

STATE OF HAWAI'I
FAMILY COURT
THIRD 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. _____

COURT USE ONLY

This motion is submitted by:
 Petitioner Attorney for Petitioner

v. PETITIONER,

Name

Address

City, State, Zip Code

RESPONDENT.

Telephone Number

**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: [] Hilo, [] South Kohala, [] Kona, Hawai'i, _____.

Petitioner's Signature: _____



If you need an accommodation for a disability when participating in a court program, service, or activity, please contact the ADA Coordinator as far in advance as possible to allow time to provide an accommodation: Call the ADA Coordinator of the Third Circuit Family Court Office at 808-961-7629, fax 808-961-7577, or send an e-mail to adarequest@courts.hawaii.gov. The ADA Coordinator will work to provide, but cannot guarantee your requested auxiliary aid, service, or accommodation.

STATE OF HAWAI'I FAMILY COURT THIRD CIRCUIT	NOTICE OF HEARING	CASE NUMBER FC-GV No. _____
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<p style="text-align: center;">v.</p> <p style="text-align: right;">Petitioner,</p> <p style="text-align: right;">Respondent.</p>	
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TO: THE RESPONDENT NAMED ABOVE

THIS IS TO NOTIFY YOU of the attached “Petitioner’s Motion and Declaration to Renew the Existing One-Year Gun Violence Protective Order.” **YOU ARE COMMANDED TO APPEAR** before the Presiding Judge of this Court at the date, time, and place indicated below. At this hearing, you will be permitted to show cause why the existing One-Year Gun Violence Protective Order should not continue to be in effect.

If you wish to seek the advice of an attorney, do so promptly. **YOU MUST APPEAR AT THE HEARING** with or without an attorney.

THE HEARING IS SET FOR:

DATE:	_____
TIME:	_____
PLACE:	FAMILY COURT OF THE THIRD CIRCUIT 777 Kilauea Avenue, Hilo, HI 96720 74-5451 Kamakaeha Avenue, Kailua-Kona, HI 96740 67-5187 Kamamalu Street, Kamuela, HI 96743
BEFORE:	PRESIDING JUDGE

This Notice of Hearing shall not be personally delivered between 10:00 p.m. and 6:00 a.m. on premises not open to the public, unless a judge of the district or circuit court permits, in writing, on the “Notice of Hearing,” personal delivery during those hours. HFCR Rule 4(b)(6).

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, in sufficient time for the Court to respond to your request. You may also fax your written request to Hilo, (808) 961-7518; Kona (808)322-8701 or Kamuela (808)322-8701.

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: Island of Hawai'i, _____.

Clerk of the Above-Entitled Court



If you need an accommodation for a disability when participating in a court program, service, or activity, please contact the ADA Coordinator as far in advance as possible to allow time to provide an accommodation: Call the ADA Coordinator of the Third Circuit Family Court Office at 808-961-7629, fax 808-961-7577, or send an e-mail to adarequest@courts.hawaii.gov. The ADA Coordinator will work to provide, but cannot guarantee your requested auxiliary aid, service, or accommodation.

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<p style="text-align: center;">v.</p> <p style="text-align: right;">Petitioner,</p> <p style="text-align: right;">Respondent.</p>	
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STATEMENT OF MAILING

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.

Name: _____

Address: _____

City, State, Zip Code: _____

DATED: Island of Hawai'i, _____
(Date)

Signature: _____

Print Name: _____
 Petitioner Petitioner's Attorney

STATE OF HAWAII
FAMILY COURT
THIRD CIRCUIT

STATEMENT OF MAILING;
EXHIBITS "1" AND "2"

CASE NUMBER
FC-GV No. _____

EXHIBIT 1

EXHIBIT 2