F.C.A §§ 446, 551, 656, 842 & 1056 GF5a 12/2013

ORI No: NY059023J
Order No: 2020-000846
NYSID No: _____

At a term of the Family Court of the State of New York, held in and for the County of Westchester, at Courthouse 111 Dr. Martin Luther King Jr. Blvd., White Plains, NY 10601, on February 06, 2020

PRESENT: Honorable Nilda Morales Horowitz

In the Matter of a FAMILY OFFENSE Proceeding

Tara Katelyn Walsh
Petitioner

- against -

Stephen Grant Russell
Respondent

File # 154703
Docket # O-12635-19
Order of Protection

Upon Default

NOTICE: YOUR FAILURE TO OBEY THIS ORDER MAY SUBJECT YOU TO MANDATORY ARREST AND CRIMINAL PROSECUTION, WHICH MAY RESULT IN YOUR INCARCERATION FOR UP TO SEVEN YEARS FOR CRIMINAL CONTEMPT, AND/OR MAY SUBJECT YOU TO FAMILY COURT PROSECUTION AND INCARCERATION FOR UP TO SIX MONTHS FOR CONTEMPT OF COURT.

THIS ORDER OF PROTECTION WILL REMAIN IN EFFECT EVEN IF THE PROTECTED PARTY HAS, OR CONSENTS TO HAVE, CONTACT OR COMMUNICATION WITH THE PARTY AGAINST WHOM THE ORDER IS ISSUED. THIS ORDER OF PROTECTION CAN ONLY BE MODIFIED OR TERMINATED BY THE COURT. THE PROTECTED PARTY CANNOT BE HELD TO VIOLATE THIS ORDER NOR BE ARRESTED FOR VIOLATING THIS ORDER .

A petition under Article 8 of the Family Court Act, having been filed on March 27, 2019 in this Court and After Hearing, and Stephen Grant Russell having been not present in Court.

NOW, THEREFORE, IT IS HEREBY ORDERED that Stephen Grant Russell observe the following conditions of behavior:

[01] Stay away from:

[A] E.V. and Tara Katelyn Walsh

[B] the home of E.V. and Tara Katelyn Walsh EXCEPT FOR COURT ORDERED SUPERVISED VISITATION;

[E] the place of employment of Tara Katelyn Walsh

[14] Refrain from communication or any other contact by mail, telephone, e-mail, voice-mail or other electronic or any other means with E.V. and Tara Katelyn Walsh EXCEPT FOR EMAIL REGARDING THE SUBJECT CHILD;

[02] Refrain from assault, stalking, harassment, aggravated harassment, menacing, reckless endangerment, strangulation, criminal obstruction of breathing or circulation, disorderly conduct, criminal mischief, sexual abuse, sexual misconduct, forcible touching, intimidation, threats, identity theft, grand larceny, coercion or any criminal offense against E.V. and Tara Katelyn Walsh

[12] Surrender any and all handguns, pistols, revolvers, rifles, shotguns and other firearms owned or possessed, including, but not limited to, the following: ALL FIREARMS and do not obtain any further guns or other firearms. Such surrender shall take place immediately, but in no event later than IMMEDIATELY at LOCAL POLICE DEPARTMENT;

[99] Observe such other conditions as are necessary to further the purposes of protection: RESPONDENT SHALL REFRAIN POSTING, COMMENTING, TAGGING, OR OTHERWISE CONTACTING AND OR REFERENCING THE PETITIONER AND THE SUBJECT CHILD ON ANY SOCIAL MEDIA FORUM, INTERNET BASED MESSAGING APPLICATION OR WEBSITE OR ON ANY WEBSITE WHATSOEVER;;

It is further ordered that this order of protection shall remain in force until and including February 06, 2022.

Dated: February 06, 2020

ENTER

Honorable Nilda Morales Horowitz

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

The Family Court Act provides that presentation of a copy of this order of protection to any police officer or peace officer acting pursuant to his or her special duties authorizes, and sometimes requires such officer to arrest a person who is alleged to have violated its terms and to bring him or her before the court to face penalties authorized by law.

Federal law requires that this order is effective outside, as well as inside, New York State. It must be honored and enforced by state and tribal courts, including courts of a state, the District of Columbia, a commonwealth, territory or possession of the United States, if the person restrained by the order is an intimate partner of the protected party and has or will be afforded reasonable notice and opportunity to be heard in accordance with state law sufficient to protect due process rights (18 U.S.C §§ 2265, 2266).

It is a federal crime to:

- cross state lines to violate this order or to stalk, harass or commit domestic violence against an intimate partner or family member;
- buy, possess or transfer a handgun, rifle, shotgun or other firearm or ammunition while this Order remains in effect (Note: there is a limited exception for military or law enforcement officers but only while they are on duty) ; and
- buy, possess or transfer a handgun, rifle, shotgun or other firearm or ammunition after a conviction of a domestic violence-related crime involving the use or attempted use of physical force or a deadly weapon against an intimate partner or family member, even after this Order has expired (18 U.S.C. §§ 922(g)(8), 922(g)(9), 2261, 2261A, 2262).

Check Applicable Box(es):

[ ] Party against whom order was issued was advised in Court of issuance and contents of Order

[ ] Order personally served in Court upon party against whom order was issued

[x] Service directed by other means: Petitioner to Arrange

[ ] [Modifications or extensions only]: Order mailed on [specify date and to whom mailed]:

[ ] Warrant issued for party against whom order was issued[specify date]: _____

[ ] ADDITIONAL SERVICE INFORMATION [specify]: _____