

DV-140 Child Custody and Visitation Order

Case Numt

This form is attached to (check one): DV-110 DV-130

- 1 **Name of Protected Person:** Sabrina A. Rosario Mom Dad Other*
 - 2 **Other Parent's Name:** Jose A. Valdivia Mom Dad Other*
- * If Other, specify relationship to child: _____

The Court Orders:

- 3 **Child Custody** is ordered as follows:

		Legal Custody to: (Person who makes decisions about health, education. Check at least one.)			Physical Custody to: (Person the child lives with. Check at least one.)		
Child's Name	Date of Birth	Mom	Dad	Other*	Mom	Dad	Other*
a. <u>Zeth Valdivia</u>	<u>11/9/08</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. <u>Ezekiel Valdivia</u>	<u>10/12/10</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. <u>Zuriel Valdivia</u>	<u>4/2/14</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

If more children, check here. Attach a sheet of paper and write "DV-140, Child Custody" for a title.
*If Other, specify relationship to child and name of person: _____

- 4 **Child Visitation** is ordered as follows:
 - a. No visitation to Mom Dad Other (name): _____
 - b. See the attached _____ - page document, dated: _____
 - c. The parties must go to mediation at: _____
 - d. Until the next court order, visitation for Mom Dad Other (name): _____ will be:
 - (1) **Weekends** (starting): _____ (The 1st weekend of the month is the 1st weekend with a Saturday.)
 1st 2nd 3rd 4th 5th weekend of month
 from _____ at _____ a.m. p.m. to _____ at _____ a.m. p.m.
(day of week) (time) (day of week) (time)
 - (2) **Weekdays** (starting): _____
 from _____ at _____ a.m. p.m. to _____ at _____ a.m. p.m.
(day of week) (time) (day of week) (time)
 - (3) **Other Visitation**

Check here and attach a sheet of paper if there are other visitation days and times, like holidays, birthdays, sports events. List dates and times. Write "DV- 140, Other Visitation" for a title.

- 5 **Supervised Visitation or Exchange**
 Visits and/or exchanges of children are supervised as specified on Form DV-150, *Supervised Visitation and Exchange Order*.

This is a Court Order.



Case No. _____

6 **Responsibility for Transportation for Visitation**

"Responsibility for transportation" means the parent will take or pick up the child or make arrangements for someone else to do so.

- a. Mom Dad Other (name): _____ **take children to the visits.**
- b. Mom Dad Other (name): _____ **pick up children from the visits.**
- c. Drop-off/pick-up of children will be at (address): _____

7 **Travel With Children**

Mom Dad Other (name): _____ **must** have written permission from the other parent, or a court order, to take the children outside of:

- a. The State of California
- b. The United States of America
- c. Other place(s) (list): _____

8 **Child Abduction**

There is a risk that one of the parents will take the children out of California without the other parent's permission. The orders in Form DV-145, *Order: No Travel with Children*, are attached and must be obeyed. (Fill out and attach Form DV-145 to this form.)

9 **Other Orders**

Check here and attach any other orders to this form. Write "DV-140, Other Orders" as a title.

10 **Jurisdiction**

This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code starting with § 3400).

11 **Notice and Opportunity to Be Heard**

The responding party was given reasonable notice and an opportunity to be heard as provided by the laws of the State of California.

12 **Country of Habitual Residence**

The country of habitual residence of the child or children in this case is The United States of America or Other (specify): _____

13 **Penalties for Violating This Order**

If you violate this order, you may be subject to civil or criminal penalties, or both.

14 **Duration of Child Custody, Visitation, and Support Orders**

If this form is attached to Form DV-130 (*Restraining Order After Hearing*), the custody and visitation orders in this form remain in effect after the restraining orders on Form DV-130 end.

This is a Court Order.

