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| COURT FILE NUMBER |  |
| COURT | Court of King’s Bench-of Alberta |
| JUDICIAL CENTRE |  |
| APPLICANT |  |
| RESPONDENT |  |
| DOCUMENT | **MUTUAL NO CONTACT ORDER** |
| ORDER PREPARED BY | Court Generated Orders ClerkResolution Services |

Clerk’s Stamp

DATE ON WHICH ORDER WAS PRONOUNCED: \_\_\_ DAY OF \_\_\_, 20\_\_

LOCATION OF HEARING OR TRIAL:

NAME OF JUSTICE WHO MADE THIS ORDER: JUSTICE \_\_\_\_\_\_\_\_\_\_\_

THE COURT HAS REVIEWED THE AFFIDAVIT/DECLARATION FILED IN SUPPORT OF THIS APPLICATION AND HAS BEEN ADVISED OF THE FOLLOWING:

AND UPON NOTING the Restraining Order Without Notice granted on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;

\_\_\_\_\_\_\_\_\_ was present in Court.

\_\_\_\_\_\_\_\_\_ was present in Court;

The parties do not admit to any allegations that may have been presented.

**IT IS ORDERED THAT:**

1. The parties shall not contact or communicate with each other directly or indirectly, including personal, written or telephone contact or contact by any other communication device including text messaging or email until **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.**

2. The parties are restrained from harassing, molesting, watching, following, telephoning, or otherwise interfering with or contacting each other, either directly or indirectly, and either personally or by agent, including through the use of social media, anywhere in the Province of Alberta.

3. Upon either party being in breach of any of the terms of this Order, any Peace Officer is authorized to forthwith arrest the party in breach (hereinafter, referred to as the “offending party”), and to bring the offending party, as soon as possible, before a Justice of the Court of King's Bench of Alberta to show any reason why there should not be a finding of civil contempt. However, the offending party shall not be arrested unless the offending party has previously been served with a copy of this Order, or if not served, is shown a copy of this Order by the Police/Peace Officer and, upon being given an opportunity to do so, does not then obey it.

4. It is further ordered that, in making an arrest under this Order, a Peace Officer is authorized to do anything necessary to carry out the arrest, including the use of as much reasonable force as may be necessary to make the arrest, and without warrant to enter any place where on reasonable and probable grounds the Police/Peace Officer believes that the offending party may be found.

5. This Order is sufficient authority for the keeper of a correctional institution to receive the offending party in custody pending appearance before a Justice of the Court of King's Bench of Alberta.

6. Either party may apply to amend, vary or strike this Order upon five (5) days’ notice.

7. Neither the Applicant nor the Respondent shall be in breach of this Order in the following circumstances:

1. Any contact between the Applicant and the Respondent through a third party for the purpose of:

i) arranging existing court ordered parenting time to any child(ren) who are not named in this protection order; or

ii) exercising parenting time agreed to between the parties through mediation or through their counsel, but only for children who are not named in this protection order;

 shall not constitute a breach of this order.

1. The exercise of any parenting time granted to the Applicant or the Respondent in relation to the children by Order of a court of competent jurisdiction granted after this Order, shall not constitute a breach of this Order.
2. Any contact between the Applicant and the Respondent for the purpose of arranging and attending court (including arranging for service of documents through a third party or service by email), mediation, counselling, meetings with legal counsel present, or any contact required for legal proceedings shall not constitute a breach of this Order.

 *[Any specific parenting terms must be put into a separate parenting Order.]*

8. **SERVICE*:*** *[Choose from below and initial.]*

[ ] The Clerk of the Court shall serve both parties, or where applicable, Counsel for the parties, with a copy of this Order, via emailaddresses provided in Court. The requirement of filing an Affidavit of Service is dispensed with.

 **OR**

[ ]  *[Indicate any special instructions for service].*

*[If anything other than personal service is ordered, a Peace Officer will not serve the order.]*

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Justice of the Court of King’s Bench of Alberta