

SAGINAW CHIPPEWA INDIAN TRIBE TRIBAL COURT	PETITION FOR PERSONAL PROTECTION ORDER (NON-DOMESTIC)	Case No.
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6954 East Broadway, Mount Pleasant MI 48858

(989) 775-4800

Petitioner's name, address and telephone no. <input type="checkbox"/> Under 18 years	Respondent's name, address and telephone no. <input type="checkbox"/> Under 18 years <table border="1" style="width:100%; border-collapse: collapse; margin-top: 5px;"> <tr> <td style="width:10%;">Height</td> <td style="width:10%;">Weight</td> <td style="width:10%;">Race*</td> <td style="width:10%;">Sex*</td> <td style="width:10%;">DOB/ Age*</td> <td style="width:10%;">Hair</td> <td style="width:10%;">Eye</td> <td style="width:10%;">Other</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </table>	Height	Weight	Race*	Sex*	DOB/ Age*	Hair	Eye	Other								
Height	Weight	Race*	Sex*	DOB/ Age*	Hair	Eye	Other										

1. The petitioner and respondent **are not** family or household members as defined in SCIT Tribal Code Section 1.2402(2).
2. The petitioner is American Indian: No Yes
 Tribal Affiliation, if known: _____ . Tribal ID # _____ .
 The Respondent is American Indian: No Yes
 Tribal Affiliation, if known: _____ . Tribal ID # _____ .
3. The actions alleged did did not occur on the Isabella and/or Saganing Indian Reservation.
4. There are are not orders/judgements entered by this or any other court regarding the parties.

Case No.	Name of court and tribe/state/province	Name of Judge

5. The petitioner does does not reside on tribal lands/jurisdiction.
6. The respondent does does not reside on tribal lands/jurisdiction.
 his/her residence is unknown.
7. The respondent has a concealed firearm carry permit or is required to carry a firearm in the course of his/her employment at _____.
8. It is unknown if respondent is allowed or required to carry a firearm.
9. I need a personal protection order because: Explain in as much detail as possible why you believe Stalking (two or more unconsented contacts causing you to feel frightened, threatened, harassed, etc.) and/or Sexual Assault has or will occur. (attach additional pages, if necessary)

10. I make this petition pursuant to SCIT Tribal Code Section 1.2414, and I ask the court to grant a personal protection order as provided in SCIT Tribal Code Section 1.2414(2), prohibiting the respondent from the following:

a) stalking as defined under SCIT Tribal Code Section 1.2402(6), which includes but not limited to:

- following petitioner or appearing within his/her sight.
- sending mail or other communications to petitioner.
- approaching or confronting petitioner in a public place or on private property.
- entering onto or remaining on property owned, leased, or occupied by petitioner.
- placing an object on or delivering an object to property owned, leased, or occupied
- threatening to kill or physically injure petitioner.
- purchasing or possessing a firearm.
- contacting petitioner by telephone.
- appearing at petitioner's workplace or residence.
- other: _____

b) sexual assault as defined under Saginaw Chippewa Tribal code section 1.2402(c).

c) posting a message through the use of any medium of communication, including the Internet or a computer or any electronic medium, which would cause or intended to cause stalking per Tribal Code 1.2501.

11. a) I request an ex parte order because immediate and irreparable injury or damage will occur between now and a hearing or because notice itself will cause irreparable injury, loss, or damage before the order can be entered, including the following: _____.

b) If the court does not grant this petition ex parte, I do do not want to proceed with the petition. I understand that if I proceed with the petition, the court will hold a hearing and all parties will be notified.

12. I have a next friend petitioning for me. I certify that the next friend is not disqualified by statute and is an adult.

I declare that the statements above are true to the best of my information, knowledge and belief.

Date

Petitioner's/Next Friend's Signature

**INSTRUCTIONS FOR COMPLETING “PETITION FOR PERSONAL PROTECTION ORDER”
(NON-DOMESTIC RELATIONSHIP)**

Saginaw Chippewa Tribal Court

If you are experiencing harassment and/or stalking, you may be entitled to Personal Protection Order (PPO). A PPO is intended to provide protection if you are experiencing harassment or stalking from a person with whom you do not share a family or household or intimate relationship.

If you do share a family or household relationship with the other person, please ask for a Domestic PPO instruction sheet.

To request a PPO from the Tribal Court, you must first complete a **Petition for Personal Protection Order.**

By filling out a petition for Personal Protection Order, you are asking the Tribal Court to issue an order prohibiting the other person (the “respondent”) from doing certain things, such as making any contact with you, coming near your personal residence or workplace, contacting you through third parties, making threats or harming you in any way, or causing damage to your property. If a protection order is issued and later violated by the respondent, he/she may be subject to arrest and other sanctions, including imprisonment.