SHORT TITLE:

Rosario v. Valdivia

CAS

19FL006778C
602: MCLAUGHLIN, MARCELL

-020

1 DV-140-Child Custody

2 Enzi Valdivia, Date of Birth: 7/2/16, Legal and Physical Custody

3 to: Mom

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26 *(Required for verified pleading)* The items on this page stated on information and belief are *(specify item numbers, not line numbers)*:

27 This page may be used with any Judicial Council form or any other paper filed with the court.

Page _____

1 try to make peace with Respondent and give him the benefit of the doubt. I attempt to allow him
2 to see our children, but Respondent makes no effort. Respondent does not care about seeing our
3 children, and instead harasses me to get back together with him. Respondent also tells me that
4 he will not leave me alone no matter what. After I threatened to get a restraining order against
5 Respondent if he did not leave me alone, Respondent said, "A restraining order is not going to
6 do nothing."

7 On or around July of 2019, Respondent showed up at my house. Respondent went in
8 through the fence and started tapping on the windows. I called the police after Respondent broke
9 in to my home and took his tools.

10 On November 6, 2019, Respondent and I were sending text messages back and forth
11 regarding Respondent's visitation schedule for our children. Respondent wrote, "You fucked it
12 all up and dont let me see my kids. I know you seeing someone [sic] now." It's not true that I
13 don't let him see the kids and again, he just is fixated on me being with someone else. I responded
14 to him, "it's a schedule that I want for them and me. Schedules are a good thing for kids." After
15 a couple of messages stating that I needed a set schedule from him and Respondent saying it
16 won't happen, Respondent replied with a photo of a handgun displayed in front of several beer
17 cans and a bottle of alcohol with the caption "Its sure happening." I believe he was using this as
18 a threat to abide by what he wants and when he wants it, rather than a set schedule like I had
19 asked. I have copies of those text messages printed out. See Exhibit 1.

20 On November 8, 2019. Respondent sent me several text messages that day that he was
21 going to come over. I did not respond to him, and at 11:04PM, Respondent sent me a text
22 message reading "Im outside," and then at 11:22PM, Respondent said "You're not home again,"
23 implying that he was at my home and knew I was not there. I have copies of those text messages
24 printed out. See Exhibit 2. He also called me 11 times between 7:34AM and 7:40AM that day.
25 See Exhibit 3.

26 On November 9, 2019, at 10:52AM, Respondent sent me a text message saying "Im not
27 leaving you alone and you know that. I need to see them [our children] and I need to see you to."
28

1 I have a copy of this text message printed out. See Exhibit 4. He also called me 11 times between
2 12:44AM and 6:51AM that day. See Exhibit 5.

3 On November 10, 2019, Respondent called me 11 times between 9:11AM and 9:52AM.
4 See Exhibit 6.

5 On November 13, 2019, at 7:27PM, Respondent sent me a text message saying "You
6 know im not going to ever leave you alone." I have a copy of this text message printed out. See
7 Exhibit 7.


8 On November 14, 2019, he called me 11 times between 8:41AM and 8:52AM. See
9 Exhibit 8.

10 I am requesting that our children be protected in this order. Respondent has made threats
11 in regard to their scheduled visits with him. I do not believe our children are safe around
12 Respondent and it is not in the children's best interest to be around this kind of domestic violence.

13 I am requesting this restraining order because I am afraid that with Respondent's
14 dependency on alcohol, harassment, and threatening behavior, he will hurt me or my family. I
15 do not feel safe around Respondent, and I do not feel comfortable having our children in
16 Respondent's presence. I believe that Respondent will continue to harass me, because I have
17 asked him to leave me alone and he does not.



18
19 I declare under penalty of perjury under the laws of the State of California that the
20 foregoing is true and correct.

