

File for a Writ of Habeas Corpus

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This procedure is a last resort to recover your children if the other parent or person claiming the right to legal custody has abducted them. (Forms and instructions)

1. Fast facts

What is a writ?

A Writ of Habeas Corpus is a court order demanding some action from a sheriff or other person. In family law cases, the court order demands that a parent turn children over to the court.

A writ orders law enforcement to take custody of the children and **bring them to court**. The writ **won't** tell law enforcement to give the children to you. When law enforcement brings the children to



court, a judge decides what happens to the children next.

A judge can order a **warrant** with a writ that gives law enforcement the power to:

- Break and enter to find your children
- Arrest anyone who stands in the way of getting the children back

When can I get a writ?

Judges rarely use this powerful and extraordinary tool. It could be traumatic for the children to be taken from the abducting parent by law enforcement. CPS could get involved. The children could have to spend a night or two in foster care until they can get to court and see a judge.

When the other parent has taken them. You should ask for a writ in your custody situation **only as a last resort** when other things you've tried have failed, or if the other parent might disappear with the children if you did anything else. Don't use the writ just to try to get out of a longer court procedure, such as <u>contempt</u> or a <u>petition to change parenting plan</u>.

How do I get a writ?

It depends on the county. Generally, you file a Petition in the county

Superior Court where the child is right now (or where you believe the child is) with a certified copy of the order giving you custody. The judge will decide whether to give you a writ and whether to give law enforcement the power to use forcible entry or arrest to get the children back.



Talk to law enforcement before starting this procedure. It may save you time and money. Law enforcement will understand the legal elements your paperwork must meet. They may advise you not to use this process. Or they may do a criminal custodial interference investigation and arrest the abducting parent. Then you wouldn't need a Writ.

Law enforcement usually charges to serve a writ. Even if a <u>judge</u> waives (excuses) your court filing fees, you'll probably still have to pay the sheriff's fee for service.

2. Step-by-step

These 7 counties have their own forms for getting a Writ: Chelan, Clark, Cowlitz, King, Klickitat, Pend Oreille, Snohomish. If you're filing in one of these counties, <u>ask their clerk</u>

(https://www.courts.wa.gov/court_dir/?fa=court_dir.county) or family law facilitator (https://www.courts.wa.gov/court_dir/?fa=court_dir.facils) for their forms and what their procedure is. If your county doesn't have its own forms, use ours.

This is a very hard procedure to do on your own. Try to <u>talk to a</u> lawyer.



- 1. **Talk to law enforcement** to make sure this procedure is right for you. You'll need to coordinate with them to serve the Writ if you get one. It's best to start working with them as soon as possible.
- 2. **Get at least 3 certified copies of your Parenting Plan or custody order.** If you don't already have a court order giving you custody of the children, you'll probably have to <u>ask a court for one</u> before you petition for a Writ.

If the person who took your children **isn't** the other parent and **doesn't** have legal guardianship or custody, you may not need a court order. You can try to use a certified copy of the child's birth certificate or parentage order to show that you are a legal parent and the other person isn't.

- 3. **Fill out the forms completely**. There's a fee to file for a Writ of Habeas Corpus. It could cost a few hundred dollars. If you can't afford it, also fill out the forms to ask the judge to cancel (waive) the filing fee.
- 4. **Make multiple extra copies of the Petition for a Writ.** You'll need at least one copy for you, one for law enforcement, one for the other party, or their lawyer if they have one, and one copy to give the judge (called working copies) for when a hearing gets scheduled.



Make at least 2 copies of the Missing Child Information and the Law Enforcement and Confidential Information forms. These forms **don't** get served on the other party.

Wait until the judge signs your proposed Order to Issue Writ of Habeas Corpus and Warrant in Aid of Writ to make copies of that form. You'll need certified copies with the judge's signature and the clerk's seal.

Make at least 2 copies of the proposed Order Directing Return of Children. Bring these to the hearing.

5. Go to the Superior Court Clerk's office.

Tell the clerk you're filing for a Writ of Habeas Corpus. Give the clerk the originals of your Petition, the Law Enforcement and Confidential Information form, and your proposed Order to Issue Writ of Habeas Corpus and Warrant in Aid of Writ. If you can't afford to pay the filing fee, also give the clerk your fee waiver papers. Otherwise, pay the filing fee.

Don't give the clerk the **Missing Child Information** unless the clerk agrees it can be filed under seal. Otherwise, this will be a public record and the other party may see it.

