

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF THE STATE OF IDAHO

FILED

July 1, 2004 1:42 A.M.
O'CLOCK P.M.

ADMINISTRATIVE ORDER NO. 2004 - 2

Patty O. Weeks
Clerk of the District Court

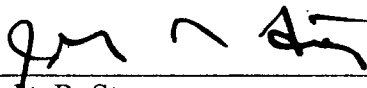
By Margie Hayes Deputy

ADOPTION OF FORMS OF NO CONTACT ORDER FOR USE
WITHIN THE SECOND JUDICIAL DISTRICT AND RESCISSION OF
ADMINISTRATIVE ORDERS 2002-5 AND 2002-6

Effective July 1, 2004, pursuant to Idaho Criminal Rule 46.2, as amended, the attached forms of No Contact Order (specific for each county) are required to be used in the Second Judicial District, in substantially the same form, for all No Contact Orders issued under Idaho Code § 18-920.

Administrative Orders 2002-5 and 2002-6 are rescinded as of July 1, 2004, and the No Contact Order Forms 1 and 2 that were authorized by those Administrative Orders shall not be used on or after July 1, 2004, and law enforcement agencies will no longer be authorized to administratively issue a No Contact Order as a condition of release.

DATED this 30th day of June, 2004.



John R. Stegner
Administrative District Judge

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CLEARWATER

STATE OF IDAHO, Plaintiff

Case No. _____

vs. _____
Defendant

NO CONTACT ORDER

Eff. 07/01/04

The Defendant has been charged with or convicted of violating Idaho Code Section(s):

- 18-901 Assault 18-903 Battery 18-905 Aggravated Assault 18-907 Aggravated Battery
- 18-909 Assault with Intent to Commit Felony 18-911 Battery with Intent to Commit Felony
- 18-913 Felonious Administering of Drug 18-915 Assault or Battery upon Certain Personnel
- 18-918 Domestic Assault or Battery 18-919 Sexual Exploitation by Medical Provider
- 18-6710 Use of Telephone – Lewd/Profane 18-6711 Use of Telephone – False Statements
- 18-7905 Stalking (1st °) 18-7906 Stalking (2nd °) 39-6312 Violation of a Protection Order
- Other: _____

against the ALLEGED VICTIM(S) _____

THE COURT, having jurisdiction, and having provided the Defendant with notice of his/her opportunity to be heard, either previously or herein, **ORDERS THE DEFENDANT TO HAVE NO DIRECT OR INDIRECT CONTACT WITH THE ALLEGED VICTIM, unless through an attorney.** You may not harass, follow, contact, attempt to contact, communicate with (in any form or by any means including another person), or knowingly go or remain within _____ feet of the alleged victim's person, property, residence, workplace or school. This order is issued under Idaho Code 18-920, Idaho Criminal Rule 46.2 and Administrative Order 2004 - 2.

IF THIS ORDER REQUIRES YOU TO LEAVE A RESIDENCE SHARED WITH THE ALLEGED VICTIM, you must contact an appropriate law enforcement agency for an officer to accompany you while you remove any necessary personal belongings, including any tools required for your work. If disputed, the officer will make a preliminary determination as to what are necessary personal belongings; and in addition, may restrict or reschedule the time spent on the premises.

NOTICE OF RIGHT TO A HEARING: You have the right to a hearing before a Judge on the continuation of this Order within a reasonable time of its issuance. To request that hearing, and **TO AVOID GIVING UP THIS RIGHT** you must contact the Clerk of Court, Clearwater County Courthouse, 150 Michigan Ave., Orofino ID 83544, 208-476-5596.

VIOLATION OF THIS ORDER IS A SEPARATE CRIME UNDER Idaho Code 18-920 for which bail will be set by a judge; it is subject to a penalty of up to one year in jail and up to a \$1,000 fine. THIS ORDER CAN ONLY BE MODIFIED BY A JUDGE AND WILL REMAIN IN EFFECT UNTIL 11:59 P.M. ON _____, OR UNTIL THIS CASE IS DISMISSED.

If another **DOMESTIC VIOLENCE PROTECTION ORDER IS IN PLACE PURSUANT TO IDAHO'S DOMESTIC VIOLENCE CRIME PREVENTION ACT** (Title 39, Chapter 63 of the Idaho Code), the most restrictive of any conflicting provisions between the orders will control; however, entry or dismissal of another order shall not result in dismissal of this order.

