

Jay C. Stephenson

Court Rule: www.cobbsuperiorcourtclerk.com
Jay C. Stephenson
Superior Court Cobb County

THE SUPERIOR COURT FOR THE COUNTY OF COBB

STATE OF GEORGIA

MS. BASHAMA

Petitioner,

v.

KEITH B. DUNCAN

Respondent.

Civil Action File

No. 11-1-01171-99

STALKING EX PARTE TEMPORARY PROTECTIVE ORDER

Upon proceedings before me, the Petitioner having demanded pursuant to O.C.G.A. § 16-5-94 that a Protective Order be issued; and alleged that Respondent has knowingly and willfully committed or attempted to commit acts in violation of O.C.G.A. §§ 16-5-90 *et seq.*, and such acts were not at the home of the Respondent, had no legitimate purpose and that Petitioner is in reasonable fear of her/his safety and/or the safety of her/his immediate family; and it appearing to the Court that probable cause exists to believe that similar events will occur in the future, IT IS HEREBY ORDERED AND ADJUDGED:


1. pco 01
pco 02 That Respondent is enjoined and restrained from any acts directly or indirectly which harass and/or intimidate the Petitioner or her/his immediate family.
2. pco 01
pco 04 That Respondent is enjoined from approaching within 500 yards of Petitioner _____ and Petitioner's residence.
3. pco 05 That Respondent have no contact of any type, direct or indirect, or through another person with Petitioner, or her/his immediate family, including but not limited to telephone, pager, fax, e-mail, mail or any other means of communication.
4.

That the Respondent appear before Presiding Judge, on the 22nd day of February, 2011 at 9:00 am in room J of the Cobb County court house at 32 Waddell St. Marietta, GA to show why the demands of the Petitioner should not be granted.
5. That a copy of this Order be given to local law enforcement and the Respondent be served with a copy of this Order and Petition for Stalking Temporary Protective Order instantner.

Civil Action File No. _____

6. That this Order applies in every county throughout the state and it shall be the duty of every court and every law enforcement official to enforce and carry out the provisions of this Order pursuant to O.C.G.A. §§ 16-5-94(e) and 19-13-4(d). Law Enforcement may use their arrest powers pursuant to O.C.G.A. §§ 16-5-91 and 17-4-20 to enforce the terms of this Order.
7. That these proceedings be filed in the office of the Clerk of this Court.
8. That this Court determined that it had jurisdiction over the parties and the subject matter under the laws of the State of Georgia and the Court ordered that the Respondent be given reasonable notice and opportunity to be heard sufficient to protect the Respondent's due process rights and this Order shall be presumed valid and pursuant to 18 U.S.C. § 2265(a) shall be accorded **full faith and credit** by any other state or local jurisdiction and shall be enforced as if an Order of the enforcing state or jurisdiction.

SO ORDERED this 9th day of February, 2011.


JUDGE, SUPERIOR COURT
COBB County MICHAEL STODDARD, SENIOR JUDGE
SUPERIOR COURTS OF GEORGIA
Print or stamp Judge's name in COBB JUDICIAL CIRCUIT

Violation of the above Order may be punishable by arrest.

Note to Judges: This form is promulgated as a Uniform Superior Court Rule under the auspices of O.C.G.A. § 19-13-53. To order a specific provision, please initial in the space provided. The court should delete or otherwise make inoperative any provision in the standardized form which is not supported by the evidence in the case and in order to comply with the courts application of the law and facts to an individual case.

CIVIL ACTION FILE NO. _____

NOTICE TO RESPONDENT

1. Violation of this Order may result in immediate arrest and criminal prosecution that may result in jail time and/or fines and/or may subject you to prosecution and penalties for contempt of court.
2. This Order shall remain in effect unless specifically superseded by a subsequent signed and filed Order, by operation of law, or by Order of Dismissal, whichever occurs first. Only this Court can void, modify, or dismiss this Order. Either party may ask this Court to change or dismiss this Order.
3. A person commits the offense of Aggravated Stalking when such person, in violation of a temporary or permanent protective order prohibiting this behavior follows, places under surveillance, or contacts Petitioner on public or private property for the purpose of harassing or intimidating the other person. This activity can subject the Respondent to arrest and prosecution for felony Aggravated Stalking, which carries penalties of imprisonment for not less than 1 year nor more than 10 years and a fine of up to \$10,000.00.

RESPONDENT'S IDENTIFYING FACT SHEET

(please complete as much as possible; one of these must be provided to have the order placed in the National Crime Information Center registry: Respondent's date of birth, social security number or driver's license number)

Respondent's social security number is _____, date of birth is **8/15/1958**, sex **Male**, color of hair **Gray**, color of eyes **Brown**, height **6' 0"**, weight **200**. Respondent's race is **White**. Ethnic background: **White**. Respondent has distinguishing marks: _____. Respondent drives a _____ **Black Acura 4 door**, license tag number **GA** _____ and has a **GA** (state) driver's license number _____. Respondent's home address: **981 laurel springs Lane, Marietta, Georgia** and Respondent is employed by _____ at _____, _____ and works from _____ to _____ on (days) _____. Respondent has the following known aliases: _____.

