

1 CODE 1715

FILED

OCT 10 2008

HOWARD W. CONYERS, CLERK

By: *[Signature]*
DEPUTY CLERK

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6 IN THE FAMILY DIVISION
7 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
8 IN AND FOR THE COUNTY OF WASHOE

9

10 Applicant,

Case No: FV08-03338

11 vs.

Dept. No: DM3

12 ALEXANDER FALCONI

Date Issued: 10/10/08

13
14 Adverse Party.

Date Expires: 01/10/09

15 EXTENDED PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

17 YOU ARE HEREBY NOTIFIED that any VIOLATION OF THIS ORDER IS A CRIMINAL VIOLATION
18 and will result in a misdemeanor offense, unless a more severe penalty is prescribed by law. If the violation is
19 accompanied by a violent physical act, sentence will include incarceration of not less than five days nor more
than six months in the county/city jail; \$1,000.00 fine or a minimum of 200 hours community service;
reimbursement of all costs, fees and medical expenses incurred; and participation in professional counseling

20 YOU ARE FURTHER NOTIFIED that you CAN BE ARRESTED even if the person who obtained the
21 ORDER invites or allows you to contact them. You have the sole responsibility to avoid or refrain from violating
the terms of this ORDER. Only the court can change the ORDER upon written application.

22 YOU ARE FURTHER NOTIFIED that child stealing is a felony offense, punishable by possible
incarceration.

23 WARNING: Possession of a firearm or ammunition while this ORDER is in effect may constitute
24 a felony under federal law punishable by a fine of up to \$250,000 and/or a prison
sentence of up to ten (10) years.

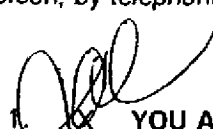
25 This ORDER meets all Full Faith and Credit provisions of the Violence Against Women Act and is
26 enforceable in all 50 states, the District of Columbia, U.S. Territories and Indian Nations.. All other courts
27 and law enforcement with jurisdiction within the United States and all Indian Nations shall give full faith
and credit to this ORDER pursuant to 18 U.S.C. Sec. 2265. Violation of the ORDER may subject you, the
28 offender, to federal charges and punishment pursuant to 18 U.S.C. Sec 2261(a)(1) and (2) and 2262(a)(1)
and (2).

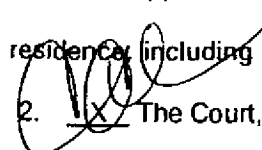
1 The court having considered the filings, testimony and evidence presented at
2 hearing, and the court having found that the Adverse Party received actual
3 notice of hearing at which such person had an opportunity to participate, and
4 the Adverse Party ☒ was present, PRO PER, and the Applicant ☒ was
5 present ☒ was represented by counsel, KATHERINE BERNING, ESQ., and the
6 Court having jurisdiction over the parties and this matter pursuant to NRS
7 33.010, et seq., and it appearing to the satisfaction of the Court from specific
8 facts shown that an act of domestic violence has occurred and/or you represent
9 a credible threat to the physical safety of the above-named Applicant or minor
10 child(ren), the court enters an extended ORDER and as a result:

11 **TO THE ADVERSE PARTY;**

12 **YOU ARE PROHIBITED**, either directly or through an agent, from threatening, physically injuring or
13 harassing the above-named Applicant and/or minor child(ren), and from selling, damaging, destroying,
14 giving away, or otherwise disposing of, or tampering with, any property owned by the Applicant, or in
15 which Applicant has an interest;

16 **YOU ARE PROHIBITED** from any contact whatsoever with the Applicant, including but not limited
17 to, in person, by telephone, through the mail, through electronic mail (e-mail), or through another
18 person;

19  **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from
20 Applicant's residence located in WASHOE COUNTY, NEVADA, ☒ CONFIDENTIAL, at or any
21 other place that Applicant may reside. YOU shall not interfere with Applicant's possession and
22 use of residence, including utilities, phones, leases and other related residential services;

23  2. ☒ The Court, having jurisdiction under and meeting the requirements of Chapter 125A
24 of the Nevada Revised Statutes (UCCJA), grants to Applicant temporary custody of the following minor
25 child(ren) of the parties: FALCONI **YOU ARE PROHIBITED** from interfering
26 with Applicant's custody of the minor child(ren) named in this paragraph. It is in the best interest of the
27 child(ren) that no negative, insulting, or disparaging comments be made by one party against the other
28 party in the presence of the minor child(ren);

3. N/A **YOU ARE GRANTED** visitation with the minor child(ren): NOT
APPLICABLE, under the following terms and conditions: NOT APPLICABLE.

4. N/A **YOU ARE ORDERED** to pay support and maintenance of the minor child(ren) as
set forth in the attached addendum.

5. N/A **YOU ARE ORDERED** to pay the rent or make payments on a mortgage on the
Applicant's place of residence or pay towards the support and maintenance of the Applicant, as follows:
NOT APPLICABLE.

