

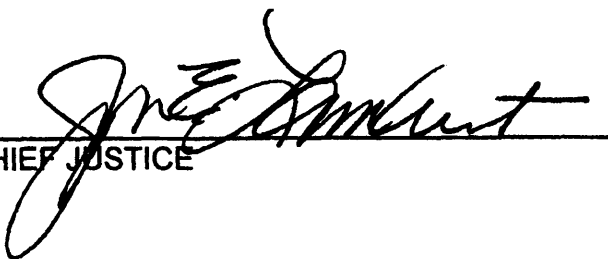
Supreme Court of Kentucky

**IN RE: TWENTY-FOUR (24) ACCESSIBILITY TO EMERGENCY
PROTECTIVE ORDERS AND LOCAL JOINT JURISDICTION
DOMESTIC VIOLENCE PROTOCOL
30th JUDICIAL CIRCUIT AND DISTRICT
JEFFERSON COUNTY**

Pursuant to KRS 403.735 and the June 17, 2003, Order of this Court regarding same, the attached 24-Hour Accessibility and Domestic Violence Protocol for the Courts of Jefferson County, the 30th Judicial Circuit and District, is hereby approved by the undersigned.

This Order shall be effective November 25, 2003, *nunc pro tunc*.

Entered this the 23rd day of March 2004.


CHIEF JUSTICE

JEFFERSON COUNTY DOMESTIC VIOLENCE PROTOCOL

Pursuant to KRS 403.735(3), the Jefferson Trial Courts established the following procedures to insure twenty-four (24) hour accessibility to Emergency Protective Orders (EPO).

- I. Access to Protection from Domestic Violence:
 - a. Three Hundred and sixty-five (365) days per year, seven (7) days per week, and twenty-four (24) hours per day, the following persons are authorized to provide Domestic Violence Petition forms to any person seeking an EPO:
 - (I). Jefferson Circuit Court Clerk and Deputy Clerks.
 - b. A verified petition for a Domestic Violence Order (DVO) of protection and an ex parte Emergency Protective Order (EPO) shall be filed at the Judicial Center, 700 West Jefferson Street, Louisville, KY, 40202, or the Hall of Justice, 600 West Jefferson Street, Louisville, KY, 40202.

Days	Times & Locations
Monday-Friday	7:30 a.m. - 3:30 p.m. Family Court Clerk's Office 1 st Floor, Judicial Center
	3:30 p.m. - 7:30 a.m. Criminal Traffic Division 1 st Floor, Hall of Justice
Holidays, Weekends	All times Criminal Traffic Division 1 st Floor, Hall of Justice

II. Domestic Violence Petitions:

All domestic violence petitions shall be assigned a domestic violence "D" case number with the appropriate trailer number, if any, regardless of who (District Court Judge, Family Court Judge, Circuit Court Judge or Trial Commissioner) reviews the petition and whether the ex-parte emergency relief is ordered.

- a. This procedure shall apply to petitions filed during the pendency of a dissolution or child custody proceeding.
- b. If a verified motion alleging an act of domestic violence is filed in a

dissolution or child custody proceeding, an AOC-275.1 (Domestic Violence Petition) must be filed with the motion pursuant to KRS 403.730(2). The petition shall be assigned a domestic violence “D” case number with the appropriate trailer number.

- c. The judge number of the judge or trial commissioner reviewing the petition shall be entered on the case screen as the opening judge.

III. Domestic Violence Petitions Filed During Regular Office Hours:

- a. At the time the case is opened, the Circuit Clerk shall check the index of Circuit Court cases to ascertain if a dissolution or child custody proceeding is pending.
- b. The Circuit Clerk shall present the petition to a Family Court Judge; and then, if a Family Court Judge is not available, to a District Court Judge or Circuit Court Judge.
- c. Whether or not the Emergency Protection Order (EPO) is issued, the Circuit Clerk shall file the Petition as a domestic violence “D” case in Family Court and schedule a domestic violence hearing with the appropriate Family Court Judge.
- d. If it is determined a dissolution or child custody proceeding is pending and a petition is filed, the Circuit Clerk shall cross-reference the “D” case with the dissolution or child custody case; file and place a copy of the petition in the file. Additionally, if a domestic violence order (DVO) is issued, upon entry, the Circuit Clerk shall place a copy of the DVO in the dissolution or child custody case file.

