protection order issued by a tribunal of a state that does not recognize the standing of a protected individual to seek enforcement of that order.

(c) A court of this state shall enforce the provisions of a valid foreign protection order which govern custody and visitation, if the order was issued in accordance with the jurisdictional requirements governing the issuance of custody and visitation orders in the issuing state.

(d) A foreign protection order is valid if it:

(1) Identifies the protected individual and the respondent;

(2) is currently in effect;

(3) was issued by a tribunal that had jurisdiction over the parties and subject matter under the law of the issuing state; and

(4) was issued after the respondent was given reasonable notice and had an opportunity to be heard before the tribunal issued the order or, in the case of an ex parte order, the respondent was given notice and has had or will have an opportunity to be heard within a reasonable time after the order was issued in a manner consistent with the rights of the respondent to due process.

(e) A foreign protection order valid on its face is prima facie evidence of its validity.

(f) Absence of any of the criteria for validity of a foreign protection order is an affirmative defense in an action seeking enforcement of the order.

(g) A court of this state may enforce provisions of a mutual foreign protection order which favor a respondent only if:

(1) The respondent filed a written pleading seeking a protection order from the tribunal of the issuing state; and

(2) the tribunal of the issuing state made specific findings in favor of the respondent.

Kan. Stat. § 60-31b04

Nonjudicial enforcement of order. (a) A law enforcement officer of this state, upon determining that there is probable cause to believe that a valid foreign protection order exists and that the order has been violated, shall enforce the order as if it were the order of a court of this state. Presentation of a protection order that identifies both the protected individual and the respondent and, on its face, is currently in effect constitutes probable cause to believe that a valid foreign protection order exists. For the purposes of this section, the protection order may be inscribed on a tangible medium or may have been stored in an

electronic or other medium if it is retrievable in perceivable form. Presentation of a certified copy of a protection order is not required for enforcement.

(b) If a foreign protection order is not presented, a law enforcement officer of this state may consider other information in determining whether there is probable cause to believe that a valid foreign protection order exists.

(c) If a law enforcement officer of this state determines that an otherwise valid foreign protection order cannot be enforced because the respondent has not been notified or served with the order, the officer shall inform the respondent of the order, make a reasonable effort to serve the order upon the respondent and allow the respondent a reasonable opportunity to comply with the order before enforcing the order.

(d) Registration or filing of an order in this state is not required for the enforcement of a valid foreign protection order pursuant to this act.

Kan. Stat § 60-31b05

Registration of order. (a) Any individual may, but is not required, to register a foreign protection order in this state. To register a foreign protection order, an individual shall present a certified copy of the order to the sheriff in the county where the protection order will be enforced. Pursuant to K.S.A. 60-3112, and amendments thereto, the sheriff shall contact the issuing jurisdiction to verify the order and request that such jurisdiction enter the order, if it has not already been entered, into the national criminal information center and other appropriate databases.

(b) A fee shall not be charged for the registration of a foreign protection order.

(c) No sheriff's department accepting or registering a foreign protection order under this section may notify or require notification of the party against whom the protection order was filed of its filing or registration unless the individual protected by the protection order requests that the sheriff's department do so and the respondent has not already been notified of such filing or registration.

Kansas Court Rules

Rule 110C. Recognition of Tribal Judgements – District Courts

(a) **Definitions**.

(1) **"Judicial officer"** means a judge, justice, magistrate, or other officer authorized under federal or tribal law to resolve disputes and enter tribal judgments in a tribal court.

(2) **"Record"** means information on a tangible medium or stored in an electronic format.

(3) **"Tribal court"** means a court or constitutionally established tribunal of a federally recognized Indian nation, tribe, pueblo, band, or Alaska Native village established under federal law or tribal law, including a court of Indian offenses organized under Title 25, Part 11 of the Code of Federal Regulations.

(4) **"Tribal judgment"** means a final written judgment, decree, or order of a tribal court signed by a judicial officer and filed in a tribal court.