The Clerk of the Court shall give written notification to the records department of the sheriff's office in the county of issuance **IMMEDIATELY** and this order shall be entered into the Idaho Law Enforcement Telecommunications System.

Date of Order

JUDGE

Date of Service

DEFENDANT/ ATTORNEY Signature of Service

cc: Arresting Agency, County Sheriff, Victim, Prosecuting Attorney, Defendant/Defendant's Attorney

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF IDAHO

STATE OF IDAHO, Plaintiff

Case No. _____

vs. _____
Defendant

NO CONTACT ORDER

Eff. 07/01/04

The Defendant has been charged with or convicted of violating Idaho Code Section(s):

- 18-901 Assault 18-903 Battery 18-905 Aggravated Assault 18-907 Aggravated Battery
 18-909 Assault with Intent to Commit Felony 18-911 Battery with Intent to Commit Felony
 18-913 Felonious Administering of Drug 18-915 Assault or Battery upon Certain Personnel
 18-918 Domestic Assault or Battery 18-919 Sexual Exploitation by Medical Provider
 18-6710 Use of Telephone – Lewd/Profane 18-6711 Use of Telephone – False Statements
 18-7905 Stalking (1st °) 18-7906 Stalking (2nd °) 39-6312 Violation of a Protection Order
 Other: _____

against the ALLEGED VICTIM(S) _____

THE COURT, having jurisdiction, and having provided the Defendant with notice of his/her opportunity to be heard, either previously or herein, **ORDERS THE DEFENDANT TO HAVE NO DIRECT OR INDIRECT CONTACT WITH THE ALLEGED VICTIM, unless through an attorney.** You may not harass, follow, contact, attempt to contact, communicate with (in any form or by any means including another person), or knowingly go or remain within _____ feet of the alleged victim's person, property, residence, workplace or school. This order is issued under Idaho Code 18-920, Idaho Criminal Rule 46.2 and Administrative Order 2004 - 2.

IF THIS ORDER REQUIRES YOU TO LEAVE A RESIDENCE SHARED WITH THE ALLEGED VICTIM, you must contact an appropriate law enforcement agency for an officer to accompany you while you remove any necessary personal belongings, including any tools required for your work. If disputed, the officer will make a preliminary determination as to what are necessary personal belongings; and in addition, may restrict or reschedule the time spent on the premises.

NOTICE OF RIGHT TO A HEARING: You have the right to a hearing before a Judge on the continuation of this Order within a reasonable time of its issuance. To request that hearing, and **TO AVOID GIVING UP THIS RIGHT** you must contact the Clerk of Court, Idaho County Courthouse, 320 W. Main St., Grangeville ID 83530, 208-983-2776.

VIOLATION OF THIS ORDER IS A SEPARATE CRIME UNDER Idaho Code 18-920 for which bail will be set by a judge; it is subject to a penalty of up to one year in jail and up to a \$1,000 fine. THIS ORDER CAN ONLY BE MODIFIED BY A JUDGE AND WILL REMAIN IN EFFECT UNTIL 11:59 P.M. ON _____, OR UNTIL THIS CASE IS DISMISSED.

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Date of Order

JUDGE

Date of Service

DEFENDANT/ ATTORNEY Signature of Service

cc: Arresting Agency, County Sheriff, Victim, Prosecuting Attorney, Defendant/Defendant's Attorney

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF LATAH

STATE OF IDAHO, Plaintiff

Case No. _____

vs. _____
Defendant

NO CONTACT ORDER

Eff. 07/01/04

The Defendant has been charged with or convicted of violating Idaho Code Section(s):

- 18-901 Assault 18-903 Battery 18-905 Aggravated Assault 18-907 Aggravated Battery
- 18-909 Assault with Intent to Commit Felony 18-911 Battery with Intent to Commit Felony
- 18-913 Felonious Administering of Drug 18-915 Assault or Battery upon Certain Personnel
- 18-918 Domestic Assault or Battery 18-919 Sexual Exploitation by Medical Provider
- 18-6710 Use of Telephone – Lewd/Profane 18-6711 Use of Telephone – False Statements
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- Other: _____

against the ALLEGED VICTIM(S) _____

THE COURT, having jurisdiction, and having provided the Defendant with notice of his/her opportunity to be heard, either previously or herein, **ORDERS THE DEFENDANT TO HAVE NO DIRECT OR INDIRECT CONTACT WITH THE ALLEGED VICTIM, unless through an attorney.** You may not harass, follow, contact, attempt to contact, communicate with (in any form or by any means including another person), or knowingly go or remain within _____ feet of the alleged victim's person, property, residence, workplace or school. This order is issued under Idaho Code 18-920, Idaho Criminal Rule 46.2 and Administrative Order 2004 - 2.

