

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF \_\_\_\_\_ )

IN THE MAGISTRATES COURT

\_\_\_\_\_)  
\_\_\_\_\_)  
\_\_\_\_\_)  
COMPLAINANT(S) )  
VS. )  
\_\_\_\_\_)  
\_\_\_\_\_)  
RESPONDENT(S) )

MOTION AND AFFIDAVIT FOR  
EMERGENCY HEARING  
(Ex Parte Emergency Restraining Order)

\_\_\_\_\_  
CIVIL CASE NUMBER

I, \_\_\_\_\_, being duly sworn, state that I am the Complainant/the Complainant on behalf of a minor child (circle one) and I request an emergency hearing.

- The respondent was convicted of the following criminal offense(s) (as defined in S.C. Code Ann. §16-3-1900(3)) for which the victim was the subject of the crime(s) or for which the witness assisted the prosecuting entity: \_\_\_\_\_;
- A restraining order has expired, is set to expire, or is not available and the common pleas court is not in session for the complainant to obtain a permanent restraining order;
- The complainant states that immediate injury, loss, or damage will result to the victim or witness before the respondent can be heard as shown by the following facts:

\_\_\_\_\_; and

- The complainant certifies to the court that one of the following has occurred:  
 efforts have been made to serve the notice; or  
 there is good cause to grant the remedy because the harm that the remedy is intended to prevent would likely occur if the respondent were given prior notice of the complainant's efforts to obtain judicial relief.

SWORN to and Subscribed before me )  
 )  
this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ )  
 )  
\_\_\_\_\_)  
Notary Public for South Carolina or Judge )  
 )  
My Commission expires: \_\_\_\_\_ )

\_\_\_\_\_  
Signature of Complainant or Person  
Filing on Behalf of Complainant

ORDER

Request for emergency hearing granted/denied (circle one).

\_\_\_\_\_  
(MAGISTRATE)