

PAUL P. LEENDERTZ FOR MINOR:  
KATYA G.P. LEENDERTZ

Plaintiff

v.

MARTIN L.E. STORM VAN'S GRAVESANDE

Defendant

: IN THE COURT OF COMMON  
: PLEAS  
: NORTHAMPTON COUNTY,  
: PENNSYLVANIA  
:  
: CIVIL - PROTECTION FROM  
: ABUSE  
:  
:  
:  
: No. C0048PF2010000210  
:  
:  
:

FOR YOUR SAFETY  
THIS ORDER MUST  
BE WITH YOU AT  
ALL TIMES

FILED

2010 MAR 25 P 3: 06

COURT OF  
COMMON PLEAS COURT  
CIVIL DIVISION  
NORTHAMPTON COUNTY PA

PLAINTIFF'S COPY

**NOTICE OF HEARING AND ORDER**

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claim set forth in the following papers, you must appear at the hearing scheduled herein. If you fail to do so, the case may proceed against you and a FINAL order may be entered against you granting the relief requested in the petition. In particular, you may be evicted from your residence, be prohibited from possessing any firearm, other weapon, ammunition or any firearm license, and lose other important rights, including custody of your children. Any protection order granted by a court may be considered in subsequent proceedings under Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, including child custody proceedings under Chapter 53 (relating to custody).

A hearing on the matter is scheduled for the **9th Day of April, 2010** at **11:00AM**, in Courtroom #4, **MOTIONS COURT** at **NORTHAMPTON COUNTY GOVERNMENT CENTER COURTHOUSE, 669 WASHINGTON STREET, EASTON PA 18042**.

If an order of protection has been entered, you **MUST** obey the order until it is modified or terminated by the court after notice and hearing. If you disobey this order, the police or sheriff may arrest you. Violation of this order may subject you to a charge of indirect criminal contempt which is punishable by a fine of up to \$1,000 and/or up to six months in jail under 23 Pa C.S.A. §6114. Violation may also subject you to prosecution and criminal penalties under the Pennsylvania Crimes Code. Under federal law, 18. U.S.C. §2265, this order is enforceable anywhere in the United States, tribal lands, U.S. Territories and the Commonwealth of Puerto Rico. If you travel outside of the state and intentionally violate this order, you may be subject to federal criminal proceedings under the Violence Against Women Act. 18 U.S.C. §§2261-2262.

If this order directs you to relinquish any firearm, other weapon, ammunition or any firearm license to the sheriff, you may do so upon service of this order. As an alternative, you may relinquish any firearm, other weapon, or ammunition listed herein to a third party provided you and the third party first comply with all requirements to obtain a safekeeping permit. 23 Pa.C.S.A. §6108.3. You must relinquish any firearm, other weapon, ammunition or any firearm license listed in the order no later than 24 hours after service of the order. If, due to their current location, firearms, other weapons or ammunition cannot reasonably be retrieved within the time for relinquishment, you must provide an affidavit to the sheriff listing the firearms, other weapons or ammunition and their current location no later than 24 hours after service of the order. Failure to timely relinquish any firearm, other weapon, ammunition or any firearm license shall result in a violation of this order and may result in criminal conviction under the Uniform Firearms Act, 18 Pa. C.S.A. §6105.

NOTICE: Even if this order does not direct you to relinquish firearms, you may be subject to federal firearms prohibitions and federal criminal penalties under 18 U.S.C. §922(g)(8).

ATTEST COPY  
HOLLY RUGGIERO  
CLERK OF COURT  
NORTHAMPTON COUNTY  
PA

**YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. YOU HAVE THE RIGHT TO HAVE A LAWYER REPRESENT YOU AT THE HEARING. THE COURT WILL NOT, HOWEVER, APPOINT A LAWYER FOR YOU. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. IF YOU CANNOT FIND A LAWYER, YOU MAY HAVE TO PROCEED WITHOUT ONE.**

County Lawyer Referral Service  
LAWYER REFERRAL SERVICES  
155 SOUTH NINTH STREET, EASTON PA 18042  
(610) 258-6333

Distribution to:

PLAINTIFF

DEFENDANT

PENNSYLVANIA STATE POLICE:BETHLEHEM

POLICE OF RESIDENCE FOR PLAINTIFF



AND NOW, on **25th Day of March, 2010** upon consideration of the attached Petition for Protection from Abuse, the court hereby enters the following Temporary Order:

**Plaintiff's request for a temporary protection order is granted.**

1. Defendant shall not abuse, harass, stalk or threaten any of the above persons in any place where they might be found.

2. Defendant is evicted and excluded from the residence at:

**7347 TANGLEWOOD ROAD  
NORTHAMPTON PA 18067**

or any other permanent or temporary residence where Plaintiff or any other person protected under this order may live. Plaintiff is granted exclusive possession of the residence. Defendant shall have no right or privilege to enter or be present on the premises of Plaintiff or any other person protected under this order.

3. Defendant is prohibited from having **ANY CONTACT** with Plaintiff, or any other person protected under this order either directly or indirectly, at any location, including but not limited to any contact at Plaintiff's or other protected party's school, business, or place of employment. Defendant is specifically ordered to stay away from the following locations for the duration of this order.

**Defendant (either directly or indirectly through a third party) shall not contact Plaintiff, or any other person protected under this order, by oral, nonverbal, written or electronic means, including telephone, electronic mail, Internet, facsimile, telex, wireless communication or similar transmission.**

4. Defendant shall not contact Plaintiff, or any other person protected under this order, by telephone or by any other means, including through third persons.