21
22
23 Dated: November 15, 2019



Sabrina A. Rosario, IN PRO PER

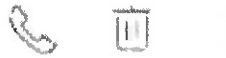
Exhibit 2

cricket  

   69%  11:42 AM

← **Jose Valdivia**

+1 619 655 2380



10:37 PM

J Hello 10:41 PM

J Im coming over 10:50 PM

J Hello 10:53 PM

J Please let me come over 10:55 PM

J Omw 10:56 PM

J Im outside 11:04 PM

J Hello 11:08 PM

J Can u please answer 11:11 PM

J I know u reading this 11:16 PM

J You're not home again 11:22 PM

J You're sister is watching the boys 11:23 PM

J Can you answer the phone please 11:28 PM

J Please answer the phone 11:29 PM

J Hello 11:34 PM

J Can u call me 11:42 PM

Nov. 8


Enter message




Send



Exhibit 3

cricket VV 66% 12:07 PM
← Jose Valdivia (350) 
+1 619-655-2380

 Nov 8 (Fri) 7:40 AM

 Nov 8 (Fri) 7:40 AM

 Nov 8 (Fri) 7:39 AM


 Nov 8 (Fri) 7:39 AM

 Nov 8 (Fri) 7:37 AM

 Nov 8 (Fri) 7:37 AM

 Nov 8 (Fri) 7:36 AM

 Nov 8 (Fri) 7:35 AM

 Nov 8 (Fri) 7:35 AM

 Nov 8 (Fri) 7:34 AM

 Nov 8 (Fri) 7:34 AM

Exhibit 4

cricket

63% 12:20 PM

← Jose Valdivia
+1 619 655 2380



Nov. 9

J I was saying why didnt they want to go 9:40 AM

J Im gonna see the boys today 10:04 AM

10:04 AM Your schedule

J No schedule im coming over 10:05 AM

10:05 AM You can't come over

J I can wait outside 10:05 AM

J Im gonna see my boys tonight 10:20 AM

10:51 AM Leave me alone

J Im not leaving you alone and you know that. I need to see them and I need to see you to. 10:52 AM

J Need to see u tonight 1:11 PM

1:23 PM Leave me alone

J I cant n wont

I need to talk to you. 1:52 PM


J Can i see the boys 2:49 PM


J Can i see the boys 4:34 PM

Enter message



Exhibit 5

cricket 7/1 66% 12:06 PM
← Jose Valdivia (350) 
+1 619-655-2360

 Nov 9 (Sat) 6:51 AM

 Nov 9 (Sat) 6:41 AM

 Nov 9 (Sat) 6:38 AM


 Nov 9 (Sat) 1:22 AM

 Nov 9 (Sat) 1:22 AM

 Nov 9 (Sat) 12:49 AM

 Nov 9 (Sat) 12:48 AM

 Nov 9 (Sat) 12:48 AM

 Nov 9 (Sat) 12:46 AM

 Nov 9 (Sat) 12:45 AM

 Nov 9 (Sat) 12:44 AM



Exhibit 6

cricket 66% 12:06 PM
← Jose Valdivia (350)
+1 619-655-2380

Nov 10 (Sun) 9:52 AM

Nov 10 (Sun) 9:51 AM

Nov 10 (Sun) 9:50 AM

Nov 10 (Sun) 9:49 AM

Nov 10 (Sun) 9:40 AM

Nov 10 (Sun) 9:13 AM

Nov 10 (Sun) 9:13 AM

Nov 10 (Sun) 9:12 AM

Nov 10 (Sun) 9:12 AM

Nov 10 (Sun) 9:11 AM

Nov 10 (Sun) 9:11 AM



Exhibit 7

cricket

64% 12:10 PM

← Jose Valdivia

+1 619 655 2380



you need 7:26 PM

7:27 PM Leave me alone

J May i just come over so we can talk for a bit

Please

You know im not going to ever leave you alone 7:27 PM

Nov. 13

J Please Sabrina I need to talk to you 7:28 PM

J Ma6 i please come over 7:30 PM

J Sabrina 7:52 PM

J Hey baby 8:00 PM

J Give me a chance.