6. N/A Custody, visitation, and support of the minor child(ren) of the parties shall remain as
ordered in the Decree of Divorce/ORDER entered between the parties in case number NOT
APPLICABLE, in the NOT APPLICABLE Court of the State of Nevada;

7. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the
minor child(ren)'s school, or day care, located in WASHOE COUNTY, NEVADA ☒ CONFIDENTIAL, at
, or any other school or day care that the child(ren) may be attending;

8. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from
Applicant's place of employment located in WASHOE COUNTY, NEVADA, ☐ CONFIDENTIAL, at ☒

Applicant may be employed. **YOU ARE PROHIBITED** from any contact whatsoever with Applicant's
place of employment, in person, by telephone, by mail, or any other means of communication;

9. N/A **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the
following places, which Applicant and/or minor child(ren) frequents regularly listed as/described as:,
located in ☐ CONFIDENTIAL, at ☒ Not Applicable.

10. X Notwithstanding other provisions of this ORDER, the following provisions and
exceptions are made a part of this ORDER:

A. The Adverse Party may have telephone contact with the parties' minor child between the
hours of 9:00 am until 2:00 pm. The calls are to be of reasonable length. The Adverse Party is
not to discuss adult issues with the minor child, and is not to disparage the Applicant during
these phone calls.

B. The Adverse Party may have email and text messaging contact with the Applicant for for the
sole purpose of emergencies regarding the care and welfare of the minor child.

C. Pending order in the parties' custody case, FV08-03200, the Adverse Party's visitation shall
be arranged through and supervised by Robert T. Smith until October 24, 2008. Thereafter, for

1 the duration of this order or until further order in the custody case, the Adverse Party shall have
2 visitation every Thursday and Friday, from 8:00 am until 5:00 pm. The Applicant is to transport
3 the minor child to the Adverse Party's home at 8:00 am, and the child's babysitter will pick up
4 the minor child at the Adverse Party's home at 5:00 pm.

5 D. The Applicant is enrolled in and encouraged to attend one domestic violence education
6 class.

7 E. The Adverse Party's Motion to Dissolve, filed September 17, 2008, is DENIED.

8 THIS ORDER WILL REMAIN IN EFFECT UNTIL 11:59 P.M. ON THE DATE SET FORTH ON PAGE 1,
9 UNLESS THE JUDGE ORDERS OTHERWISE.

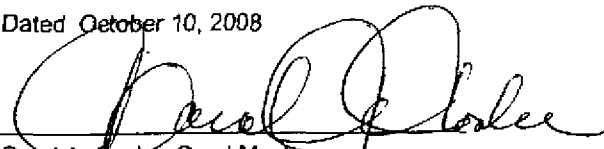
10 **ORDER TO LAW ENFORCEMENT**

11 (A) Any law enforcement officer who has probable cause to believe a violation of any
12 provision of this ORDER has occurred is ordered to arrest the Adverse Party. Such party is to be
13 charged with a misdemeanor violation of this ORDER in addition to any other criminal charges
14 which may be justified.

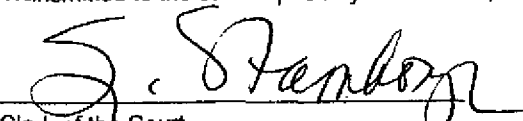
15 (B) If such law enforcement officer cannot verify that the Adverse Party was served
16 with a copy of the Application and ORDER, the officer shall inform the Adverse Party of the specific
17 terms of the ORDER, inform the Adverse Party that he/she now has notice of the provisions of the
18 ORDER and that a violation of the ORDER will result in his/her arrest, and inform the Adverse
19 Party of the location of the court that issued the original ORDER and the hours during which he/she
20 can obtain a copy of the ORDER. The law enforcement officer shall then provide written proof of
21 notice to his agency and to the Court.

22 The Adverse Party is assessed cost and fees in the amount of \$ and payable to .

23 Dated October 10, 2008

24 
25 Carol A. Cooke, Court Master

26 Transmitted to the state repository October 10, 2008

27 
28 Clerk of the Court

1 **Objections/Appeals are governed by WDCR 24. You have ten (10) days for receipt of**
2 **this Recommendation and ORDER within which to file an objection or an appeal to the**
3 **District Court.**

4 **Acknowledgement of Receipt of ORDER:**

5
6 _____ **DATE:** _____ **DATE:** _____

7 **Applicant**

Applicant's Attorney

8
9 _____ **DATE:** _____ **DATE:** _____

10 **Adverse Party**

Adverse Party's Attorney

1 NOTICE TO ALL PARTIES

2 YOU ARE REQUIRED TO KEEP THE COURT INFORMED OF YOUR CURRENT ADDRESS AT ALL TIMES
3 DURING THE PENDENCY OF THIS ACTION. FAILURE TO DO SO MAY RESULT IN A FINDING THAT YOU HAVE
4 VIOLATED AN EXTENDED ORDER FOR PROTECTION AGAINST DOMESTIC VIOLENCE, EVEN THOUGH YOU
5 MAY NOT HAVE RECEIVED ACTUAL NOTICE THAT AN EXTENDED ORDER WAS ISSUED. ALL ADDRESS
6 CHANGES MUST BE REPORTED TO THE COURT IN WRITING ON A CHANGE OF ADDRESS INFORMATION
7 FORM, WHICH MAY BE OBTAINED FROM THE DOMESTIC VIOLENCE COURT CLERK.

8 APPLICANTS MAY KEEP THEIR ADDRESS CONFIDENTIAL BY REPORT ANY CHANGES TO THE TPO
9 ADVOCATES OFFICE.

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