Follow the clerk's instructions to have a judge review your papers. The judge will sign the Writ if the judge decides you need it. The judge will also decide whether to issue a Warrant in Aid of Writ. Without a Warrant in Aid, law enforcement has no legal right to make forcible entry or arrest. **But they can still serve the Writ.**



If the judge won't sign your Writ, stop here. Talk to a lawyer.

If you asked for a filing fee waiver, but the Judge won't sign that Order, you must pay the filing fee.

Ask the clerk to stamp your copies to show the date you filed the originals. Take the stamped copies back from the clerk. The clerk keeps the originals.

- 6. **Get certified copies of the Writ from the clerk and deliver them to law enforcement.** You may have to pay for certified copies. Ask in advance how many copies they need. Also give law enforcement a copy of your Petition and the Missing Child Information.
- 7. Coordinate with law enforcement to serve the Writ and recover the children.

Law enforcement won't give the children directly to you.

The Writ orders law enforcement to bring the children to court where a judge decides what happens next.

Once law enforcement picks up the children, they'll work with the judge's clerk or assistant to schedule a <u>return hearing</u>. They try to have the hearing the same day, if possible, so the children don't have to spend a night in foster care. The clerk will probably call to tell you when the hearing will be. Follow the clerk's instructions.



- 8. **Go to the return hearing.** Read chapter 3 for how to get ready for and what to expect at the hearing.
- 9. **Get copies of any orders the judge signs.** Ask the clerk how to get the copies you need.

3. Hearing

After the judge signs your Writ, be ready to go to a return hearing at any time. You may get very little advance notice. Even so, try to get to the hearing early. Give yourself time to get through security and find the right courtroom.

Organize your paperwork. Plan to bring your set of court papers and your copies of any papers the other parties gave you in response. Bring extra copies of the proposed <u>Order Directing Return of Children</u> that you want the judge to sign.

Bring your paperwork, a pad of paper, and a dark pen to take notes.

When you get to the courtroom, tell the person in charge in the courtroom (the clerk or bailiff) your name and your case name and number. Take a seat. When the judge walks in, stand.

When your case is called

You usually won't be able to testify, have witnesses testify, or otherwise give evidence at the hearing. You'll just get to tell the judge briefly what you want



and why. This means you want to prepare beforehand by making notes about the main points you want to say to the judge.

If the other party shows up at the hearing, each of you will tell your side of the case. Stand while speaking. Tell the judge briefly what you want and why. Try to keep your argument short. Only outline your main points. You may have as little as 5 minutes to speak. Don't repeat everything in your papers. Ask permission to hand your proposed order up to the judge.

If the judge asks you a question, try to answer it directly. **Don't interrupt the judge.**

After the judge has heard both sides, and possibly from law enforcement or CPS, the judge will probably sign an <u>Order Directing Return of Children</u>, directing the release of the children to one of you. **Listen carefully.** If you don't understand something after the judge finishes speaking, ask the judge to clarify.

If the other party doesn't show up at the hearing, the judge will probably go ahead with the hearing anyway so the children can be released.

Before you leave, make sure you know if you must file any more paperwork or attend any future hearings. Ask the judge or clerk if you're not sure. Ask the clerk how to get copies of any orders the judge signs.

4. Forms

Form attached:

Petition for Writ of Habeas Corpus (NJP Family 912)



Form attached:

Missing Child Information (NJP Family 913)

Form attached:

Order to Issue Writ of Habeas Corpus (NJP Family 914)

Form attached:

Order Directing Return of Children (NJP Family 915)

Form attached:

Law Enforcement and Confidential Information (LECIF) (PO 003)

Follow the general rules to format and fill out court documents.

Fill out the Petition, Missing Child Information, and Law Enforcement and Confidential Information (LECIF) forms as completely as possible.

Tips for filing out the Order to Issue Writ of Habeas Corpus

This is a proposed order. Fill it out the way you want the judge to sign it.

Fill out the top area (case caption) and sections 1 and 2. Fill out names and addresses in sections 5 and 6 as you can and check the boxes that you want the judge to order. If you're not sure of something, leave it blank for the judge to complete. Sign and print your name at the end where it says "Petitioner."

Tips for filing out the Order Directing Return of Children

This is the proposed order you'll ask the judge to sign **at the return hearing**, after law enforcement has recovered the children. Fill it out the way you want



the judge to sign it.

Fill out the top area (case caption) and sections 1 and 2. Put your name in section 3.

If you already have a No-Contact Order, Protection Order, or Restraining Order protecting you and the children, you probably don't need the Restraining Order in this form.