Ill do anything i ptomise Anything baby

I really love you and need to be with you babe 8:39 PM

Today

J I want to be with you

I love you baby. 2:45 AM


J Good morning babe, i hope you have a wonderful day today. Love you 6:17 AM

later message Send



7

Exhibit 8

cricket 66% 12:04 PM
← Jose Valdivia (350) 
+1 619-655-2380


 Nov 14 (Thu) 8:52 AM

 Nov 14 (Thu) 8:51 AM

 Nov 14 (Thu) 8:50 AM

 Nov 14 (Thu) 8:49 AM

 Nov 14 (Thu) 8:47 AM

 Nov 14 (Thu) 8:46 AM

 Nov 14 (Thu) 8:44 AM

 Nov 14 (Thu) 8:42 AM

 Nov 14 (Thu) 8:42 AM

 Nov 14 (Thu) 8:42 AM

 Nov 14 (Thu) 8:41 AM

DV-110 Temporary Restraining Order

Person in ① must complete items ①, ②, and ③ only.

① Name of Protected Person:
Sabrina A. Rosario
 Your lawyer in this case (if you have one):
 Name: _____ State Bar No.: _____
 Firm Name: _____
 Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):
 Address: 2152 Elintridge Drive
 City: San Diego State: CA Zip: 92139
 Telephone: _____ Fax: _____
 E-mail Address: _____

② Name of Restrained Person:
Jose A. Valdivia
 Description of restrained person:

Sex: M F Height: 5'9" Weight: 220 Hair Color: Brn Eye Color: Brn
 Race: Hispanic Age: 31 Date of Birth: 11/03/88
 Address (if known): 607 Emerald Avenue, Unit 8
 City: El Cajon State: CA Zip: 92020
 Relationship to protected person: Husband

③ Additional Protected Persons
 In addition to the person named in ①, the following persons are protected by temporary orders as indicated in items ⑥ and ⑦ (family or household members):

Full name	Relationship to person in ①	Sex	Age
<u>Zeth Valdivia</u>	<u>Son</u>	<u>M</u>	<u>11</u>
<u>Ezekiel Valdivia</u>	<u>Son</u>	<u>M</u>	<u>9</u>
<u>Zuriel Valdivia</u>	<u>Son</u>	<u>M</u>	<u>5</u>

Check here if there are additional protected persons. List them on an attached sheet of paper and write, "DV-110, Additional Protected Persons" as a title.

The court will complete the rest of this form.

④ Court Hearing
 This order expires at the end of the hearing stated below:

Hearing Date: DEC 02 2019 Time: 9:00 a.m. p.m. Dept. 602

This is a Court Order.

Clerk stamps date here when form is filed.

F I L E D
 Clerk of the San Diego Superior Court

NOV 15 2019

By: A. Barajas, Deputy

Fill in court name and street address:
 Superior Court of California, County of San Diego
 1100 Union St.
 San Diego, CA 92101
 Central

Court fills in
 Case Nu 19FL006778C
602: MCLAUGHLIN, MARCELL

Case Num

5 **Criminal Protective Order**

- a. A criminal protective order on Form CR-160, *Criminal Protective Order—Domestic Violence*, is in effect.
Case Number: _____ County: _____ Expiration Date: _____
- b. No information has been provided to the judge about a criminal protective order.

To the person in 2

The court has granted the temporary orders checked below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

6 **Personal Conduct Orders** Not requested Denied until the hearing **Granted as follows:**

- a. You must not do the following things to the person in ① and persons in ③:
 - Harass, attack, strike, threaten, assault (*sexually or otherwise*), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, impersonate (*on the Internet, electronically or otherwise*), or block movements
 - Contact, either directly or indirectly, in any way, including but not limited to, by telephone, mail, e-mail or other electronic means
 - Take any action, directly or through others, to obtain the addresses or locations of the persons in ① and ③. (*If this item is not checked, the court has found good cause not to make this order.*)
- b. Peaceful written contact through a lawyer or process server or another person for service of Form DV-120 (*Response to Request for Domestic Violence Restraining Order*) or other legal papers related to a court case is allowed and does not violate this order.
- c. Exceptions: Brief and peaceful contact with the person in ①, and peaceful contact with children in ③, as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

