

# PRELIMINARY PROTECTIVE ORDER

Commonwealth of Virginia VA. CODE § 19.2-152.9

Case No. GV23000978-00

Hearing Date and Time: 6/21/2023 9:30 am

~~ACCOMACK~~ GENERAL DISTRICT COURT - CIVIL

☒ General District Court ☐ Circuit Court  
☐ Juvenile and Domestic Relations District Court

☐ Extension of Preliminary Protective Order

## PETITIONER

BASTIEN, CLEMENE

LAST FIRST MIDDLE

And on behalf of minor family or household members:  
(list each name and date of birth)

## PETITIONER'S DATE OF BIRTH

2/14/1987

Other protected family or household members:  
(list each name and date of birth)

BENOIR, THESLET

12/23/1979

V.

## RESPONDENT

NICHOLSON, HENRY

LAST FIRST MIDDLE

RESPONDENT'S ADDRESS

PARKSLEY, VA 23421

## RESPONDENT IDENTIFIERS (IF KNOWN)

RACE	SEX	BORN			HT.		WGT.	EYES	HAIR
		MO.	DAY	YR.	FT.	IN.			
W	M								
SSN									
DRIVER'S LICENSE NO.						STATE		EXP.	

☐ CAUTION: Weapon Involved

Distinguishing features:

## SUMMONS FOR HEARING

TO ANY AUTHORIZED OFFICER: Summon the Respondent as provided below:

TO THE RESPONDENT: You are commanded to appear before this Court on 7/6/2023 11:30 am

at ACCOMACK GENERAL DISTRICT COURT - CIVIL 23371 FRONT ST., P.O. BOX, ACCOMACK, VA 23301 for a hearing on this Petition.  
NAME AND ADDRESS OF COURT

6/21/2023

DATE ISSUED

*Francis C.*  
CLERK ☐ DEPUTY CLERK

THE COURT FINDS that it has jurisdiction over the parties and subject matter, and that

- ☒ The Petitioner is, or has been, within a reasonable period of time, subjected to an act of violence, force or threat, OR  
☐ A warrant or petition has been issued charging the Respondent with a criminal offense resulting from the commission of an act of violence, force, or threat as defined in Va. Code § 19.2-152.7:1; and
- In order to protect the health and safety of the Petitioner or any family or household member of the Petitioner, a preliminary protective order is warranted.  
☒ Ex Parte Proceeding Only: The petition has been supported by an affidavit or sworn testimony before the judge or intake officer, and either the Petitioner is in immediate and present danger of any act of violence, force, or threat or there is sufficient evidence to establish probable cause that an act of violence, force, or threat has recently occurred so as to justify an ex parte proceeding.  
☐ As this order was entered without a separate affidavit or an attested petition, or without a form pursuant to Va. Code § 16.1-253.4(D) being presented, the basis upon which this order is entered, including a summary of the allegations made and the court's findings, is as follows:

## THE COURT ORDERS that:

- ☒ The Respondent shall not commit acts of violence, force, or threat or criminal offenses that may result in injury to person or property.
- ☒ The Respondent shall have no contact of any kind with the Petitioner  
except as follows: *NO EXCEPTIONS*
- ☒ The Respondent shall have no contact of any kind with the family or household members of the Petitioner named above  
except as follows: *NO EXCEPTIONS*
- ☐ The Petitioner is granted possession of the companion animal described as
- ☐ It is further ordered that

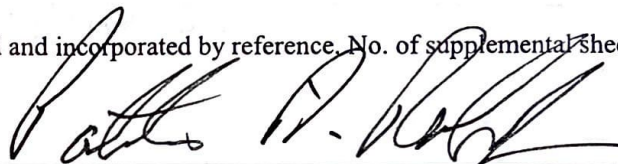
It is further ORDERED that a full hearing on the petition for a protective order be held at this Court on 7/6/2023 at 11:30 am \* and that service of this Order will constitute notice to the parties for that hearing.

**\* If the court is closed on the above date because the conditions constitute a threat to the health or safety of the ~~general public~~ or for another reason set forth in Va. Code § 16.1-69.35 or § 17.1-207, the full hearing will be held on the next day that the court is open, and this Preliminary Protective Order will remain in full force and effect until this order is dissolved by the court, another preliminary protective order is entered or a protective order is entered.**

- ☐ It is ORDERED that the Preliminary Protective Order is extended
- ☐ as the Respondent failed to appear at the protective order hearing set for \_\_\_\_\_ because the Respondent was not personally served.
- ☐ upon motion of the Respondent and for good cause shown.
- ☐ Supplemental Sheet to Protective Order, Form DC-653, attached and incorporated by reference. No. of supplemental sheets \_\_\_\_\_

6/21/2023

DATE



JUDGE

#### WARNINGS TO RESPONDENT:

Pursuant to Code of Virginia § 18.2-308.1:4, Respondent shall not purchase or transport any firearm while this order is in effect. If Respondent has a concealed handgun permit, Respondent must immediately surrender that permit to the court issuing this order. If Respondent violates the conditions of this order, Respondent may be sentenced to jail and/or ordered to pay a fine.

This order will be entered into the Virginia Criminal Information Network. Either party may at any time file a motion with the court requesting a hearing to dissolve or modify this order; however, this order remains in full force and effect unless and until dissolved or modified by the court. **Only the court can change this order.**