

Step by Step – Domestic Violence Protective Orders

Domestic violence protective orders prohibit a respondent from threatening to commit or committing domestic violence against a petitioner and can require the respondent to stay away and not contact the petitioner. They can also grant temporary child custody, child support, possession of a home and car, or payment of medical or other expenses. For more information,

Petitioners read: [How to Represent Yourself in Alaska's Domestic Violence Protective Order Process](#)

Respondents read: [What to Do When Someone Files a Domestic Violence Protective Order Against You](#)

To request an *Ex Parte Protective Order* (lasts 20 days) or a *Long Term Protective Order* (lasts 1 year) or BOTH, file a [Petition form DV-100](#) for 1 petitioner or [Petition form DV-100-M](#) for multiple petitioners (such as parent and children). Can pick up at the local court or shelter.

For an *Ex Parte Protective Order*, the judge will review petition and may hold a hearing where Petitioner will testify. Petitioner explains why needs protection from Respondent by answering: What happened? When? Where? Who was present? Can bring exhibits (documents, photos) and witnesses to provide additional evidence. Petitioner must prove by a probable cause that (1) Petitioner and Respondent have a specific type of relationship, and (2) the Respondent committed acts of criminal domestic violence set out in the law. If Petitioner asks only for a *Long Term Protective Order*, court will set a hearing within 20 days.

Judge **denies** *Ex Parte Protective Order*

If Petitioner did **NOT** also request a *Long Term Protective Order*, the **case is closed**

If Petitioner also requested a *Long Term Protective Order*, a hearing will be set **within 20 days** (no Order is in effect during that time); Police will serve Respondent with the *Notice of the Long Term Order hearing*

Judge **grants** *Ex Parte Protective Order* – (lasts **20 days**). If Petitioner also requested a *Long Term Order*, court will set a hearing within 20 days.

If Petitioner did NOT ask for a *Long Term Protective Order*, *Ex Parte Protective Order* lasts **20 days**

After 20 days, **case is closed**

If Petitioner also requested a *Long Term Protective Order*, a hearing will be set **within 20 days**; Police will serve Respondent with the *Ex Parte Protective Order* which contains notice of the *Long Term Protective Order hearing date*

At the *Long Term Protective Order hearing*, Petitioner **explains** why need protection from Respondent by answering: What happened? When? Where? Who was present? Can bring exhibits (documents, photos) and witnesses to provide additional evidence. Must prove the need for a protective order by a preponderance of the evidence (a more difficult standard compared to an *Ex Parte Order*). Respondent explains their side.

Judge **denies** *Long Term Protective Order* - **case closed**

Judge **grants** *Long Term Protective Order* - lasts **1 year**

After 1 year, **order expires and case is closed, unless court extends the protective order**. Starting 30 days before order expires until 60 days after order expires, Petitioner can file *Request to Extend Protective Order*: [DV-132](#) for 1 petitioner and [DV-132M](#) for multiple petitioners.

If Petitioner files a *Request to Extend Protective Order*, court schedules hearing 10 or more days later. At hearing, Petitioner **explains** why the extension is necessary for their protection.

Judge **denies** extension - **case closed**

Judge **grants** extension - lasts **1 year**

If you want to ask the court to change or end your *Ex Parte* or *Long Term Protective Order* use the form for your situation under "[Forms to ask the court to modify, extend or dissolve an order.](#)"