IV. Domestic Violence Petitions Filed After Regular Office Hours and Weekends:

- a. The Circuit Clerk shall present the petition to the on-duty District Court Judge or on duty Trial Commissioner; and, if unavailable, to the back-up duty judge. If these individuals are unavailable, the petition shall be presented to any District Court Judge; and, if none are available, to any Family Court Judge; and if none are available, to any Circuit Court Judge.
- b. Upon receipt by the Circuit Clerk of a verified Domestic Violence Petition taken after business hours or during a weekend, for which a domestic violence hearing has been scheduled with a Family Court Judge, the Circuit Clerk shall check the Circuit Court case index to ascertain if a dissolution or child custody proceeding is pending.
- c. The Circuit Clerk shall file the petition (and any EPO issued) as a domestic violence “D” case in the Family Court, regardless of which

District Court Judge, Trial Commissioner, Circuit Court Judge or Family Court Judge ordered the filing of the petition. The Circuit Clerk shall calendar the hearing by completing a scheduled event screen in the case management system.

- d. If it is determined a dissolution or child custody proceeding is pending, the Circuit Clerk shall notify the Family Court Judge of the pendency of same. The Circuit Clerk shall cross-reference the “D” case with the dissolution or child custody case. Additionally, a copy of the petition, and/or EPO/DVO shall be placed in the dissolution or child custody case file.
- e. If it is determined that a dissolution or child custody proceeding is pending in another Kentucky county, the Jefferson County judge at the DVO hearing will consider whether to retain jurisdiction or reissue the EPO until the matter can be heard by the judge in the other county in accordance with KRS 403.740(4).

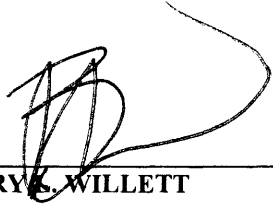
V. Violation of Domestic Violence Orders:

- a. Alleged violations of Domestic Violence Orders shall be processed as criminal actions and referred to District Court for prosecution, except as set forth below.
- b. Alleged violation of Domestic Violence Orders pertaining to visitation, child support, counseling or firearms provisions shall be initiated through the Family Court and scheduled for contempt hearings on the appropriate Family Court docket.

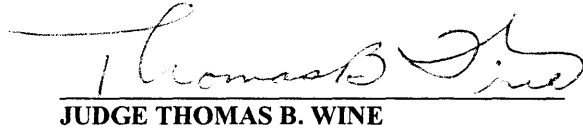
JEFFERSON COUNTY DOMESTIC VIOLENCE PROTOCOL

CIRCUIT COURT

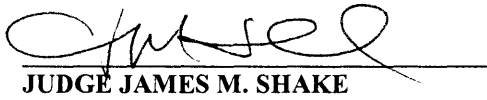
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JUDGE BARRY S. WILLETT