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NOTICE OF RIGHT TO A HEARING: You have the right to a hearing before a Judge on the continuation of this Order within a reasonable time of its issuance. To request that hearing, and **TO AVOID GIVING UP THIS RIGHT** you must contact the Clerk of Court, Latah County Courthouse, 522 S. Adams, Moscow ID 83843, 208-883-2255.

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Date of Order

JUDGE

Date of Service

DEFENDANT/ ATTORNEY Signature of Service

cc: Arresting Agency, County Sheriff, Victim, Prosecuting Attorney, Defendant/Defendant's Attorney

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF LEWIS

STATE OF IDAHO, Plaintiff

Case No. _____

vs. _____
Defendant

NO CONTACT ORDER

Eff. 07/01/04

The Defendant has been charged with or convicted of violating Idaho Code Section(s):

- 18-901 Assault 18-903 Battery 18-905 Aggravated Assault 18-907 Aggravated Battery
- 18-909 Assault with Intent to Commit Felony 18-911 Battery with Intent to Commit Felony
- 18-913 Felonious Administering of Drug 18-915 Assault or Battery upon Certain Personnel
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- 18-7905 Stalking (1st °) 18-7906 Stalking (2nd °) 39-6312 Violation of a Protection Order
- Other: _____

against the ALLEGED VICTIM(S) _____

THE COURT, having jurisdiction, and having provided the Defendant with notice of his/her opportunity to be heard, either previously or herein, **ORDERS THE DEFENDANT TO HAVE NO DIRECT OR INDIRECT CONTACT WITH THE ALLEGED VICTIM, unless through an attorney.** You may not harass, follow, contact, attempt to contact, communicate with (in any form or by any means including another person), or knowingly go or remain within _____ feet of the alleged victim's person, property, residence, workplace or school. This order is issued under Idaho Code 18-920, Idaho Criminal Rule 46.2 and Administrative Order 2004 - 2.

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NOTICE OF RIGHT TO A HEARING: You have the right to a hearing before a Judge on the continuation of this Order within a reasonable time of its issuance. To request that hearing, and **TO AVOID GIVING UP THIS RIGHT** you must contact the Clerk of Court, Lewis County Courthouse, 510 Oak St., Nezperce ID 83543, 208-937-2251.

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Date of Order

JUDGE

Date of Service

DEFENDANT/ ATTORNEY Signature of Service

cc: Arresting Agency, County Sheriff, Victim, Prosecuting Attorney, Defendant/Defendant's Attorney

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF NEZ PERCE COUNTY

STATE OF IDAHO, Plaintiff

Case No. _____

vs. _____
Defendant

NO CONTACT ORDER

Eff. 07/01/04

The Defendant has been charged with or convicted of violating Idaho Code Section(s):

- 18-901 Assault 18-903 Battery 18-905 Aggravated Assault 18-907 Aggravated Battery
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NOTICE OF RIGHT TO A HEARING: You have the right to a hearing before a Judge on the continuation of this Order within a reasonable time of its issuance. To request that hearing, and TO AVOID GIVING UP THIS RIGHT you must contact the Clerk of Court, Nez Perce County Courthouse, 1230 Main St., Lewiston ID 83501, 208-799-3040.

VIOLATION OF THIS ORDER IS A SEPARATE CRIME UNDER Idaho Code 18-920 for which bail will be set by a judge; it is subject to a penalty of up to one year in jail and up to a \$1,000 fine. THIS ORDER CAN ONLY BE MODIFIED BY A JUDGE AND WILL REMAIN IN EFFECT UNTIL 11:59 P.M. ON _____, OR UNTIL THIS CASE IS DISMISSED.

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cc: Arresting Agency, County Sheriff, Victim, Prosecuting Attorney, Defendant/Defendant's Attorney