**IN THE \_\_\_\_\_ JUDICIAL DISTRICT COURT/COUNTY COURT AT LAW FIVE**

**EL PASO COUNTY, TEXAS**

FOR THE PROTECTION OF: §

**APPLICANT**, §

APPLICANT §

§

v. § **CAUSE NO. 2018DCM4518**

§

**RESPONDENT**, §

RESPONDENT §

§

**PROTECTIVE ORDER**

ON THE \_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_\_, came on to be heard the above styled and numbered Application for a Protective Order pursuant to Title 4, Tex. Fam. Code Ann. (Vernon 2014 & Supp. 2015) and Chapter 7A of the Texas Code of Criminal Procedure.

**APPEARANCES**

**APPLICANT,** hereinafter referred to as "Applicant", appeared in person and with attorney \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. **RESPONDENT**, hereinafter referred to as "Respondent":

\_\_\_\_\_\_ appeared in person

\_\_\_\_\_\_ appeared with attorney of record

\_\_\_\_\_\_ having been duly cited did not appear and wholly made default.

A record of the testimony was made by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**JURISDICTION**

The Court, having read the pleadings, and heard the evidence and argument of counsel, finds that all necessary prerequisites of the law have been satisfied and that this Court has jurisdiction over the parties and subject matter of this cause.

**FINDINGS AND ORDERS**

[ ] The Court further finds that the parties have agreed, as evidenced by their signatures and subject to approval by the Court to the terms set out below, that such terms of the protective order are in the best interest of the applicant, the family or household, or a member of the family or household; and that such agreement shall be made a part of this Protective Order.

[ ] The Court finds that family violence, as defined by Section 71.004, Family Code, has occurred.

[ ] The Court finds that family violence, as defined by Section 71.004, Family Code, is likely to occur again in the future. The Court further finds that the following Protective Orders are necessary for the protection of the family and are in the best interest of the parties and of the other members of the family or household.

[ ] The Court finds reasonable grounds to believe that the Applicant is the victim of stalking.

[ ] The Court finds that the Respondent violated a prior protective order pursuant to Tex. Fam. Code Ann. § 85.002 (Vernon 1997), that the order was in effect at the time of the violation and that the order has expired after the date the violation occurred. The Court finds that the following Protective Orders are necessary for the protection of the family and are in the best interest of the parties and of the other members of the family or household.

[    ]      The court finds that the protective order is effective for a period that exceeds two years which is sufficient to protect the applicant and members of the applicant’s family or household because the person who is the subject of this protective order:

[   ] (a) Committed an act constituting a felony offense involving family violence against the applicant or a member of the applicant’s family or household, regardless of whether  the person has been charged with or convicted of the offense; or

 [   ] (b) Caused serious bodily injury to the applicant or a member of the applicant's family or household; or

  [   ] (c) Was the subject of two or more previous protective orders rendered to protect the person on whose behalf the current protective order is sought; and after a finding by the court that the subject of the protective order has committed family violence; and is likely to commit family violence in the future.

**IT IS THEREFORE ORDERED** that Applicant's request for a Protective Order is hereby:

\_\_\_\_\_\_ **GRANTED** until the \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_\_, unless **RESPONDENT** is confined or imprisoned on this day, in which case the Protective Order shall expire pursuant to Tex. Fam. Code Ann. § 85.025 (Vernon Supp. 2015).

\_\_\_\_\_\_ **GRANTED** for the duration of the lives of the Respondent and the Applicant, **APPLICANT**.

