

ALPINE COUNTY SUPERIOR COURT

PROCEDURES MANUAL

TOPIC: Registration of Out-of-State Restraining Orders (DV-600) Including Tribal Court Protective Orders

GENERAL BACKGROUND INFORMATION: Full faith and credit are to be given to civil protective orders, criminal protective orders, tribal protective orders, and military protective orders. Parties may register these orders with the Superior Court of California, County of Alpine.

DO NOT let the title, **Registration of Out-of-State Order** intimidate you or prevent your filing of the document. Orders may be made by a Tribal Court in California and filed under the provisions of Family Code §6400 et seq. and by using the DV-600 form.

Registration of these orders with the Superior Court is a priority and shall be handled as if a new request for domestic violence restraining order is being submitted to the court. Registration of a Tribal Court order will allow entry in to CARPOS (California Restraining and Protective Order System) and enable law enforcement to enforce these orders, except where limited by the provisions of Public Law §280.

PROCEDURE: Protected Persons may file a DV-600 form with the Court, or Washoe Tribe of Nevada and California representatives may assist those Protected Persons to register a Protective Order made by the Tribal Court.

When filed, a certified copy of the Tribal Court Protective Order must be attached to the signed DV-600 form. **Clerk shall review documents:**

- Is this a subsequent order which has previously been filed with out Court?
If it is a subsequent order, be sure to enter in the previously filed case.
DO NOT CREATE A NEW CASE.

- Be sure the DV-600 includes a complete description of the Restrained Person/Persons in #2.
- Has the Tribal Court Judge identified case as “Violence Against Women” or Domestic Violence?
- Is the expiration date of the protective order documented within the body of the order, not just in the caption?

Clerk shall:

- Open a civil case (one for each Restrained Person) using appropriate case type.
- Perform search for related cases. Pull cases.
- Provide to the Judge so he may review for conflicting orders in civil and criminal cases.
- Submit to Judge as a priority for signature.

After DV-600 is signed by Judge, Court Clerk shall:

- Make certified copies of the DV-600 form and attach to copies of the Tribal Court Protective Order for:
 - Service upon Restrained Person(s)
 - Protected Person(s) (including children or other named persons)
 - Protected Children’s school or daycare provider
 - Law Enforcement Agencies with jurisdiction:
 - Alpine County Sheriff
 - Douglas County Dispatch
 - Washoe Tribal Police
 - Service copy for Restrained Person(s)
 - Tribal Court case file
- All copies to be given back to Tribal Court Representatives or Protected Person for **personal** service upon the Restrained Person(s) and distribution to other parties.
- Fax copy of DV-600 and Tribal Court Protective Order to Sheriff/Dispatch
- Retain original certified copy of Tribal Court Order and DV-600 in Superior Court file.
- Personal Proof of Service form must be filed with the Superior Court following service of the Restraining Order and other case documents.

- DV-200 Proof of Service (In Person) (Domestic Violence)
- Or other approved signed Proof of Service form
- When Proof of Service is received, fax to police agencies.

Orig. 9/1/10