

AMS
SEP 04 2009

DV-100 Request for Order

Clerk stamps date here when form is filed.
FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE
SEP 03 2009
L. RAMIREZ

① Your name (person asking for protection):
DAWN VINEECE HOLLAND
Your address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead):
[Redacted]
City: Desert Hot Springs State: CA Zip: 92240
Your telephone number (optional): _____
Your lawyer (if you have one): (Name, address, telephone number, and State Bar number):

Fill in court name and street address:
Superior Court of California, County of
Superior Court of California
46-200 Oasis St.
Indio CA 92201

② Name of person you want protection from:
Timothy Jerome Holland
Description of that person: Sex: M F Height: 6'2"
Weight: 160 Race: Blk Hair Color: Blk & Gray
Eye Color: Ben Age: 55 Date of Birth: [Redacted]

Clerk fills in case number when form is filed.
Case Number:
IND 098111

③ Besides you, who needs protection? (Family or household members):

Full Name	Age	Lives with you?	How are they related to you?
<u>Ashley</u>	<u>18</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>daughter</u>
<u>Richard</u>	<u>9</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>son</u>
<u>Kerra</u>	<u>21</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>daughter-in-law</u>
<u>Adream</u>	<u>Smos</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>grand-daughter</u>

Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 3—Protected People" by your statement. NOTE: In any item that asks for Form MC-020, you can use an 8 1/2 x 11-inch sheet of paper instead.

④ What is your relationship to the person in ②? (Check all that apply):

- a. We are now married or registered domestic partners.
- b. We used to be married or registered domestic partners.
- c. We live together.
- d. We used to live together.
- e. We are relatives, in-laws, or related by adoption (specify relationship): _____
- f. We are dating or used to date.
- g. We are engaged to be married or were engaged to be married.
- h. We are the parents together of a child or children under 18:
Child's Name: _____ Date of Birth: _____
Child's Name: _____ Date of Birth: _____
Child's Name: _____ Date of Birth: _____
- i. We have signed a Voluntary Declaration of Paternity for our child or children. (Attach a copy if you have one.)

This is not a Court Order.

Case Number:

IND 098111

Your name: DAWN Holland

5 Other Court Cases

a. Have you and the person in (2) been involved in another court case? No Yes

If yes, where? County: Riverside State: CA

What are the case numbers? (If you know):

What kind of case? (Check all that apply):

Registered Domestic Partnership Divorce/Dissolution Parentage/Paternity Legal Separation

Domestic Violence Criminal Juvenile Child Support Nullity Civil Harassment

Other (specify): Restraining Order

b. Are there any domestic violence restraining/protective orders now (criminal, juvenile, family)?

No Yes If yes, attach a copy if you have one.

What orders do you want? Check the boxes that apply to your case.

6 Personal Conduct Orders

I ask the court to order the person in (2) not to do the following things to me or any of the people listed in (3):

a. Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, or block movements

b. Contact (either directly or indirectly), or telephone, or send messages or mail or e-mail

The person in (2) will be ordered not to take any action to get the addresses or locations of any protected person, their family members, caretakers, or guardians unless the court finds good cause not to make the order.

7 Stay-Away Order

I ask the court to order the person in (2) to stay at least 700 yards away from (check all that apply):

a. Me

b. The people listed in (3)

c. My home

d. My job or workplace

e. The children's school or child care

f. My vehicle

g. Other (specify):

If the person listed in (2) is ordered to stay away from all the places listed above, will he or she still be able to get to his or her home, school, job, or place of worship? Yes No (If no, explain):

8 Move-Out Order

I ask the court to order the person in (2) to move out from and not return to (address):

I have the right to live at the above address because (explain):

9 Child Custody, Visitation, and Child Support

I ask the court to order child custody, visitation, and/or child support. You must fill out and attach Form DV-105.

10 Spousal Support

You can make this request only if you are married to, or are a registered domestic partner of, the person in (2) and no spousal support order exists. To ask for spousal support, you must fill out, file, and serve Form FL-150 before your hearing.

This is not a Court Order.

Case Number:

IND 098111

Your name: DAWN HOLLAND

11 **Record Unlawful Communications**

I ask for the right to record communications made to me by the person in ② that violate the judge's orders.