By law, a personal protection order may only be issued if certain requirements are met.

Under Saginaw Chippewa Tribal law, Stalking includes “a willful course of conduct involving repeated or continuing harassment of another individual that would cause a reasonable person to feel or actually causes to feel terrorized, frightened, intimidated, threatened, and/or harassed.” Saginaw Chippewa Tribal Code 1.2501 (2)

The Court requires an affidavit that sets out facts constituting reasonable cause to believe that the respondent may commit an act of stalking against you. Describe the most recent acts against you by the respondent. This can be multiple incidents over a period of time, including non-physical acts that caused fear. It is helpful to include descriptive and specific language about the violence or harassment you have experienced, including discussion of your feelings of fear.

If you are in immediate danger, you should ask the judge for an “Ex-Parte” Order, which means that the personal protection order could be issued without waiting for a hearing. With an ex parte order, the respondent won’t know you’re asking for a PPO until after you get your order.

Completing the Petition for Personal Protection Order

Items (A-B) 1 through 12 must be completed before the Petition for Personal Protection Order can be filed. Please read the instructions for each item and fill in the information on the form as accurately and thoroughly as possible. Please print neatly.

- (A) Write your name, address, and phone number in the “Petitioner” box. If you are under 18 years of age, write your age. Write the name, address, and phone number of the person you want restrained in the “Respondent” box; if he/she is under 18 years of age, write his/her age. Be certain to fill in Respondent identifiers as much as possible for Police data entry and ID purposes.

If you want your address and phone number to be kept from the respondent, do not write your address. Ask for a separate confidential address form.

- 1) Check that this form properly describes the relationship between you (petitioner) and the respondent.
- 2) Indicate whether the respondent and the petitioner are American Indian and include the Tribal affiliation, if known.

- 3) Indicate whether or not allegations/actions did or did not occur within the jurisdiction on the Isabella or Saganing reservation.
 - 4) Indicate if there are any pending or resolved court cases between you and the respondent. If there are, please note the case number, the name of the court and tribe/state/province, and the judge's name.
 - 5) Check the box to indicate whether you (petitioner) reside on tribal land or not.
 - 6) Check the box to indicate whether or not the respondent lives on tribal land. If you don't know, check "his/her residence is unknown."
 - 7) Check if the respondent has a concealed firearm carry permit and/or is required by law to carry a firearm while at work.
 - 8) Check "unknown" if you do not know whether respondent is allowed or required if to carry a firearm.
 - 9) Explain as thoroughly and in as much detail as possible why you are asking for a PPO. Describe what has happened so that the judge has enough facts to decide if an order should be signed. Describe any previous/separate instances of abuse, threats, or any other acts that caused you to feel terrorized, frightened, intimidated, threatened, and/or harassed. Include dates and places. Write on a separate sheet of paper and attach it to this form, if necessary. A tribal victim advocate is available to answer any questions and to assist you complete and file the Petition.
You may contact them at: **(989) 775-4814 or (989)775-4810 Mon-Fri. 8-5pm. After Hours contact: Tribal Police (989) 775-4700**
 - 10) a. Check the boxes next to the protections you want included in the PPO and fill in any blank spaces with the required information. Include in your written explanation to the judge why you need these protections.
 - b. Check box indicating sexual assault under Saginaw Chippewa Tribal Code 1.2402(c).
 - c. Check box for usage of electronic communications.
 - 11) a. Check the box requesting an "ex parte order" if you believe the respondent might hurt you between now and the time a hearing may be granted, or if you think that the respondent might hurt you when he or she is given notice of a scheduled hearing. An "ex parte order" means you do not have to let the other party know in advance that you are asking the court for an order and you do not have to wait for a court hearing to get an order. Include in the space provided and explain in writing why an ex-parte order is needed. *(attach additional sheets if necessary)*
 - b. **If you are granted the ex parte order the respondent has 14 days to request a hearing. You and the respondent will need to be present at this hearing. If you request an ex parte order and the judge denies it, the court will schedule a hearing. Make sure to check one of the boxes to let the court know what you want to happen if the ex parte order is denied.**
 - 12) If someone other than the victim is filing this petition, check a "next friend" is filing for the petitioner.
- B.** Write in today's date and sign the form. If someone other than the victim is filing the form, that person will sign the form as Next Friend.

When you have completed the form, provide it to the Court Clerk. He/she will complete the form and provide copies.