

**WV-130**

**Workplace Violence Restraining Order After Hearing**

Clerk stamps date here when form is filed.  
**FILED/ENDORSED**  
MAR - 5 2020  
*D. Aguilera*  
By D. Aguilera, Deputy Clerk

**1 Petitioner (Employer)**

a. Name: Los Rios Community College District  
Lawyer for Petitioner (if any, for this case)  
Name: Kristen M. Caprino State Bar No.: 306815  
Firm Name: Johnson Schachter & Lewis, A PLC  
b. Your Address (If you have a lawyer, give your lawyer's information.)  
Address: 2180 Harvard Street, Suite 560  
City: Sacramento State: CA Zip: 95815  
Telephone: 916-921-5800 Fax: 916-921-0247  
E-Mail Address: kristen@jsl-law.com

Fill in court name and street address:  
**Superior Court of California, County of Sacramento**  
720 9th Street  
Sacramento, CA 95814

**2 Employee (Protected Person)**

Full Name: [REDACTED]

Court fills in case number when form is filed.  
Case Number:  
**84 2019 70006859**

**3 Respondent (Restrained Person)**

Full Name: Shane Harris

Description

Sex:  M  F Height: 5'6" Weight: 150lbs Date of Birth: [REDACTED]  
Hair Color: Brown Eye Color: Hazel Age: 32 Race: Black  
Home Address (if known): [REDACTED]  
City: [REDACTED] State: CA Zip: [REDACTED]  
Relationship to Employee: [REDACTED]

**4 Additional Protected Persons**

In addition to the student, the following family or household members or other students are protected by the temporary orders indicated below:

Full Name	Sex	Age	Household Member?	Relation to employee
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

Additional protected persons are listed at the end of this Order on Attachment 4.

**5 Expiration Date**

This Order, except for any award of lawyer's fees, expires at

Date: 3/6/2024 Time: 12  a.m.  p.m.

If no expiration date is written here, this Order expires three years from the date of issuance.

**This is a Court Order.**



6 Hearing

- a. There was a hearing on (date): 3/6/20 at (time): 8:30 in Dept.: 1 Room: \_\_\_\_\_  
(Name of judicial officer): Judge E. Sawill made the orders at the hearing.
- b. These people were at the hearing:
  - (1)  The petitioner/employer (name): \_\_\_\_\_
  - (2)  The lawyer for the petitioner/employer (name): David Smyke
  - (3)  The employee (4)  The lawyer for the employee (name): \_\_\_\_\_
  - (5)  The respondent (6)  The lawyer for the respondent (name): \_\_\_\_\_
  - Additional persons present are listed at the end of this Order on Attachment 6b.
- c.  The hearing is continued. The parties must return to court on (date): \_\_\_\_\_ at (time): \_\_\_\_\_.

To the Respondent:

The court has granted the orders checked below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

7 Personal Conduct Orders

- a. You are ordered **not** do the following things to the employee  and to the other protected persons listed in (4):
  - (1)  Harass, molest, strike, assault (sexually or otherwise), batter, abuse, destroy personal property of, or disturb the peace of the person.
  - (2)  Commit acts of violence or make threats of violence against the person.
  - (3)  Follow or stalk the person during work hours or to or from the place of work.
  - (4)  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by e-mail, by text message, by fax, or by other electronic means.
  - (5)  Enter the person's workplace.
  - (6)  Take any action to obtain the person's address or locations. If this item is not checked, the court has found good cause not to make this order.
  - (7)  Other (specify):  
 Other personal conduct orders are attached at the end of this Order on Attachment 7a(7).  
Stay away from all of the below listed locations in attachment
- b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

This is a Court Order.



Case Number: \_\_\_\_\_

**8 Stay-Away Orders**

- a. You **must** stay at least 100 yards away from *(check all that apply)*:
- (1)  The employee.
  - (2)  Each other protected person listed in **4**.
  - (3)  The employee's workplace.
  - (4)  The employee's home.
  - (5)  The employee's school.
  - (6)  The employee's children's school.
  - (7)  The employee's children's place of child care.
  - (8)  The employee's vehicle.
  - (9)  Other *(specify)*: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- b. This stay-away order does not prevent you from going to or from your home or place of employment.

**9 No Guns or Other Firearms and Ammunition**

- a. You **cannot** own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.
- b. If you have not already done so, you must:
- (1) Sell to or store with a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms in your immediate possession or control. This must be done within 24 hours of being served with this Order.
  - (2) File a receipt with the court within 48 hours of receiving this Order that proves that your guns have been turned in, sold, or stored. *(You may use form WV-800, Proof of Firearms Turned In, Sold, or Stored, for the receipt.)*
- c.  The court has received information that you own or possess a firearm.
- d.  The court has made the necessary findings and applies the firearm relinquishment exemption under Code of Civil Procedure section 527.9(f). Under California law, the respondent is not required to relinquish this firearm *(specify make, model, and serial number of firearm(s))*: \_\_\_\_\_

The firearm must be in his or her physical possession only during scheduled work hours and during travel to and from his or her place of employment. Even if exempt under California law, the respondent may be subject to federal prosecution for possessing or controlling a firearm.