JUDGE THOMAS B. WINE



JUDGE JAMES M. SHAKE



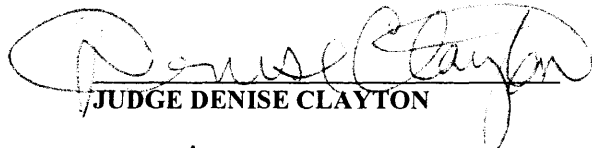
JUDGE JUDITH MCDONALD-BURKMAN



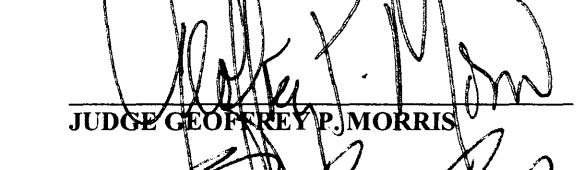
JUDGE LISABETH H. ABRAMSON



JUDGE TOM MCDONALD



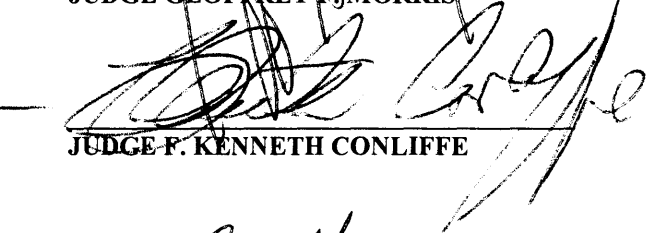
JUDGE DENISE CLAYTON



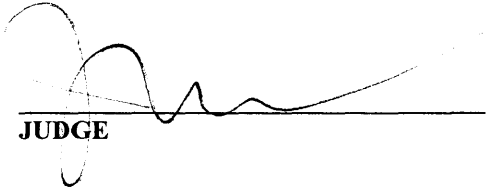
JUDGE GEOFFREY P. MORRIS



JUDGE STEPHEN P. RYAN



JUDGE F. KENNETH CONLIFFE



JUDGE



JUDGE ANN O'MALLEY SHAKE




JUDGE STEPHEN K. MERSHON

JEFFERSON COUNTY DOMESTIC VIOLENCE PROTOCOL
FAMILY COURT


CHIEF JUDGE KEVIN L. GARVEY

8-27-03
DATE


JUDGE JOAN L. BYER

8-28-03
DATE


JUDGE HUGH SMITH HAYNIE

8-29-03
DATE


JUDGE PATRICIA WALKER FITZGERALD

8-28-03
DATE

JUDGE JUDA MARIA HELLMANN

DATE


JUDGE ELEANORE M. GARBER

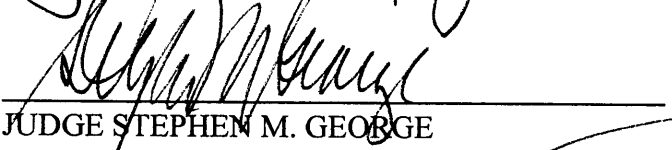
8/29/03
DATE


JUDGE JERRY J. BOWLES

8-27-03
DATE


JUDGE JOSEPH W. O'REILLY

8-27-03
DATE

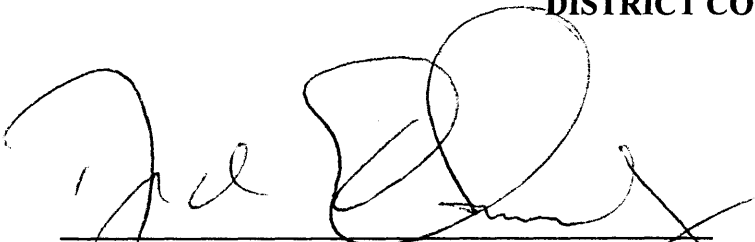

JUDGE STEPHEN M. GEORGE

8/27/03
DATE


JUDGE KATHLEEN VOOR MONTANO

8/28/03
DATE

JEFFERSON COUNTY DOMESTIC VIOLENCE PROTOCOL
DISTRICT COURT



CHIEF JUDGE DONALD E. ARMSTRONG, JR.

8/28/03

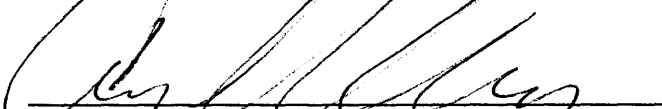
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JUDGE JUDITH K. BARTHLOMEW

8/29/03

DATE



JUDGE ANGELA McCORMICK BISIG

8/29/03

DATE



JUDGE SHEILA A. COLLINS

9/2/03

DATE



JUDGE KEVIN W. DELAHANTY

9/2/03

DATE



JUDGE SEAN DELAHANTY

9/2/03


DATE



JUDGE DEBORAH DEWEESE

8/29/03

DATE



JUDGE JACQUELYN P. ECKERT

8/29/03


DATE



JUDGE MATTHEW K. ECKERT

9-2-03

DATE



JUDGE PAULA FITZGERALD

9-2-03

DATE

Janice R. Martin

JUDGE JANICE R. MARTIN

9/2/03

DATE

M. McDonald

JUDGE MARTIN F. McDONALD

9/2/03

DATE

Claude R. Prather

JUDGE CLAUDE R. PRATHER

9/2/03

DATE

William P. Ryan, Jr.

JUDGE WILLIAM P. RYAN, JR.

8/29/03

DATE

Michele B. Stengel

JUDGE MICHELE B. STENGEI

9/2/03

DATE

Joan "Toni" Stringer

JUDGE JOAN "TONI" STRINGER

9/2/03

DATE

Virginia C. Whittinghill

JUDGE VIRGINIA C. WHITTINGHILL

8/29/03

DATE