\_\_\_\_\_\_ **DENIED.**

**IT IS ORDERED** that, pursuant to Tex. Fam. Code Ann. § 85.022(b) (Vernon 2014) and Chapter 7A of the Texas Code of Criminal Procedure, **RESPONDENT** is **PROHIBITED** from doing the following:

(1) Committing family violence;

(2) Communicating:

(a) directly with **APPLICANT** or a member of the family or household of **APPLICANT**, in a threatening or harassing manner;

1. a threat through any person to **APPLICANT** or a member of the family or household of **APPLICANT**; **OR**

1. in any manner with **APPLICANT** or a member of the family or household of **APPLICANT**, except through the party’s attorney or a person appointed by the court, as the court finds good cause exist.
2. Going within 200 yards of the residence or place of employment or business of **APPLICANT** or a member of the family or household of **APPLICANT**, except for exchange of the Child for any period of possession granted herein, such addresses currently being the following:

**HOME ADDRESS:**

**EMPLOYMENT ADDRESS:**

**SCHOOL OR DAYCARE ADDRESS:**

(4) Engaging in conduct directed specifically toward **APPLICANT** or a member of the family or household of **APPLICANT**, including following the person, that is reasonably likely to harass, annoy, alarm, abuse, torment, or embarrass the person;

(5) Possessing a firearm unless, **RESPONDENT** is a peace officer, as defined by Section 1.07, Penal Code, actively engaged in employment as a sworn, full-time paid employee of a State Agency or political subdivision; and

(6) Harming, threatening, or interfering with the care, custody, or control of a pet, companion

animal, or assistance animal, as defined by Section 121.002, Human Resources Code, that is possessed by or is in the actual or constructive care of  **APPLICANT** or by a member of the family or household of **APPLICANT.**

The Court ORDERS that should **RESPONDENT** possess a license to carry a handgun issued under Section 411.177, Government Code it be suspended immediately.

**ADDITIONAL ORDERS FOR THE PROTECTION OF THE FAMILY AND/OR HOUSEHOLD**

**IT IS FURTHER ORDERED** that, pursuant Tex. Fam. Code Ann. § 85.021 (Vernon 2014), **RESPONDENT** is prohibited from:

(1) Removing the Child named below from **APPLICANT**'s possession, or removing him/her from El Paso County, Texas, except for any period of possession granted herein:

**CHILD DATE OF BIRTH**

(2) Transferring, encumbering or otherwise disposing of property mutually owned or leased by the parties, except in the ordinary course of business.

**IT IS ORDERED** that **APPLICANT** is granted exclusive use and possession of the residence located at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**.** **IT IS FURTHER ORDERED** that **RESPONDENT** shall vacate the residence located at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. Respondent is permitted to retrieve clothing and personal property on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**IT IS HEREBY ORDERED** that the Chief of Police of the City of El Paso, Texas or the Sheriff of El Paso County shall provide a law enforcement officer to accompany **APPLICANT** to the residence; to inform **RESPONDENT** that the Court has ordered that **RESPONDENT** be excluded from the residence; to protect **APPLICANT** while **APPLICANT** takes possession of the residence and **RESPONDENT** takes possession of **RESPONDENT**'s necessary personal property; and if **RESPONDENT** refuses to vacate the residence to remove **RESPONDENT** from the residence and to arrest **RESPONDENT** for violating the court order.

**IT IS ORDERED** that **APPLICANT** is granted exclusive use and possession of the following property: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**IT IS FURTHER ORDERED** that **RESPONDENT** is allowed to retrieve the foregoing property on the following date and time: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ORDERS FOR POSSESSION OF CHILDREN,**

**CHILD SUPPORT, SPOUSAL SUPPORT AND/OR VISITATION**

**IT IS ORDERED** that **APPLICANT** is granted exclusive possession of the Child. **IT IS ORDERED** that **RESPONDENT** is granted possession of and access to the Child as follows:

\_\_\_\_\_\_ **RESPONDENT** SHALL HAVE NO VISITATION AT THIS TIME.

\_\_\_\_\_\_ VISITATION WILL BE BY AGREEMENT. FAILING AN AGREEMENT, THE STANDARD VISITATION FOR CHILD UNDER/OVER THREE (3) YEARS OF AGE WILL APPLY. A COPY OF THE STANDARD POSSESSION ORDER IS ATTACHED HERETO AS EXHIBIT A, AND IS INCORPORATED HEREIN, AS IF FULLY SET FORTH.

