

Response to Request for Elder or Dependent Adult Abuse Restraining Orders

Clerk stamps date here when form is filed.

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

Fill in case number:
Case Number:

Use this form to respond to the Request (Form EA-100).

- Read *How Can I Respond to a Request for Elder or Dependent Adult Abuse Restraining Orders?* (Form EA-120-INFO), to protect your rights.
- Fill out this form and take it to the court clerk.
- Have someone age 18 or older—**not you**—serve the person requesting protection in (1) by mail with a copy of this form and any attached pages. (Use Form EA-250, Proof of Service of Response by Mail.)

1 Elder or Dependent Adult Seeking Protection

Name: _____

Name of person asking for the protection, if different:
(This is the person named in item (3) of the request (Form EA-100).)

2 Person From Whom Protection Is Sought

a. Your Name: _____

Your Lawyer (if you have one for this case):

Name: _____ State Bar No.: _____

Firm Name: _____

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.):

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

E-Mail Address: _____

Present your response and any opposition at the hearing. Write your hearing date, time, and place from Form EA-109, item (3) here:

Hearing Date → Date: _____ Time: _____
Dept.: _____ Room: _____

If you were served with a Temporary Restraining Order, you must obey it until the hearing. At the hearing, the court may make orders against you that last for up to five years.

3 Personal Conduct Orders

a. I agree to the orders requested.

b. I do not agree to the orders requested.

c. I agree to the following orders (specify): _____

4 Stay-Away Orders

a. I agree to the orders requested.

b. I do not agree to the orders requested.

c. I agree to the following orders (specify): _____



5

Move-Out Order

- a. I agree to the order requested.
- b. I do not agree to the order requested.
- c. I agree to the following order (*specify*): _____

6

Additional Protected Persons

- a. I agree that the persons listed in item 6 of Form EA-100 may be protected by the order requested.
- b. I do not agree that the persons listed in item 6 of Form EA-100 may be protected by the order requested.

7

Guns or Other Firearms

If you were served with Form EA-110, *Temporary Restraining Order*, and item 8 on that form was granted, you may not own or possess any guns, other firearms, or ammunition. You must turn in any guns or firearms that you own and file a receipt with the court from a law enforcement agency or a licensed gun dealer within 48 hours after you received Form EA-110. You may use Form EA-800, *Proof of Firearms Turned In or Sold*, for the receipt.

- a. I do not own or control any guns or firearms.
- b. I have turned in my guns and firearms to the police or sold them to a licensed gun dealer.
 A copy of the receipt is attached. has already been filed with the court.

8

Other Orders

- a. I agree to the orders requested.
- b. I do not agree to the orders requested.
- c. I agree to the following orders (*specify*): _____

9

Denial

I did not do anything described in item 7 of Form EA-100. (*Skip to 11.*)

10

Justification or Excuse

If I did some or all of the things that the person in 1 has accused me of, my actions were justified or excused for the following reasons (*explain*):

- Check here if there is not enough space below for your answer. Put your complete answer on an attached sheet of paper and write "Attachment 10—Justification or Excuse" as a title. You may use Form MC-025, Attachment.* _____



11 **Lawyer's Fees and Costs**

- a. I ask the court to order payment of my lawyer's fees court costs by the person asking for protection named in **1**. The amounts requested are:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

- Check here if there are more items. Put the items and amounts on the attached sheet of paper or Form MC-025 and write "Attachment 11—Lawyer's Fees and Costs" as a title.
- b. I ask the court to deny the request of the person asking for protection named in **1** that I pay his or her lawyer's fees and costs.

12 Number of pages attached to this form, if any: _____

Date: _____

Lawyer's name (if any) ▶ _____
Lawyer's signature

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

Date: _____

Type or print your name ▶ _____
Sign your name