7 **Stay-Away Order** Not requested Denied until the hearing **Granted as follows:**

- a. You must stay at least (*specify*): 100 yards away from (*check all that apply*):

<input checked="" type="checkbox"/> The person in ①	<input type="checkbox"/> School of person in ①
<input checked="" type="checkbox"/> Home of person in ①	<input checked="" type="checkbox"/> The persons in ③
<input checked="" type="checkbox"/> The job or workplace of person in ①	<input checked="" type="checkbox"/> The child(ren)'s school or child care
<input checked="" type="checkbox"/> Vehicle of person in ①	<input type="checkbox"/> Other (<i>specify</i>): _____
- b. Exceptions: Brief and peaceful contact with the person in ①, and peaceful contact with children in ③, as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

8 **Move-Out Order** Not requested Denied until the hearing **Granted as follows:**

You must take only personal clothing and belongings needed until the hearing and move out immediately from (*address*): _____

This is a Court Order.

Case Nurr

9 No Guns or Other Firearms or Ammunition

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.
- b. You must:
 - Sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms within your immediate possession or control. Do so within 24 hours of being served with this order.
 - Within 48 hours of receiving this order, file with the court a receipt that proves guns have been turned in, stored, or sold. (You may use Form DV-800, Proof of Firearms Turned In, Sold, or Stored, for the receipt.) Bring a court filed copy to the hearing.
- c. The court has received information that you own or possess a firearm.

10 Record Unlawful Communications

Not requested Denied until the hearing **Granted as follows:**
 The person in ① can record communications made by you that violate the judge's orders.

11 Care of Animals

Not requested Denied until the hearing **Granted as follows:**
 The person in ① is given the sole possession, care, and control of the animals listed below. The person in ② must stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals:

12 Child Custody and Visitation

Not requested Denied until the hearing **Granted as follows:**

Child custody and visitation are ordered on the attached Form DV-140, *Child Custody and Visitation Order* or (specify other form): _____. The parent with temporary custody of the child must not remove the child from California unless the court allows it after a noticed hearing (Fam. Code, § 3063).

13 Child Support

Not ordered now but may be ordered after a noticed hearing.

14 Property Control

Not requested Denied until the hearing **Granted as follows:**

Until the hearing, *only* the person in ① can use, control, and possess the following property:

15 Debt Payment

Not requested Denied until the hearing **Granted as follows:**

The person in ② must make these payments until this order ends:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

16 Property Restraint

Not requested Denied until the hearing **Granted as follows:**

If the people in ① and ② are married to each other or are registered domestic partners, the person in ① the person in ② must not transfer, borrow against, sell, hide, or get rid of or destroy any property, including animals, except in the usual course of business or for necessities of life. In addition, each person must notify the other of any new or big expenses and explain them to the court. (The person in ② cannot contact the person in ① if the court has made a "no contact" order.)

Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

This is a Court Order.

Case 1

17 Spousal Support

Not ordered now but may be ordered after a noticed hearing.

18 Rights to Mobile Device and Wireless Phone Account

a. Property control of mobile device and wireless phone account

Not requested Denied until the hearing Granted as follows:

Until the hearing, only the person in ① can use, control, and possess the following property:

Mobile device (describe) _____ and account (phone number): _____

Mobile device (describe) _____ and account (phone number): _____

Mobile device (describe) _____ and account (phone number): _____

Check here if you need more space. Attach a sheet of paper and write "DV-110 Rights to Mobile Device and Wireless Phone Account" as a title.

b. Debt Payment Not requested Denied until the hearing Granted as follows:

The person in ② must make these payments until this order ends:

Pay to (wireless service provider): _____ Amount: \$ _____ Due date: _____

c. Transfer of Wireless Phone Account

Not ordered now but may be ordered after a noticed hearing.

