

_____ County

Name And Address Of Plaintiff

VERSUS

Name And Address Of Defendant

**NO-CONTACT ORDER
FOR STALKING OR
NONCONSENSUAL SEXUAL CONDUCT**

G.S. 50C-7

FINDINGS

This matter was heard by the undersigned district court judge, the court has jurisdiction over the parties and subject matter, and the defendant has been provided notice of the hearing.

The Court hereby finds that:

- 1. This Order is entered by default for the remedy sought in the complaint because the defendant failed to file an answer appear at this hearing and the allegations in the complaint are sufficient to justify a no-contact order for stalking or nonconsensual sexual conduct.
- 2. Present at the hearing were: the plaintiff, represented by _____
 the defendant, represented by _____.
- 3. The plaintiff has suffered unlawful conduct committed by the defendant in that the defendant:
 - a. on more than one occasion followed or otherwise harassed, as defined in G.S. 14-277.3A(b)(2), the plaintiff, without legal purpose and with the intent to:
 - i. place the plaintiff in reasonable fear for the plaintiff's safety or the safety of the plaintiff's immediate family or close personal associates, in that *(describe defendant's conduct)* _____

_____.
 - ii. cause the plaintiff to suffer substantial emotional distress by placing the plaintiff in fear of death, bodily injury, or continued harassment, and this in fact caused the plaintiff substantial emotional distress, in that *(describe defendant's conduct and plaintiff's reaction)* _____

_____.
 - b. committed one or more incidences of nonconsensual sexual conduct upon the plaintiff, in that the defendant, intentionally or knowingly, without freely given consent and for the purpose of sexual gratification or arousal, *(describe defendant's conduct – "sexual conduct" is defined by G.S. 50C-1(4) as any intentional or knowing touching, fondling, or sexual penetration, either directly or through clothing, of the sexual organs, anus, or breast of another, whether an adult or a minor, for the purpose of sexual gratification or arousal, and includes the transfer or transmission of semen)* _____

_____.
- 4. Other:

CONCLUSIONS

- 1. The defendant committed acts of unlawful conduct against the plaintiff.
- 2. The plaintiff has failed to prove grounds for issuance of a no-contact order.

(Over)

ORDER

It is ORDERED that:

- 1. The defendant shall not visit, assault, molest, or otherwise interfere with the plaintiff. **[01]**
- 2. The defendant cease stalking the plaintiff. **[01]**
- 3. The defendant cease harassment of the plaintiff. **[01]**
- 4. The defendant not abuse or injure the plaintiff. **[01]**
- 5. The defendant not contact the plaintiff by telephone, written communication, or electronic means. **[05]**
- 6. The defendant not enter or remain present at the plaintiff's residence, school, place of employment, and other places listed below at times when the plaintiff is present. **[04]**

List Other Places Where Defendant Ordered Not To Be

- 7. Other: *(specify)* **[08]**

- 8. The terms of this Order shall be effective until one (1) year from the date of this Order.
 (specify date and time if less than one year) _____.
- 9. The request is denied and the case is dismissed.

Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Name Of District Court Judge (type or print)	Signature Of District Court Judge
------	------	--	--	-----------------------------------

NOTICE TO DEFENDANT: A KNOWING VIOLATION OF A CIVIL NO-CONTACT ORDER SHALL BE PUNISHABLE AS CONTEMPT OF COURT, WHICH MAY RESULT IN A FINE OR IMPRISONMENT. THE COURT MAY FIND YOU IN CIVIL OR CRIMINAL CONTEMPT.

CERTIFICATION

I certify this Order is a true copy.

Date	Signature Of Clerk	<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk Of Superior Court	<input type="checkbox"/> Assistant CSC
------	--------------------	---	--

NOTE TO CLERK: G.S. 50C-9 provides: "The clerk of court shall deliver on the same day that a civil no-contact order is issued, a certified copy of that order to the sheriff." The statute also provides that a copy of the order shall be issued promptly to the police department of the municipality of the victim's residence, or the sheriff and any county police department if the victim does not live within a municipality with a police department.

RETURN/CERTIFICATE OF SERVICE WHEN DEFENDANT NOT PRESENT AT HEARING

I certify that this No-Contact Order For Stalking Or Nonconsensual Sexual Conduct was received and served as follows:

Date Served	Time Served	<input type="checkbox"/> AM <input type="checkbox"/> PM	Name Of Defendant
-------------	-------------	--	-------------------

- By delivering to the defendant named above a copy of this Order.
- By leaving a copy of this Order at the dwelling house or usual place of abode of the defendant named above with a person of suitable age and discretion then residing therein.

Name And Address Of Person With Whom Copies Left

- By mailing a copy of this Order to the defendant by
 registered mail. certified mail (return receipt). designated delivery service.
- Defendant WAS NOT served for the following reason:

Date Received	Signature Of Deputy Sheriff Making Return
Date Of Return	Name Of Sheriff (type or print)
Date Mailed	County Of Sheriff
	Signature Of Clerk
	<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court

NOTE TO CLERK: G.S. 50C-9(b) provides: "If the [defendant] was not present in court when the order was issued, the [defendant] may be served in the manner provided for service of process in civil proceedings in accordance with Rule 4(j) of the Rules of Civil Procedure."