Ask for reimbursement of fees and costs if needed. Keep your receipts.

You can leave the "Other orders, if any" section blank, or put anything else you want the judge to order here. For example, you may want an order requiring the other parent to return the children's property or passports.

WashingtonLawHelp.org gives general information. It is not legal advice. Find organizations that provide free legal help on our <u>Get legal help</u> page.

	Superior Court of Washington,	County of		
In re	e the custody of minor child/ren:	No		
Peti	tioner/s:	Petition for Writ (No statewide m	of Habeas Corp	
And	Respondent/s:			
no loca	Petition for Writ of the using this form, check with the county Superior all forms, use this form together with the Missing Chas Corpus (NJP Family 914), and Order Directing Find the Name is habeas corpus for the return of my child	Court to see if they hav nild Information (NJP Fa Return of Children (NJP	ve their own local fo amily 913), Order to P Family 915) . . I am applying	o Issue Writ of for a writ of
	I live in (county):	, (state	·):	
2.	The other party (<i>name</i>)		_, lives or may b	e found at:
3.	Street address Custody (check one):	city	state	zip
	☐ I have custody of the children listed	l below under a Pa	renting Plan or o	other custody
	order entered on (<i>date</i>)	in (<i>county</i>):	
	(state):			
	(Attach a certified copy of the custod	•	tion and check a	all that apply):

	☐ This is a ter	mporary	order.						
	☐ This is a fina	al order							
					a legal parent of the cl al right to keep the cl				
		ely unde			cates or other proof o ificate or Parentage D				
4. CI	nildren to be recove	ered							
Name (firs	st, middle initial, last)	Age	Race	Gender	How child is related to Petitioner/Respondent	Lives with			
5. CI	Children's location								
	I believe the children are with the other party at the address listed above, or at these other location/s:								
6. St	eps taken since the	custo	dial interfe	rence occ	curred (check all that	apply):			
	I contacted Child P	rotective	e Services	about the	children on (<i>date</i>)				
	I made a report to ((name o	f law enford	cement ag	ency or agencies):				
	I got an <i>Order to G</i> the other party for v				ring (Order to Show C	Cause) against			
	The court has found custody order.	d the otl	ner party in	contempt	for violating the Pare	nting Plan or			
					children since they wat this section as need				
	Case number:								
	Case name (parties	s involve	ed):						

	Type of case:
	Most recent hearing date:
	Outcome (what happened):
Ε	mergency request
C W	n emergency exists as described below. I ask the court to issue a Writ of Habeas orpus immediately, without notice to the other party, to avoid irreparable injury. The /rit should direct the County Sheriff's Department and every peace officer in the State Washington to:
•	Find and take the children listed above into custody and deliver them to this Superior Court before a family law or presiding judge on a date to be set by the court within five days of the date of issuance of the Writ.
•	Break into and enter any home, building, structure, or vehicle where they have reason to believe the children are located or where they may find information about the children's location.
•	Arrest anyone standing in the way or obstructing their lawful efforts to obtain immediate custody of the children.
•	Place the children into temporary Child Protective Services' care and custody until the court hearing. If the court is not in session, CPS will keep the children in protective custody until 1 p.m. the first date court is in session following the date of recovery.
S	tatement
	ature of abduction (describe how and when the children were taken and what you did bout it):
_	
_	
_	

_			

9.	Att	Attachments							
	I at	ttach to this Petition and incorpor	ate by reference the follo	wing:					
		Certified copy of Parenting Plan	or other custody order						
	☐ Certified copy of Writ issued by another Washington state county:								
		Other: (describe)							
		ave completed the Missing Child law enforcement agency named		913) and will	provide it to				
Petit	ioner	r fills out below:							
		under penalty of perjury under the on this form are true.	e laws of the state of Was	hington that t	he facts I have				
Sign	ed at	(city and state):		Date:					
Petit	ioner	signs here	Print name						
I agr	ee to	accept legal papers for this case	at (check all that apply):						
□ t	ne foll	lowing address (<i>this does not ha</i>	ve to be your home addre	ess):					
3	Street	or mailing address	city	state	zip				
	mail:								

Missing Child Information

Don't file this form with the court unless the clerk will seal it! If you do, it will be public record and the other party or anyone else may see it. Only give this form to law enforcement agencies helping you recover the children.