12 **Property Control**

I ask the court to give *only* me temporary use, possession, and control of the property listed here:

2002 Lexus RX 300

13 **Animals: Possession and Stay-Away Order**

I ask for the sole possession, care, and control of the animals listed below. I ask the court to order the person in ② to stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____

I ask for the animals to be with me because: _____

14 **Debt Payment**

I ask the court to order the person in ② to make these payments while the order is in effect:

Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 14—Debt Payment" by your statement.

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

15 **Property Restraint**

I am married to or have a registered domestic partnership with the person in ②. I ask the judge to order that the person in ② not borrow against, sell, hide, or get rid of or destroy any possessions or property, except in the usual course of business or for necessities of life. I also ask the judge to order the person in ② to notify me of any new or big expenses and to explain them to the court.

16 **Attorney Fees and Costs**

I ask that the person in ② pay some or all of my attorney fees and costs.
You must complete and file Form FL-150, Income and Expense Declaration.

17 **Payments for Costs and Services**

I ask that the person in ② pay the following:
You can ask for lost earnings or your costs for services caused directly by the person in ② (damaged property, medical care, counseling, temporary housing, etc.). You must bring proof of these expenses to your hearing.

Pay to: _____ For: _____ Amount: \$ _____

Pay to: _____ For: _____ Amount: \$ _____

18 **Batterer Intervention Program**

I ask the court to order the person listed in ② to go to a 52-week batterer intervention program and show proof of completion to the court.

19 **No Fee to Serve (Notify) Restrained Person**

If you want the sheriff or marshal to serve (notify) the restrained person about the orders for free, ask the court clerk what you need to do.

This is not a Court Order.



Case Number:

IND 098111

Your name: DAWN HOLLAND

20 **More Time for Notice**

I need extra time to notify the person in **(2)** about these papers. Because of the facts explained on this form, I want the papers served up to _____ days before the date of the hearing. For help, read Form DV-210-INFO.

If necessary, add additional facts: _____

21 **Other Orders**

What other orders are you asking for? _____

Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 21—Other Orders" by your statement.

22 **Guns or Other Firearms**

I believe the person in **(2)** owns or possesses guns or firearms. Yes No I don't know

If the judge approves the order, the person in **(2)** will be required to sell to a gun dealer or turn in to police any guns or firearms that he or she owns or possesses.

23 Describe the most recent abuse.

a. Date of most recent abuse: 6-14-09

b. Who was there? Kerra Mason

c. What did the person in **(2)** do or say that made you afraid?

He grabbed me and pushed me into the pantry causing me to hit my head. I asked him to take his hands off of me and he said he did not have to. On 6-15-09 he raised his hand to me as if to hit me. There has been prior abuse situations when the police were called in 3/09. I've been receiving orange calls and when I get in my car it smells like cigar smoke.

d. Describe any use or threatened use of guns or other weapons: no

e. Describe any injuries: contusion to scalp

f. Did the police come? No Yes

If yes, did they give you an Emergency Protective Order? Yes No I don't know

Attach a copy if you have one.

Check here if you need more space. Use Form MC-020 and write "DV-100, Item 23—Recent Abuse" by your statement.

Check here if the person in **(2)** has abused you (or your children) other times. Use Form DV-101 or Form MC-020 to describe any previous abuse.

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: 9-3-09

DAWN HOLLAND
Type or print your name

Dawn Holland
Sign your name

This is not a Court Order.

SHORT TITLE: Holland VS Holland	CASE NUMBER: IND 098111
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ATTACHMENT (Number): _____

(This Attachment may be used with any Judicial Council form.)

Mr Holland has been verbally, emotionally and physically abusive to me. I had to call the police on him in March 2008. On July 9, 2009 when he put me and my kids out even though I was moving on July 16, 2009 anyway. He made the comment to me, my sister, and, my daughter in law, that his family was bigger than = ours and we better watch our backs! On Aug 20, 2009 I was told by the person who took my car on Aug 9, 2009 that Timothy Holland PMO him and gave him the key to take my car, to LA to try and sell it. I believe he is stalking me on several occasions over the past few days I've found cigar butts at my car door and my car smells of cigar.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 1
(Add pages as required)

This form is attached to DV-100, Item 21.

1 Your name: Dawn Holland

2 Name of person you want protection from (restrained person): Timothy Holland

3 Describe the 2nd most recent abuse.

a. Date of 2nd most recent abuse: march 2008

b. Who was there? NO ONE

c. What did the person in 2 do or say to you that made you afraid? pushed, choked, grabbed me.

