

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	Clerk stamps below when form is filed
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CRUZ <input type="checkbox"/> 701 Ocean Street, Room 110 Santa Cruz, CA 95060 <input type="checkbox"/> 1 Second Street, Room 300 Watsonville, CA 95076	
PLAINTIFF: DEFENDANT:	
NOTICE OF MOTION AND MOTION FOR ORDER: <input type="checkbox"/> TO MODIFY ORDER <input type="checkbox"/> TO TERMINATE ORDER <input type="checkbox"/> TO SET ASIDE AND GRANT A NEW HEARING <input type="checkbox"/> Civil Harassment <input type="checkbox"/> Workplace Violence	CASE NUMBER:

TO: (Name) \_\_\_\_\_

Notice is given that a hearing on the relief requested in this motion will be held as follow:

Date of Hearing: \_\_\_\_\_ Time: \_\_\_\_\_ Dept.: \_\_\_\_\_

The current restraining orders stay in effect until the hearing date.

The other party must be served per Code of Civil Procedure section 1005(b)

1. I am the  Plaintiff (Protected Party)  
 Defendant (Restrained Party):

2. Currently the following type of restraining order was issued by the Santa Cruz Superior Court in this case:

- Civil Harassment  
 Workplace Violence

3. This current order will expire on: \_\_\_\_\_, a copy of the order is attached.

4. I am requesting that the court:

- Modify the current order
- Terminate the current order
- Set Aside and Grant a New Hearing based on the following ground (s):

CCP 473: Mistake, inadvertence, surprise or excusable neglect. This set aside request is filed within a reasonable time, and in no event later than 6 months from the date the judgment, dismissal, order or proceeding was taken.

CCP 473.5: Lack of Notice: The Service of the summons has not resulted in actual notice in time for me to defend the action. This set aside request is filed within a reasonable time, and no later than the earlier of 180 days after service of written notice, or 2 years after entry of judgment.

Other (write in code section): \_\_\_\_\_

*Note: With a set aside request you must attach a proposed Response/Answer (this is the same Response/Answer form that would have been originally used in this case).*

5. I am making this request based for the following reasons (you must provide a statement with facts supporting your request):  See Attached Declaration:

6. I will bring a proposed order with me to court.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: \_\_\_\_\_

\_\_\_\_\_  
Print your name

\_\_\_\_\_  
Sign your name