Before using this form, check with the county Superior Court to see if they have no local forms, use this form together with a Petition for Writ of Habeas Corpus (Writ of Habeas Corpus (NJP Family 914), and Order Directing Return of Childre	NJP Family 912), Order to Issue
My name is	. I am applying for a writ of
habeas corpus for the return of my child/ren under RCW 7.36.020,	.190, and .200 in:
(County name): County Superior Cou	rt,
Case number:	<u>-</u> -
Agreement to conditions	
I have not willfully or knowingly misrepresented or omitted information related to this case. I am willing to appear at all hearings regarding this case. I will immediately notify the lander and in the Writ or 911 if the children are found or returned the children are found or returned, I must appear at the Reference I understand that the Writ of Habeas Corpus and any Warr. Corpus is directed to a specific law enforcement agency. Concern authorized to effect service of the Writ. The Writ documents otherwise represented to any other person or agency without direction of the detective assigned to affect the service on the Impulsive Interference Intervals and Intervals I	Interviews and/or court aw enforcement agency ed. I understand that, even if turn of Service hearing. ant in Aid of Writ of Habeas only the assigned detective is a should not be presented or out the express knowledge or the Writ. Inder a direct Superior Court Chapters 9A.60, RCW 9A.72, ainst anyone who, directly or
without the assigned peace officer's authorization.	
Contact during investigation	
I request that law enforcement contact me directly about th	e investigation.
I declare under penalty of perjury under the laws of the state of Waprovided on this form are true.	ashington that the facts I have
Signed at (city and state):	Date:
Petitioner signs here Print name	

1. Information about me (reporting parent) Full name: _____ Maiden/Alias names: Home address: How long? Previous address: Phone: Okay to text? Messaging app and number, if any: Employer name/address: ____ Work phone: _____ Work hours: _____ Date of birth: _____ Place of birth: ____ Sex: ____ Height: _____ Weight: ____ Hair: ____ Eyes: ____ Race: ____ Social Security Number: _____ Occupation: _____ Driver's License Number: Vehicle Information: Relationship to children: Relationship to abductor: Have you ever been arrested? [] Yes [] No If yes, when/where/disposition: Has anyone made any claims against you about crimes against the children: [] Yes [] No If yes, alleged victim/s: Explain allegation: Have you ever had a physical or mental condition that could affect your ability to care for the children? [] Yes [] No If yes, please explain: ____ (Add pages as needed for explanation.)

2. Information about legal/court actions (Attach certified copies of relevant court orders.) Who has primary rights to the children? _____ History of relevant legal/court actions: Has anyone been brought into court about this issue? [] Yes [] No If yes, state who, what, where, when, and why. Is there any other pending legal action between those involved? [] Yes [] No If yes, state who, what where, when, and why.

3. **Information about missing children** (complete physical descriptions needed) Child #1 Full name: Nickname/Alias: _____ Social Security Number: _____ Height: Weight: Eyes: Race: Complexion: _____ Hair (color): _____ (hairstyle) _____ School name _____ Grade: ____ School address: School phone: Are the following available? Variety of Photos: [] Yes [] No Fingerprint Cards: [] Yes [] No Medical/Dental Problems (past/present): Disabilities/Deformities: Citizenship: _____ Passport: [] Yes [] No Other identifiers (scars, marks, braces, glasses, piercings, tattoos, etc.) Child #2 Full name: Nickname/Alias: Social Security Number: Height: Weight: Eyes: Race: Complexion: _____ Hair (color): _____ (hairstyle) _____ _____ Grade: _____ School name School address: School phone: ____ Are the following available? Variety of Photos: [] Yes [] No Fingerprint Cards: [] Yes [] No Medical/Dental Problems (past/present): Disabilities/Deformities: Citizenship: ____ Passport: [] Yes [] No Other identifiers (scars, marks, braces, glasses, piercings, tattoos, etc.) Make copies of this page for additional children Missing Child Information

4. Reporting parent & children's family and/or close friends

(Step-parent, reporting party's partner, grandparents, alternate contact persons)

Full name:		DOB:	
	Phone numbers:		
Address:			
Full name:		DOB:	
Relationship:	Phone numbers:		
Address:			
City/State:			
.		DOD	
	Phone numbers:		
City/State:			
Full name:		DOB:	
	Phone numbers:		
Full name:		DOB:	
Relationship:	Phone numbers:		
Address:			
Full name:		DOB:	
	Phone numbers:		
•			

