

<p style="text-align: center;">Temporary No Contact Order and, if checked <input type="checkbox"/>, Order Setting Contempt Hearing</p> <p style="text-align: center;">Iowa Code section 664A.3</p>	<p>Case number _____</p> <p>Judge _____</p> <p>County _____ <u>Iowa</u></p> <p>Issue date _____</p>
<p>Plaintiff or Protected Person</p> <p>_____</p> <p style="text-align: center;"><i>First Middle Last</i></p> <p>State of Iowa v. Defendant</p> <p>_____</p> <p style="text-align: center;"><i>First Middle Last</i></p> <p>Caution: <input type="checkbox"/> If checked, Firearms Warning for Law Enforcement</p>	<p>Other Protected Persons <i>use initials and birth year for minor children</i></p> <p>Defendant year of birth _____</p> <p>Defendant's address <i>cannot be same as Plaintiff's or Protected Person's address</i></p>

If you need assistance to participate in court due to a disability, call the disability coordinator (information at <https://www.iowacourts.gov/for-the-public/ada/>). Persons who are hearing or speech impaired may call Relay Iowa TTY (1-800-735-2942). **Disability coordinators cannot provide legal advice.**

The court orders

Defendant must not abuse, threaten to abuse, or contact Plaintiff, Protected Person, persons residing with Plaintiff or Protected Person, members of Plaintiff's or Protected Person's immediate family, or Other Protected Person under this order. **Additional terms of this order are below.**

This order is in effect upon service on Defendant.

Notice to Defendant

If checked, a court hearing is set for this case on _____, 20____, at _____ m. at the _____ County Courthouse in _____, Iowa.

1. This order is enforceable in every state, U.S. Territory, tribal jurisdiction, and the District of Columbia. Violating this order outside the State of Iowa may result in federal imprisonment. 18 U.S.C. section 2262.
2. To verify this order during business hours, contact the _____ County Clerk of Court office at _____, or anytime with the _____ County Sheriff's office at _____.
3. **This order is effective upon service on Defendant** and until further order of the court.
4. **Federal and Iowa felony criminal penalties for possessing, transporting, shipping, or receiving any firearms, offensive weapons, or ammunition may apply as long as a qualifying protective order is in effect.** 18 U.S.C. sections 922(d)(8), (g)(8); Iowa Code section 724.26(2).

Notice for law enforcement

Any peace officer with probable cause to believe Defendant has violated this order **must** immediately arrest Defendant. Iowa Code sections 235F.6, 236.11, 236A.12, and 664A.6.

Defendant appears in accordance with Iowa Code section 664A.3 after arrest for alleged violation of the following Iowa Code section(s) checked below:

- 235F.6** Elder Abuse Protective Order
- 236.11** Domestic Abuse Protective Order
- 236A.12** Sexual Abuse Protective Order
- 664A.7** Violation of No Contact Order
- 708.2A** Domestic abuse assault
- 708.7** Harassment
- 708.11** Stalking
- 709.2** Sexual Abuse in the first degree
- 709.3** Sexual Abuse in the second degree
- 709.4** Sexual abuse in the third degree
- 915.50-50A** Victim rights
- 664A.2** Any other public offense for which there is a victim

The court finds

The court's findings include the following checked provisions:

- There is probable cause to believe Defendant committed the violation listed above.
- The presence of or contact with Defendant poses a threat to the safety of Plaintiff, Protected Person, persons residing with Plaintiff or Protected Person, members of Plaintiff's or Protected Person's immediate family, or Other Protected Person (hereafter "Plaintiff or Other Protected Person").
- A criminal no contact order should be entered in this matter pursuant to Iowa Code section 664A.3.

At the time of the violation listed above, Plaintiff or Other Protected Person and Defendant had the following relationship:

- Intimate partners** The parties were married, separated, divorced, living together at the time of offense, had lived together or were in an intimate relationship within one year of the abuse, or are parents of the same minor child. (Registry order type "C" or "S")

Defendant must not possess, ship, transport, or receive firearms, offensive weapons, or ammunition while this order is in effect. Defendant

must follow specific directions in this order regarding firearms, offensive weapons, and ammunition.

Not intimate partners (Registry order type "I")

Other court findings

This order is issued in accordance with the Full Faith and Credit provisions of 18 U.S.C. section 2265.

The court orders

If checked, Defendant must appear at the _____ County Courthouse in _____, Iowa for contempt hearing at _____ m. on _____, 20___. The hearing will determine whether Defendant should be punished for a simple misdemeanor or held in contempt of court for violating the Iowa Code section, Protective Order, or No Contact Order cited above. If Defendant fails to appear for this hearing, Defendant may be arrested.

Defendant has a right to legal counsel at the hearing.

1. Conditions of release from custody, if appropriate, will be established by separate order. The terms of this order are additional conditions of release.
2. **Defendant must not threaten**, assault, stalk, molest, sexually abuse, attack, harass, or otherwise abuse Plaintiff or Other Protected Person. Defendant must not engage in any other conduct that would place Plaintiff, or Other Protected Person in reasonable fear of bodily injury to the protected person. Defendant must not use, attempt to use, or threaten to use physical force against Plaintiff or Other Protected Person that would reasonably be expected to cause bodily injury.
3. **Defendant must stay away** from Plaintiff, or Other Protected Person and must not be in the presence of Plaintiff or Other Protected Person under any circumstance except in a court proceeding or as allowed below. Defendant must stay away from and must not be in the immediate vicinity of the residence or place of employment of Plaintiff or Other Protected Person. Any child visitation or contact with Plaintiff's or Other Protected Person's children that is allowed by any other order is suspended while this Temporary No Contact Order is in effect.
4. **This No Contact Order is in effect upon service on Defendant.** The order may be extended prior to expiration, or at sentencing, for a period of five years pursuant to Iowa Code sections 664A.5 (modification) and 664A.8 (extension).