\_\_\_\_\_ Visitation will be as follows: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_ Visitation/exchange is to be supervised/conducted at: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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\_\_\_\_\_\_ VISITATION WILL BE PURSUANT TO THE DIVORCE DECREE/ATTORNEY GENERAL'S ORDER, IN CAUSE NUMBER \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, WHICH IS INCORPORATED HEREIN AS IF FULLY SET FORTH.

\_\_\_\_\_\_ CHILD SUPPORT AND MEDICAL SUPPORT WILL BE PURSUANT TO THE DIVORCE DECREE/ATTORNEY GENERAL'S ORDER, IN CAUSE NUMBER \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, WHICH IS INCORPORATED HEREIN AS IF FULLY SET FORTH.

**RESPONDENT** is **ORDERED** to pay **APPLICANT** for the support of the Child $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ on the \_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_, and like payments on the \_\_\_\_\_\_\_\_\_ day of each \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ thereafter until further orders of the Court.

**IT IS ORDERED** that all payments shall be made through the State Disbursement Unit, P.O. Box 659791, San Antonio, Texas 78265-9791 (1-800-252-8014), and thereafter remitted to **APPLICANT.**  **IT IS ORDERED** that **RESPONDENT** shall pay the sum every week / bi-weekly / semi-monthly / payday / month as child support, until Respondent’s Employer withholds earnings for child support, if applicable.

**IT IS ORDERED** that health insurance shall be provided for the Child as follows:

1. **RESPONDENT**’s Responsibility-- It is the intent and purpose of this order that **RESPONDENT** shall, at all times, provide and pay for health insurance for the Child. **IT IS THEREFORE ORDERED** that, as additional child support, **RESPONDENT** shall provide health insurance for the parties’ Child through (a) coverage available through **RESPONDENT**’s employment, (b) coverage through **APPLICANT**’s employment, (c) the purchase and maintenance of health insurance coverage as set out below, or (d) conversion (at a later date) of health insurance covering the Child.
2. **Definitions**-- **“*Health insurance*”** means insurance coverage that provides basic health-care services, including usual physician services, office visits, hospitalization, and laboratory, X-ray, and emergency services and may be provided through a health maintenance organization or other private or public organization.

**“*Through employment*”** means through the party’s employment or membership in a union, trade association, or other organization.

1. **RESPONDENT** to Purchase Insurance-- **IT IS ORDERED THAT** **RESPONDENT** shall purchase and maintain, at his/her sole cost and expense, health insurance coverage for the Child no later than seven (7) days following the Court’s signing of this order.

Insurance through **RESPONDENT**’s Employment-- **IT IS ORDERED** that, if health insurance is available for the Child through **RESPONDENT**’s employment, **RESPONDENT** shall, at his/her sole cost and expense, keep and maintain at all times in full force and effect the health insurance coverage that now insures the parties Child through **RESPONDENT**’s employer, or through such health insurance plan as is available through other employment or other insurance provider.

**RESPONDENT** is **ORDERED** to pay **APPLICANT** for spousal support $\_\_\_\_\_\_\_\_\_\_\_\_\_ on the \_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_\_, and like payments on the \_\_\_\_\_\_\_\_\_ day of each \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ thereafter.

**ORDERS FOR COUNSELING AND/OR EVALUATION**

The Court finds that the following orders are in the best interests of the members of the family or household:

\_\_\_\_\_\_\_\_\_\_ **IT IS ORDERED** that **RESPONDENT** shall enroll in the **EL PASO CENTER AGAINST FAMILY VIOLENCE B.I.P.P. PROGRAM, 3800 N. Piedras, Suite C, El Paso, Texas (915)562-0077,** within:

\_\_\_\_\_\_ sixty (60) days of the date of this order;

\_\_\_\_\_\_ sixty (60) days of Respondent’s release from jail.

ADDITIONALLY, **IT IS ORDERED** that **RESPONDENT** shall complete family violence counseling within:

\_\_\_\_\_\_ one hundred and eighty-two (182) days of the date of this order;

\_\_\_\_\_\_ one hundred and eighty-two (182) days of Respondent’s release from jail.