Make copies of this page for additional contacts

5. Information about abducting party/suspect

Full name:					
Date of birth:		Place of birth: _		Sex:	
Height:	Weight:	Hair:	Eyes:	Race:	
Complexion:		Hair (color):	(ha	irstyle)	
Other identifiers	s (scars, marks	, braces, glasses, p	iercings, tatto	os, etc.)	
Occupation/Em	ployer:				
Work address:					_
Work phone:			Work hour	s:	_
		ies:			
Driver's License	e:	State:	SS	N:	
Last known add	lress:				
Phone:			Texts from	this phone? []Y	'es []No
Messaging app	type and numb	per (WhatsApp, oth	ers):		
Email:					
Property owned	l (rental/leisure) or accessible:			
		or live:			
		yment, disability, w			
· ·					

Their attorney:			
Education (when/where):			
City/State:			
Languages spoken:	_	Nationality:	
Passport: [] Yes [] No Citize	nship/immigration status:	:	
Military: [] Yes [] No If yes	, branch of service:		
Military Occupation Specialty (N	/IOS):	Status:	
Have they ever been arrested?	[] Yes		
If yes, when/where/disposition:			
, ,			
Access/Propensity to use firear	ms:[]Yes[]No		
If yes, what type:			
Does suspect pay child support	?[]Yes[]No		
If yes, for whom/where:			
How (directly or through state s	upport registry):		
Bank branch/name/address:	_	_	
Checking account number:	Sav	rings account number:	
Credit card: (name)	(number)	(bank)	
Credit card: (name)	(number)	(bank)	
History of medical, mental, or p	hysical disahilities/conditi	ion?	
Describe:	•		
Describe.			
Could it endanger the child's he		 1 No	
How?		1	
	_	_	
Physician/mental health profess	sional/counselor's name	address, and phone:	
, stolati, montai noatti protott		a.a.a. 300, and priorior	

Are the following a	vailable?			
Variety of photos:	[]Yes[]No			
Fingerprint cards:	[]Yes[]No			
Medical records:	[]Yes[]No			
Dental information:	[]Yes[]No			
Hair samples:	[]Yes[]No			
Suspect Vehicle Info	o:			
Vehicle #1:				
License #:		State:	_	
		Year:		
Unique features:			_	
Registered owner: _		Legal owner:		
Vehicle #2:				
License #:		State:		
		Year:		
Unique features:			_	
Registered owner: _		Legal owner:		
Vehicle #3:				
License #:		State:		
		Year:		
Unique features:			_	
		l egal owner:		

6. Abducting parent's family and/or close friends

(Step-parent, abducting party's partner, grandparents, alternate contact persons)

Full name:		DOB:	
	Phone numbers:		
Address:			
Full name:		DOB:	
Relationship:	Phone numbers:		
Address:			
Full name:		DOB:	
Relationship:	Phone numbers:		
Address:			
City/State:			
Full name:		DOB:	
Relationship:	Phone numbers:		
Address:			
City/State:			
	Phone numbers:		
City/State:			
Full name:		DOB:	
	Phone numbers:		
	THOMO MAMBORO.		
<u></u>			

Is a variety of photos available for each person listed? [] Yes [] No

7. Information about abduction

Date/time of abduction:
Reporting party (R/P): (if other than victim parent, CPS, law enforcement)
Location of abduction:
R/P address:
Phone #:
R/P's relationship to children:
Law enforcement notified: [] Yes [] No
If yes, what agency:
Date/time of report:
Officer/detective:
Incident #:
Phone #:
Was there an accomplice: [] Yes [] No
If yes, accomplice's name:
Relationship:
Address/phone:
What was their involvement?
Date/time of last contact with children?
Where?
Describe:
How were the children taken (car, plane, etc.)
What have you done to locate the suspect and the children?
What cause or pretense do you think the suspect will give for their action?

Is there good reason to believe the abducting party will take the children out of this jurisdiction, or the children will suffer irreparable injury before the writ can be enforced?
[] Yes [] No. If yes, what risk or injury?
Where do you think they will go?
Why?
Since the abduction, have the children or the other parent contacted you? [] Yes [] No
If yes, how/who?
Describe:
Additional comments:

