



**IN THE PUEBLO OF SANTA ANA
CONTEMPORARY TRIBAL COURT**

_____,
Petitioner,

v.

Case No. _____

_____,
Respondent.

COMPLAINT FOR TEMPORARY RESTRAINING ORDER

**This is not an order of protection. This is a civil restraining order.*

- 1. Is the respondent a former or current intimate partner? Yes/No (circle one). If yes, please fill out BLANK.**
- 2. Are you currently represented by an attorney in this matter? Yes/No (circle one). If yes, only your attorney can file the complaint.**

3. Petitioner (Your) Information:

Name: _____ Date of Birth: _____

Current Physical Address: _____

Mailing Address: _____

Email Address: _____

Pueblo of Santa Ana Tribal Court
02 Dove Road
Santa Ana Pueblo, NM 87004

(P) 505-771-6723
(F) 505-771-6767
tribalcourt@santaana-nsn.gov

Complaint for Temporary Restraining Order
Revised January 3, 2024

Primary Phone Number: _____ Additional Phone Number: _____

Place of Employment: _____

4. Respondent (Other Person) Information:

Name: _____ Date of Birth: _____

Current Physical Address: _____

Mailing Address: _____

Email Address: _____

Primary Phone Number: _____ Additional Phone Number: _____

Place of Employment: _____

5. What is the relationship between Petitioner (*you*) and Respondent (*the other person*)?

6. Please list all occupants of your home that would be impacted by this temporary order. Include name, age, and relationship to you. *If you need more space, see supplemental blank pages at the end of this document.*

- 7. Do you feel that you are in immediate danger or harm? If yes, why do you think that?**

- 8. Has the Respondent harmed or threatened to harm you in the past? Please describe the incident(s). List the acts of harm and threat, including place(s), date(s), time(s). Was there anyone else present? Was the harm or threat of harm in person or electronic? *If you need more space, see supplemental blank pages at the end of this document.***

9. Do you need the Court to issue a subpoena to make a witness(es) appear? Yes/No (circle one). If yes, fill out Exhibit A at the end of this document. A subpoena is a written court order requiring someone to appear in Court.

10. Describe the injury, loss, or damage that you would suffer if the Court didn't enter this order immediately.

Petitioner requests that the Court issue a Temporary Restraining Order and prohibit (*select one or more*):

- ☐ Any personal contact (physical or verbal);
- ☐ Any written contact (notes, letters, cards, etc.);
- ☐ Any telephonic or e-contact (phone, email, text message, instant message, video message, social media, etc.);
- ☐ Any second-party contact;
- ☐ Being present within Petitioner's personal space and physical residence, of at least 50 yards, on or off the Pueblo of Santa Ana reservation;
- ☐ Being present at Petitioner's place of employment or school, if applicable;
- ☐ Other: _____.

By signing, Petitioner submitting the document certifies that to the best of that person's knowledge, and after investigating the matter, the document is not submitted for an improper purpose, and is factually accurate and is or can be supported by admissible evidence, and that the claims are supported by existing law or, if existing law is unclear, by what the person believes in good faith the law should be.

I, _____, under penalty of perjury, do hereby certify that everything included in this Complaint is true and correct.

This the _____ Day of _____, 20_____.

Respectfully Submitted,

Signature of Petitioner

USE NOTE

Responses filed after 4:30 PM will be file stamped the next business day.

The petitioner is the party who presents a petition to the court. The respondent is the party against whom a petition is filed. Either may file a motion.

The term “intimate partner” means, with respect to a person, the spouse of the person, a former spouse of the person, an individual who is a parent of a child of the person, and/or an individual who cohabitates or has cohabited with the person. 18 U.S.C. §921 (a)(32).

Rule 6-2-118(A): Temporary Restraining Order

(A) Upon motion of a plaintiff upon the filing of a complaint the Court may issue a temporary restraining order without notice to the adverse party, but only if the party seeking the order shows by affidavit or other sworn evidence that such party will suffer immediate, irreparable and non-monetary injury, loss or damage, unless such order is entered, and such party further shows that it attempted to give notice to the adverse party of its intention to seek such order from the Court. Any such order granted without notice shall remain in force only until the time of a hearing before the Court, which shall be no more than ten (10) days after the date of the granting of the order unless the Court, for good cause shown, extends such order for a like period, at which hearing the Court shall consider whether to enter a preliminary injunction. The temporary restraining order shall be promptly served upon the adverse party, and shall state the date, time and place of the hearing on the motion for preliminary injunction.

(Reference: Pueblo of Santa Ana Rules of Procedure for the Contemporary Court, Adopted by Resolution Number 2022-R-39, approved November 17, 2022).

Rule 6-1-106: All Documents Must Be Signed

(A) Every document filed in the Contemporary Court shall be signed by the party submitting the document or that party’s attorney or advocate. The address and phone number of the individual signing must follow the signature. By signing, the party, attorney or advocate submitting the document certifies that to the best of that person’s knowledge, and after investigating the matter, the document is not submitted for an improper purpose, and is factually accurate and is or can be supported by admissible evidence, and that the claims are supported by existing law or, if existing law is unclear, by what the person believes in good faith the law should be. If a party is represented by an attorney or advocate, only the attorney or advocate may file papers.

(Reference: Pueblo of Santa Ana Rules of Procedure for the Contemporary Court, Adopted by Resolution Number 07-R-54, approved November 8, 2007).

EXHIBIT A

WITNESS #1

Name: _____ Date of Birth: _____

Current Physical Address: _____

Mailing Address: _____

Email Address: _____

Primary Phone Number: _____ Additional Phone Number: _____

Place of Employment: _____

WITNESS #2

Name: _____ Date of Birth: _____

Current Physical Address: _____

Mailing Address: _____

Email Address: _____

Primary Phone Number: _____ Additional Phone Number: _____

Place of Employment: _____

WITNESS #3

Name: _____ Date of Birth: _____

Current Physical Address: _____

Mailing Address: _____

Email Address: _____

Primary Phone Number: _____ Additional Phone Number: _____

Place of Employment: _____

WITNESS #4

Name: _____ Date of Birth: _____

Current Physical Address: _____

Mailing Address: _____

Email Address: _____

Primary Phone Number: _____ Additional Phone Number: _____

Place of Employment: _____

Additional Space:

[illegible]