\_\_\_\_\_\_\_\_\_\_ **IT IS ORDERED** that **RESPONDENT** shall enroll in the **ALCOHOL AND DRUG EDUCATIONAL SERVICES, 1131 E. Yandell Dr., Suite B, El Paso, Texas (915)351-6832;**

\_\_\_\_\_\_ for Anger Management Classes;

\_\_\_\_\_\_ for Drug/Alcohol Assessment, **within:**

\_\_\_\_\_\_ sixty (60) days of the date of this order;

\_\_\_\_\_\_ sixty (60) days of Respondent’s release from jail.

ADDITIONALLY, **IT IS ORDERED** that **RESPONDENT** shall comply with all services within:

\_\_\_\_\_\_ one hundred and eighty-two (182) days of the date of this order;

\_\_\_\_\_\_ one hundred and eighty-two (182) days of Respondent’s release from jail.

**RESPONDENT IS ORDERED** to file with the court an affidavit before the **60th day** after the date the order was rendered stating either that the Respondent has begun the counseling/program or that the counseling/program is not available within a reasonable distance from the Respondent’s residence.

If **RESPONDENT** files an affidavit that he has begun the counseling/program, then **RESPONDENT IS FURTHER ORDERED** to file with the court before the date the protective order expires a statement that he has completed the program or counseling not later than the 30th day before the expiration date of the protective order or the 30th day before the 1st anniversary of the date the protective order is issued, whichever date is earlier. The affidavit must be accompanied by a letter, notice or certificate from the program or counselor that verifies the Respondent’s completion of the program or counseling.

**ANY PERSON WHO FAILS TO COMPLY WITH THIS SECTION MAY BE PUNISHED FOR CONTEMPT OF COURT UNDER SECTION 21.002, GOVERNMENT CODE.**

**ORDER TO APPEAR**

Respondent, **RESPONDENT**, is ORDERED to appear to show compliance with the counseling provisions of this order before Judge \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 500 E. San Antonio, Room \_\_\_\_\_\_\_, El Paso, Texas 79901, on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_, at \_\_\_\_\_ a.m./p.m. **IF YOU FAIL TO APPEAR FOR THIS HEARING *AND* YOU ARE NOT IN COMPLIANCE, A CAPIAS WILL BE ISSUED FOR YOUR ARREST AND YOU WILL BE BROUGHT BEFORE THIS COURT TO SHOW WHY YOU SHOULD NOT BE HELD IN CONTEMPT.**

**ORDERS FOR ATTORNEY'S FEES AND COSTS OF SUIT**

The Court finds that **RESPONDENT** should be assessed $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as reasonable attorney's fees for the services of the prosecuting attorney in this action. **IT IS ORDERED** that EL PASO COUNTY, TEXAS is hereby awarded judgment in the amount of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ for reasonable and necessary legal services rendered as provided in Tex. Fam. Code Ann. § 81.005 (Vernon 2014). Judgment is awarded against **RESPONDENT**, for which let execution issue. The amount collected under this judgment shall be paid to the credit of the county fund from which salaries of employees of the prosecuting attorney are paid or supplemented. **IT IS ORDERED** that Respondent shall satisfy such judgment no later than 5:00 p.m., by tendering the amount owed by money order, to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, within:

\_\_\_\_\_\_ sixty (60) days of the date of this order;

\_\_\_\_\_\_ sixty (60) days of Respondent’s release from jail.

