

Form 24.3104: Request to Modify/Cancel/Extend a Protection Order

Use this form if you want to change, stop or request to continue a Protection/Restraining/Injunction Order. Before using this form, read through the Domestic Violence FAQ’s brochure, or Title 24 Section 24.3101, Section 24-3104 or Civil Rules of Practice & Procedure Section C-36 of the Tribal Code on the Tribal Court website at <https://meskwakicourt.org/tribal-code-%26-court-rules>. These will explain what domestic abuse is, court procedures, and how to contact an attorney. You may want to, or should, see an attorney if:

- You do not know how to use this form, or do not understand this form.
- You think the Petitioner/Respondent will hire an attorney.
- You think the Petitioner/Respondent will try to get custody of your children.

You may privately hire an attorney in this case at any time, although you are not required to. If you cannot find an attorney, the Tribal Court website has a list of Tribal Court Bar Members.

CAUTION: You must complete a separate Protected Information Sheet to provide confidential or personal information the Court requires but that cannot be listed in this Petition.

For other general information about Domestic Abuse, please call RISE at (641) 484-4444. **IF YOU ARE NEEDING IMMEDIATE ASSISTANCE, PLEASE CONTACT THE TRIBE’S CRISIS LINE (641) 481-0334**

IN THE TRIAL COURT OF THE SAC & FOX TRIBE OF THE MISSISSIPPI IN IOWA

<p>_____, Petitioner,</p> <p>vs.</p> <p>_____, Respondent.</p>	<p>Case No. _____</p> <p>REQUEST TO MODIFY/CANCEL/EXTEND A PROTECTION / RESTRAINING / INJUNCTION ORDER</p>
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PLEASE READ: ALL parties in this matter must also receive a copy of your filed request, along with any attachments, so they can have an opportunity to respond. At the time of filing this document **YOU, are responsible for making sure that restricted personal information** (addresses, phone numbers, email addresses, etc.) **is COMPLETELY REDACTED** from any filings and any attachments you submit. REFER TO “CAUTION” ABOVE FOR FURTHER INSTRUCTION.

1. My full legal name is: _____
2. I am the Protected Party Respondent in the case listed above.
3. The Court issued a Protection/Restraining/Injunction Order on: ____ / ____ / ____.
4. I HAVE HAVE NOT been communicating with RISE about my situation.
5. I am asking the Court to:
 - CANCEL the Protection/Restraining/Injunction Order ***continue to question 6*
 - MODIFY the Protection/Restraining/Injunction Order ***skip to question 7*
 - EXTEND the Protection/Restraining/Injunction Order ***skip to question 8*

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6. I am requesting that the Court **CANCEL** the Protection/Restraining/Injunction Order for the following reasons: _____

_____.

7. I am requesting that the Court **MODIFY** the Protection/Restraining/Injunction Order in the following ways: _____

_____.

8. I am requesting that the Court **EXTEND** the Protection/Restraining/Injunction Order for the following reasons: _____

_____.

9. I DO DO NOT believe the Protected Party will be safe if the Court changes the Order as I have asked for the following reasons: _____

_____.

10. I REQUEST THAT THE JUDGE DO THE FOLLOWING:

- Set a hearing on this Request, if needed.
- Direct Meskwaki Nation Police Department to serve the Respondent a copy of any subsequent Order for hearing.
- Following the Hearing, if applicable, modify/cancel/extend the Protection/Restraining/Injunction Order as I requested.
- Direct Meskwaki Nation Police Department to serve the Respondent with a copy of any new Order issued following the hearing, if any.

11. READ THE STATEMENTS BELOW AND CHECK ALL to show that you have read and understand each statement.

- I understand** there may be a court hearing after I file this Request, which I MUST ATTEND.
- I understand** that the hearing is my opportunity to tell the Judge why I want the Order modified/cancelled/extended.
- I understand** that if a hearing is Ordered, and I do not attend, the Judge can dismiss my request.
- I understand** that ALL PARTIES shall be provided copies of this Request and any attachments that have been included.
- I understand** that each Party in this case has an opportunity to respond to all filings and/or attend any scheduled hearings.
- I understand THAT THE PROTECTION/RESTRAINING/INJUNCTION ORDER IS STILL IN EFFECT UNTIL THE JUDGE CANCELS OR CHANGES IT.**
- I understand** that I must follow the existing Order until the Judge cancels or changes it.

****PLEASE WAIT TO SIGN & DATE UNTIL IN FRONT OF A NOTARY****

I, the Petitioner, have read this Petition, and certify under penalty of perjury and pursuant to the laws of the Meskwaki Nation that the information I have provided is true and correct.

Signature

Date

Signed before me on ____ day of _____, 20____.

 Signature of Notary Public, State of _____

Tribal Court Staff Title: _____