I went to work and while at work I was served with a restraining order.

d. Describe any use or threatened use of guns or other weapons. no

e. Describe any injuries. bruises on throat, and twisted ankle

f. Did the police come? No Yes

If yes, did they give you an Emergency Protective Order? Yes No I don't know

Attach a copy if you have one.

Your name:

Dawn Holland

Case Number:

IN 009811

4

Describe other recent abuse.

a. Date of other recent abuse:

4/2006

b. Who was there?

no one

c. What did the person in 2 do or say to you that made you afraid?

We were arguing and he pinned me against the wall and grabbed me by my jaw and forced me to kiss him.

I left and went to stay with my sponsor for a week.

d. Describe any use or threatened use of guns or other weapons.

no

e. Describe any injuries.

[IMJ] to my right side of jaw.

f. Did the police come? No Yes

If yes, did they give you an Emergency Protective Order? Yes No I don't know

Attach a copy if you have one.

5

Describe other abuse against you or your children.

Told my daughter "It is your mother sucking fault that your mother is leaving me."

If you need more space, check the box and attach Form MC-020. Or attach a sheet of paper and write "DV-101 - Description of Abuse" at the top.

DV-120

Answer to Temporary Restraining Order

AKCE
SEP 17 2009

Clerk stamps date here when form is filed.

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE
SEP 17 2009
N. Duenaz

1 Name of person who asked for the order (protected person):

Dawn V. Holland

2 Your name: Timmy J. Holland

Your address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead)

[Redacted]

City: Desert Hot Springs State: Calif Zip: 92240

Your telephone (optional): [Redacted]

Your lawyer (if you have one): (Name, address, telephone number, and State Bar number): Pro-Per

Acting as own attorney

Give the judge your answers to DV-100:

Fill in court name and street address:

Superior Court of California, County of

Superior Courts of California
46-200 Oasis St.
Indio CA 92201

Clerk fills in case number:

Case Number: IUD 098111

3 Personal Conduct Orders
I do not agree to the order requested.

4 Stay-Away Order
I do not agree to the order requested.

5 Move-Out Order
I do not agree to the order requested.

6 Child Custody
a. I do not agree to the custody order requested.
b. I am not the parent of the child listed in DV-105.
c. I ask for the following custody order (specify):

The judge can consider your Answer at the hearing. Write your hearing date and time here:

Hearing Date → Date: 9/29/09 Time: 8:15am
Dept.: 2H Room:

You must obey the orders until the hearing. If you do not come to this hearing, the judge can make the orders last for 3 years or longer.

d. I do not agree to the orders requested to prevent child abduction.

7 Visitation
a. I do not agree to the visitation order requested.
b. I ask for the following visitation order (specify):

8 Child Support
a. I do not agree to the order requested.
b. I agree to pay guideline child support.
You must fill out, serve, and file Form FL-150 or FL-155.

9 Spousal Support
I do not agree to the order requested.
Whether or not you agree, you must fill out, serve, and file Form FL-150.

Holland vs. Holland

MC-025

SHORT TITLE:

ABUSE Statement

CASE NUMBER:

IND 098111

ATTACHMENT (Number):

3

(This Attachment may be used with any Judicial Council form.)

23

There has now nor never been any physical abuse. There has been a few arguments / disagreements. I, the dependant disagree's with Dawn's Statement accusing me of cheating on her after I received a phone call from a friend and as she got out of bed she hit me. Afterwards we both approached the kitchen and I walked up behind her as she was bent over in the pantry. I pressed up against her and she pushed me back with her but and I pushed her back with my body. I did not raise my hands to her for any reason whatsoever.

As far as the ~~press~~ abuse stated by Dawn Holland there has not been any other than small arguments or Occassions.

Incident March 2008 - On this Occassion I feel that both parties Timothy J. Holland and Dawn Holland have been both emotionally + physically abusive to each other (attached is a copy of police report of actions) on this particular date March 2008, Dawn lost control, broke up a lot of my personal property and attacked me, kicking me in the leg and causing a contusion.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 4
(Add pages as required)

DV-110

Temporary Restraining Order and Notice of Hearing

Clerk stamps date here when form is filed.