Superior Court o	f Wash	ington, Co	ounty of	:	
In re the custody of minor chi	ld/ren:				
		١	No		
Petitioner/s:				ssue Writ of Habeas abeas Corpus	Corpus,
			□ Warra	nnt in Aid of Writ	
		(No state	wide mandatory form))
And Respondent/s:			Clerk's ac	ction required: 7	
Order to Issue Writ Before using this form, check with a no local forms, use this form together Information (NJP Family 913), and O	☐ Wa l the county with a Pe	rrant in A / Superior Cou etition for Writ o	Aid of	F Writ they have their own local Corpus (NJP Family 912),	form. If there are
1. This order applies to:					
Name of Petitioner:					
Petitioner lives at:					
Name of Respondent: _					
Respondent lives at:					
2. This order directs the	recove	ry of the fol	llowing	children:	
Name (first, middle initial, last)	Age	Race	Gender	How child is related to Petitioner/Respondent	Lives with

					,	,				
3.	Fir	ndin	ıgs							
	For good cause shown, the court finds that an emergency exists and that this order should issue without notice to the other party to avoid irreparable harm.									
4.	Or	der	to Issue Writ							
			ourt enters this O s as set forth in s			of Habea	s Corpus and Writ o	f Habeas		
5.	Wa	arra	nt							
		No	warrant is issue	d.						
		Th	e court issues	this W	arrant in A	id of W	rit of Habeas Cor	pus.		
			the Washington: Yo				ry other peace offic Il that apply):	er in the State		
			reason to believ	e the ch	ildren are lo	cated or	ucture, or vehicle wh where they may find ot limited to these loo	l information		
			The home of (no	ame):						
			Address:							
			Other locations	or addre	esses:					
			•	e standir appreher	ng in the wa nded and bro	y or block	king your attempts to fore the Presiding or	•		
			commanded to standing in the	hold (<i>na</i> way of p	<i>me</i>) roducing the	e childrer	time of apprehension in the County Jail u e of apprehension.	or anyone		
			children and pla this matter. CPS Sheriff or other this order; or, up	ice them S shall n peace o oon a Re	in protective trelease the ficer in the seturn of Servertion	e custod ne childre state of V vice on th	ake custody of the a y until this Superior (en to anyone other th Vashington acting in his Writ of Habeas Co of the children to son	Court can hear an the County accordance with orpus or further		

6.	W	rit of Habeas Corpus							
	To the County Sheriff and every other peace the state of Washington:								
	You are commanded to secure custody of the children listed above and bring them before the Honorable Judge (<i>name</i>): of this Superior Court to determine appropriate custody of the children.								
	Su	perior Court address:							
	Ch	wild Dratactive Convices (check	ana):						
		nild Protective Services (check	,						
	Ц	law enforcement shall place the	en law enforcement takes the children into custody, children into Child Protective Services' care and e court is in session before the judge listed above						
		and place them in protective cu Court can hear this matter. CPS the County S Washington acting in accordance	nmanded to take custody of the above-listed children stody until County Superior S shall not release the children to anyone other than Sheriff or other peace officer in the state of ce with this order; or, upon a Return of Service on this er order from this court authorizing the release of the designates.						
	Force and arrest. The peace officers may (check all that apply):								
	☐ Break into and enter any home, building, structure, or vehicle where they have reason to believe the children are located or where they may find information about the children's location.								
		Arrest anyone standing in the wimmediate custody of the children	ay or obstructing their lawful efforts to obtain en.						
7.	Clo	erk's action: The clerk of the co	urt shall issue this Writ with the clerk's seal.						
			us, Writ of Habeas Corpus, and Warrant in Aid of e and effect until further order.						
Date									
Prese	nted	•							
•		,							
Petitio	ner	sign here	Petitioner print name						
Writ is	ssue	ed by the Superior Court Clerk							
		County							
		, deputy on							

	Superior Court o	of Wash	ington, Co	ounty of			
In re	the custody of minor ch	ild/ren:					
_				No			
Petitioner/s:				ecting Return of Child			
_				NO State	wide mandatory form))	
And Respondent/s:							
no loca	Order Directing Return of Children Before using this form, check with the county Superior Court to see if they have their own local form. If there are no local forms, use this form together with a Petition for Writ of Habeas Corpus (NJP Family 912), Missing Child Information (NJP Family 913), and Order to Issue Writ of Habeas Corpus (NJP Family 914).						
1.	This order applies to:						
	Name of Petitioner:						
	Petitioner lives at:						
	Name of Respondent:						
	Respondent lives at:						
2.	This order directs the	recove	ry of the fo	llowing	children:		
Name	e (first, middle initial, last)	Age	Race	Gender	How child is related to Petitioner/Respondent	Lives with	

