

1 PYRAMID LAKE TRIBAL COURT
2 P.O. BOX 257 / 221 HWY 447
3 NIXON, NV 8424
4

5 **APPLICATION FOR TEMPORARY**
6 **RESTRAINING ORDER**
7

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9 **PACKET INCLUDES INSTRUCTIONS AND FILING PROCESS**
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11 **ATTENTION: THIS PACKET IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY**
12 **OR ADVOCATE. COUNSEL IS ALWAYS RECOMMENDED FOR LEGAL MATTERS.**
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14 The laws governing the Pyramid Lake Paiute Reservation allow any person to represent
15 him/herself in any legal action heard in the Pyramid Lake Tribal Court. However, filing
16 Petitions/Application/Complaints with the Court and representing yourself in the
17 Courtroom can involve complex legal matters. This packet only addresses a few legal
18 issues involved in bringing your matter before Court.

19 When appearing pro se, Latin for “on one’s own behalf”, you are responsible for
20 understanding the law that governs your case and for filing the correct legal documents.
21 The laws and rules are set out in the Pyramid Lake Law & Order Code, the Federal Rules
22 of Civil Procedure, and the Pyramid Lake Tribal Court Operational Procedures.

23 When you return to the Court and sign these documents for filing, the Court assumes
24 that all documents are read carefully and all potential outcomes of litigation in this matter
25 are understood.
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27 ****BEFORE FILING IN ANY PORTION OF THE PETITION, READ ALL MATERIALS**
28 **AND, IF NEEDED, REQUEST CLARIFICATION FROM THE COURT STAFF.****

1 1. Fill out the Application completely. Use blue or black ink only to fill out the form
2 and print the information neatly. DO NOT USE WITE-OUT or any other fluid/tape
3 on the forms. The Notice will not be accepted by the Court personnel if correction
4 fluid/tape is used.

5 ** Also, the following section of the Pyramid Lake Law & Order Code (herein after
6 "P.L.L.O.C.") references the statute of limitations which gives a time limit to file
7 an Appeal: §3.2.306: "Any party may appeal a final decision or judgment of the
8 Tribal Court by filing a written notice of Appeal with the Clerk of the Court within
9 thirty (30) calendar days of service of the formal notice of the entry of the Judge's
10 decision."

- 11 2. Write the Plaintiff or Applicant above "Plaintiff";
- 12 3. Write the Defendant/Respondent above "Defendant";
- 13 4. Pg. 1 #2: write BOTH your physical and mailing address, your phone number,
14 and date of birth.
- 15 5. Pg. 1 #3: Check if you are buying or renting; if renting who's the home owner?
- 16 6. Pg. 1 #4: Write who your employer is, the address, and phone number.
- 17 7. Pg. 1 #5: Write the last name address of the respondent, we can NOT Look it up
18 and give it to you.
- 19 8. Pg. 1 #6: Write the last name employer for the Respondent, address and
20 number;
- 21 9. Pg. 1 #7: Write the relationship (Ex: Neighbor, Co Worker, Etc.) and the length of
22 the relationship.
- 23 10. Pg. 2 #8: Write the names of the children you wish to be listed on the restraining
24 order, along with age, date of birth, and if you have custody.
- 25 11. Continue down Pg. 2 and Pg. 3 and check any one that applies to you and your
26 situation;
- 27 12. Don't not sign until in front of a Notary or Court Staff;
- 28 13. Pg. 4 – 6: Please explain in detail why you believe a restraining order is
necessary. The Judge will review this to make his decision, please give as many
details as possible and submit any police reports and/or evidence you have as
well.

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- 14. Once the Application is complete and ready to be filed submit the Application to Court Personnel.
- 15. Once the Petition is received it will be sent directly to the Judge, where he will have 72 hours to either deny, approve, or hold in abeyance the application. You will be notified at the preferred method.

IF THERE ARE ANY FURTHER QUESTIONS, PLEASE DO NOT HESITATE TO CALL THE PYRAMID LAKE TRIBAL COURT AT (775) 574-1094.

**IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR THE
 PYRAMID LAKE INDIAN RESERVATION
 WASHOE COUNTY, NEVADA**

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)	CASE No.: <u>CV-RO-20</u> - _____
APPLICANT,)	APPLICATION FOR TEMPORARY RESTRAINING ORDER
vs.)	
)	
ADVERSE PARTY.)	

PETITIONER, being first duly sworn, deposes and says, under the penalty of perjury:

1. That I am over the age of eighteen (18) years; that I make this Petition of my own free will, without duress or under influence;
2. That my mailing address is: _____
 and my physical address is: _____
 and my phone number is (_____) _____; and my date of birth is: _____
3. That I am buying _____, or renting _____, this residence and the lease or deed is held in the following names: _____
4. That I am employed by: _____
 located at _____
 phone number is (_____) _____;
5. That to the best of my knowledge the Adverse Party's address is: _____

 and the Adverse Party's phone number is (_____) _____;
6. That to the best of my knowledge the Adverse Party's employer is: _____
 _____; located at _____
 and the phone number is (_____) _____;
7. That my relationship to the Adverse Party is one of _____
 and this relationship has existed for _____ years;

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8. The name(s) and age(s) of the minor child or children that I am the parent of are as follows: *(Under the Custody Column I have placed a YES or NO to tell whether I have present physical custody of said named minor child.)*

Name (First and Last)	Age	DOB	Custody

9. I have been or reasonably believe I will become a victim of violence committed by the Respondent _____;
10. My children have been or are in danger of becoming victims of violence committed by the Respondent _____;
- In an attached statement, state the facts, which support your belief. Be as specific as you can. Include the approximate dates and times any incidents of violence or threats of violence have occurred; how long has the situation persisted and whether law enforcement, social services, or medical personnel have been involved or aware of the problem.*
11. An emergency exists, and I need a Restraining Order issued immediately without notice to the Adverse Party in order to avoid irreparable injury or harm _____;
12. I request an immediate order to restrain the Adverse Party from threatening, physically injuring or harassing me, directly or through an agent _____;
13. I request an immediate order to restrain the Adverse Party from threatening, physically, injuring or harassing my minor children, directly or through an agent _____;
14. I request an immediate order to restrain the Adverse Party by excluding Adverse Party from my residence _____;
15. I request an order directing law enforcement personnel to remove the Adverse Party from my residence _____;
16. I request an order to restrain the Adverse Party from entering my place of employment or contacting me there _____;

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17. I request an order to restrain the Adverse Party from entering the school(s) attended by my minor children which are: _____

18. I request an order to restrain the Adverse Party from the following places which I and my children frequent regularly: (state place and address) _____

19. I request the Court order the appropriate law enforcement personnel to accompany the Adverse Party to my residence to obtain the Adverse Party's possessions, or to assist me in the following way: _____

20. I request the Court order no contact between the parties except through legal counsel _____;

I certify under penalty of perjury that I have read the statements contained in this application and the accompanying affidavit, know the contents thereof, and believe them to be true and correct.

Dated: _____

Signature of Petitioner

Subscribed and sworn before me this _____ day of _____, 20_____.

Notary Public/Court Clerk

1 **PLEASE PROVIDE THE FOLLOWING CASE INFORMATION TO THE COURT**
2 **WHEN SUBMITTING THE PETITION**

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4
5 APPLICANT'S NAME: _____

6 MAILING ADDRESS: _____

7 PHYSICAL ADDRESS: _____

8 EMAIL ADDRESS: _____

9
10 PHONE NO(s): (H) _____ (W) _____

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14 ADVERSE PARTY: _____

15 MAILING ADDRESS: _____

16 PHYSICAL ADDRESS: _____

17 EMAIL ADDRESS: _____

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19 PHONE NO(s): (H) _____ (W) _____

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Filing Fee \$30.00

Service Fee – Inside Jurisdiction - \$15.00

Service Fee – Outside Jurisdiction – TBD