

DV-116(TC) Order on Request to Continue Hearing

Clerk stamps date here when form is filed.

Complete items ①, ②, and ③.

① Protected Party:

② Restrained Party:

③ Party Seeking Continuance

I am the Protected Party Restrained Party

Your Lawyer or spokesperson (if you have one for this case):

Name: _____ Tribal Bar No.: _____

Firm Name: _____

Your Address (if you have a lawyer or spokesperson, give their information. If you do not have a lawyer or spokesperson and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.)

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____ E-Mail Address: _____

Fill in court name and street address:

Tribal Court of:

Fill in case number:

Case Number:

The court will complete the rest of this form.

④ Order on Request for Continuance

a. The hearing in this matter is currently scheduled for (date): _____.

b. The request for a continuance is DENIED for the reasons set forth below [on Attachment 4b.](#)

The hearing shall be held as currently scheduled above. The *Temporary Restraining Order* (form DV-110(TC)) issued on (date): _____ remains in full force and effect until the hearing date.

c. The request for a continuance is GRANTED as set forth below.

⑤ Order Granting Continuance and Notice of New Hearing

The court hearing on the *Request for Domestic Violence Restraining Order* (form DV-100(TC)) is continued to the date, time, and location shown below:

New Hearing Date	Date: _____	Time: _____	Name and address of court, if different from above: _____ _____
	Dept.: _____	Room: _____	
The extended <i>Temporary Restraining Order</i> (form DV-110(TC)) expires at the end of this			

This is a Court Order.



6 Reason for the Continuance

a. The continuance is needed because:

- (1) The person in ② was not served before the current hearing date.
- (2) The parties were referred to child custody mediation or child custody recommending counseling.
- (3) The person in ② asked for a first continuance of the hearing.
- (4) The person in ③ asked for more time to hire a lawyer or prepare for the hearing or trial.
- (5) Other good cause as stated below on [Attachment 6a\(5\)](#).

b. The court finds good cause and orders a continuance in its discretion.

7 Extension of Temporary Restraining Order

- a. No temporary restraining orders were issued in this case.
- b. By granting the request to continue the hearing, the orders listed in *Temporary Restraining Order* (form DV-110(TC)), issued on (date): _____, remain in effect until the end of the hearing in ⑤.
- c. The Temporary Restraining Order is MODIFIED. A new *Temporary Restraining Order* ([form DV-110\(TC\)](#)) is issued as of this date. The orders remain in effect until the end of the hearing in ⑤.
- d. The Temporary Restraining Order is TERMINATED for the reasons stated below [on Attachment 7d](#).

e. Other (specify): _____

Warning and Notice to the Party in

If ⑦ b or c is checked, you must continue to obey the Temporary Restraining Order until it expires at the end of the hearing scheduled in ⑤.

8 Other Orders (specify):

Additional orders are included at the end of this order on [Attachment 8](#).

This is a Court Order.



9 Service of Order

- a. No further service of this order is required because both parties were present at the hearing when the new hearing date was ordered.
b. The court granted the protected party's request to continue the hearing date. A copy of this order must be served on the restrained party at least ___ days before the hearing in 5.
(1) All other documents requesting domestic violence restraining orders as shown in form DV-109(TC), Notice of Court Hearing (at item 5) must also be personally served on the restrained party.
(2) The Temporary Restraining Order (Form DV-110(TC)) has been modified and must be personally served on the restrained party.
(3) A copy of the Temporary Restraining Order must NOT be served because the order was terminated in 7d.
c. The court granted the restrained party's request to continue the hearing date. A copy of this order must be served on the protected party at least ___ days before the hearing in 5. A copy of the Temporary Restraining Order (form DV-110(TC)) must be served if it was modified by the court in item 7.
d. All documents must be personally served unless otherwise specified below.
e. Other (specify):

10 No Fee to Serve

If the sheriff or marshal serves this order, he or she will do it for free.

11 CLETS Entry

If the hearing is continued, the court or its designee will transmit this form within one business day to law enforcement personnel for entry into the California Restraining and Protective Order System (CARPOS) via the California Law Enforcement Telecommunications System (CLETS).

Date: _____

Judicial Officer

(Clerk will fill out this part.)

Clerk's Certificate

Clerk's Certificate I certify that this Order On Request to Continue Hearing (Temporary Restraining Order) (CLETS-TRO) is a true and correct copy of the original on file in the court. [seal]

Date: _____ Clerk, by: _____, Deputy

This is a Court Order.