

Domestic Violence Restraining Order - Mendocino County

Make sure [you qualify to ask for a domestic violence restraining order](#).

If someone filed against you, click to see [how to respond](#).

Fill out the forms online!!

Use a computer program to help you with all the forms.

➡ [Take me to Online Program](#)

- Ask for an *Ex Parte* Date:
 - In person at Ukiah, Room 107 or Fort Bragg Window from 8:30 a.m. to 3 p.m.
 - Phone (707) 468-2001 in Ukiah or (707) 964-3192 for Fort Bragg between 8:30a and 1 p.
- Write the date the court gives you on the ([MMC-120](#)).

- Fill out all of *Request for Domestic Violence Restraining Order*, [DV-100](#) and the [CLETS-001](#). If you have children with the other party and want custody orders, fill out [DV-105](#) and attach to DV-100.
- Fill out: On [DV-109](#), #1 & #2. On [DV-110](#) and [DV-130](#), fill out #1 & #2, & #3. On #6 through # 18 and #23: Repeat what you requested on DV-100. Don't check "not requested," "granted" or "denied." If you filled out DV-105, fill out & attach a [DV-140](#) to your DV-110 and one to your DV-130.

- Deliver in person, email or text message the MMC-120 and your CH-100 and attachments to the other side **before 10 a.m. one court day before ex parte date**.
- Fill out *Declaration re. Ex Parte Notice* ([MMC-121](#)).

Before 10 am on the day of the ex parte, turn in all your forms to the clerk's office.

- JUDGE REVIEWS YOUR REQUEST.** Judge either:
 1. grants or denies temporary order OR
 2. asks you to meet with the judge and the other side at 4pm that day. A court clerk will call or email you by 1:30 to tell you what to do.
- If the court does not call you, go to the court after 1:30** to find out what judge decided.
- Pick up your papers at the court.** **COURT DATE IS SCHEDULED**

21 - 25 days

- Have restrained person served in person** with a copy of [DV-100](#), [DV-109](#) and [DV-110](#) (+ blank [DV-120](#)). You can ask the sheriff to serve the papers using form [MCSO Service](#).
- Have server fill out Proof of Service ([DV-200](#)) and you turn it in at the clerk's window.

Usually, at least 5 days before the court date

GO TO COURT HEARING

Restraining Order is **ISSUED** for up to 5 years

OR

Restraining Order is **DENIED**

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→ **For Help:** Project Sanctuary (707) 462-9196 (Ukiah) or (707) 961-1507 (Fort Bragg)

→ **For more info,** go to California Courts Self-Help Center Guide:

<https://selfhelp.courts.ca.gov/DV-restraining-order>

Do you qualify to ask for a domestic violence restraining order?

You can ask for a domestic violence restraining order when the person abusing you is or was:

- your **intimate partner** (dating or dated, living or lived together, have a child together)
- or
- a **close relative** (parent, child, brother, sister, grandmother, grandfather, in-law)

→ If the person abusing you doesn't fit this description and you need protection, you may need a [Civil Harassment Restraining Order](#) or an [Elder Abuse Restraining Order](#). The process is similar, but with different forms.

→ Choose [Restraining Orders-Help Me Choose the Correct Interview](#) to see which type of restraining order you may ask for.

For the Person Responding

If someone has asked for a restraining order against you, you can oppose the request by responding to the court, in writing.

1. **File your response by 10 a.m. the day the judge will consider the *ex parte* request** (date on form [MMC-120](#)) either in person at the clerk's filing window or by email at exparte@mendocino.courts.ca.gov. Use form [MC-030](#) or a sheet of paper to explain your side. Write your and the other side's name, & case number if you have one.
2. Read the information on the Judge reviewing the request on page 1. It applies to you too.
3. After the judge's decision, the other side will have to serve you, in person, papers by a deadline (usually, at least 5 days before the court date).
4. You can respond, before the court date, using [DV-120](#). If you do, have someone 18 or older not you serve a copy on the person asking for the order. Your server then fills out a Proof of Service ([DV-200](#) if serving by person or [DV-250](#) if serving by mail).
5. Go to court on the date written on the DV-109 that you were served.

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