

LEE CLARK

#### NARRATIVE OF EVENTS

I was with Lee from Oct 1 2010, and residing in my house at [REDACTED]<sup>th</sup> ave se Issaquah since March of 2011. The relationship has been very up and down throughout, and Lee has extreme anger issues. He has been married three times before, and had legal problems with the majority of his ex's. He has also been untrustworthy and damaged the house three times in fits of rage against me.

In late February, I took him to Mexico for his 50<sup>th</sup> birthday, and I thought we had a good time. On return, his entire demeanor changed, and he became very critical and unpleasant. He disappeared for two weeks on a business trip with no contact, only information I got from him was he was 'enjoying his own space'. During this time, I fell extremely ill and was bed ridden with a high fever for approximately 4 days. I simultaneously had a work-stress related moderate nervous breakdown, during which I realized I would have to close my small veterinary practice, an incredibly difficult decision to make. (I had brought in \$30,000 that month with only the help of a part time assistant, and only profited \$3000 – business was destroying my health, I had been hospitalized several times the previous year due to work stress).

When Lee got back, he said we should split up and I agreed. I asked him to start looking right away for somewhere to move and for him to keep me updated constantly as it was extremely stressful living with him, and he agreed. He said he was very grateful that he wasn't going to have to move out that very day. He fell very ill for 48 hours and despite his unconcern for me he accepted a great deal of care from me.

He carried on staying away nights or showing up without warning late at night after drinking and expecting to sleep in my bed. I did not know what he was doing, he said it was work related but he has a long history of lying about what he is really doing. I have been carefully excluded from his work acquaintances so I have no way of verifying.

He said he was working on housing but there was nothing available, however a check on Craigslist showed numerous properties available. He had not applied to any of them.

There was virtually no contact, he would rarely if ever answer his phone. It was very painful and emotional for me to be living with all of his things and not knowing when I was going to run into him. Given his historical pattern of behavior, I thought there was a high probability he was seeing someone else and still using me as a crash pad.

I asked for a meeting with him on my birthday, Friday March 29<sup>th</sup>. He asked me to drive up to Snoqualmie that morning as he had to leave for a 3 day bachelor party in Portland at noon, and wouldn't be back until Monday (this was news to me also). I went up there and asked him to PLEASE move out immediately, and find somewhere temporary to live until he found housing, my intent was to get across to him how painful and difficult and stressful it was for me to be in this situation. He was EXTREMELY hostile and defensive, and I ended up in tears quite quickly and was going to leave as conversation was

clearly not going to be productive. When I stood up to go, he calmed down and agreed to talk. He described what he had been doing to find housing, which amounted to a search for a high quality house in a very low price range, almost impossible to find. He had still not applied for anything, and had no idea if his lack of credit or background references was going to affect his ability to move out. His only reason for not wanting to move out was inconvenience of having to move his things twice. I very much wanted everyone to be happy and in agreement, so I said if he promised to be out by the end of April (his deadline) I would try to tolerate him staying. He had to be extremely friendly, considerate, respectful, and keep me updated daily on what he was doing re housing and when he would be here.

He failed to meet that agreement by the following Monday, and was not doing enough to get into new housing. He was waiting on one application which had a high chance of failure due to his very poor credit rating and lack of references.

I was living in fear of him coming home every day, and not knowing when it would be. His temper was so explosive, he was verbally abusive and was prone to vandalize the house if he felt provoked, and it was a very sensitive situation. On Tuesday I asked him again to move out, and he told me he had gotten a lawyer to prove his tenants rights, and threatened me over the phone that he would 'drive his car through the house' and 'I had better have protection because he was going to retaliate and it was going to be big'.

I knew I could not continue living this way and had to provide myself and my home with some security. I would have liked to continue negotiating a mutual solution, but his attempt at discussion that day was completely unproductive, just him proving his point and arguing over and over. He would not directly answer any of my questions or attempts to understand his motive in staying at the house and dragging on this antagonizing relationship. I even offered to pay for temporary accommodation for him, and give him the keys to my storage locker.

I had a police officer come to the house, and was told that it would be a good idea to have a restraining order. I was able to secure one that same afternoon, and called him to tell him (out of consideration, so he could be served at my house and avoid the embarrassment of being served at work).

