

# DV-116 Order on Request to Continue Hearing

Clerk stamps date here when form is filed.

Complete items ① and ② only.

① Protected Party: \_\_\_\_\_

② Restrained Party: \_\_\_\_\_

\_\_\_\_\_ The court will complete the rest of this form \_\_\_\_\_

### ③ Next Court Date

a.  The request to reschedule the court date is **denied**.

Your court date is: \_\_\_\_\_

(1) Any *Temporary Restraining Order* (form DV-110) already granted stays in full force and effect until the next court date.

(2) Your court date is not rescheduled because: \_\_\_\_\_

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

b.  The request to reschedule the court date is **granted**. Your court date is rescheduled for the day and time listed below. See ④ - ⑧ for more information.

Name and address of court, if different from above:

**New Court Date** Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Dept.: \_\_\_\_\_ Room: \_\_\_\_\_  
\_\_\_\_\_

Fill in court name and street address:

Superior Court of California, County of \_\_\_\_\_

Fill in case number:

Case Number: \_\_\_\_\_

### ④ Temporary Restraining Order

a.  There is **no Temporary Restraining Order (TRO) in this case until the next court date** because:

(1)  A TRO was not previously granted by the court.

(2)  The court terminates (cancels) the previously granted TRO because: \_\_\_\_\_

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

b.  A **Temporary Restraining Order (TRO) is in full force and effect** because:

(1)  The court extends the TRO previously granted on (date): \_\_\_\_\_

It now expires on (date): \_\_\_\_\_

*(If no expiration date is listed, the TRO expires at the end of the court date listed in 3b).*

(2)  The court changes the TRO previously granted and signs a new TRO (form DV-110).

c.  Other (specify): \_\_\_\_\_

#### Warning and Notice to the Restrained Party:

If ④ b is checked, a domestic violence restraining order has been issued against you. You must follow the orders until they expire.

**This is a Court Order.**

**Order on Request to Continue Hearing  
(Temporary Restraining Order) (CLETS-TRO)  
(Domestic Violence Prevention)**

**5 Reason Court Date Is Rescheduled**

- a.  There is good cause to reschedule the court date (*check one*):
  - (1)  The protected party has not served the restrained party.
  - (2)  Other: \_\_\_\_\_
- b.  This is the first time that the restrained party has asked for more time to prepare.
- c.  The court reschedules the court date on its own motion.

**6 Serving (Giving) Order to Other Party**

The request to reschedule was made by the:

a. <input type="checkbox"/> Protected party	b. <input type="checkbox"/> Restrained party	c. <input type="checkbox"/> Court
(1) <input type="checkbox"/> You do not have to serve the restrained party because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) <input type="checkbox"/> You do not have to serve the protected party because they or their lawyer were at the court date or agreed to reschedule the court date.	(1) <input type="checkbox"/> Further notice is not required.
(2) <input type="checkbox"/> You must have the restrained party personally served with a copy of this order and a copy of all documents listed on form DV-109, item 6, by (date): _____	(2) <input type="checkbox"/> You must have the protected party personally served with a copy of this order by (date): _____	(2) <input type="checkbox"/> The court will mail a copy of this order to all parties by (date): _____
(3) <input type="checkbox"/> You must have the restrained party served with a copy of this order. This can be done by mail. You must serve by (date): _____	(3) <input type="checkbox"/> You must have the protected party served with a copy of this order. This can be done by mail. You must serve by (date): _____	(3) <input type="checkbox"/> Other: _____
(4) <input type="checkbox"/> The court gives you permission to serve the restrained party as listed on the attached form DV-117.	(4) <input type="checkbox"/> Other: _____	
(5) <input type="checkbox"/> Other: _____		

**This is a Court Order.**

Case Number: \_\_\_\_\_

**7 No Fee to Serve**

The sheriff or marshal will serve this order for **free**.  
Bring a copy of all the papers that need to be served to the sheriff or marshal.

**8 Other Orders**

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

Date: \_\_\_\_\_

\_\_\_\_\_  
Judicial Officer



**Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to [www.courts.ca.gov/forms.htm](http://www.courts.ca.gov/forms.htm) for Request for Accommodations by Persons With Disabilities and Response (form MC-410). (Civ. Code, § 54.8.)

**Instructions to Clerk**

If the hearing is rescheduled and the court extended, modified, or terminated a temporary restraining order, then the court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

**—Clerk's Certificate—**

Clerk's Certificate

[seal]

I certify that this *Order on Request to Continue Hearing (Temporary Restraining Order)* (CLETS-TRO) (form DV-116) is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by: \_\_\_\_\_, Deputy

**This is a Court Order.**