

**Order on Request for Continuance and Reissuance and Notice of New Hearing Date**

*Clerk stamps date here when form is filed.*

**DRAFT 8 BG  
January 14, 2011**

**Not Approved by the  
Judicial Council**

*Fill in court name and street address:*

**Superior Court of California, County of**

*Court fills in case number when form is filed.*

**Case Number:**

**1 Elder or Dependent Adult in Need of Protection**

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

Person asking for the protection, if different (*person named in item 3 of Form EA-100*):

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

Lawyer for Person(s) in 1 (*if any*):

Name: \_\_\_\_\_ State Bar No.: \_\_\_\_\_

Firm Name: \_\_\_\_\_

Street Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

E-mail Address: \_\_\_\_\_

**2 Person From Whom Protection Is Sought**

Full Name: \_\_\_\_\_

**3 Current Hearing**

A hearing in this case is currently set for (*date*): \_\_\_\_\_ at (*time*): \_\_\_\_\_ .

**4 Request for New Hearing Date**

a. A new hearing date was requested by:

(1)  The person asking for protection      (2)  The person from whom protection is sought

b. Because: (1)  The person from whom protection is sought could not be served before the current hearing date.

(2)  The parties have agreed to postpone the hearing and ask for a new hearing date.

(3)  For the reasons stated  below  on the attached page

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

**5 Reissuance of Temporary Restraining Order**

a.  No Temporary Restraining Order was issued in this case.

b.  The Request to Reissue Temporary Restraining Order is **DENIED**.

c.  The Request to Reissue Temporary Restraining Order is **GRANTED**.  
The attached *Temporary Restraining Order* (Form EA-110) is reissued.

**6 Expiration Date**

The attached Temporary Restraining Order expires at the end of the hearing now scheduled for:

(Date): \_\_\_\_\_ (Time): \_\_\_\_\_  a.m.  p.m.

**This is a Court Order.**



**Warning and Notice to the Person in ②**

**You must continue to obey the attached Temporary Restraining Order until the hearing.**

**7 Order for Continuance and Notice of Hearing**

The court hearing on the *Request for Orders to Stop Elder or Dependent Adult Abuse (Form EA-100)* is continued and rescheduled:

*Clerk will fill out section below.*

<div style="border: 1px solid black; border-radius: 10px; padding: 2px; display: inline-block;"> <b>New Hearing Date</b> </div>	→	Date: _____	Time: _____	Name and address of court if different from above: _____ _____ _____
	Dept.: _____	Room: _____	_____	

- a.  A copy of this Order must be served on the person in ② at least \_\_\_ days before the hearing, along with the other documents requesting orders to stop workplace violence. If reissuance is denied in item 6b on page 1, a copy of the Temporary Restraining Order must NOT be attached and served.
- b.  No further service of this Order is required because both parties were present at the initial hearing date (in item ③), and both were given a signed copy of this Order.

**8 Entry of Order Into CARPOS Through CLETS**

If the Temporary Restraining Order has been reissued (item 5c is checked), this Order must be entered into the California Restraining and Protective Orders System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (*Check one*):

- a.  The clerk will enter this Order and its proof-of-service form into CLETS.
- b.  The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CLETS.
- c.  By the close of business on the date that this Order is made, the person in ① or that person's lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CLETS:

<u>Name of Law Enforcement Agency</u>	<u>Address (City, State, Zip)</u>
_____	_____
_____	_____

- Additional law enforcement agencies are listed at the end of this Order as EA-116 Attachment 8.

**This is a Court Order.**



10 **No Fee to Serve (Notify) Restrained Person**    **Ordered**    **Not Ordered**

The sheriff or marshal will serve this Order without charge because:

- a.  The Order is based on a credible threat of violence or stalking.
- b.  The petitioner is entitled to a fee waiver.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Judicial Officer*



**Requests for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office for *Request for Accommodations by Persons With Disabilities and Response* (Form MC-410). (Civil Code, § 54.8)

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

*Clerk's Certificate*  
*[seal]*

I certify that this *Order Reissuing Temporary Restraining Order and Notice of New Hearing Date* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_

Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**