3.	Or	der about custody			l	I		
	Th	e children named ab	ove sha	ll be returne	d to the	custody	of	
	(na	ame):				by		
		□ The					County Sheri	ff.
		☐ Other law er	nforceme	ent agency	(name): _			
		☐ Child Protect	tive Ser	vices.				
4.	Re	straining Order						
		Not ordered.						
		Respondent (name):				is restrained	from molesting
		Respondent (<i>name</i> or disturbing the pe any child in their cu children as ordered	ace of P stody, a above.	etitioner (na t any place	ame): or time n	ecessar	y to transfer c	, or ustody of the
		VIOLATION OF TH ACTUAL KNOWLE CHAPTER 26.09 R PUNISHABLE BY 0	DGE OF CW, SH	TITS TERM ALL SUBJE	SISAC	RIMINA	L OFFENSE	UNDER
5.	Fe	es and costs						
		Reserved.						
		None ordered.						
		Petitioner shall be r expenses incurred i					sonable travel	expenses and
		☐ Petitioner shall	oroduce	receipts ve	rifying ex	penses	incurred.	
		☐ The amount the	other pa	arty shall pa	y is \$			
6.	Ot	her orders, if any						
	_							
Order	ed.							
			•					
Date			J	udge				

I received a copy of this Ord order. It was explained to me		e hearing remotely and hav	e actual notice of this
>		•	
Petitioner signs here or lawyer	+ WSBA #	Respondent signs here or	r lawyer + WSBA #
Print Name	Date	Print Name	Date

Parties or their lawyers fill out below.

Law Enforcement and Confidential Information (LECIF)

Clerk: Do <u>not</u> file in a public access file. In criminal cases, do not file. Give to law enforcement.

_____ Court of Washington County:
_____ Case No:

Case No.:						
Law Enforcement: Do no	ot serve or show a com	pleted l	LECIF to	o the other pa	arty.	
Instructions – Protected Person must complete this form. Fill out all sections as much as you can. If you do not know, write "unknown." Complete Attachment A if the Restrained Person is under age 18. Type or print clearly! If law enforcement cannot read this form or identify the person, they cannot serve or enforce your order!						
	1. Restrained F	Person's	Info			
Name: First	e : First Middle Last			Date of Birth (if unknown give age range)		
Nickname/Alias/AKA ("Also known as") Relationship to Protected Person					to Protected Person	
Sex	Race			Height	Weight	
Eye Color	Hair Colo	or		Skin Tone	Build	
Phone/s with Area Code (voice)		leed Interp ☐ No ☐ Ye		Language:		
2. Where can the R	Restrained Person be	served?	List all l	known contact	information.	
Last Known Address. Street:						
City:		State: Zip:				
Cell number (text):	E	Email:				
Social Media Account/s & User Name/s:						
Other:						
Employer	Employer's Address Employ				Employer's Phone	
Work Hours	Driver's Lice	ense or ID	number		State	
Vehicle Make and Model	Vehicle License Number	r	Vehicle	e Color	Vehicle Year	

3. Disability, hazard, and weapon info about the Restrained Person Law enforcement needs this info to serve the order safely Does the Restrained Person have a disability, brain injury, or impairment requiring special assistance when law enforcement serves the order? □ No □ Yes. If yes, describe (add pages, if needed): Hazard Information Restrained Person's History includes: □Involuntary/Voluntary Commitment □ Suicide Attempt or Threats (How recent?) □Threats to "suicide by cop" □ Assault □ Assault with Weapons □ Alcohol/Drug Abuse ☐ Other: **Concealed Pistol License**: ☐ Yes □ No **Weapons:** □ Handguns ☐ Rifles ☐ Knives □ Explosives ☐ Unknown ☐ Other (include unassembled firearms and specify): **Location of Weapons**: □ Vehicle ☐ On Person ☐ Residence Describe in detail: **Current Status** Is the restrained person a current or former cohabitant as an intimate partner? \square Yes \square No Are you and the restrained person living together now? ☐ Yes ☐ No Does the restrained person know they may be moved out of the home? ☐ Yes ☐ No ☐ N/A Does the restrained person know you are trying to get this order? ☐ Yes ☐ No Is the restrained person likely to react violently when served? ☐ Yes ☐ No 4. Protected Person's Info (If only minors are protected, list them in 5. Provide contact information in this section for the person filing.) Date of Birth Name: First Middle Last Sex Race Height Weight Driver's license or ID number Eye Color Hair Color Skin Tone Build If your information is not confidential, you must enter your address and phone number/s below. Phone(s) w/Area Code Current Address, Street: City: State: Zip: Need interpreter? □No □ Yes Email address: If yes, language: If your info is confidential, you must give a name, address, and phone of someone willing to be your "contact." If you filed for someone else, list your information as the contact. Contact Name: Contact Address Contact Phone Contact Email Address Date of Birth (if you are Petitioner) How can law enforcement contact you and other protected household members if firearms are returned to the restrained person? (Email/s preferred. Update law enforcement with any changes.) ☐ email above ☐ phone number above ☐ address above ☐ other:

