

MAINE JUDICIAL BRANCH

_____ Petitioner

DISTRICT COURT

Location (Town): _____

Docket No.: _____

V.

_____ Respondent

AFFIDAVIT AND PETITION FOR EXTREME RISK PROTECTION ORDER (“RED FLAG”)

25 M.R.S. §§ 2241-2252

1. Petitioner information:

Full name: _____

Agency (if applicable): _____

Physical address (street address, city, state, ZIP): _____

Mailing address: Same as physical _____

Telephone number: _____

Email address: _____

2. Respondent information:

Full name: _____

Gender: Female Male Other

Date of Birth (mm/dd/yyyy) (If unknown, enter an approximate age): _____

Race: White Black Asian or Pacific Islander American Indian or Alaskan Indian Unknown

Present residential address (street address, city, state, ZIP): _____

Mailing address: Same as residential _____

Telephone number: _____

3. Petitioner’s relationship to the respondent:

responding law enforcement officer or law enforcement agency

spouse

former spouse

domestic partner

former domestic partner

respondent is the father/mother of my child(ren)

respondent is my adult child

respondent is my parent

sibling

other: _____

ADA Notice: The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation, contact the Court Access Coordinator, accessibility@courts.maine.gov, or a court clerk.

Language Services: For language assistance and interpreters, contact a court clerk or interpreters@courts.maine.gov.

4. Related court orders involving the respondent:

Are you aware of any court orders involving the respondent relating to a protection from abuse, protection from harassment, or any other similar court order that have been issued in Maine or in any other state?

You must choose either (a) or (b):

- (a) I do not know of any related court orders involving the respondent.
- (b) I do know of other related court orders involving the respondent, including (select all that apply):
 - Protection from abuse
 - Protection from harassment
 - Protective custody
 - Criminal complaint
 - Other (describe what kind of other order/case) _____

5. Respondent access, possession, and use of weapon(s):

Respondent has (select all that apply):

- access to possess a firearm, muzzle loading firearm, bow or crossbow, or other dangerous weapon(s).

If you selected any of the above, describe the weapon(s) the defendant has access to or is in possession of and if known, provide its current or last known location:

6. Significant danger of physical injury:

The respondent poses a significant danger of causing physical injury to themselves or another person by purchasing, possessing, or receiving a dangerous weapon, or by having or attempting to have custody or control of a dangerous weapon.

There is a significant danger of the respondent causing physical injury to another person because (select all that apply):

- The respondent has inflicted or attempted to inflict physical injury on another person;
- The respondent has placed another person in reasonable fear of physical injury based on their threats or actions; and/or
- The respondent has presented a danger to another person in the respondent’s care.

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Lined area for text entry.

REQUEST FOR EMERGENCY ORDER (OPTIONAL):

I am seeking an emergency order because the respondent poses an immediate and significant danger of causing physical injury to themselves or to another person by purchasing, possessing or receiving a dangerous weapon or by having or attempting to have custody or control of a dangerous weapon because:

Lined area for text entry.

For the reason(s) stated above, I request that an emergency order be issued.

REQUEST FOR RELIEF:

I ask the Court to issue an order prohibiting the respondent from purchasing, possessing, or receiving a dangerous weapon or having or attempting to have custody or control of a dangerous weapon for a period of up to one year.

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I swear under penalty of perjury that the above statements are true and correct. I understand that these statements are made for use as evidence in court and that I am subject to prosecution for perjury punishable by up to 5 years in prison and a fine of up to \$5,000.00 if I give false information to the court.

Date (mm/dd/yyyy): _____

▶ _____
Signature of Petitioner

Pursuant to 19-A M.R.S. § 4106(4) you are hereby put on notice that it is a crime to make a false statement under oath in a court document.

STATE OF MAINE

COUNTY _____

Personally appeared the above-named, _____, and made oath that the foregoing statements are true under penalty of perjury.

Date (mm/dd/yyyy) _____

▶ _____
 Clerk Notary Public Attorney

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