PETITIONER'S IDENTIFYING INFORMATION

Petitioner: MS. BASHAMA DOB 4/3/61 Sex female Race white

Jay C. Stephenson & R

THE SUPERIOR COURT FOR THE COUNTY OF COBB

Court Rules: www.cobbsuperiorcourtclerk.com
Jay C. Stephenson
Clerk of Superior Court Cobb County

STATE OF GEORGIA

MS. BASHAMA

Petitioner,

v.

KEITH B. DUNCAN

Respondent.

Civil Action File

No. 11-1-1171-09

PETITION FOR STALKING TEMPORARY PROTECTIVE ORDER

The Petitioner, pursuant to O.C.G.A. § 16-5-94, hereby files this Petition for a Stalking Temporary Protective Order and in support shows the Court the following:

1. The Petitioner is a resident of Cobb County, Georgia and is over the age of 18 years of age or is an emancipated minor. Petitioner's date of birth is April 3, 1961, sex female.
2. The Respondent is a resident of Cobb County, Georgia and may be served at his residence of 981 laurel springs Lane, Cobb County, Marietta Georgia.
3. On or about February 7, 2011, the Respondent has knowingly and willfully committed the following acts of stalking under O.C.G.A. §§ 16-5-90 et seq.: The respondent and petitioner previously dated, and split, when the petitioner left his residence in the beginning of February. Since that time the respondent has made multiple threats to have the petitioner arrested for theft and embezzlement, and also tends to appear everywhere the petitioner is. The petitioner runs a catering business and the respondent has made contact with the petitioner's customers telling lies that the petitioner is stealing. The respondent has made website accounts about the petitioner and has posted her personal information such as her bank accounts, vehicle VIN numbers and also placed a reward on the site, to who ever may be able to locate the petitioner. The respondent has followed the petitioner to multiple catering companies she does business with and also attempted to start a fight and steal the petitioner's friends phone during the incident. The respondent ha made multiple threats towards the petitioner and ha also black mailed her. The petitioner is in fear of what the respondent may be capable of doing next. . On other occasions, Respondent followed me without my consent in order to harass or intimidate me, Respondent contacted me without my consent in order to harass or intimidate me, Respondent spied on me without my consent in order to harass or intimidate me and Respondent transferred information about me to others without my consent knowing that they could harass or intimidate me with it and similar events may occur in the future.

S

These acts had no legitimate purposes, happened at places other than the residence of the Respondent, were without the consent of the Petitioner, and placed Petitioner in reasonable fear for her own safety and/or the safety of her immediate family.

THEREFORE, Petitioner requests:

- (a) That the Court set a hearing within thirty (30) days of the signing of the Order and to direct Respondent to appear before this Court and to show any reasons why the demands of the Petitioner should not be granted;
- (b) That the Respondent be served a copy of this Petition and Ex Parte Protective Order as required by law;
- (c) Order law enforcement to enforce the order;
- (d) That this Court issues a twelve month protective order to:

<u> X </u>	order Respondent to stop harassing and intimidating Petitioner and her immediate family;
<u> X </u>	order Respondent not have any direct or indirect contact with the petitioner and her immediate family;
<u> X </u>	order Respondent be enjoined from approaching within 500 yards of Petitioner and Petitioner's residence;
<u> X </u>	order Respondent refrain from the conduct toward the Petitioner as stated in this Petition;
<u> </u>	order Respondent to receive appropriate psychiatric or psychological services;
<u> </u>	Award the Petitioner costs and attorney fees for having to bring this action.

Respectfully submitted,

Bashama
Petitioner

Address P.O Box 3301
Marietta, Georgia 30061
Phone (201) 893-4017

(Do not give current address if confidential,
Give alternative address)

Respondent Identifying Fact Sheet
Complete as much as possible

Respondent's social security number is _____, date of birth is **8/15/1958**, sex **Male**, color of hair **Gray**, color of eyes **Brown**, height **6' 0"**, weight **200**. Respondent's race is **White**. Ethnic background: **White**. Respondent drives a _____ **Black Acura 4 door**, license tag number GA _____ and has a **GA** (state) driver's license number _____. Respondent has distinguishing marks: _____. Respondent's home address: **981 laurel springs Lane, Marietta, Georgia** and Respondent is employed by _____ at _____, _____ to _____ on (days) _____ and works from _____ to _____ on (days) _____.

THE SUPERIOR COURT FOR THE COUNTY OF COBB
STATE OF GEORGIA

MS. BASHAMA

Petitioner,

v.

KEITH B. DUNCAN

Respondent.

1
1
1
1
1
1
1

Civil Action File

No. _____

VERIFICATION

Personally appeared MS. BASHAMA, who being duly sworn states that she is the Petitioner in the above styled case and that the facts set forth in the foregoing Petition for Stalking Temporary Protective Order are true and correct.

Sworn and subscribed before me

Me this 9th day of February, 2011.

[Signature]

NOTARY PUBLIC

My commission expires:



[Signature]
Petitioner