

	<b>PARADISE VALLEY POLICE GENERAL ORDER</b>  <b>Preliminary Injunction (Divorce and Cases Involving Out of Wedlock Births)</b>	Order Number  <b>74.6</b>
		Date  <b>08-21-15</b>

## 74.6 Preliminary Injunction (Divorce and Cases Involving Out of Wedlock Births)

- A. Divorce Cases: A Preliminary Injunction issued pursuant to dissolution of marriage (divorce) or legal separation is a court order that, similar to an *order of protection*, may subject the person violating it to *arrest* for violating A.R.S. § 13-2810, "Interfering with Judicial Proceedings."
1. This Preliminary Injunction is generally issued at the outset of an action for divorce, legal separation or annulment, usually applies to both parties, and states that the parties are prohibited from:
    - a. transferring, encumbering, concealing, selling, or otherwise disposing of any joint, common or community property of the parties except in the usual course of business or for the necessities of life, without the written consent of the parties or the permission of the court;
    - b. molesting, harassing, disturbing the peace of, or committing an assault or battery on the other party or any natural or adopted child of the parties;
    - c. removing any natural or adopted child of the parties then residing in Arizona from the jurisdiction of the court without the prior written consent of the parties or the permission of the court;
    - d. removing the other party or the children of the parties from an existing insurance coverage or cancelling insurance coverage.
  2. In addition, exclusive use of the residence *may* be ordered and the order *may* include other relief the court believes is appropriate.
- B. Out of wedlock births: This preliminary injunction is intended to maintain the status quo after paternity is established, but prior to the issuance of a court order establishing custody, access and related matters.
1. The preliminary injunction applies to both parties, and states that the parties are prohibited from:



## PARADISE VALLEY POLICE GENERAL ORDER

### Preliminary Injunction (Divorce and Cases Involving Out of Wedlock Births)

Order Number

**74.6**

Date

**08-21-15**

- a. molesting, harassing, disturbing the peace of, or committing an assault or battery on the other party or any natural or adopted child of the parties;
- b. removing any natural or adopted child of the parties then residing in Arizona from the jurisdiction of the court without the prior written consent of the parties or the permission of the court;
- c. removing or causing to be removed any child of the parties from any existing insurance coverage, including medical, hospital, dental, automobile or disability insurance.
- d. Requiring that both parties maintain all insurance coverage in full force and effect.

C. A person who violates either of these Preliminary Injunctions *may* be subject to *arrest* for violating A.R.S. § 13-2810.