

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

Sherry Mingle Duncan
Petitioner

Civil Action File No:
09F-00708-0

Keith Brent Duncan
Respondent

FILED IN OFFICE
OF THE SUPERIOR COURT
GWINNETT COUNTY, GA
2009 JUN -9 2:11 PM
CLERK

DISMISSAL OF TEMPORARY PROTECTIVE ORDER

(Family Violence & Stalking) OR INITIAL PETITION/ COUNTER PETITION

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petition for Temporary Protective Order/Relief

filed on the 1st day of April, 2009, is hereby dismissed without prejudice:

- on [] Petitioner's [] Respondent's Both parties; Motion to Dismiss (see signature(s) below);
- [] on [] Petitioner's [] Respondent's [] Both parties; failure to appear and proceed;
- [] on [] Petitioner's [] Respondent's failure to prove by a preponderance of the evidence the allegations contained in the Petition/Counter Petition for Temporary Protective Order; including [] venue; [] family relationship; [] a felony; [] one of the statutory misdemeanor(s) designated as a FV offense; [] a reasonably recent act of FV; [] that it is reasonably likely that an act of FV may occur in the near future; (Stalking Petitions) [] repeated acts of following, surveilling or contacting; [] that the purpose was to harass and intimidate; [] that Petitioner is in reasonable fear for personal safety or safety of family member; [] a pattern of harassing and intimidating behavior which serves no legitimate purpose; (Specify evidentiary findings & legal reasoning.) _____

[] there is a lack of service of process on [] Petitioner's [] Respondent's [] Both parties.

[] Other: _____

In the event "other" is checked, this is done pursuant to Uniform Superior Court Rule under the auspices of O.C.G.A. 19-13-53 requiring the court to delete or otherwise make inoperative any provision in the standardized form which is not supported by the evidence in the case or in order to comply with the court's application of the law and facts to an individual case.

SO ORDERED, this 9th day of June, 2009 at 3:55 P.M.

[Signature]
Judge, Gwinnett Superior Court [] by designation

Print Name: R. Wallace

Consent Motion to Dismiss:

[Signature]
Petitioner

[Signature]
Respondent *permiss*

<input type="checkbox"/> Transmitted to Georgia Protective Order Registry:	Date Submitted by Deputy Clerk:
By: _____, Deputy Clerk	
This is to certify this is a true and correct copy of the foregoing Dismissal of Temporary Protective Order, as the same appears of record in Gwinnett Superior Court. Given my hand and seal of this court, this <u>9th</u> day of <u>June</u> , 20 <u>09</u> .	
By: <u>[Signature]</u> , Deputy Clerk, Superior Court, Gwinnett County, GA	

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DISMISSAL OF TEMPORARY PROTECTIVE ORDER

(Family Violence & Stalking) OR INITIAL PETITION/ COUNTER PETITION

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Petition for Temporary Protective Order/Relief filed on the 1st day of April, 2009, is hereby dismissed without prejudice:

on Petitioner's Respondent's Both parties; Motion to Dismiss (see signature(s) below);

on Petitioner's Respondent's Both parties; failure to appear and proceed;

on Petitioner's Respondent's failure to prove by a preponderance of the evidence the allegations contained in the Petition/Counter Petition for Temporary Protective Order; including venue; family relationship; a felony; one of the statutory misdemeanor(s) designated as a FV offense; a reasonably recent act of FV; that it is reasonably likely that an act of FV may occur in the near future; (Stalking Petitions) repeated acts of following, surveilling or contacting; that the purpose was to harass and intimidate; that Petitioner is in reasonable fear for personal safety or safety of family member; a pattern of harassing and intimidating behavior which serves no legitimate purpose; (Specify evidentiary findings & legal reasoning.) _____

there is a lack of service of process on Petitioner's Respondent's Both parties.

Other: _____

In the event "other" is checked, this is done pursuant to Uniform Superior Court Rule under the auspices of O.C.G.A. 10-13-53 requiring the court to delete or otherwise make inoperative any provision in the standardized form which is not supported by the evidence in the case or in order to comply with the court's application of the law and facts to an individual case.

SO ORDERED, this _____ day of _____, 20____ at _____ M.

Judge, Gwinnett Superior Court by designation _____ Print Name: _____

Consent Motion to Dismiss: _____ Petitioner _____ Respondent GA Form No

<input type="checkbox"/> Transmitted to Georgia Protective Order Registry:	Date Submitted by Deputy Clerk: <u>214512</u>
By: _____, Deputy Clerk	
This is to certify this is a true and correct copy of the foregoing Dismissal of Temporary Protective Order, as the same appears of record in Gwinnett Superior Court. Given my hand and seal of this court, this _____ day of _____, 20____.	
By: _____, Deputy Clerk, Superior Court, Gwinnett County, GA	