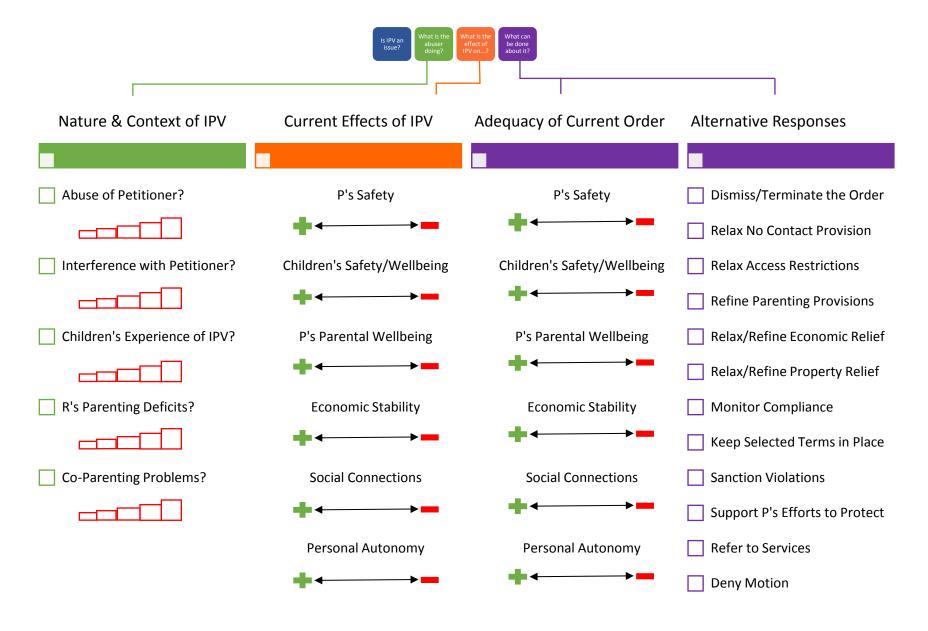


## MOTIONS TO TERMINATE OR MODIFY CIVIL PROTECTION ORDERS





## MOTIONS TO TERMINATE OR MODIFY CIVIL PROTECTION ORDERS



A civil protection order is generally subject to termination or modification if: (1) something has changed; or (2) something isn't working.

Something has changed: Nature and context of IPV	Something isn't working: The CPO is not being enforced
□ IPV has diminished or stopped altogether	☐ P is unable or unwilling to report violations due to safety concerns
□ Children are more insulated from IPV	☐ The police won't arrest R for violations
□ R's parenting skills have improved	☐ The prosecutor won't charge R for violations
□ R has a better support system in place	☐ The court expects P & R to mediate CPO disputes
	☐ The court won't schedule a contempt hearing
Something has changed: Effects of IPV	☐ The court won't sanction R upon findings of contempt
□ IPV no longer poses as big a threat to P's safety	
□ P does not appreciate the danger R poses	Something isn't working: The CPO is being used against petitioner
□ P's priorities around safety have shifted	☐ R is using CPO as an excuse to shirk responsibilities
□ IPV no longer poses as big a threat to children's safety/wellbeing	☐ R is using CPO to support claim of parental alienation
□ IPV no longer undermines P's parenting	☐ R tells kids that CPO is to blame for breaking up the family
□ IPV no longer disrupts the co-parenting relationship	☐ GAL says CPO makes it look like P is vindictive or "unfriendly"
☐ IPV no longer threatens P's economic and/or housing security	☐ R's family won't support or help with the kids while CPO is in place
□ P's educational, work, and/or immigration status is more stable	☐ P can't get a job with CPO in place — it makes employers nervous
□ P has better social and/or structural supports in place	
□ P is better able to exercise personal freedom and autonomy	Something isn't working: The CPO is being used against the kids
	☐ R is using the CPO to turn the kids against P
Something isn't working: The CPO is not practical	☐ R is using the CPO as an excuse to deny paternity
□ P needs R's help with the kids	☐ R tells kids that CPO is ruining R's relationship with them
☐ R is unable to work with CPO in place and P needs R's financial help	☐ R is punishing the kids for disclosing abuse that gave rise to CPO
□ CPO is too hard on the kids	
□ P & R's lives are too intertwined (same church, school, dentist, etc.)	Something isn't working: There's pressure to dismiss the CPO
□ P & R can't afford two homes, two cars, two sets of everything	☐ R is threatening to hurt or kill P if CPO isn't dismissed
□ P & R desire to get back together and/or make things work	☐ R's family is threatening to hurt or kill P if CPO isn't dismissed
☐ CPO requires too much of P to effectuate (notifying teachers, etc.)	☐ R is threatening to hurt, kill, or take the kids if CPO isn't dismissed
	☐ R is threatening to ruin P's career if CPO isn't dismissed
Something isn't working: The CPO is prompting retaliation	☐ Kids are pressuring P to dismiss CPO so R can come home
☐ R is seeking custody and promises to keep P in court forever	
□ R is fighting paternity and child support to get back at P	Something isn't working: P never wanted the CPO in the first place
	☐ CPS told P they'd take the kids if P didn't get a CPO
Something isn't working: The CPO does not provide adequate relief	☐ Employer threatened to fire P unless P got a CPO
☐ CPO doesn't include temporary child-related relief	☐ Housing authority threatened eviction if P didn't get a CPO
☐ CPO doesn't include temporary economic relief	☐ Kids' school threatened to call CPS if P didn't get a CPO
☐ CPO doesn't grant P temporary possession of home or personal property	