On arrival to collect his things, he threatened to charge me with property loss or damage, though there had been none, and he threatened to sue me for character defamation.

There has been no contact since.

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#### QUESTIONS:

- I am not a vindictive person and would rather have nothing to do with negative things like restraining orders. I care about Lee as a matter of principle, and would like to lift the restraining order so that we can communicate if necessary in the future. However, he has demonstrated complete disregard for my wellbeing and has a litigious nature, so I am very nervous about doing this. I also cannot communicate with him currently to gauge his anger levels. Bill Creech's

suggestion was that I contact his lawyer with a lawyer of my own to gauge the situation and whether it might be safe to end the restriction order.

- If it is not safe to do so, I will need a legal presence at the hearing on the 16<sup>th</sup>
- I will need some sort of legal authority/third party present when he comes to collect his things in case of contention. I anticipate conflict and am afraid of his anger/inability to come to agreement.



Personal

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APR 02 2013

KCDC - East Division  
Quah**LAW ENFORCEMENT INFORMATION** Do NOT serve or show this sheet to the restrained person!  
Do NOT FILE in the court file. Give this form to law enforcement.

Type or print clearly! This completed form is required by law enforcement. This information is necessary to serve, enforce and enter your order into the state wide law enforcement computer. Fill in the following information as completely as possible.

Court: KCDC - Issaquah Courthouse		Case Number: 133-5307	
<input type="checkbox"/> Domestic Violence		<input type="checkbox"/> Dissolution/Separation/Invalidity/Nonparental Custody/Paternity	
<input checked="" type="checkbox"/> Unlawful Harassment		<input type="checkbox"/> Vulnerable Adult	
<input type="checkbox"/> Sexual Assault			
<b>Restrained Person's Information</b> (This is the person that you want the court to restrain.)			
Name: First Middle Last		Nickname Relationship to Protected Person	
Lee Austin Graham Clark		ex boyfriend	
Date of Birth (50y)	<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Race Height Weight Eye Color Hair Color Skin Tone Build	
12-1-63		Caucasian 6'2" 180 lbs blue grey & brown Caucasian thin	
Last Known Address		Phone(s) w/Area Code	
Street: 9506 240th Ave SE		206-953-7883	
City: Issaquah	State: WA Zip: 98027	Need Interpreter? Yes or No Language:	
Employer	Employer's Address	WORK Hours: 9am-6pm Phone: ( )	
Pinkfish	7001 396th SE Snoqualmie WA		
Vehicle License Number	Vehicle Make and Model	Vehicle Color	Vehicle Year Drivers License or ID number State
	Audi Q7	Dark Grey	2006? WA
Does the restrained person have a disability, brain injury, or impairment requiring special assistance when law enforcement serves the order? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. If yes, describe (continue on back, if needed):			
<b>Hazard Information</b> Restrained Person's History Includes:			
<input type="checkbox"/> Involuntary/Voluntary Commitment <input type="checkbox"/> Suicide Attempt or Threats			
<input checked="" type="checkbox"/> Assault <input type="checkbox"/> Assault with Weapons <input checked="" type="checkbox"/> Alcohol/Drug Abuse <input type="checkbox"/> Other:			
Weapons: <input type="checkbox"/> Handguns <input type="checkbox"/> Rifles <input type="checkbox"/> Knives <input type="checkbox"/> Explosives <input type="checkbox"/> Other:			
Location of Weapons: <input type="checkbox"/> Vehicle <input type="checkbox"/> On Person <input type="checkbox"/> Residence Describe in detail:			
<b>Current Status</b> (Circle Yes, No or N/A.) Is the restrained person a current or former cohabitant as an intimate partner? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N			
Are you and the restrained person living together now? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N Does the restrained person know he/she may be moved out of the home? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N N/A			
Does the restrained person know you're trying to get this order? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N Is the restrained person likely to react violently when served? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N			
<b>Protected Person's Information</b> (This is the person you want the court to protect.)			
Name: First Middle Last			
Date of Birth	<input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	Race Height Weight Eye Color Hair Color Skin Tone Build	
3-29-76		Caucasian 5'6" 125 lbs Grey brown pale thin	
If your information is <b>not confidential</b> , you must enter your address and phone number(s).			
Current Address		Phone(s) w/Area Code	
Street: [REDACTED]		[REDACTED]	
City: Issaquah	State: WA Zip: 98027	Need interpreter? Yes or No Language:	
If your information is <b>confidential</b> , you must provide the name, address and phone number of someone willing to be your "contact."			
Contact Name	Contact Address	Contact Phone	
If you filed for someone else, list your name, phone number and address:			
<b>Minor's Information</b>		<b>Describe the minor's relationship using terms such as: child, grandchild, stepchild, nephew, none. →</b>	
Name: First Middle Last	Sex Race Birth date Resides With	Minor's Relationship to Protected Person Restrained Person	
Victim's Household Members or Adult Children Protected		Name: birth date:	
Name: birth date:	Name: birth date:		