FILED SUPERIOR COURT OF CALIFORNIA COUNTY OF RIVERSIDE

SEP. 30 2009

M. SELBERT

1 Name of person asking for protection (protected person): Timothy J. Holland
Protected person's address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead):
City: Desert Hot Springs State: CA Zip: 92240
Telephone number
Protected person's lawyer (if any): (Name, address, telephone number, and State Bar number):

Fill in court name and street address: Superior Court of California, County of

Superior Court of California 46-200 Oasis St. Indio CA 92201

2 Restrained person's name: Dawn V. Holland
Description of that person: Sex: [] M [X] F Height: 5'6"
Weight: 130 Race: Black Hair Color: Black
Eye Color: Brown Age: 45 Date of Birth: 1/21/1964

Fill in case number:

Case Number: IND 098111

3 List the full names of all family or household members protected by this order:

4 Court Hearing Date (Fecha de la Audiencia): Clerk will fill out section below.

Hearing Date: Date: 10/23/09 Time: 8:15 Name and address of court if different from above:
Dept.: 2H Rm.:

To the person in (2): At the hearing, the judge can make restraining orders that last for up to 5 years. The judge can also make other orders about your children, child support, spousal support, money, and property. File an answer on Form DV-120 before the hearing. At the hearing, you can tell the judge that you do not want the orders against you. Even if you do not attend the hearing, you must obey the orders.

Para la persona nombrada en (2): En esta audiencia el juez puede hacer que la orden de restriccion sea valida hasta un maximo de 5 años. El juez puede tambien hacer otras ordenes acerca de niños, manutencion, dinero y propiedad. Presente una respuesta en el formulario DV-120 antes de la audiencia. Si Usted se opone a estas ordenes, vaya a la audiencia y digaselo al juez. Aunque no vaya a la audiencia, tiene que obedecer estas ordenes.

To the person in (1): At the hearing, the judge will consider whether denial of any orders will jeopardize your safety and the safety of children for whom you are requesting custody, visitation, and child support. Safety concerns related to the financial needs of you and your children will also be considered.

5 Temporary Orders (Ordenes Temporales)
Any orders made in this form end at the time of the court hearing in (4), unless a judge extends them. Read this form carefully. All checked boxes [X] and items 10 and 11 are court orders.

Today the orders made in this form will end on the date and time of the hearing in (4), at least unless a judge extends them. Read this form carefully. All the boxes marked [X] and articles 10 and 11 are orders of the court.

Denied. Does not meet definition of abuse

This is a Court Order.

LJB

DV-130

Restraining Order After Hearing (Order of Protection)

Clerk stamps date here when form is filed.

FILED SUPERIOR COURT OF CALIFORNIA COUNTY OF RIVERSIDE SEP 29 2009 V. LOPEZ

1 Protected person's name: DAUN VINCEE HOLLAND (first, middle, last) Protected person's address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead): City: Desert Hot Springs State: CA Zip: 92240 Telephone number (optional): Lawyer (if any):

Fill in court name and street address: Superior Court of California, County of Superior Courts of California 46-200 Oasis St. Indio CA 92201

2 List the full names of all family or household members protected by this order: Ashley Vincede Parady, Richard Todd Bradley Jr, Kerla Murgueta Mason, Adream Marion Thomas

Fill in case number: Case Number: IND 098111

3 Restrained person's name: Timothy Jerome Holland (first, middle, last) Description of that person: Sex: M Height: 6'2 Weight: 160 Race: BIK Hair Color: Bk Gray Eye Color: BRN Age: 35 Date of Birth: Relationship to protected person: HUSBAND

4 The court orders are on pages 2 and 3 and attachment pages (if any). The hearing was on (date): 9/29/09 with (name of judicial officer): LAWRENCE P. DEBT The orders end on (date): 9/28/14 at (time): MIDNIGHT Note: Custody, visitation, child support, and spousal support orders have different end dates, Custody, visitation, and child support orders usually end when the child is 18. 5 The people in 1 and 3 must return to court/department on (date): at (time): a.m. p.m. to review (specify issues):

Certificate of Compliance With VAWA This protective order meets all Full Faith and Credit requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA). This court has jurisdiction over the parties and the subject matter; the restrained person has been afforded reasonable notice and an opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

This is a Court Order

Judicial Council of California, www.courtinfo.ca.gov Revised July 1, 2008, Mandatory Form Family Code, § 6200 et seq. Approved by DOJ

Restraining Order After Hearing (CLETS-OAH) (Order of Protection) (Domestic Violence Prevention)