

# TELEPHONE APPLICATION BY CLAIMANT FOR AN EMERGENCY PROTECTION ORDER

If you believe you are in immediate danger, do not wait for your hearing.  
Please contact your local police.

## Claimant Identification *(the person in need of protection)*

Name of Claimant \_\_\_\_\_

Address: \_\_\_\_\_

Please check here if this address must be kept confidential from the Respondent

Phone Number of Claimant: \_\_\_\_\_

Email Address of Claimant: \_\_\_\_\_

## Type of Identification:

- Please attach a photograph or scan of one piece of government issued photo identification such as a Driver's License, Passport or Permanent Resident Card

Drivers License    Passport/ P.R. Card    Other \_\_\_\_\_

ID Number \_\_\_\_\_ Expiry \_\_\_\_\_

## Information about the Respondent *(EPO is sought against)*

Name of Respondent: \_\_\_\_\_

Address: \_\_\_\_\_

Phone # of Respondent (if known): \_\_\_\_\_

Email of Respondent (if known): \_\_\_\_\_

Additional means of contact for the Respondent (ie: alternative phone, email, current location)

\_\_\_\_\_

## What is the relationship between the Claimant (you) and the Respondent?

Married or common-law partner (who have lived together)

Co-parents to one or more children

Relative by blood or marriage (siblings, parent/child, etc.)

Dating partners who have not lived together \*

Current or Former Friends -or- Landlord/tenant -or- Neighbours\*

Other – please specify \_\_\_\_\_

## **Eligibility for an Emergency Protection Order**

**The parties must be “family members,” meeting the definition in the Protection Against Family Violence Act:\***

- (i) Persons who are or have been:
  - **Married** to one another
  - Adult interdependent partners
  - **Residing together** in an intimate relationship
- (ii) persons who are **the parents of one or more children**, regardless of their marital status or whether they have lived together at any time,
- (iii) persons who are **related to each other** by blood, marriage or adoption or by virtue of an adult interdependent relationship,
- (iv) any **children in the care and custody** of a person referred to in subclauses (i) to (iii), or
- (v) persons who reside together where **one of the persons has care and custody over the other** pursuant to an order of the court;

\* **“Family members”** do not include dating partners who have not lived together, landlord/ tenants, or neighbours, according to the Protection Against Family Violence Act

For more information, see the [Protection Against Family Violence Act](https://www.alberta.ca/get-a-restraining-order.aspx)

If you are not an eligible party for an Emergency Protection Order, you may be eligible for a different form of restraining order through the Court of Queen's Bench:

<https://www.alberta.ca/get-a-restraining-order.aspx>

**Summarize your reasons for seeking an Emergency Protection Order against the Respondent:**

**Law Enforcement Involvement:**

Have the Police been contacted?    **yes**      **no**

Have charges been laid?      **yes**      **no**

**Prior Court Orders**

Are there any current or former court orders with respect to you and the respondent? (including parenting orders, bail conditions, peace bonds or previous Emergency Protection Orders?)

**yes**      **no**      Specify:

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**IMPORTANT INFORMATION ABOUT CONTACTING YOU FOR THE  
EMERGENCY PROTECTION ORDER APPLICATION HEARING:**

You will be contacted by a Justice of the Peace from a Courtroom. Your hearing will take place over the phone but it is still a recorded court hearing. You must be available to answer the phone as the Justice of the Peace can only make outgoing and not receive incoming telephone calls in court.

Justices of the Peace sit 24 hours a day and there is no guaranteed timeframe as to when your hearing will occur. You could receive a call anytime over the next 8 hours, or sometimes longer where there are many applications ahead of yours. If the Justice of the Peace cannot reach you within the next 8 hours, your application may be deemed abandoned and you will need to re-submit your application.

**Please answer the following questions:**

Are you available to receive a call back at the above telephone number in the next 8 hours?    **yes**      **no**

If no, what is the latest time you can receive a phone call? \_\_\_\_\_

May the Justice of the Peace leave a voicemail if you don't answer?    **yes**      **no**