		5.	Minor's Info	
Fc	or relationship, use te	erms such as child, gran	dchild, stepchild, nephew, or i	none.
1	Name: First	Middle	Last	
	Birth Date	Sex	Race	Resides With
	Relationship to Protected Person:		Relationship to Restrained Person:	_
2	Name: First	Middle	Last	
	Birth Date	Sex	Race	Resides With
	Relationship to Protected Person:		Relationship to Restrained Person:	
3	Name: First	Middle	Last	
	Birth Date	Sex	Race	Resides With
	Relationship to Protected Person:		Relationship to Restrained Person:	1
4	Name: First	Middle	Last	
	Birth Date	Sex	Race	Resides With
	Relationship to Protected Person:		Relationship to Restrained Person:	1
	More than 4 minors	are protected. (Attach a p	age to list more children and their	r details.)
	1	6. Protected Househ	old Members or Adult Ch	ildren
Na	ime:		birth date:	
Na	ime:		birth date:	
Na	ame:		birth date:	
Na	ame:		birth date:	
otl	her party and their la		ement, and some state agenciorm unless a court order allow to their own rules.	
CI	hanges: If any infor	mation changes, fill out	another copy of this form and	file it with the court clerk.
this		ue and correct; 2) the in	s of the State of Washington formation about the other part	
l ha	ave attached p	ages.		
Sig	ned at (City and Sta	te):		Date:
	n here		Print name here	
	CW 7.105.115 andatory (07/2023)		Enforcement and	

Mandatory (07/2023) **PO 003**

Attachment A: Restrained Person is a Minor

Only complete this attachment if the Restrained Person is under age 18. **If not**, skip or remove this attachment.

	1. Restrained Person's PARENT or GUARDIAN's Info						
Name:	First	Middle	Last			of Birth give age range)	
Nicknam	e/Alias/AKA ("Also kno	wn as")			Relationship to	Restrained Person	
					□ Parent □ Le	gal Guardian	
	Sex	R	ace		Height	Weight	
	Eye Color	Hair	Color		Skin Tone	Build	
Phone/s	with Area Code (voice)	:	Need	Interpreter?			
			□ No	☐ Yes	Language:		
		Restrained Perso List all known			JARDIAN be s	served?	
Street:	wn Address.		_				
City:			S	state:	Zip:		
Cell num	ber (text):				Email:		
Social M	edia Account/s & User	Name/s:					
Other:							
	Employer	E	Employer's	Address		Employer's Phone	
	Work Hours	Drive	r's License	or ID number		State	
Vehic	le Make and Model	Vehicle License N	umber	Vehic	le Color	Vehicle Year	
3. Disability, hazard, and weapon info about Restrained Person's PARENT or GUARDIAN Law enforcement needs this info to serve the order safely						or GUARDIAN	
Does the PARENT or GUARDIAN have a disability, brain injury, or impairment requiring special assistance when law enforcement serves the order? ☐ No ☐ Yes. If yes, describe (add pages, if needed):							
Hazard	Information PAREN	IT or GUARDIAN's h	istory inc	ludes:			
☐ Involu	untary/Voluntary Con	nmitment □ Suicide	Attempt of	or Threats (H	ow recent?)		
	☐ Threats to "suicide by cop" ☐ Assault ☐ Assault with Weapons ☐ Alcohol/Drug Abuse ☐ Other:						
Concea	led Pistol License:	☐ Yes ☐ No					
Weapor	าs: □ Handguns	☐ Rifles ☐ Knive	s [☐ Explosives	☐ Unknown		
☐ Other (include unassembled firearms and specify):							

Location of Weapons:	☐ Vehicle	☐ On Person	☐ Residence	Describe in detail:
Current Status				
Is the PARENT or GUARD	IAN living wit	h the restrained	person now? □	Yes □ No
Are you and the PARENT	or GUARDIA	N living together	now? □ Yes □	No
Does the PARENT or GUA	RDIAN know	you are trying t	o get this order?	□ Yes □ No
Is the PARENT or GUARD	IAN likely to r	eact violently w	hen served? □ \	′es □ No