

SUPERIOR COURT OF CALIFORNIA, COUNTY OF IMPERIAL

Petition for Modification of Protective Order in Criminal Proceeding Information and Instructions

General Information for the Petitioner requesting modification:

The petition should state the reasons that support your request. If additional space is needed to provide complete information in the Petition, you may attach a separate page. The information that you provide is public information unless otherwise ordered by the court. Your home, work or other addresses may be kept confidential if the defendant does not know them. However, a mailing address may be requested by the Court so you may be notified of future hearings. The filing of this petition does not change the terms of the current order. Only a Judge can modify the terms of the current protective order after a hearing.

CLERKS CANNOT GIVE YOU LEGAL ADVICE. In addition, the clerk cannot: advise you what words you should use; tell you what to say in court; give you an opinion about your case; talk to the judge about your case or let you talk to the judge outside of court. For additional information, please contact a lawyer or your local law library at the El Centro courthouse or check the California Courts Self-Help Center website at www.courtinfo.ca.gov/selfhelp. You can contact the Victim/Witness Assistance Program for help in this petition at: 760 336-3930 or 760 351-2890.

Filing:

1. Complete form CR-16 titled “PETITION TO MODIFY (POST JUDGMENT) PROTECTIVE ORDER IN CRIMINAL PROCEEDING.” You will need to provide proof of your identity in the form of a driver’s license or other photo identification.
2. File the completed petition at the court where the protective order was issued. Make 4 copies of the petition. Retain one copy for yourself and send a copy to the defense attorney, the Office of the District Attorney and the Imperial County Probation Department. The Office of the District Attorney must receive a copy and written notice of the hearing at **least 5 days** prior to the hearing. The clerk will schedule the hearing. Attend the hearing. Failure to do so will result in a denial of your request.