

STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY	SWORN WRITTEN PETITION AFTER IMMEDIATE EMERGENCY EX PARTE EXTREME RISK PROTECTION ORDER	CASE NO. and JUDGE
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Court address

Court telephone no.

Law enforcement officer name, agency, telephone no., and email address		
Race	Sex	
Petitioner must complete and file form CC 450, Confidential Information, with this petition.		

v

Respondent's name, address, and telephone no.	Age

Note: Pursuant to MCL 691.1807 and MCR 3.718(B), this form must be filed within one business day of the verbal request for an immediate emergency ex parte protection order. Failure to timely file this form may result in the termination of the immediate emergency ex parte order, the return of any seized firearms to the defendant, and the dismissal of the case.

I am a law enforcement officer as defined by MCL 28.602.

On _____, I responded to a complaint regarding the respondent. I contacted the
Date

_____ court and spoke with _____
Court name Judge

to request an immediate emergency ex parte extreme risk protection order based on a reasonable expectation that respondent, within the near future, will intentionally or unintentionally seriously physically injure himself, herself, or another individual by possessing a firearm, and because immediate and irreparable injury, loss, or damage will result from the delay required to effectuate notice or that the notice will itself precipitate adverse action before an order can be issued.

On the date above, I verbally provided the following facts and circumstances in support of that request:

- ☐ 1. I provided the following information about the complaint regarding the respondent and details of the response: (use additional sheets if necessary.)

- ☐ 2. I advised the court the respondent is:
- ☐ a. an individual who is required to carry a pistol as a condition of their employment and is issued a license to carry a concealed pistol.
 - ☐ b. a police officer licensed or certified under the Michigan commission on law enforcement standards act, 1964 PA 203, MCL 28.601 to 28.615.
 - ☐ c. a sheriff or deputy sheriff.
 - ☐ d. a member of the department of state police.
 - ☐ e. a local corrections officer.
 - ☐ f. an employee of the department of corrections.
 - ☐ g. a federal law enforcement officer who carries a pistol during the normal course of the officer's employment.
 - ☐ h. an officer of the Federal Bureau of Prisons.

☐ I advised the court that the respondent's employer is: _____
 Name of employer or specific law enforcement department or agency

- ☐ 3. I advised the court that
- ☐ I do not know whether an extreme risk protection action involving the respondent has been commenced in another jurisdiction.
 - ☐ an extreme risk protection action involving the respondent has been commenced in _____
 Name of county

4. I advised the court that I was requesting an immediate emergency ex parte extreme risk protection order against the respondent for the following reasons: (use additional sheets if necessary)

- ☐ 5. I advised the court of the following:
- ☐ The respondent does not own or possess firearms.
 - ☐ I am unsure whether the respondent owns or possesses firearms.
 - ☐ I know or believe that the respondent owns or possesses firearms. Information regarding the firearms is as follows:

Type of firearm	Manufacturer	Model	Caliber/gauge	Location (if known)

- ☐ I provided the additional following information to the court to assist other law enforcement officers in locating any firearms:

- ☐ 6. I advised the court of the following information regarding the respondent: (**Only include** information you previously provided to the court. If you did not provide any information, write "N/A" or "I did not provide the court with information regarding this factor.")
- a. Any history of use, attempted use, or threatened use of physical force by the respondent against another individual, or against the respondent, regardless of whether the violence or threat of violence involved a firearm.
 - b. Any evidence of the respondent having a serious mental illness or a serious emotional disturbance, as defined in MCL 330.1100d, that makes the respondent dangerous to other individuals or to themselves.
 - c. Any information on whether any of the following orders have been entered previously against the respondent: extreme risk protection order, personal protection order, restraining order, pretrial release order, probation or parole order, any other type of order intended to prevent the respondent from certain activity.
 - d. Any violations of an extreme risk protection order or personal protection order by the respondent.
 - e. Any prior criminal convictions or adjudications of respondent as either an adult or juvenile.
 - f. Any criminal cases or petitions currently pending against the respondent.
 - g. Any evidence of recent unlawful use of controlled substances by the respondent.
 - h. Any evidence of recent abuse of alcohol by the respondent.

- i. Any unlawful possession, use, display, or brandishing of a deadly weapon by respondent.
- j. Any evidence that the respondent has obtained, or attempted to obtain a deadly weapon or ammunition within the past 180 days.
- k. Any other reliable information needed for the court's consideration.

The respondent's identifying information is as follows:

Full name of respondent (type or print)						
Height	Weight	Race	Sex	Hair color	Eye color	
Other identifying information						

☐ Respondent is a minor. Contact information for the ☐ parent(s) ☐ guardian(s) ☐ custodian(s) is:

Full name of respondent's parent, guardian, custodian	Full name of respondent's parent, guardian, custodian
Address and telephone no. if different than respondent	Address and telephone no. if different than respondent

I declare under the penalties of perjury that this petition has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Date

Law enforcement officer signature

Name (type or print)