WPF All Cases 01.0400 LEIS (6/2010)

☐ See Reverse For Additional Information →



**CERTIFICATION** - State of Washington, County of King.  
The undersigned, duly authorized clerk of the King County District Court, Washington, hereby certifies that the document on which this stamp is imprinted is a true and correct copy of the original filed in the Court.

Signed [Signature]  
4-2-13, Court Clerk

State of Washington  
King County District Court  
East Division, Issaquah Courthouse

No. 133-5307

Petitioner [Redacted] DOB [Redacted]  
vs.  
Respondent Lee Clark 12/1/63 DOB [Redacted]

**Temporary Order for Protection and Notice of Hearing (TMORPRT)**  
(Clerk's Action Required)

Next Hearing Date/Time: April 16, 2013 @ 11am  
At:  
King County District Court- Issaquah Div.  
5415 220th Ave SE, Issaquah, WA 98029

Names of Minors: ☐ No Minors Involved

First Middle Last Age

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Caution:

**Respondent Identifiers**

Sex	Race	Hair
Height	Weight	Eyes

Respondent's Distinguishing Features:

Access to weapons: ☐ yes ☐ no ☐ unknown

**The Court Finds:**

The court has jurisdiction over the parties, the minors, and the subject matter. The respondent will be served notice of his or her opportunity to be heard at the scheduled hearing. RCW 26.50.070. For good cause shown, the court finds that an emergency exists and that a Temporary Protection Order should be issued without notice to the respondent to avoid irreparable harm.

**The Court Orders:**

- ☒ 1. Respondent is **Restrained** from causing petitioner physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening, or stalking ☒ petitioner ☐ the minors named in the table above ☐ these minors only:
- ☒ 2. Respondent is **Restrained** from harassing, following, keeping under physical or electronic surveillance, cyberstalking as defined in RCW 9.61.260, and using telephonic, audiovisual, or other electronic means to monitor the actions, locations, or wire or electronic communication of ☒ petitioner ☐ the minors named in the table above ☐ only the minors listed below ☐ members of the victim's household listed below ☐ the victim's adult children listed below:

Additional no contact provisions are on the next page.  
The terms of this order shall be effective until:

the end of the hearing, noted above.

Temp Ord for Protection/Nt of Hrg (TMORPRT) - Page 1 of 4  
WPF DV-2.015 Mandatory (6/2010) - RCW 26.50.030

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☒ 3. Respondent is **Restrained** from coming near and from having any contact whatsoever, in person or through others, by phone, mail, or any means, directly or indirectly, except for mailing or service of process of court documents by a 3<sup>rd</sup> party or contact by respondent's lawyer(s) with ☒ petitioner ☐ the minors named in the table above ☐ these minors only:

☒ 4. Respondent is **Restrained** from going onto the grounds of or entering petitioner's ☒ residence ☐ workplace ☐ school ☐ the day care or school of ☐ the minors named in the table above ☐ these minors only:  
☐ other: St. Issaquah  
☐ Petitioner's address is confidential. ☐ Petitioner waives confidentiality of the address which is:

☒ 5. Petitioner shall have exclusive right to the residence petitioner and respondent share. The respondent shall immediately **Vacate** the residence. The respondent may take respondent's personal clothing and respondent's tools of trade from the residence while a law enforcement officer is present. ☐ This address is confidential. ☐ Petitioner waives confidentiality of this address which is:

☒ 6. Respondent is **Prohibited** from knowingly coming within, or knowingly remaining within 100 yds (distance) of: petitioner's ☒ residence ☐ workplace ☐ school ☐ the day care or school of ☐ the minors named in the table above ☐ these minors only:  
☐ other:

☐ 7. Petitioner shall have possession of essential personal belongings, including the following:

☐ 8. Petitioner is granted use of the following vehicle:  
 Year, Make & Model \_\_\_\_\_ License No. \_\_\_\_\_

☐ 9. **Other:**

Complete the following only if protection is granted involving a minor:

☐ 16. Petitioner is **Granted** the temporary care, custody, and control of ☐ the minors named in the table above ☐ these minors only:

☐ 17. Respondent is **Restrained** from interfering with petitioner's physical or legal custody of ☐ the minors named in the table above ☐ these minors only:



**FILED**

- ☐ 18. Respondent is **Restrained** from removing from the state ☐ the minors named in the table above  
☐ these minors only:

The respondent is directed to appear and show cause why this temporary order should not be made effective for one year or more and why the court should not order the relief requested by the petitioner or other relief which may include electronic monitoring, payment of costs, and treatment. **Failure to Appear at the Hearing May Result in the Court Granting Such Relief. The Next Hearing Date is Shown on Page One.**

**Warnings to Respondent:** A violation of provisions 1 through 6 of this order with actual notice of its terms is a criminal offense under chapter 26.50 RCW and will subject you to arrest. If the violation of the protection order involves travel across a state line or the boundary of a tribal jurisdiction, or involves conduct within the special maritime and territorial jurisdiction of the United States, which includes tribal lands, you may be subject to criminal prosecution in federal court under 18 U.S.C. § 2261, 2261A, or 2262.

A violation of provisions 1 through 6 of this order is a gross misdemeanor unless one of the following conditions apply: Any assault that is a violation of this order and that does not amount to assault in the first degree or second degree under RCW 9A.36.011 or 9A.36.021 is a class C felony. Any conduct in violation of this order that is reckless and creates a substantial risk of death or serious physical injury to another person is a class C felony. Also, a violation of this order is a class C felony if you have at least two previous convictions for violating a protection order issued under Titles 7, 10, 26 or 74 RCW.

If the court issues a final protection order, and your relationship to the petitioner is that of spouse or former spouse, parent of a common child, or former or current cohabitant as intimate partner, including a current or former registered domestic partner, you may not possess a firearm or ammunition for as long as that final protection order is in effect. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1). If you are convicted of an offense of domestic violence, you will be forbidden for life from possessing a firearm or ammunition.

18 U.S.C. § 922(g)(9); RCW 9A.1.040.

**You Can Be Arrested Even if the Person or Persons Who Obtained the Order Invite or Allow You to Violate the Order's Prohibitions.** You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order upon written application.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States shall accord full faith and credit to the order.

It is further ordered that the clerk of the court shall forward a copy of this order on or before the next judicial day to TSAGUALI ☐ County Sheriff's Office ☒ Police Department **Where Petitioner Lives** which shall enter it in a computer based criminal intelligence system available in this state used by law enforcement to list outstanding warrants.

☒ The clerk of the court shall also forward a copy of this order on or before the next judicial day to TSAGUALI ☐ County Sheriff's Office ☒ Police Department **Where Respondent Lives** which shall personally serve the respondent with a copy of this order and shall promptly complete and return to this court proof of service.

- ☐ Petitioner has made private arrangements for service of this order.
- ☐ Law enforcement shall assist petitioner in obtaining:
- ☐ Possession of petitioner's ☐ residence ☐ personal belongings located at: ☐ the shared residence
  - ☐ Respondent's residence ☐ other:
  - ☐ Custody of the above-named minors, including taking physical custody for delivery to petitioner (if applicable).
  - ☐ Other:

Temp Ord for Protection/Nt of Hrg (TMORPRT) - Page 3 of 4  
 WPF DV-2.015 Mandatory (6/2010) - RCW 26.50.030

**FILED**

APR 02 2013

KODC - East Division  
IssaquahCourt of Washington  
For East Division - Issaquah Courthouse

Petitioner

vs.