(b) **Recognition of Tribal Judgments—Full Faith and Credit**. A Kansas district court must grant full faith and credit and enforce a tribal judgment if the tribal court that issued the judgment grants full faith and credit to the judgments of the courts of the state of Kansas.

(c) **List of Tribal Courts Granting Full Faith and Credit**. The judicial administrator must maintain a list of the tribal courts that grant full faith and credit to the judgments of the courts of the state of Kansas. The list will include any tribal court that has provided the following documents to the judicial administrator:

(1) a copy of the tribal ordinance, statute, court rule, or other evidence demonstrating that the tribal court grants full faith and credit to the judgments of the courts of the state of Kansas; and

(2) a copy of the tribal ordinance, statute, court rule, or other evidence of the tribal court's requirements for authentication of copies of an official record.

(d) **Filing of Tribal Judgments**. A copy of a tribal judgment authenticated in accordance with K.S.A. 60-465, the applicable act of Congress, or the law of the tribe may be filed with the clerk of the district court of any Kansas county. The district court clerk must treat the tribal judgment in the same manner as a judgment of the district court of any Kansas county that may be enforced or satisfied in a like manner.

(e) **Filing Procedure**.

(1) A tribal judgment filed under this rule must be accompanied by the following:

(A) an affidavit, signed by the filing party or that party's attorney, stating the name and last-known address of each party in the action and the name and last-known address of each party's attorney, if any; and

(B) payment for the docket fee required under K.S.A. 60-3020.

(2) Promptly on the filing of a tribal judgment and affidavit, the filing party must mail notice of the filing of the tribal judgment to the party against whom the judgment was rendered at the address given. The notice must include the name and address of the party filing the judgment and the name and address of the party's attorney, if any. In addition, the party filing the judgment must file a certificate of mailing with the district court clerk within seven days after the date the tribal judgment was filed with the district court clerk.

(f) **Stay of Enforcement.** The party against whom the tribal judgment was rendered may seek a stay of enforcement of the judgment as provided in K.S.A. 60-3004.

(g) **Conditions for Execution or Enforcement.** No execution or other process for enforcement of a tribal judgment filed under this rule may issue until the proof of mailing of the notice has been filed with the district court clerk and 21 days have passed from the date the judgment was filed in the district court.

(h) **Communication Between Courts**.

(1) A district court may communicate with a tribal court concerning a tribal judgment filed under this rule. Except as otherwise provided in subsection (h)(2), a record must be made of the communication and the parties must be informed promptly of the communication and granted access to the record.

(2) Communication between a district court and a tribal court concerning court records and similar ministerial matters may occur without informing the parties. A record need not be made of the communication.

(i) **Other Applicable Statutes, Regulations, and Rules.**

(1) This rule does not modify, limit, or impose additional conditions on the obligation of a district court to follow applicable state and federal statutes, regulations, and rules that provide for recognition and enforcement of judgments or acts of the tribal courts of any federally recognized Indian tribe.

(2) Applicable statutes may include the following:

(A) Violence Against Women Act, 18 U.S.C. § 2265;

(B) Indian Child Welfare Act, 25 U.S.C. § 1911;

(C) National Indian Forest Resources Management Act, 25 U.S.C. § 3106;

(D) American Indian Agricultural Resources Management Act, 25 U.S.C. § 3713;

(E) Full Faith and Credit for Child Support Orders Act, 28 U.S.C. § 1738B;

(F) Uniform Interstate Family Support Act, K.S.A. § 23-3601 et seq.;

(G) Uniform Child-Custody Jurisdiction and Enforcement Act, K.S.A. § 23-37,101 et seq.; and

(H) Uniform Interstate Enforcement of Domestic Violence Protection Orders Act, K.S.A. § 60-31b01 et seq.

