

**IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR BREVARD COUNTY, FLORIDA**

_____,
Petitioner
(Law Enforcement Officer/Agency)

Case No.: _____

v.

Division: _____

_____,
Respondent

ORDER DENYING RESPONDENT'S REQUEST TO VACATE

This cause came before the Court upon Respondent's request for a hearing to vacate a Final Risk Protection Order dated _____.

The Court, having reviewed the file makes the following findings:

_____ The Respondent previously filed a Request to Vacate the above dated Final Risk Protection Order that is presently in effect. That prior request was considered by the court at a hearing and was denied. Therefore, the Respondent is not entitled to another hearing on this matter and the Request to Vacate must be and is **Denied**.

-or-

_____ The Respondent has not previously filed a Request to Vacate the above dated Final Risk Protection Order and the matter was set for hearing. After considering the evidence submitted at that hearing, the court finds the Respondent has not proven by clear and convincing evidence that they no longer pose a significant danger of causing personal injury to themselves or others by having firearms or ammunition in their custody or control, or by purchasing, possessing, or receiving a firearm or ammunition.

ORDERED AND ADJUDGED:

The Final Risk Protection Order dated _____ is not vacated and remains in effect. Respondent may not request another hearing to vacate unless the risk protection order presently in effect is extended.

DONE AND ORDERED at _____, Florida, on DDDD

JJJJ

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 Brevard County, Florida, and that I have furnished copies of this order as indicated below.

By: _____
{Deputy Clerk or Judicial Assistant}

Copies furnished to:

Petitioner (or his or her attorney):

____ by email

____ by hand-delivery in open court (Petitioner acknowledged receipt in writing on the face of the original order – see below.)

____ by certification by clerk (Petitioner failed or refused to acknowledge receipt of a certified copy.)

____ by mail to last known address

ACKNOWLEDGMENT

I, *[name of petitioner]*, acknowledge receipt of a certified copy of this Order Denying Respondent's Request to Vacate.

[Name of petitioner]

Respondent (or his or her attorney):

____ by email

____ by hand-delivery in open court (Respondent acknowledged receipt in writing on the face of the original order – see below.)

____ certification by clerk (Respondent failed or refused to acknowledge receipt of a certified copy.)

____ by mail to last known address

ACKNOWLEDGMENT

I, *[name of respondent]*, acknowledge receipt of a certified copy of this Order Denying Respondent's Request to Vacate.

[Name of respondent]

Respondent has a responsibility to keep the court informed, in writing, of any change of address. Failure to do so may jeopardize Respondent's rights.