

## **Rule 6. Temporary Protection Orders**

(a) **REQUESTING AND SCHEDULING HEARING.** At the time of filing a petition for a civil protection order, or any time after, the petitioner may request a temporary protection order. The clerk must schedule a hearing on the request for the same day or the next business day.

(b) **ISSUANCE.**

(1) *In General.* If, after a hearing, the court determines that the respondent immediately endangers the safety or welfare of the petitioner or a household member, the court may issue a temporary protection order without the respondent present. The temporary protection order may include any of the remedies authorized with the issuance of a civil protection order.

(2) *Issuing Without Notice or Service.* The court may issue a temporary protection order without notice to the respondent and prior to service of the petition on the respondent.

(c) **SERVICE.** In accordance with Rule 5(a)(1), a temporary protection order issued on the day that the petition was filed must be served with the petition and the notice of hearing and order to appear. If a temporary protection order is issued on a later day, it may be served separately, but it must be served in the manner provided in Rule 5(a)(3) for service of a petition.

### **COMMENT TO 2017 AMENDMENTS**

Formerly Rule 7A, this rule has been renumbered as Rule 6. The rule has been amended consistent with the stylistic changes to the civil rules.