WARNING!



This form may only be used in Protection from Abuse cases.

The Family Court of the State of Delaware



In and For  New Castle County  Kent County  Sussex County

**AFFIDAVIT FOR EMERGENCY EXPEDITED HEARING**

Protection From Abuse

|  |
| --- |
| File Number |
|  |
| Petition Number |
|  |

|  |  |
| --- | --- |
| **Petitioner** | **Respondent** |
| Name: | Name: |

|  |  |
| --- | --- |
| 1.) I, the undersigned affiant, being duly sworn according to law, do hereby attest to the truth of the allegations made in the underlying petition. I request an emergency expedited hearing be scheduled on this matter within fifteen (15) days pursuant to 10 Delaware Code §1043(c). | |
| 2.) I understand that if an expedited hearing is scheduled, the Respondent will be served with a copy of my Petition for Protection From Abuse, a copy of this Affidavit for Emergency Expedited Hearing and notice of the hearing date. | |
| 3.) I further attest that unless relief is granted on an expedited basis, the following **immediate and irreparable harm** will result: | |
|  | |
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|  |  |
|  |  |
| 4.) I understand that I have the option of filing for an emergency ex parte order and that, if I chose to do so,  I would have a hearing today. | |

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| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  | | Affiant/Petitioner | | | | | | | |
| Sworn to and subscribed before me this |  | day of |  | , |  | | |  | |
|  | | | | | | | | | |
|  | | Clerk of Court/ Notary Public | | | |  | Date | |  |

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| The Court has reviewed the Petitioner’s application and, if necessary, has questioned the Petitioner under oath. Petitioner’s application is hereby: | | | | | | |
|  |  | Approved. Return to case processing for notification to the parties of a hearing before | | | | |
|  |  |  | at |  | on |  |
|  |  | Disapproved. The file shall be returned to civil case processing to follow normal scheduling | | | | |

|  |  |  |  |
| --- | --- | --- | --- |
| So Ordered this Date: |  |  |  |
|  | | | Commissioner/Judge |