The Court further finds that **RESPONDENT** should be assessed court costs incurred in connection with this Protective Order as provided in Tex. Fam. Code Ann. § 81.003 (Vernon 2014). **IT IS THEREFORE ORDERED** that judgment is awarded in favor of EL PASO COUNTY, TEXAS and against **RESPONDENT** for the $16.00 protective order fee, the standard fees charged by the clerk of the court in a general civil proceeding for the costs of service of the order, the costs of court and all other fees, charges or expenses incurred in connection with this protective order. **RESPONDENT** is to pay said costs by tendering the amount owed to the Office of the District Clerk of El Paso, 500 E. San Antonio, Room 103, El Paso, Texas 79901. **RESPONDENT** is advised that failure to pay these charges before the sixtieth (60th) day after the date this order is rendered will result in punishment for contempt of court as provided by Gov’t. Code Ann. § 21.002 (Vernon 2014 & Supp. 2015).

The Court **HEREBY ORDERS** the clerk to: (1) strike the information described by Subsection (a) under Family Code Section 85.007 from the public records of the court;  and (2) maintain a confidential record of the information for use only by the court or law enforcement officials pursuant to said section.

**RESPONDENT** **was served with a copy of this document in open court on this the \_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_.**

A copy of this order will be forwarded to the Chief of Police for the City of El Paso, Texas and the Sheriff of El Paso County, Texas as well as the Texas Department of Public Safety.

SIGNED this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**JUDGE**

**AGREED TO AS TO FORM AND SUBSTANCE:**

**“I UNDERSTAND THAT I HAVE A RIGHT TO A DE NOVO HEARING BEFORE THE REFERRING COURT. I HEREBY VOLUNTARILY WAIVE THE RIGHT TO A DE NOVO HEARING.”**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Applicant Respondent

**APPROVED AS TO FORM ONLY:**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Attorney for Applicant Attorney for Respondent

**WARNINGS**

**"A PERSON WHO VIOLATES THIS ORDER MAY BE PUNISHED FOR CONTEMPT OF COURT BY A FINE OF AS MUCH AS $500 OR BY CONFINEMENT IN JAIL FOR AS LONG AS SIX MONTHS OR BOTH."**

**"NO PERSON, INCLUDING A PERSON WHO IS PROTECTED BY THIS ORDER, MAY GIVE PERMISSION TO ANYONE TO IGNORE OR VIOLATE ANY PROVISION OF THIS ORDER. DURING THE TIME IN WHICH THIS ORDER IS VALID, EVERY PROVISION OF THIS ORDER IS IN FULL FORCE AND EFFECT UNLESS A COURT CHANGES THE ORDER."**

**“IT IS UNLAWFUL FOR ANY PERSON, OTHER THAN A PEACE OFFICER AS DEFINED BY SECTION 1.07, PENAL CODE, ACTIVELY ENGAGED IN EMPLOYMENT AS A SWORN, FULL-TIME PAID EMPLOYEE OF A STATE AGENCY OR POLITICAL SUBDIVISION, WHO IS SUBJECT TO A PROTECTIVE ORDER TO POSSESS A FIREARM OR AMMUNITION.**

***[Protective Order granted pursuant to Texas Family Code]***

**"A VIOLATION OF THIS ORDER BY COMMISSION OF AN ACT PROHIBITED BY THE ORDER MAY BE PUNISHABLE BY A FINE OF AS MUCH AS $4,000 OR BY CONFINEMENT IN JAIL FOR AS LONG AS ONE (1) YEAR, OR BOTH. AN ACT THAT RESULTS IN FAMILY VIOLENCE MAY BE PROSECUTED AS A SEPARATE MISDEMEANOR OR FELONY OFFENSE, IT IS PUNISHABLE BY CONFINEMENT IN PRISON FOR AT LEAST TWO (2) YEARS."**

***[Protective Order granted pursuant to Texas Code of Criminal Procedure]***

**"A VIOLATION OF THIS ORDER BY COMMISSION OF AN ACT PROHIBITED BY THE ORDER MAY BE PUNISHABLE BY A FINE OF AS MUCH AS $4,000 OR BY CONFINEMENT IN JAIL FOR AS LONG AS ONE YEAR, OR BOTH. AN ACT THAT RESULTS IN A SEPARATE OFFENSE MAY BE PROSECUTED AS A SEPARATE OFFENSE IN ADDITION TO A VIOLATION OF THIS ORDER."**