

### Temporary Order of Protection

- Temporary Ex Parte Order and Notice of Hearing
- Amended Temporary Order and Notice of Hearing

Case No. OP-2013-00198  
Municipal Court, Missoula County, Montana.  
 Before the Honorable Judge Warren

### Petitioner/Protected Person

First Middle Initial Last  
Sean M. Boushie

And/Or on behalf of family members:

First/Middle Initial/Last Name	Year of Birth	Sex
<u>Wynne L Boushie</u>	<u>72</u>	<u>M (F)</u>
		<u>M F</u>
		<u>M F</u>

### Petitioner/Protected Person Identifiers

Year of Birth of Petitioner  
1968 Male  Female

Other Protected Person/s:

First/Middle Initial/Last Name	Year of Birth	Sex
		<u>M F</u>
		<u>M F</u>
		<u>M F</u>

### Respondent

First Middle Initial Last  
William M Windsor

Respondent's Address:

### Respondent's Identifiers

Sex	Race	Year of Birth	Height	Weight
<u>(M) F</u>	<u>Cauc</u>		<u>700</u>	<u>5'8"</u>
Eye color	Hair color	Driver's License State		
	<u>White</u>	<u>GA</u>		
Distinguishing Features				
<u>Beard &amp; Mustache</u>				

**Petitioner's/Protected Person's Relationship to Respondent:** check all that apply

- Married
- Were married, but are now separated
- Divorced
- Currently dating or having an ongoing intimate relationship
- Live together
- Lived together in the past
- Have a child and/or children together
- Family member or former family member of Respondent
- Dated or had an ongoing intimate relationship in the past
- Victim of sexual assault
- Victim of stalking
- Victim of assault
- Victim of other: \_\_\_\_\_

**CAUTION:**  
 Weapon Involved  
 Weapon on Property

The court has jurisdiction over the parties and subject matter. The terms of this Order shall be effective until 09/16/13 at 11:59 PM/unless terminated earlier by another Court Order. By Judge Sam Warren

**WARNINGS:** This Order shall be enforced, even without registration, by the courts of any state, the District of Columbia, and U.S. Territory, and may be enforced on Tribal Lands (18 U.S.C. Section 2265). Crossing state, territorial, and tribal boundaries to violate this Order may result in federal imprisonment (18 U.S.C. Section 2262). Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922(g)(8)(9)). Violation of this Order may be a criminal offense under applicable Federal or Tribal law and is a criminal offense under Mont. Code Ann. § 45-5-220 or § 45-5-626 and may carry penalties of up to \$10,000 in fines and up to a 5 year jail sentence. It is a misdemeanor under Montana Code Annotated 45-5-220 and/or 45-5-626 for the Respondent, even if invited and after notice of this Order, to violate the provisions of this Order. Further, under Montana Code Annotated §§ 45-2-301 and 302(3), it is a crime for any person to aid and abet a crime, or, not being present, to advise and encourage a crime. Under Montana Code Annotated § 45-2-303, any person who counsels, aids, solicits or incites another to commit a misdemeanor is guilty of a misdemeanor. Therefore, it may be a crime for any person to encourage or invite contact between the Respondent and the Petitioner, except such contact as expressly permitted by the above Order.

1 Municipal COURT, MISSOULA, MONTANA

2 JUDGE Wooen

3 Sean M. Boushie )  
4 Petitioner, )

5 vs. )  
6 William Windsor )  
7 Respondent. )

CAUSE NO. OP-2013-00198

8 **TEMPORARY ORDER OF PROTECTION AND ORDER SETTING HEARING**

9 On 08/21, 2013, the Court considered the Petitioner's request for a Temporary Order of  
10 Protection.

11 **THE COURT FINDS** from the petition that the Petitioner is in danger of harm. The court issues the following  
12 order immediately, under Mont. Code Ann. § 40-15-201 (2009), and without notice to the Respondent:

13 **IT IS ORDERED** that the Respondent is restrained as follows:

- 14 1.  Respondent must not threaten to commit or commit acts of violence against Petitioner and the following  
15 Protected Persons: Wynne He L. Boushie (PCO 01)
- 16 2.  Respondent shall not harass, annoy, disturb the peace of, telephone, email, contact, or otherwise  
17 communicate directly or indirectly, with Petitioner and the following Protected Persons:  
18 Wynne He L. Boushie, Uaf M. Steff  
19 (If the same people are listed in #1, write "see #1"). (PCO 05)
- 20 3.  The location of my current residence is confidential. (Do not write your address below.)
- 21 4.  Respondent must stay 1500 feet or other suitable distance \_\_\_\_\_ feet (not to exceed 1500 feet) away  
22 from Petitioner's residence at: 570 Grandview Drive
- 23 5.  Respondent must stay 1500 feet or other suitable distance \_\_\_\_\_ feet from Petitioner and the  
24 following Protected Persons: Wynne He L. Boushie
- 25 6.  Respondent must stay 1500 feet or other suitable distance \_\_\_\_\_ feet away from Petitioner's place of  
employment at: University of Montana