Respondent

No.

133-5307

Petition for an Order for Protection  
- Harassment - DV  
(PTORAH)

Screen for court's jurisdiction. Petitioner, complete this section:

- 1) Does this case involve title or possession of real property? ☐ yes ☒ no.
- 2) If yes, does the respondent claim an interest in that property, such as the right to occupy? ☐ yes ☒ no.
- 3) Would the order interfere with respondent's care, custody, or control of his or her minor children? ☐ yes ☒ no.
- 4) Are you and the respondent parties in a superior court case? ☐ yes ☒ no. If yes, list case in paragraph 5, below.
- 5) Is respondent under the age of 18? ☐ yes ☒ no.
- 6) Is respondent your family or household member? ☒ yes ☐ no. *split up 1 month ago*
- 7) Did respondent sexually assault you or a minor for whom you are seeking this order? ☐ yes ☒ no.

If you answer "yes" to 1, 2, 3, 4, or 5, file your petition in superior court. Otherwise file in district court.

1. I am petitioning for an Order for Protection against Unlawful Harassment.  
☒ I request a fee waiver because this incident involved stalking, sexual assault, domestic violence.
2. ☒ I am the victim of unlawful harassment committed by respondent, as described in the statement below.  
☐ I am the parent or guardian of child(ren) under age 18 and seek to restrain a person age 18 years or over from contact with my child(ren).
3. ☒ The harassment took place in King county. ☒ Respondent lives in King county.

## 4. Identification of Minors:

Name (First, Middle Initial, Last)	Age	Race	Sex	How Related to Petitioner Respondent	Resides with

Pt for an Or for Protection - Harassment (PTORAH) - Page 1 of 3

UH-02.0200 (07/2011) - RCW 10.14.040, RCW 10.14.055



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5. Other court cases or any other protection, restraining or no-contact orders involving me, the minors and the respondent:

Case Name and Number	
Court/County	

**Request for Temporary Order:** An emergency exists as described in the statement below. I need a temporary restraining order issued immediately without notice to the respondent until a hearing to avoid great or irreparable harm. I request a Temporary Order for Protection that will:

I Request an Order for Protection following a hearing that will:	
<input checked="" type="checkbox"/>	Restrain respondent from making any attempts to keep under surveillance, <input checked="" type="checkbox"/> me <input type="checkbox"/> the minors named in paragraph 4 above.
<input checked="" type="checkbox"/>	Restrain respondent from making any attempts to contact, except for mailing of court documents, <input checked="" type="checkbox"/> me <input type="checkbox"/> the minors named in paragraph 4 above.
<input checked="" type="checkbox"/>	Exclude respondent from any place I may reside.
<input checked="" type="checkbox"/>	Restrain respondent from entering or being within <u>1 mile</u> (distance) of my <input checked="" type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> other:
	Other:
<input checked="" type="checkbox"/>	Remain effective longer than one year because respondent is likely to resume acts of unlawful harassment against me if the order expires in a year.
	Require the respondent to pay the fees and costs of this action.

**Unlawful harassment** means a knowing and willful course of conduct directed at a specific person which seriously alarms, annoys, or harasses, or is detrimental to such person and which serves no legitimate or lawful purpose. The course of conduct shall be such as would cause a reasonable person to suffer substantial emotional distress and shall actually cause substantial emotional distress to the petitioner or when the course of conduct would cause a reasonable parent to fear for the well-being of their child. Course of conduct means a pattern of conduct composed of a series of acts over a period of time, however short, evidencing a continuity of purpose. "Course of conduct" includes, in addition to any other form of communication, contact, or conduct, the sending of an electronic communication. Constitutionally protected activities, including free speech, are not included within the meaning of "course of conduct."

**Statement:** The respondent has committed acts of unlawful harassment as follows: (Describe specific acts of harassment and their approximate dates, beginning with the most recent act. You may want to include police responses.)

4-3-13 Threatening over the phone  
Broke up relationship 1 month ago, but has refused to move out  
of house. Has been absent w/ no contact 50% of time, then will

Pt for an Or for Protection - Harassment (PTORAH) - Page 2 of 3

UH-02.0200 (07/2011) - RCW 10.14.040, RCW 10.14.055