

TEXAS PROTECTIVE ORDER PROCESS

INITIAL PLEADINGS

SERVICE

HEARING

FINAL ORDER



Application
for Protective
Order



Affidavit for
Protective
Order



Respondent
Served by
Personal Service



Hearing on Final
Protective Order



Draft and
Submit
Final Order



Judge
Signs Order



Temporary Ex Parte
Protective Order



HUNT LAW FIRM



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TEXAS PROTECTIVE ORDERS TERMS YOU SHOULD KNOW



APPLICATION FOR PROTECTIVE ORDER

The Application for Protective Order is the document requesting a protective order. It will identify the individual you are seeking protection from and will contain the requests for the final protective order.



AFFIDAVIT

The affidavit will contain a sworn account of the facts outlining why you need a protective order. This document should include as much detail as possible, especially when requesting a temporary ex parte protective order.



TEMPORARY EX PARTE PROTECTIVE ORDER

This is a proposed order asking the court for immediate assistance. It is a protective order that may be granted prior to the hearing and is typically valid for 20 days. The purpose of this order is to provide protection between the time an applicant applies and the final hearing date. It is only granted if the court finds there is a clear and present danger of family violence.



SERVICE

The Respondent must be served personally by a process server or law enforcement officer. Our process server will serve the Respondent with a citation from the court, the ex parte protective order, and an order to appear before the court for a final hearing on the protective order.



HEARING

The Court will conduct a final hearing. At the hearing, the applicant will testify and present evidence of the allegations in the petition. If the Respondent testifies, the applicant's attorney will have the opportunity to ask the Respondent questions. After the hearing, the Court will decide whether to issue a final protective order.



FINAL ORDER

We will draft a Final Order based on the judge's rendition at the protective order hearing. If granted, the Protective Order will contain the grounds for the protective order, the duration, and any special requirements imposed by the judge.



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