

Approved, SCAO

STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY	PETITION FOR PERSONAL PROTECTION ORDER AGAINST STALKING (NON DOMESTIC)	CASE NO.
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Court address

Court telephone no.

<p>A Petitioners' Name Ages 42/45 Age </p> <p>Nancy/Mario Bouchard 22351 Columbia Street Dearborn, MI 48124 313-274-3979</p>	v	<p>F Respondent's Name Age 41 Age </p> <p>Larry Allen 22372 Oxford Street Dearborn, MI 48124 313-359-9852</p>
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1. The petitioner and respondent have never been husband and wife, resided in the same household together, had a child in common, or had a dating relationship with one another
- B** 2. The respondent is required to carry a firearm in the course of his/her employment. Unknown.
- C** 3. a. There are are not other pending actions in this or any other court regarding the parties.
- | | | |
|--------------------------|---|---------------------------------------|
| Case number
03C246246 | Name of court and county
19th Judicial Court | Name of judge
Sabatka, Virginia A. |
|--------------------------|---|---------------------------------------|
- b. There are are not orders/judgments entered by this or any other court, regarding the parties.
- | | | |
|-------------|--------------------------|---------------|
| Case number | Name of court and county | Name of judge |
|-------------|--------------------------|---------------|
- D** 4. I need a personal protection order because: Explain what has happened (attach additional sheets)

1) Respondent has previously and recently falsely reported our family vehicle as being 'abandoned' resulting in our vehicle being tagged by the city as such with the potential of being towed. 2) Respondent repeatedly expressed verbal and visual anger when approached with our attempts to discuss the maintenance of the easement. 3) In retaliation, respondent has poured used concrete and piled up yard waste into the easement. 4) Respondent lit off illegal fireworks from his yard directly into our yard which led to one of my enrolled children finding it and causing a safety concern for all. 5) Also in retaliation, respondent has repeatedly parked his mobile home on Pardee which made it visibly impossible to see oncoming traffic or allowing us to pull safely out of the easement. 6) Respondent has used vulgar language and gestures in front of his own children as well as my husband on several occasions. Details are listed on attached Exhibit A.

- E** 5. I make this petition under the authority of MCL 600.2950a and ask the court to grant a personal protection order prohibiting the respondent from stalking me as defined under MCL 750.411h and MCL 750.411i which includes but is not limited to:
- following me or appearing within my sight.
 - appearing at my workplace or residence.
 - approaching or confronting me in a public place or on private property.
 - entering onto or remaining on property owned, leased, or occupied by me.
 - sending mail or other communications to me.
 - contacting me by telephone.
 - placing an object on or delivering an object to property owned, leased, or occupied by me.
 - threatening to kill or physically injure me.
 - purchasing or possessing a firearm.
 - other: please see attached Exhibit 'B'.

- F** 6. I ask the court to grant a personal protection order against stalking:
- I request an ex parte order because immediate and irreparable injury, loss, or damage will occur between now and a hearing or because notice itself will cause irreparable injury, loss, or damage before the order can be entered.

- G** 7. I have a next friend petitioning for me. I certify that the next friend is not disqualified by statute and is an adult.

I declare that the statements above are true to the best of my information, knowledge, and belief.

H Dec. 23, 2003
Date

Nancy Bouchard
Petitioner's signature

MCL 600.2950a, MCR 3.703

Form CC - 377

Petition for Personal Protection Order
Against Stalking (Non Domestic)

Exhibit A
(Addendum to Paragraph 4)

Petitioners: Nancy and Mario Bouchard

Respondent Larry Allen

Respondent has been observed using offensive physical gestures,

Respondent has been heard using profane language,

Respondent has been observed shooting illegal fireworks on several occasions, and as recently as September 2003,

Respondent has been, and has recently admitted to making anonymous telephone calls to the City of Dearborn Police Department for the purposes of filing false or misleading police reports that allege that our properly licensed and insured vehicles parked in our driveway or property are "abandoned."

Respondent has been dumping garbage and any other forms of refuse, including but not limited to grass clippings, tree leaves, etc. in the City of Dearborn driveway easement, located off of Pardee Street between Columbia and Oxford, which has been utilized by us for 16 years.

Respondent has been dumping excess housing construction materials, such as uncured concrete, etc., in the City of Dearborn driveway easement, located off of Pardee Street between Columbia and Oxford, which has been utilized by us for 16 years.

Respondent has been allowing his dog to curb in the easement and not properly removing and disposing of the waste.

Form CC - 377

Petition for Personal Protection Order
Against Stalking (Non Domestic)

Exhibit B
(Addendum to Paragraph 5)

Petitioners: Nancy and Mario Bouchard

Respondent Larry Allen

Using offensive physical gestures for the purposes of humiliating, embarrassing and/or inciting us

Using profane language for the purposes of humiliating, embarrassing and/or inciting us

Using profane physical gestures while driving his motor vehicle, for the purposes of humiliating, embarrassing and/or inciting us

Driving his motor vehicle in an erratic or unsafe manner, for the purposes of humiliating, embarrassing and/or inciting us

Spitting in the general vicinities of our home or surrounding areas

Spitting in the general vicinities of our physical persons

Shooting illegal fireworks in any direction at any time

Anonymously telephoning the City of Dearborn Police Department for the purposes of filing false or misleading police reports that allege that the vehicles parked in our driveway or property are "abandoned."

