

\_\_\_\_\_  
PETITIONER-IN-RECONVENTION  
V.

\_\_\_\_\_  
PARISH/CITY OF \_\_\_\_\_ COURT

\_\_\_\_\_  
DEFENDANT-IN-RECONVENTION

STATE OF LOUISIANA

DIVISION: \_\_\_\_\_ NUMBER: \_\_\_\_\_

\_\_\_\_\_  
Parent/Guardian name if defendant-in-reconvension is a minor

FILED: \_\_\_\_\_ CLERK: \_\_\_\_\_

**PETITION FOR PROTECTION FROM ABUSE**

Pursuant to La. Children's Code Article 1564 et seq.

This petition is:  Initial Petition  Supplemental and Amending Petition

The petition of \_\_\_\_\_, born \_\_\_\_\_  
*your name* *month/day/year*

a resident of the State of Louisiana, respectfully represents:

**Paragraph 1: Petitioner-in reconvention/Protected Person(s)**

**Petitioner-in reconvention files this petition on behalf of:**

- a. \_\_\_\_\_ Petitioner-in-reconvension, and/or
  - b. \_\_\_\_\_ Minor child(ren) as follows: (Name, Date of Birth, Relationship to Petitioner-in-reconvension)
- |       |       |       |
|-------|-------|-------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

- c. \_\_\_\_\_ Alleged incompetent as follows: (Name, Date of Birth, Relationship to Petitioner-in-reconvension)
- |       |       |       |
|-------|-------|-------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |

**Paragraph 2: Protected Person(s) Address**

- a. \_\_\_\_\_ Petitioner-in-reconvension requests that his/her address, or that of the minor child(ren) or alleged incompetent, remain confidential to the court and files the address pursuant to La. R.S. 46:2134(B).  
**(Ask clerk of court for the Confidential Address Form.)**

**OR**

- b. \_\_\_\_\_ Petitioner-in-reconvension's current address:
- |                         |              |                 |
|-------------------------|--------------|-----------------|
| _____                   |              | _____           |
| <i>No. &amp; Street</i> |              | <i>Apt. No.</i> |
| _____                   |              |                 |
| <i>City</i>             | <i>State</i> | <i>Zip Code</i> |

- c. \_\_\_\_\_ The minor child's or alleged incompetent's current address:
- |                         |              |                 |
|-------------------------|--------------|-----------------|
| _____                   |              | _____           |
| <i>No. &amp; Street</i> |              | <i>Apt. No.</i> |
| _____                   |              |                 |
| <i>City</i>             | <i>State</i> | <i>Zip Code</i> |

**Paragraph 3: Special Requests**

- d. \_\_\_\_\_ Petitioner-in-reconvension requests interpreter service, for:
  - self/protected person, in following language: \_\_\_\_\_
  - witness(es), in following language: \_\_\_\_\_







\_\_\_\_ j. ordering a representative of \_\_\_\_\_ (Sheriff's office) to accompany \_\_\_\_\_ to the family residence to recover her/his personal clothing and necessities.

\_\_\_\_ k. awarding the temporary custody of the minor child(ren) or alleged incompetent,  
\_\_\_\_\_  
\_\_\_\_\_ to petitioner-in-reconvention; the minor child(ren) or alleged incompetent is currently in the physical custody of \_\_\_\_\_

\_\_\_\_ l. ordering a representative of \_\_\_\_\_ (Sheriff's office) to accompany petitioner-in-reconvention to where the minor child(ren) or alleged incompetent mentioned above is/are currently and to effect petitioner-in-reconvention obtaining physical custody of said child(ren) or alleged incompetent.

\_\_\_\_ m. prohibiting defendant-in-reconvention from interfering with the custody of the minor child(ren) or alleged incompetent.

**Paragraph 10: Other requests**

Petitioner-in-reconvention desires that a rule issue herein ordering defendant-in-reconvention to show cause why the orders requested in Paragraph 9 should not be made into protective orders, and why defendant-in-reconvention should not also be ordered:

- \_\_\_\_ to pay petitioner-in-reconvention a reasonable amount of child support in accordance with Louisiana Law.
- \_\_\_\_ to pay petitioner-in-reconvention a reasonable amount of spousal support (alimony).
- \_\_\_\_ to seek professional counseling or complete a court-monitored domestic abuse intervention program.
- \_\_\_\_ to pay costs of court in this matter.
- \_\_\_\_ to pay attorney fees.
- \_\_\_\_ to pay evaluation fees.
- \_\_\_\_ to pay expert witness fees.
- \_\_\_\_ to pay cost of medical and/or psychological care for the petitioner-in-reconvention, minor child(ren), and/or alleged incompetent, necessitated by the domestic abuse.
- \_\_\_\_ other: \_\_\_\_\_.

**Paragraph 11: Requests at hearing**

Petitioner-in-reconvention desires that after a contradictory hearing s/he be granted:

\_\_\_\_ a. use of the residence located at:

No. & Street Apt. No.	City	State	Zip Code
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to the exclusion of defendant-in-reconvention by **evicting** defendant-in-reconvention and ordering the defendant-in-reconvention to surrender any keys to that residence to the petitioner-in-reconvention, and ordering \_\_\_\_\_ (Sheriff's office) to **evict** the defendant-in-reconvention.

Said residence is:

- \_\_\_\_ jointly owned by defendant-in-reconvention and petitioner-in-reconvention or protected person(s).
- \_\_\_\_ jointly leased by defendant-in-reconvention and petitioner-in-reconvention or protected person(s).
- \_\_\_\_ solely leased by defendant-in-reconvention who has a duty to support petitioner-in-reconvention or protected person(s).
- \_\_\_\_ solely owned or leased by petitioner-in-reconvention or protected person(s).

