

11012023

DENIED

ORIGINAL

CH-109

Notice of Court Hearing

Clerk stamps date here when form is filed.

Electronically FILED
 Superior Court of California
 County of Los Angeles
 11/1/2023 4:06 PM
 David W. Slayton
 Executive Officer/Clerk of Court,
 By L. Gillard, Deputy Clerk

1 Person Seeking Protection

a. Your Full Name: Jane Doe

Your Lawyer (if you have one for this case):

Name: _____ State Bar No.: _____

Firm Name: _____

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address: _____

City: Scottsdale State: AZ Zip: _____

Telephone: _____ Fax: _____

Email Address: _____

Fill in court name and street address:

Superior Court of California, County of

LOS ANGELES SUPERIOR COURT
 NORTHWEST DISTRICT
 6230 SYLMAR AVE. ROOM 117
 VAN NUYS, CA 91401

Court fills in case number when form is filed.

Case Number: **23STR007347**

2 Person From Whom Protection Is Sought

Full Name: David Neal

The court will complete the rest of this form.

BY FAX

3 Notice of Hearing

A court hearing is scheduled on the request for restraining orders against the person in (2):

Hearing Date	→ Date: <u>11/27/23</u> Time: <u>8:30 a.m.</u>	Name and address of court if different from above: <u>STANLEY MOSK COURT</u>
	Dept.: <u>13</u> Room: _____	<u>111 N. HILL STREET</u> <u>LOS ANGELES, CA 90012</u>

4 Temporary Restraining Orders (Any orders granted are on form CH-110, served with this notice.)

- a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form CH-100, Request for Civil Harassment Restraining Orders, are (check only one box below):
- (1) All **GRANTED** until the court hearing.
 - (2) All **DENIED** until the court hearing. (Specify reasons for denial in b, below.)
 - (3) Partly **GRANTED** and partly **DENIED** until the court hearing. (Specify reasons for denial in b, below.)

NO TEMPORARY ORDERS ISSUED PENDING FULL HEARING



b. Reasons for denial of some or all of those personal conduct and stay-away orders as requested in form CH-100, Request for Civil Harassment Restraining Orders, are:

- (1) The facts as stated in form CH-100 do not sufficiently show acts of violence, threats of violence, or a course of conduct that seriously alarmed, annoyed, or harassed the person in ① and caused substantial emotional distress.
- (2) Other (specify): As stated on Attachment 4b.

The allegations in the petition are conclusory, not specific as to date, time, message, and potentially involve core first amendment concerns. Restricting potentially protected speech without a hearing could constitute a prior restraint. A hearing will be necessary to ascertain if the communications are not protected, amount to harassment, cyberstalking, revenge porn, defamation, etc.

⑤ Confidential Information Regarding Minor

- a. A Request to Keep Minor's Information Confidential (form CH-160) was made and **GRANTED**. (See form CH-165, Order on Request to Keep Minor's Information Confidential, served with this form.)
- b. **If the request was granted, the information described in item ⑦ on the order (form CH-165) must be kept CONFIDENTIAL. The disclosure or misuse of the information is punishable as a sanction, with a fine of up to \$1,000 or other court penalties.**

⑥ Service of Documents for the Person in ①

At least five _____ days before the hearing, someone age 18 or older—not you or anyone to be protected—must personally give (serve) a court's file-stamped copy of this form CH-109 to the person in ② along with a copy of all the forms indicated below:

- a. CH-100, Request for Civil Harassment Restraining Orders (file-stamped)
- b. CH-110, Temporary Restraining Order (file-stamped) **IF GRANTED**
- c. CH-120, Response to Request for Civil Harassment Restraining Orders (blank form)
- d. CH-120-INFO, How Can I Respond to a Request for Civil Harassment Restraining Orders?
- e. CH-250, Proof of Service by Mail (blank form)
- f. CH-170, Notice of Order Protecting Information of Minor and CH-165, Order on Request to Keep Minor's Information Confidential (file-stamped) **IF GRANTED**
- g. Other (specify): _____

Date: 11/01/2023



Firdaus F. Dordi
Firdaus F. Dordi
JUDGE

Judicial Officer

To the Person in ① :

- The court cannot make the restraining orders after the court hearing unless the person in ② has been personally given (served) a copy of your request and any temporary orders. To show that the person in ② has been served, the person who served the forms must fill out a proof of service form. Form CH-200, *Proof of Personal Service*, may be used.
- For information about service, read form CH-200-INFO, *What Is "Proof of Personal Service"?*
- If you are unable to serve the person in ② in time, you may ask for more time to serve the documents. Use form CH-115, *Request to Continue Court Hearing and to Reissue Temporary Restraining Order*.

To the Person in ② :

- If you want to respond to the request for orders in writing, file form CH-120, *Response to Request for Civil Harassment Restraining Orders*, and have someone age 18 or older—**not you or anyone to be protected**—mail it to the person in ①.
- The person who mailed the form must fill out a proof of service form. Form CH-250, *Proof of Service by Mail*, may be used. File the completed form with the court before the hearing and bring a copy with you to the court hearing.
- Whether or not you respond in writing, go to the hearing if you want the judge to hear from you before making an order. You may tell the judge why you agree or disagree with the orders requested.
- You may bring witnesses and other evidence.
- At the hearing, the judge may make restraining orders against you that could last up to five years and may order you to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns) and firearm parts that you own or possess. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

(Clerk will fill out this part.)

—Clerk's Certificate—

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Clerk's Certificate
[seal]

Date: 11/01/23

Clerk, by Lisa Gillard, Deputy