Dumping garbage and any other form of refuse, including but not limited to grass clippings, tree leaves, etc., in the City of Dearborn driveway easement, located off of Pardee Street between Columbia and Oxford, which has been utilized by us for ~~X~~ years.

Dumping of excess housing construction materials, such as uncured concrete, etc., in the City of Dearborn driveway easement, located off of Pardee Street between Columbia and Oxford, which has been utilized by us for 16 years.

Allowing the respondent or any members of his family to approach our property. Through the city easement in attempts to 'curb' his dog or give attention to our dog.

PROOF OF SERVICE

TO PROCESS SERVER: You must serve the copies of the petition for personal protection order and file proof of service with the clerk. If you are unable to complete service, you must return this original and all copies to the court clerk.

CERTIFICATE / AFFIDAVIT OF SERVICE / NON-SERVICE

<input type="checkbox"/> OFFICER CERTIFICATE I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104(A)(2)), and that: (notary not required)	OR	<input type="checkbox"/> AFFIDAVIT OF PROCESS SERVER Being first duly sworn, I state that I am a legally competent adult who is not a party or an officer of a corporate party, and that: (notary required)
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I served a copy of the petition for personal protection order against stalking by:
 personal service registered mail, delivery restricted to the respondent (return receipt attached)
 on:

Respondent's name	Complete address of service	Day, date, time

I have personally attempted to serve a copy of the petition for personal protection order against stalking on the following respondent and have been unable to complete service.

Respondent's name	Complete address of service

Service fee	Miles traveled	Mileage fee	Total fee
\$		\$	\$

Signature _____
 Title _____

Subscribed and sworn to before me on _____, _____ County, Michigan.
 Date

My commission expires: _____ Date Signature: _____
 Deputy court clerk/Notary public

ACKNOWLEDGMENT OF SERVICE

I acknowledge that I have received a copy of the petition for personal protection order against stalking on _____
 Day, date, time

 Signature of respondent

STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY	A	PERSONAL PROTECTION ORDER AGAINST STALKING (NON DOMESTIC) <input type="checkbox"/> EX PARTE	B	CASE NO.
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Court address Court telephone no.

ORI	MI-	Petitioners' Name Ages 42/45 Nancy/Mario Bouchard 22351 Columbia Street Dearborn, MI 48124 313-274-3979	v	Respondent's Name Age 41 Larry Allen 22372 Oxford Street Dearborn, MI 48124 313-359-9852	
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D	Full name of respondent (type or print)* <u>Lawrence W. Allen, Jr.</u>	Social security no. (if known)	Driver's license number (if known)				
Height	Weight	Race*	Sex*	Date of birth or Age*	Hair color	Eye color	Other identifying information
<u>6'4"</u>	<u>220 lbs</u>	<u>Cau.</u>	<u>M</u>	<u>11/03/62</u>	<u>BLK</u>		

*these items must be filled in for the police/sheriff to enter on LEIN; the other items are not required but are helpful

Date: _____ Judge: _____ Bar no.

1 This order is entered without a hearing. after hearing.

THE COURT FINDS:

- 2. A petition requesting an order to restrain conduct prohibited under MCL 750.411 h and 750.411 i has been filed under the authority of MCL 600.2950a.
- 3. Petitioner requested an ex parte order which should be entered without notice because irreparable injury, loss, or damage will result from delay required to give notice or notice itself will precipitate adverse action before an order can be issued.
- 4. Respondent committed the following acts of willful, unconsented contact: (state the reasons for issuance)

IT IS ORDERED:

5. _____ is prohibited from stalking as defined under

Full name of respondent

MCL 750.411h and MCL 750.411i which includes but is not limited to:

- following or appearing within sight of the petitioner.
- appearing at workplace/residence of the petitioner.
- approaching or confronting the petitioner in a public place or on private property.
- entering onto or remaining on property owned, leased, or occupied by the petitioner.
- sending mail or other communications to the petitioner.
- contacting the petitioner by telephone.
- placing an object on or delivering an object to property owned, leased, or occupied by the petitioner.
- threatening to kill or physically injure the petitioner.
- purchasing or possessing a firearm.
- other: _____

6. Violation of this order subjects the respondent to immediate arrest and to the civil and criminal contempt power of the court. If found guilty, respondent shall be imprisoned for not more than 93 days and may be fined not more than \$500.00.

7. This order is effective when signed, enforceable immediately, and remains in effect until _____
 This order is enforceable anywhere in the United States by any law enforcement agency when signed by a judge, and upon service, may also be enforced by another state, an Indian tribe, or a territory of the United States. If respondent violates this order in a jurisdiction other than this state, respondent is subject to enforcement and penalties of the state, Indian tribe, or United States territory under whose jurisdiction the violation occurred.

8. The court clerk shall file this order with _____ who will enter it into the LEIN.

9. Respondent may file a motion to modify or terminate this order. For ex parte orders, the motion must be filed within 14 days after being served with or receiving actual notice of the order. Forms and instructions are available from the clerk of the court.

10. A motion to extend the order must be filed 3 days before the expiration date in item 6 or else a new petition must be filed.

Date and time issued

Judge

MCL 600.2950a,