5. **If Defendant violates this order, Defendant must be arrested immediately.** A violation occurs even if Plaintiff or Other Protected Person agrees to conduct that this order prohibits. Only the court can relieve the parties from the restrictions contained in this order. Punishment for violation of this or other related orders in this case is governed by Iowa Code chapter 664A.
 6. The clerk of court will provide copies of this order to Plaintiff or Other Protected Person, the county attorney, Defendant, counsel of record, if any, the _____ County Sheriff, and the 24-hour dispatcher for the County Sheriff, as required by Iowa Code sections 235F.6, 236.5, 236A.7, 598.4(2), or 664A.4 as applicable.
- If checked, the Protective Order or No Contact Order issued on _____, 20__, in case number _____, remains in effect, and its conditions except as modified below are incorporated as conditions of this Temporary No Contact Order.

The court further orders the following checked provisions:

- Contact and Communication**
- Defendant must not contact or attempt to contact Plaintiff or Other Protected Person. This includes communicating directly or indirectly in person or through any means. Prohibited communications also include, but are not limited to:
- a. Any form of social media or electronic communication, including texting, cell phone, and email.
 - b. Ordering or canceling items to be left with or delivered to Plaintiff or Other Protected Person, or interfering with any services for Plaintiff or Other Protected Person.
 - c. Posting electronically or otherwise publishing
 - i. Images or videos of Plaintiff or other Protected Person.
 - ii. Information about Plaintiff or other Protected Person.
 - d. Contacting or attempting to contact Plaintiff, Protected Person, or Other Protected Persons or causing or encouraging another person to contact or attempt to contact Plaintiff, Protected Person, or Other Protected Persons, or making other prohibited communications. This restriction does not prohibit communication through legal counsel.

The following restrictions are placed on Defendant's access to Plaintiff's or any Other Protected Person's school, place of worship, children's school or daycare, or other regularly attended place:

Exceptions to prohibition on contact and communication

Residence or housing

Defendant may enter the residence located at _____ **one time** in the company of law enforcement to retrieve Defendant's essential personal items, clothing, and work-related items. Law enforcement must accommodate Plaintiff's or Other Protected Person's safety concerns.

Otherwise, Defendant must not go to, enter, occupy, or remain in the residence or any other residence in which Plaintiff or Other Protected Person is staying.

Defendant must not interfere with Plaintiff's or Other Protected Person's, possession of the residence, including, but not limited to interfering with utility services, failing to timely make rent or mortgage payments, or otherwise interfering with habitability.

Firearms, offensive weapons, and ammunition *This section must be completed if intimate partners*

Defendant must not possess, ship, transport, or receive any firearms, offensive weapons, or ammunition while this order is in effect. Within 24 hours after service of this order, Defendant must submit any permit to acquire or carry a firearm, any similar document, and any hunting license to the _____ County Sheriff or _____ law enforcement agency to be held while this order is in effect. If this order expires or is canceled, Defendant may apply to the court for return of these items. 18. U.S.C. sections 922(d)(8) and (g)(8); Iowa Code section 724.26(2).

Firearms disposition *This section must be completed if intimate partners*

Within 24 hours after service of this order, Defendant must deliver any firearms, offensive weapons, and ammunition to the _____ County Sheriff or the _____ law enforcement agency for safekeeping. Defendant must pay the County Sheriff or other law enforcement agency the reasonable cost of storing any firearms, offensive weapons, and ammunition. All firearms, offensive weapons, and ammunition must remain in safekeeping until (1) the court approves a qualified person to receive them, or (2) this order is no longer in effect. Within 72 hours after service of this order, Defendant must file with the clerk of court a Defendant's **Firearms Compliance Affidavit** in a form the court has approved. See lowacourts.gov/for-the-public/court-forms/.

Within 24 hours after service of this order, Defendant's firearms, offensive weapons, and ammunition must be sold to _____, a qualified person, or transferred to the custody of _____ after court approval. The person receiving those items must sign a **Firearms Transferee Affidavit** in a form approved by the court, and within 72 hours after service of this order, Defendant must file with the clerk of court the **Firearms Transferee Affidavit** and a Defendant's **Firearms Compliance Affidavit** in a form the court has approved. See lowacourts.gov/for-the-public/court-forms/.

Other relief, if checked:

Bond is set at \$_____.

Defendant qualifies for court-appointed counsel, and attorney _____, is appointed to represent Defendant.

Defendant was personally served with a copy of this order by the court.

Form 4.501: Temporary No Contact Order (Iowa Code section 664A.3), continued

- The Sheriff, or designee, or any peace officer in the county where Defendant resides must serve this order on Defendant and file a return of service. Service, wherever made, will be at no cost to Plaintiff.
- The clerk of court must provide copies of this order to Plaintiff, or Other Protected Person, the county attorney, Defendant, counsel of record if any, the _____ County Sheriff, and the twenty-four hour dispatcher for the _____ County Sheriff as required by Iowa Code section 598.42.
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Judge, _____ Judicial District of Iowa