

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

Petitioner,
v. Case No.: _____

Respondent,
_____ /

**TEMPORARY PROTECTIVE INJUNCTION AGAINST EXPLOITATION OF A
VULNERABLE ADULT AND NOTICE OF HEARING**

This cause came before the court, which has jurisdiction over the parties and subject matter under state law. The court having reviewed the petition and affidavits and considered argument of counsel, finds as follows:

1. 1 Reasonable notice and opportunity to be heard was given to the respondent in a manner sufficient to protect his or her due process rights. Date of service : _____
OR
2. 1 The court conducted its review *ex parte*.
3. An immediate and present danger of exploitation of the vulnerable adult exists.
4. There is a likelihood of irreparable harm and unavailability of an adequate legal remedy.
5. There is a substantial likelihood of success on the merits.
6. The threatened injury to the vulnerable adult outweighs possible harm to the respondent.
7. Granting a temporary injunction will not disserve the public interest.
8. This injunction provides for the vulnerable adult's physical or financial safety.
9. These findings were based on the following facts:

Accordingly, it is hereby ADJUDGED that:

The petitioner's request for a temporary protective injunction is GRANTED. This injunction is valid for 15 days from the date of this order or _____. The full hearing is set for _____, at _____ The hearing will be held before the Honorable _____ at _____, Florida.

It is further ordered that:

- ☐ The respondent shall not commit any act of exploitation against the vulnerable adult.
- ☐ The respondent will have no contact with vulnerable adult.

- ☐ The vulnerable adult is awarded temporarily exclusive use and possession of any dwelling he or she shares with the respondent.
- ☐ The respondent is barred from entering the residence of the vulnerable adult.
- ☐ The vulnerable adult's assets, accounts, and/or credit lines are hereby frozen until further court order except: _____
- ☐ Institution(s) served on _____ (date).
- ☐ The following institution(s) holding the vulnerable adult's assets shall use his or her unencumbered assets to pay the clerk of court the following filing fee:
 - ☐ \$75.00 (if assets are between \$1,500–\$5,000)
 - OR
 - ☐ \$200.00 (if assets are more than \$5,000).

If the court enters an injunction, these fees will be taxed as costs against the respondent.

Law enforcement is hereby directed to: _____

Other relief: _____

This injunction is valid and enforceable in all Florida counties, does not affect title to real property, and law enforcement may use their section 901.15(6), Florida Statutes, arrest powers to enforce its terms.

DONE and ORDERED on _____ (date) at _____ (time).

Judge

CC: All parties and counsel of record

COPIES TO: (Check those that apply)

Petitioner:

- ☐ by U.S. Mail
- ☐ by hand delivery in open court (Petitioner must acknowledge receipt in writing on the original order—see below)

Vulnerable Adult (if not Petitioner):

- ☐ by U.S. Mail
- ☐ by hand delivery in open court

Respondent:

- ☐ forwarded to Sheriff for service
- ☐ by U.S. Mail

- ☐ by hand delivery in open court (Respondent must acknowledge receipt in writing on the original order—see below).
- ☐ By certified mail ((May only be used when respondent is present at the hearing and Respondent fails or refuses to acknowledge the receipt of a certified copy of this injunction .)
- ☐ Other: _____

Petitioner's Attorney: 1 by email

Respondent's Attorney: 1 by email

I CERTIFY the foregoing is a true copy of the original as it appears on file in the office of the clerk of the circuit court of _____ County, Florida, and that I have furnished copies of this order as indicated above on _____.

CLERK OF THE CIRCUIT COURT

By: _____
Deputy Clerk

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact [identify applicable court personnel by name, address, and telephone number] at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.