In the District Court of Utah

Fourth Judicial District Utah County

City of Provo

Court Address 137 Freedom Blvd, Provo, UT 84601

State of Utah Prosecution v. Tyler James Robinson Defendant	**Pretrial Protective Order** (Utah Code 78B-7-803) 251403576 Case Number Tony F Graf Judge

PROPOSED

1. Party information

Victim needing protection (protected person):

First Name: **Erika**

Middle name or initial (if any):

Last Name: **Kirk**

Victim needing protection (protected person):

First Name:

Middle name or initial (if any):

Last Name:

Defendant:

First Name: **Tyler**

Middle name or initial (if any): **James**

Last Name: **Robinson**

2. The court finds

The defendant represents a credible threat to the physical safety of the protected person.

The protected person is:

[ ] an intimate partner of the defendant. (The defendant and the protected person are or were married, are the parents of a shared child, cohabitate or have cohabited together). (18 U.S.C. Sec. 921 (a)(32)).

[ ] the child of an intimate partner of the defendant.

[ ] not an intimate partner of the defendant, but is a cohabitant under Utah law.

[X] not an intimate partner or cohabitant, but is an alleged victim.

The court orders:

You, the defendant, must obey all orders marked below.

3. [X] No domestic violence or abuse

You must not do any of the following to the protected person or any of the designated family or household members:

- threaten to commit or commit acts of domestic violence or abuse,
- harass,
- threaten,
- stalk,
- use, attempt to use, or threaten to use physical force that would reasonably be expected to cause bodily harm, or
- engage in any other conduct that would place the protected person or designated family or household members in reasonable fear of bodily injury.

Designated family or household members:

Name (include first and last name):

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4. [X] No contact or limited contact

Notice: You will not violate the protective order by:

- attending a hearing with the protected person. But you must be a party to the case or a required witness. And you must tell the bailiff that you are a respondent to a protective order when you arrive.
- serving documents you file in court on the protected person. Service may not be in-person under any circumstances, but must otherwise be according to the Rules of Civil Procedure. It must also be civil and not threatening.

[X] You must not harass, telephone, contact, or otherwise communicate with the protected person, directly or indirectly (includes email, text, social media, social media messaging or posts, mail, or other methods of contact).

[ ] You and the protected person share custody of one or more minor children. You must only contact the protected person to arrange visits with the children by the methods checked below. Any approved communication must be civil and respectful.

[ ] Phone

[ ] Text

[ ] Email

[ ] Third party person (name):_____

[ ] Other:_____

[ ] For family related matters other than parent time, you must only communicate with the protected person through the person listed below:

First Name:

Middle name or initial (if any):

Last Name:

Phone or other:

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5. [X] Defendant cannot live at protected person's residence

You **must not** go to the protected person's residence or premises without an officer. You must remove yourself from and stay away from the protected person's residence and premises.

Warning to defendant: Law enforcement can remove you or keep you away from the protected person's residence or premises if needed.

6. [X] Stay away

Notice: You will not violate the protective order by:

- attending a hearing with the protected person. But you must be a party to the case or a required witness. And you must tell the bailiff that you are a respondent to a protective order when you arrive.
- serving documents you file in court on the protected person. Service may not be in-person under any circumstances, but must otherwise be according to the Rules of Civil Procedure. It must also be civil and not threatening.

Warning to defendant: You **must not** go to the residence or premises of the protected person or other protected places without an officer. Law enforcement can remove you or keep you away from the places frequented by the protected person if needed.

You must stay away from:

[X] The protected person's residence;

[X] The protected person's school;

[X] The protected person's workplace;

[ ] These other places frequented by the protected person and any designated family members:

_____
(Street, City, State, ZIP)

_____
(Street, City, State, ZIP)

[X] You must stay away from the protected person if you encounter them at any other location not listed in this order. You must not communicate or have contact with the protected person and must leave. If leaving is not an option (such as at your place of employment or at a required court hearing), you must move as far away as possible to avoid any confrontation.

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7. [ ] Personal property is transferred as follows:

To you	To the protected person

Warning to defendant: You **must not** go to the residence of the protected person or other protected places without an officer. Law enforcement can evict you or keep you away from the places frequented by the protected person if needed.

8. [ ] Monitoring programs

[ ] You must participate in and comply with an electronic monitoring program. (Your location is monitored with a wearable tracking device.)

[ ] You must participate in and comply with these monitoring programs:

_____

_____

9. [ ] Other orders

10. [ ] Orders to agencies

A law enforcement officer from:

_____ (police agency) will enforce the orders checked below:

[ ] Remove and require you to stay away from the protected person's residence.

[ ] Accompany you one time to get your personal property.

[ ] Accompany the protected person to get their personal property.

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Notices to defendant:

This order is in effect until further order of the court, trial, or other resolution of the case.

Penalties for violating this order (Utah Code 78B-7-806(2))

If you do not obey this order, you can be arrested and charged with a new offense. The new offense would be Violation of a Protective Order, which is a:

- Third degree felony, if you were charged of committing a felony in this case.
- Class A misdemeanor, if you were charged of committing a misdemeanor in this case.

You may become subject to federal law because this protective order was issued against you. This would mean that it would be a crime for you to possess, transport, ship or receive any firearm or ammunition, including a hunting weapon.

"The defendant was afforded both notice and opportunity to be heard in the hearing that gave rise to this order. Pursuant to the Violence Against Women Act of 1994, P.L. 103-322, 108 Stat. 1796, 18 U.S.C. Sec. 2265, this order is valid in all the United States, the District of Columbia, tribal lands, and United States territories. This order complies with the Uniform Interstate Enforcement of Domestic Violence Protection Orders Act." (Utah Code 78B-7-105.5(4))

Notice to defendant, petitioner, and protected person:

The parties cannot change or dismiss this order. Only the court has the authority to change or dismiss this order. If you want to ask the court to change or dismiss this order, you must file a motion with the court.

— The court completes this section —

Expiration date for National Crime Information Center purposes only: 01/01/3000

Judge's signature may instead appear at the top of the first page of this document.

_____ Signature ► _____

Date

Judge _____

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