IN THE TRIBAL COURT OF THE DELAWARE TRIBE of INDIANS
CANEY, KANSAS

_____,)
Petitioner(s),)
) Case No. PO- _____-_____
Vs.)
)
_____,)
Respondent(s).)
)

PETITION FOR PROTECTIVE ORDER

Petitoner, being sworn, states:

1. (Check one or more)

☐ The Defendant has caused or attempted to cause serious physical harm to:

_____

☐ The defendant has threatened to: _____
_____
_____

☐ The defendant has stalked: _____
_____
_____

2. The incident(s) which caused the filing of this petition occurred on or about _____.
(Date)

3. Describe the incident(s) in a concise, but detailed description: (List only the incident(s), not the events leading up to the incident(s). You may attach an additional sheet if necessary. _____

_____

_____

_____

_____

_____

4. Was a weapon used in the incident? _____ If "yes", what kind of weapon? _____
5. Does the Defendant have access to or own any weapons? _____ If "yes", what kind of weapons? _____
6. The Petitioner and additional parties are related to the Defendant as follows: (Check all that apply)

_____ Married	_____ Divorced
_____ Parent & Child	_____ Persons Related by Blood
_____ Persons Related by Marriage	_____ Present Spouse of an Ex-spouse
_____ Persons Formerly Living in Same Household	_____ Persons Living Same Household
_____ Persons in Previous Dating Relationship	_____ Biological Parents of Same Child
_____ Not Related	_____ Persons in a Dating Relationship

7. Please check all that apply:

_____ Petitioner is a resident of the county wherein this Petition is filed.

_____ Defendant is a resident of the county wherein this Petition is filed.

_____ The incident leading to the filing of this Petition occurred in the County wherein this Petition is filed.

_____ The Petitioner resides on Tribal Land wherein this Petition is filed.

_____ The Defendant resides on Tribal Land wherein this Petition is filed.

_____ The Petitioner is temporarily residing on Tribal Land wherein this Petition is filed.

_____ The Petitioner is employed on Tribal Land wherein this Petition is filed.

_____ The Defendant is employed on Tribal Land wherein this Petition is filed.

_____ The incident leading to the filing of this Petition occurred on Tribal Land wherein this Petition is filed.

_____ The Petitioner has filed a like Petition with the _____ County District Court.

8. (Check and complete **A** or **B**)

[ ] **A.** Petitioner does not request an Emergency Ex Parte Order, but requests the relief checked below after notice and hearing.

[ ] **B.** Petitioner is in immediate and present danger of abuse from the Defendant and an Emergency Ex Parte Order is necessary to protect the Petitioner from serious harm. The Petitioner requests the following relief in the Ex Parte Order: (Check all that apply)

RELIEF REQUESTED

I want the Delaware Tribe of Indians Tribal Court to:

[ ] Order Defendant to have no contact with Petitioner, either in person or by telephone, at any time or place.

[ ] Order Defendant to not abuse, threaten, injure, assault, molest, stalk, harass, or otherwise interfere with Petitioner.

[ ] Order suspension of child visitation orders due to physical violence or threat of abuse by Defendant or a threat to violate a custody order by Defendant.

[ ] Order Defendant to not stalk the Petitioner.

[ ] Order Defendant to leave the residence located at _____

_____ on or before _____, and take no action to change utilities or telephone service.

[ ] Order law enforcement officers to accompany Defendant to the residence at

_____

[ ] Order Defendant who is a minor, to leave the residence located at _____

_____ by immediately placing the Defendant in any type of care authorized for children taken into custody pursuant to the Delaware Tribe of Indians Juvenile Codes.

[ ] Describe other relief Petitioner requests: _____

_____

9. Petitioner requests that the Defendant be ordered to pay all court costs, costs of service, Attorney fees, if applicable, and any other expense associated with this matter.

Petitioner, being first duly sworn on oath states:

I have read the above and foregoing document, understand the meaning thereof, and declare, under penalty of perjury, that the facts and statements contained herein are believed to the best of my knowledge to be the truth and nothing but the truth.

_____
Signature of Petitioner

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____ by _____.
Plaintiff's Printed Name

State of Oklahoma
County of Washington

_____
NOTARY PUBLIC or COURT CLERK

My commission expires:
_____

My commission number:
_____