

IN THE CIRCUIT COURT OF THE THIRD JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

Case No.: _____

Division: _____

Petitioner,

and

Respondent.

**ORDER OF DENIAL OF EX PARTE TEMPORARY INJUNCTION FOR
PROTECTION AGAINST EXPLOITATION OF VULNERABLE ADULT,
AND OF DISMISSAL**

THIS CAUSE came before the Court on *{date}* _____, upon consideration of Petitioner's request for an ex parte temporary injunction for protection against exploitation of vulnerable adult. The petition is insufficient as a matter of law to support the issuance of an injunction. However, this denial is not based solely on a failure to demonstrate an immediate and present danger of exploitation of a vulnerable adult. Specific legal grounds for denial include (but may not be limited to) the following:

{Indicate all that apply}

- a. _____ The petition does not appear to have been filed in the circuit where the vulnerable adult resides -OR- a proceeding under chapter 744 is pending, and the petition does not appear to have been filed in the chapter 744 proceeding as required.
- b. _____ The petition is not sworn -OR- does not allege the existence of exploitation or imminent exploitation of the vulnerable adult -OR- fails to include specific facts and circumstances for which relief is sought.
- c. _____ The petition fails to include allegations sufficient for the Court to find, pending a full hearing that there is a likelihood of irreparable harm and nonavailability of an adequate remedy at law, there is a substantial likelihood of success on the merits, the threatened injury to the vulnerable adult outweighs possible harm to the respondent, granting a temporary injunction will not disserve the public interest, or such injunction provides for the vulnerable adult's physical or financial safety.

Accordingly, the ex parte injunction is denied, and the case is dismissed without prejudice.

DONE AND ORDERED in _____, (*county*), Florida on _____
_____.

CIRCUIT JUDGE

COPIES TO:

Sheriff of _____ County

Petitioner:

_____ by U.S. Mail

_____ by hand delivery in open court

_____ by e-mail to designated e-mail address(es)

Vulnerable Adult (if other than Petitioner):

_____ by U.S. Mail

_____ by hand delivery in open court

_____ by e-mail to designated e-mail address(es)

Respondent:

_____ by U.S. Mail

_____ by hand delivery in open court

_____ by e-mail to designated e-mail address(es)

Other: _____

I CERTIFY the foregoing is a true copy of the original **Order** as it appears on file in the office of the Clerk of the Circuit Court of _____ County, Florida, and that I have furnished copies of this order as indicated above.

CLERK OF THE CIRCUIT COURT

(SEAL)

By: _____
{Deputy Clerk or Judicial Assistant}