19 Insurance

The person in ① the person in ② is ordered NOT to cash, borrow against, cancel, transfer, dispose of, or change the beneficiaries of any insurance or coverage held for the benefit of the parties, or their child(ren), if any, for whom support may be ordered, or both.

20 Lawyer's Fees and Costs

Not ordered now but may be ordered after a noticed hearing.

21 Payments for Costs and Services

Not ordered now but may be ordered after a noticed hearing.

22 Batterer Intervention Program

Not ordered now but may be ordered after a noticed hearing.

23 Other Orders Not requested Denied until the hearing Granted as follows:

Check here if there are additional orders. List them on an attached sheet of paper and write "DV-110, Other Orders" as a title.

24 No Fee to Serve (Notify) Restrained Person

If the sheriff serves this order, he or she will do so for free.

Date: 11/15/19



Judge (or Judicial Officer)

This is a Court Order. MARCELLA O. McLAUGHLIN

Case Num

Warnings and Notices to the Restrained Person in ②

If You Do Not Obey This Order, You Can Be Arrested And Charged With a Crime.

- If you do not obey this order, you can go to jail or prison and/or pay a fine.
- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.

You Cannot Have Guns, Firearms, And/Or Ammunition.



You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, and/or ammunition while the order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms that you have or control. The judge will ask you for proof that you did so. If you do not obey this order, you can be charged with a crime. Federal law says you cannot have guns or ammunition while the order is in effect.

Service of Order by Mail

If the judge makes a restraining order at the hearing, which has the same orders as in this form, you will get a copy of that order by mail at your last known address, which is written in ②. If this address is incorrect, or to find out if the orders were made permanent, contact the court.

Child Custody, Visitation, and Support

- **Child custody and visitation:** If you do not go to the hearing, the judge can make custody and visitation orders for your children without hearing from you.
- **Child support:** The judge can order child support based on the income of both parents. The judge can also have that support taken directly from a parent's paycheck. Child support can be a lot of money, and usually you have to pay until the child is age 18. File and serve a *Financial Statement (Simplified)* (form FL-155) or an *Income and Expense Declaration* (form FL-150) if you want the judge to have information about your finances. Otherwise, the court may make support orders without hearing from you.
- **Spousal support:** File and serve an *Income and Expense Declaration* (form FL-150) so the judge will have information about your finances. Otherwise, the court may make support orders without hearing from you.

Instructions for Law Enforcement

This order is effective when made. It is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency shall advise the restrained person of the terms of the order and then shall enforce it. Violations of this order are subject to criminal penalties.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

This is a Court Order.

Case Num

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, §13710(b).)

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced according to the following priorities (see Pen. Code, § 136.2, and Fam. Code, §§ 6383(h), 6405(b)):

1. *EPO*: If one of the orders is an *Emergency Protective Order* (form EPO-001), and it is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. *No-Contact Order*: If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence in enforcement over any other restraining or protective order.
3. *Criminal Order*: If none of the orders includes a no-contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. *Family, Juvenile, or Civil Order*: If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

Child Custody and Visitation

- The custody and visitation orders are on form DV-140, items ③ and ④. They are sometimes also written on additional pages or referenced in DV-140 or other orders that are not part of the restraining order.
- **Forms DV-100 and DV-105 are not orders. Do not enforce them.**

Certificate of Compliance With VAWA

This temporary protective order meets all “full faith and credit” requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA), upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**

(Clerk will fill out this part.)

-Clerk's Certificate-

Clerk's Certificate
[seal]

I certify that this *Temporary Restraining Order* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

SHORT TITLE: Rosario v. Valdivia	CASE NUMBER
-------------------------------------	-------------

19FL006778C
602: MCLAUGHLIN, MARCELL

1 DV 110 - Additional Protected Persons
2 Enzi Valdivia, Relationship: Son, Sex: M, Age: 3
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

26 *(Required for verified pleading)* The items on this page stated on information and belief are *(specify item numbers, not line numbers)*:

27 This page may be used with any Judicial Council form or any other paper filed with the court.

Page _____