**10 Costs**

You must pay the following amounts for costs to the petitioner:

<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Additional amounts are attached at the end of this Order on Attachment 10.

**This is a Court Order.**



Case Number:

11  Other Orders (specify):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional orders are attached at the end of this Order on Attachment 11.

**To the Person in 1:**

12 **Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):

- a.  The clerk will enter this Order and its proof-of-service form into CARPOS.
- b.  The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
- c.  By the close of business on the date that this Order is made, the petitioner or the petitioner's lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CARPOS:

Name of Law Enforcement Agency

Address (City, State, Zip)

\_\_\_\_\_  
\_\_\_\_\_

Additional law enforcement agencies are listed at the end of this Order on Attachment 12.

13 **Service of Order on Respondent**

- a.  The respondent personally attended the hearing. No other proof of service is needed.
- b.  The respondent did not attend the hearing.
  - (1)  Proof of service of form WV-110, *Temporary Restraining Order*, was presented to the court. The judge's orders in this form are the same as in form WV-110 except for the expiration date. The respondent must be served with this Order. Service may be by mail.
  - (2)  The judge's orders in this form are different from the temporary restraining orders in form WV-110. Someone—but not the petitioner or anyone protected by this order—must personally serve a copy of this Order on the respondent.

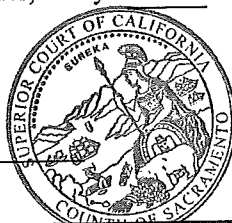
14 **No Fee to Serve (Notify) Restrained Person**

The sheriff or marshal will serve this Order without charge because the Order is based on a credible threat of violence or stalking.

15 Number of pages attached to this Order, if any:

Date:

3/6/20



Judicial Officer

*[Handwritten Signature]*

**This is a Court Order.**



**Warning and Notice to the Respondent:****You Cannot Have Guns or Firearms**

Unless item 9d is checked, you cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, or ammunition while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms that you have or control as stated in item ⑨. The court will require you to prove that you did so.

**Instructions for Law Enforcement****Enforcing the Restraining Order**

This Order is enforceable by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). Agencies are encouraged to enter violation messages into CARPOS. If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency must advise the restrained person of the terms of the Order and then must enforce it. Violations of this Order are subject to criminal penalties.

**Start Date and End Date of Orders**

This Order *starts* on the date next to the judge's signature on page 4 and *ends* on the expiration date in item ⑤ on page 1.

**If the Protected Person Contacts the Restrained Person**

Even if the protected person invites or consents to contact with the restrained person, this Order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

**Conflicting Orders—Priorities for Enforcement**

**If more than one restraining order has been issued, the orders must be enforced according to the following priorities:** (See Pen. Code, § 136.2, Fam. Code, §§ 6383(h)(2), 6405(b).)

1. *EPO*: If one of the orders is an *Emergency Protective Order* (form EPO-001) and is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. *No Contact Order*: If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence over any other restraining or protective order.
3. *Criminal Order*: If none of the orders includes a no contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. *Family, Juvenile, or Civil Order*: If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

**This is a Court Order.**

Case Number:

Clerk's Certificate

(Clerk will fill out this part.)

—Clerk's Certificate—



I certify that this *Workplace Violence Restraining Order After Hearing* is a true and correct copy of the original on file in the court.

Date: 3/6/20 Clerk, by D. Aguilera, Deputy

D. AGUILERA

**This is a Court Order.**

- 8 a. El Dorado Community College Outreach Campus at 6699 Campus Drive, in
- 9 Placerville, California;
- 10 b. American River College at 4700 College Oak Drive in Sacramento, CA;
- 11 c. Cosumnes River College at 8401 Center Parkway in Sacramento, CA;
- 12 d. Folsom Lake College at 10 College Parkway in Folsom, CA;
- 13 e. Sacramento City College at 3835 Freeport Blvd. in Sacramento, CA;
- 14 f. The Los Rios District Office at 1919 Spanos Court in Sacramento, CA;
- 15 g. Amador Center, Independence High School at 525 Independence Drive in Sutter
- 16 Creek, CA;
- 17 h. Davis Center, at 1909 Galileo Court in Davis, CA;
- 18 i. West Sacramento Center at 1115 West Capitol Avenue in West Sacramento, CA;
- 19 j. Ethan Way Center at 1410 Ethan Way in Sacramento, CA;
- 20 k. Mather Center at 10150 Missile Way in Mather, CA;
- 21 l. McClellan Center, at 5146 Arnold Avenue in McClellan AFB, CA;
- 22 m. Natomas Center at 2421 Del Paso Road in Sacramento, CA; and
- 23 n. Rancho Cordova Center at 10259 Folsom Blvd., Rancho Cordova, CA;
- 24 o. Sacramento Regional Public Safety Center at 5146 Arnold Ave, McClellan Park, CA;
- 25 p. Elk Grove Center at 10051 Big Horn Blvd., Elk Gove, CA; and
- 26 q. Facilities Maintenance and Operations at 3753 Bradview Drive, Sacramento, CA.
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- 28 ///