Presently occupied by \_\_\_\_\_.

\_\_\_\_ b granting petitioner-in-reconvention or protected person(s) possession of the following property (including pets or other animals) **solely owned or leased by petitioner-in-reconvention or protected person(s)** (state location of each by street address and who is presently in possession).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

granting petitioner-in-reconvencion or protected person(s) the exclusive use and possession of the following property (including pets or other animals) **jointly owned or leased by petitioner-in-reconvencion or protected person(s)** (state location of each by street address and who is presently in possession).

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

for the following reasons: \_\_\_\_\_

\_\_\_\_\_

And ordering \_\_\_\_\_ (Sheriff's office) to accompany petitioner-in-reconvencion to where the above listed property is located to allow petitioner-in-reconvencion to take possession.

- \_\_\_\_\_ c. prohibiting either party from transferring, encumbering, or otherwise disposing of property jointly owned or leased, except in the normal course of business or necessary for the support of the petitioner-in-reconvencion and/or the minor child(ren) or alleged incompetent.
- \_\_\_\_\_ d. allowing \_\_\_\_\_ to return to the residence at a date and time to be agreed upon by petitioner-in-reconvencion and law enforcement agency, to recover his/her personal clothing and necessities, only if s/he is accompanied by a law enforcement officer to ensure the protection and safety of the parties. NO FORCED ENTRY ALLOWED.
- \_\_\_\_\_ e. ordering a representative of \_\_\_\_\_ (Sheriff's office) to accompany \_\_\_\_\_ to the family residence to recover her/his personal clothing and necessities.
- \_\_\_\_\_ f. awarding the temporary custody of the minor child(ren) or alleged incompetent,

\_\_\_\_\_

to petitioner-in-reconvencion; the minor child(ren) or alleged incompetent is currently in the physical custody of

\_\_\_\_\_

- \_\_\_\_\_ g. ordering a representative of \_\_\_\_\_ (Sheriff's office) to accompany petitioner-in-reconvencion to where the minor child(ren) or alleged incompetent mentioned above is/are currently and to effect petitioner-in-reconvencion obtaining physical custody of said child(ren) or alleged incompetent.
- \_\_\_\_\_ h. prohibiting defendant-in-reconvencion from interfering with the custody of the minor child(ren) or alleged incompetent.

**PRAYER**

**WHEREFORE**, petitioner-in-reconvencion prays that service and citation issue herein, and that: *(check all that apply)*

- \_\_\_ orders appointing an interpreter be granted *ex parte*.
- \_\_\_ orders authorizing criminal history records be granted *ex parte*.
- \_\_\_ orders requested in Paragraph 9 be granted *ex parte*.
- \_\_\_ a rule issue to show cause why protective orders as requested in Paragraphs 10 and 11 should not be granted.
- \_\_\_ defendant-in-reconvencion be cast with costs.
- \_\_\_ defendant-in-reconvencion be advised of penalties for violating Abuse Prevention Orders.
- \_\_\_ all other equitable relief as the court deems proper and necessary.

Respectfully submitted by,

\_\_\_\_\_  
PETITIONER-IN-RECONVENTION, IN PROPER PERSON

\_\_\_\_\_  
ATTORNEY Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
La. Bar Roll No.

\_\_\_\_\_  
Phone No.

\_\_\_\_\_  
Address

Alternate Address (for service): \_\_\_\_\_

PLEASE SERVE DEFENDANT-IN-RECONVENTION: \_\_\_\_\_ personally at his/her home or place of employment at the following address:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OR

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**AFFIRMATION**

STATE OF LOUISIANA

PARISH OF \_\_\_\_\_

I am the petitioner-in-reconvention in this Petition for Protection from Abuse; I have read the allegations contained therein and declared them to be true and correct to the best of my knowledge, information, and belief. Further I believe that the defendant-in-reconvention poses a threat to my safety and/or to the child(ren) or to others for whom I have requested relief.

I am aware that any false statement made under oath contained in the foregoing petition and this affirmation may constitute perjury pursuant to R.S. 14:123.

I have made this affirmation before the witness who signed below on \_\_\_\_\_ (Date).

\_\_\_\_\_  
PETITIONER-IN-RECONVENTION SIGNATURE

PRINTED NAME OF WITNESS: \_\_\_\_\_

\_\_\_\_\_  
WITNESS SIGNATURE

**ADDENDUM**

Fill out the following ONLY if requesting an order for witness criminal history records in Paragraph 3 on page 1 of this petition:

**Identifying information for witness criminal history record:**

Full legal name	Date of birth	Address*	Race*	Sex*	Other identifiers*

\*optional

Fill out the following ONLY if directed to do so in Paragraph 7 on page 2 of this petition:

**Divorce suit pending between parties:**

Suit Name: \_\_\_\_\_

Suit Number: \_\_\_\_\_ Division: \_\_\_\_\_

Court: \_\_\_\_\_

Date of last hearing: \_\_\_\_\_ Date of next hearing: \_\_\_\_\_

**Custody suit pending involving children named in this petition:**

Suit Name: \_\_\_\_\_

Suit Number: \_\_\_\_\_ Division: \_\_\_\_\_

Court: \_\_\_\_\_

Involving children (names): \_\_\_\_\_

\_\_\_\_\_

Date of last hearing: \_\_\_\_\_ Date of next hearing: \_\_\_\_\_

**Custody order in effect involving children named in this petition (attach copy if available):**

Suit Name: \_\_\_\_\_

Suit Number: \_\_\_\_\_ Division: \_\_\_\_\_

Court: \_\_\_\_\_

Involving children (names): \_\_\_\_\_

\_\_\_\_\_

Custody terms/assignment: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Date Order Signed by Court: \_\_\_\_\_