

STATE OF HAWAI'I
FAMILY COURT
FIFTH CIRCUIT

**PETITIONER'S MOTION AND DECLARATION
TO RENEW THE EXISTING ONE-YEAR GUN
VIOLENCE PROTECTIVE ORDER;
NOTICE OF HEARING; STATEMENT OF
MAILING; EXHIBITS "1" AND "2"**

CASE NUMBER: FC-GV No.

v.

PETITIONER

RESPONDENT.

COURT USE ONLY

This Motion is submitted by:

☐ Petitioner ☐ Attorney for Petitioner

Name

Address

City, State, Zip Code

**PETITIONER'S MOTION AND DECLARATION TO RENEW THE
EXISTING ONE-YEAR GUN VIOLENCE PROTECTIVE ORDER**

The undersigned Petitioner hereby moves, pursuant to § 134-66(b) of the Hawai'i Revised Statutes (HRS) and Rule 10 of the Hawai'i Family Court Rules, for the renewal of the existing One-Year Gun Violence Protective Order filed on _____.

Facts supporting this Motion which show that Respondent continues to pose a significant danger of causing bodily injury to his or her self or another person by owning, purchasing, possessing, receiving, or having in his or her custody or control any firearm or ammunition are as follows:

- ☐ (1) Respondent has unlawfully, recklessly, or negligently used, showed, stored, possessed, or brandished a firearm on: (date(s)) _____. Briefly describe what happened: _____
- _____
- _____
- _____
- _____
- _____

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[] (2) Respondent has acted violently or threatened violence against himself/herself or another person with or without a firearm on: (date(s)).

Briefly describe what happened: _____

[] (3) Respondent violated a Temporary Restraining Order or an Order for Protection issued under HRS chapter 586 or HRS section 604-10.5, or a similar law in another state on:

(date(s)). Briefly describe what happened:

[] (4) Respondent has abused drugs or alcohol or has committed crimes that involve drugs or alcohol on: (date(s)). Briefly describe what happened:

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[] (5) Respondent recently acquired firearms, ammunition, or other deadly weapons on:
 (date(s)) _____. Briefly describe what happened:

[] (6) Other incident(s): (include date and description of each incident)

I hereby solemnly and sincerely declare under penalty of perjury that the statements made herein are true and correct to the best of my belief, information, and knowledge.

DATED: Lihue, Hawai‘i, _____.

Petitioner’s Signature: _____



In accordance with the Americans with Disabilities Act, as amended, and other applicable state and federal laws, if you require accommodation for a disability, please contact the ADA Coordinator at the Fifth Circuit Court office by telephone at 482-2347, fax 482-2509, or via email at adarequest@courts.hawaii.gov at least ten (10) days prior to your hearing or appointment date.

STATE OF HAWAI'I FAMILY COURT FIFTH CIRCUIT	NOTICE OF HEARING	CASE NUMBER FC-GV No. _____
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If you fail to appear at the hearing, the relief requested in the attached Motion may be granted without further notice to you.

If you are incarcerated on the date of your court hearing, you will not be automatically transported to the Family Court. You must either: (1) make your own arrangements with your secured facility; or (2) obtain authorization from the Court prior to your court date by sending a written request entitled, "Ex Parte Request for Transport of an Incarcerated Party," stating your name, the full case name and number, hearing date and time, place of incarceration to the COURT CLERK, FAMILY COURT, JUDICIARY COMPLEX 3970 KAANA STREET, LIHUE HI, 96766, in sufficient time for the Court to respond to your request. You may also fax your written request to (808) 482-2655.

FAILURE TO OBEY THIS ORDER AND APPEAR IN COURT ON THE ABOVE DATE MAY RESULT IN THE ENTRY OF A DEFAULT AND DEFAULT JUDGMENT AGAINST YOU, AND THE GRANTING OF THE PETITIONER'S MOTION AND DECLARATION TO RENEW THE ONE-YEAR GUN VIOLENCE PROTECTIVE ORDER WITHOUT FURTHER NOTICE TO YOU. HFCR Rule 4(b)(7).

DATED: Lihue, Hawai'i, _____ .

Clerk of the Above-Entitled Court



In accordance with the Americans with Disabilities Act, as amended, and other applicable state and federal laws, if you require accommodation for a disability, please contact the ADA Coordinator at the Fifth Circuit Court office by telephone at 482-2347, fax 482-2509, or via email at adarequest@courts.hawaii.gov at least ten (10) days prior to your hearing or appointment date.

STATE OF HAWAI'I FAMILY COURT FIFTH CIRCUIT	STATEMENT OF MAILING; EXHIBITS "1" AND "2"	CASE NUMBER FC-GV No. _____
<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="width: 45%;"> v. </div> <div style="width: 45%; text-align: right;"> Petitioner, Respondent. </div> </div>		
<p style="text-align: center;"><u>STATEMENT OF MAILING</u></p> <p>I hereby certify that a copy of Petitioner's Motion and Declaration to Renew the Existing One-Year Gun Violence Protective Order and Notice of Hearing were duly mailed by certified mail, return receipt requested to the address below. At the time of mailing, the receipt attached as Exhibit "1" was received; and in due course, the return receipt attached hereto as Exhibit "2" was received.</p> <p>Name: _____</p> <p>Address: _____</p> <p>City, State, Zip Code: _____</p> <p>DATED: Lihue, Hawai'i, _____ .</p> <p style="text-align: center; margin-left: 400px;">(Date)</p> <p style="text-align: right;">Signature: _____</p> <p style="text-align: right;">Print Name: _____</p> <p style="text-align: right; margin-right: 50px;"> <input type="checkbox"/> Petitioner <input type="checkbox"/> Petitioner's Attorney </p>		

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EXHIBIT 1

EXHIBIT 2