1 7.  Respondent must stay 1500 feet or other suitable distance \_\_\_\_\_ feet away from Petitioner's and/or  
2 Petitioner's child(ren)'s school(s) at: \_\_\_\_\_  
3 \_\_\_\_\_

4 8.  Respondent must stay 1500 feet or other suitable distance \_\_\_\_\_ feet away from any of the following  
5 addresses frequented by Petitioner and/or other Protected Person: \_\_\_\_\_  
6 \_\_\_\_\_ (PCO 04)

7 9.  Respondent shall not take the following child(ren) from Missoula County: \_\_\_\_\_  
8 \_\_\_\_\_

9 10.  Respondent shall not possess these firearms: Taurus Judge (PCO 07)

10 11.  Respondent must not take, hide, sell, give away, borrow against, damage, or otherwise dispose of the  
11 following property: \_\_\_\_\_

12 12.  Respondent must give Petitioner and/or Protected Person's possession or use of the following items  
13 (items may include the residence, automobile and other *essential personal property, regardless of*  
14 *ownership*): \_\_\_\_\_

- 15 13.  Law enforcement shall:
- 16  Remove the Respondent from the residence at: \_\_\_\_\_
  - 17  Place the Protected Person in possession of the residence at: \_\_\_\_\_
  - 18  Supervise the removal of:
    - 19  Protected Person's property listed in 12 above.
    - 20  Respondent's items needed for employment and necessary personal effects (at peace officer's  
21 discretion) from the residence.

22 14.  The Court deems that the following additional relief is necessary to provide for the safety and welfare of  
23 the Petitioner or other individuals designated in this Petition. Release of www.seamboat515e.co  
24 To petitioner, Respondent shall not post  
25 Petitioner's name on tv

**HEARING**

A hearing on the Petitioner's request that this Court Order the Order of Protection continue for a specific time or continue permanently will be held before this court on 09/09/13, the 9<sup>th</sup> day of September, 2013, at the hour of 2:30 o'clock p.m., or as soon thereafter as the matter may be heard, in the following courtroom:

<i>Municipal Court – City Hall</i>	<i>Justice Court I</i>	<i>Justice Court II</i>	<i>District Court</i>
<i>435 Ryman</i>	<i>200 W. Broadway</i>	<i>200 W. Broadway</i>	<i>200 W. Broadway</i>
<i>Missoula, MT</i>	<i>Missoula, MT</i>	<i>Missoula, MT</i>	<i>Missoula, MT</i>

This Temporary Order of Protection shall continue in full force and effect until 09/16/13, the 16<sup>th</sup> day of September, 2013, at the hour of 11:59 o'clock p.m. unless continued at the hearing.

**Petitioner: Report all violations of this Order of Protection to law enforcement by calling 911. If you fail to appear for the Hearing, this Order may be dismissed.**

**Respondent: If you fail to appear for the Hearing, the Judge's decisions in this case will be made without your presence. This decision could affect your rights to own or possess firearms.**

**Petitioner and Respondent: You may not agree to violate the terms of this Order.**

**WARNING**

**VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE UNDER MONT. CODE ANN. 45-5-220 OR 45-5-626 AND MAY CARRY PENALTIES OF UP TO \$10,000 IN FINES AND UP TO A 5 YEAR JAIL SENTENCE.**

**THIS ORDER IS ISSUED BY THE COURT AND THE RESPONDENT IS FORBIDDEN TO DO ANY ACT LISTED IN THE ORDER, EVEN IF INVITED BY THE PETITIONER OR ANOTHER PERSON. THIS ORDER MAY BE AMENDED ONLY BY FURTHER ORDER OF THIS COURT OR ANOTHER COURT THAT ASSUMES JURISDICTION OVER THIS MATTER.**

1 The Sheriff is hereby directed to serve, without cost to the Petitioner, a copy of this Temporary Order of  
2 Protection, together with a copy of the Petitioner's petition, upon the Respondent and to file a return of service  
3 with the Clerk of this Court. Upon receipt of proof of service of this Order, the Clerk is hereby directed to mail or  
4 otherwise promptly deliver a copy of this Order, together with a copy of the proof of service, to the following law  
5 enforcement agencies: MISSOULA COUNTY SHERIFF'S OFFICE (Warrants).

6 ISSUED this 23 day of August, 2013, at the hour of 10:45 a.m.

7  
8 Sam Warren  
9 JUDGE

10 **SHERIFF'S RETURN.**

11 I served this Temporary Order of Protection on the Respondent by delivering a copy to him/her at \_\_\_ : \_\_\_  
12 o'clock \_\_.m. on (date) \_\_\_\_\_, 201\_\_ at (location) \_\_\_\_\_

13 DATED this \_\_\_ day of \_\_\_\_\_, 201\_\_.

14 \_\_\_\_\_  
15 Signature of Server