

STATE OF WYOMING)
) ss
COUNTY OF _____)

IN THE CIRCUIT COURT
_____ JUDICIAL DISTRICT

Petitioner: _____ ,)
Person listed as Petitioner on the Petition and Order)
)
vs.)
)
Respondent: _____)
Person listed as Respondent on the Petition and Order)

Case Number _____

ORDER SETTING NEW EXPIRATION DATE ON ORDER OF PROTECTION DUE TO TOLLING

Upon receiving notice of Respondent's incarceration and upon consideration of the notice, the Court, in accordance with Wyoming Statute, hereby sets a new expiration date on the Order of Protection issued in the above-captioned case. This new expiration date is authorized under the tolling provision in the Wyoming Statute, which mandates the tolling of orders of protection under specific circumstances.

THE COURT FINDS:

The Order of Protection mandatorily tolled under

W.S. 35-21-106(b) pertaining to Domestic Violence.

W.S. 7-3-510(b) pertaining to Sexual Assault and Stalking.

The Respondent was incarcerated or imprisoned on _____, 20__ and released on _____, 20__ .

As of the first day of the term of incarceration/imprisonment, the Order of Protection had _____ days remaining in its effective period.

The appropriate expiration date for the Order of Protection is

365 days from the Respondent's date of release.

_____ days from the Respondent's date of release.

The Respondent has twenty days from the date this Order is served or received to file an Objection or Request for a Hearing, otherwise this Order shall remain in full force and effect.

The Respondent has the right to contest this new expiration date. To do so, the Respondent must file a written request for a hearing with this court. If such a request is made, a hearing will promptly be scheduled. At the hearing, the Respondent may present testimony or evidence regarding the dates of incarceration and the calculation of the new expiration date.

The Respondent is advised that tolling occurs even if the incarceration did not relate in any way to the order of protection or to the Petitioner.

IT IS ORDERED AS FOLLOWS:

1. The Order of Protection entered on the ____ day of _____, 20_____, will continue to be in effect until 12:01 a.m. on the _____ day of _____, 20_____, unless extended or terminated by order of the Court.
2. All provisions and conditions of the original Order of Protection remain in full force and effect during this period.
3. The clerk of court shall deliver copies of this order as well as copies of the original Order of Protection to the sheriff and the local law enforcement agencies.
4. Willful violation of any provision of the Order of Protection constitutes a crime as defined by W.S. 6-4-404.

DATED this _____ day of _____, 20_____.

JUDGE OR MAGISTRATE