5. The following additional relief is granted:

Defendant is prohibited from stalking, as defined in 18 Pa.C.S.A. § 2709.1, or harrassing, as described in 18 Pa.C.S.A. § 2709, the following family and household members of Plaintiff:

<b>Name</b>	<b>Relationship</b>	<b>Address</b>
PAUL AND OLGA LEENDERTZ	PARENTS	

6. A certified copy of this order shall be provided to the sheriff or police department where Plaintiff resides and any other agency specified hereafter:

**PSP:BETHLEHEM**

7. The sheriff, police or other law enforcement agencies are directed to serve Defendant with a copy of the petition, any order issued, and the order for hearing. Petitioner will inform the designated authority of any addresses, other than Defendant's residence, where Defendant can be served.

8. **THIS ORDER APPLIES IMMEDIATELY TO DEFENDANT AND SHALL REMAIN IN EFFECT UNTIL MARCH 25, 2013 OR UNTIL OTHERWISE MODIFIED OR TERMINATED BY THIS COURT AFTER NOTICE AND HEARING.**

**NOTICE TO THE DEFENDANT**

Defendant is hereby notified that violation of this order may result in arrest for indirect criminal contempt, which is punishable by a fine of up to \$1,000 and/or up to six months in jail. 23 Pa.C.S.A. § 6114. Consent of Plaintiff to Defendant's return to the residence shall **not** invalidate this order, which can only be changed or modified through the filing of appropriate court papers for that purpose. 23 Pa.C.S.A. § 6108 (g). If Defendant is required to relinquish any firearms, other weapons or ammunition or any firearm license, those items must be

relinquished to the sheriff within 24 hours of the service of this order. As an alternative, Defendant may relinquish any firearm, other weapon or ammunition listed herein to a third party provided Defendant and the third party first comply with all requirements to obtain a safekeeping permit. If, due to their current location, firearms, other weapons or ammunition cannot reasonably be retrieved within the time for relinquishment, Defendant shall provide an affidavit to the sheriff listing the firearms, other weapons or ammunition and their current location no later than 24 hours after the service of this order. Defendant is further notified that violation of this order may subject him/her to state charges and penalties under the Pennsylvania Crimes Code and to federal charges and penalties under the Violence Against Women Act, 18 U.S.C. § § 2261-2262.

**NOTICE TO SHERIFF, POLICE AND LAW ENFORCEMENT OFFICIALS**

This order shall be enforced by the police department or sheriff who has jurisdiction over Plaintiff's residence OR any location where a violation of this order occurs OR where Defendant may be located. If Defendant violates Paragraphs 1 through 4 of this order, Defendant shall be arrested on the charge of indirect criminal contempt. An arrest for violation of this order may be made without warrant, based solely on probable cause, whether or not the violation is committed in the presence of a police officer or sheriff.

Subsequent to an arrest, the law enforcement officer or sheriff shall seize all firearms, other weapons and ammunition in Defendant's possession which were used or threatened to be used during the violation of the protection order or during prior incidents of abuse and any other firearms in Defendant's possession. Any firearm, other weapon, ammunition or any firearm license must be delivered to the sheriff's office of the county which issued this order, which office shall maintain possession of the firearms, other weapons and ammunition until further order of this court, unless the weapon/s are evidence of a crime, in which case, they shall remain with the law enforcement agency whose officer or sheriff made the arrest.

No. C0048PF2010000210

BY THE COURT:

Wm D O'Leary  
Judge

O'Leary 25, 2010  
Date

Distribution to:  
PLAINTIFF  
DEFENDANT  
PENNSYLVANIA STATE POLICE:BETHLEHEM  
POLICE OF RESIDENCE FOR PLAINTIFF



5. The relationship between Plaintiff and Defendant is:

- spouse or former spouse of Defendant
- parent of a child with Defendant
- current or former sexual or intimate partner with Defendant
- child of Plaintiff
- child of Defendant
- family member related by blood (consanguinity) to Defendant
- family member related by marriage or affinity to Defendant
- sibling (person who shares parenthood) of Defendant

Defendant is an **adult**.

6. The following other minor child/ren presently live with Plaintiff:

a. **KATYA G.P. LEENDERTZ**

Age: **8**

The Plaintiff's relationship to this child is:

**SELF**

7. The facts of the most recent incident of abuse are as follows:

On about **Wednesday, July 07, 2010** at approximately **2:00PM**

location: **IN THE CAR**

**WE WERE DRIVING IN THE CAR AND KATYA WAS JUMPING AROUND. I REACHED BACK TO HOLD HER BACK AND SHE SAID THAT MARTIN TOUCHED HER BETWEEN HER LEGS. LATER, AFTER COUNSELLINGS AND MUCH TALKING TO HER, KATYA TOLD ME THAT SHE IS VERY VERY AFRAID OF HIM. SHE NEVER WANTS TO SEE HIM AGAIN. HE TOUCHED HER BETWEEN HER LEGS AND WANTS TO PLAY GAMES WITH HER. HE CALLS IT A STICKY TICK GAME IN WHICH HE TOUCHES HER ALL OVER HER BODY. SHE HAS TO SIT ON HIS LAP WHILE IN HIS OFFICE ALONE. HE PARADES IN HIS UNDERWEAR IN FRONT OF HER.**

8. (a) Has Defendant used or threatened to use any firearms or other weapons against Plaintiff or the minor child/ren?

**NO**

(b) Other than the firearms, other weapons or ammunition Defendant used or threatened to use against Petitioner or the minor child/ren, does Defendant, to the best of your knowledge or belief, own or possess any additional firearm, other weapon, ammunition or any firearm license?

**NO**

(c) If the answer to (b) above is "Yes", list any additional firearm, other weapon or ammunition owned by or in the possession of Defendant on Attachment A to Petition, which is incorporated by reference into this petition.

(d) Plaintiff **DOES NOT** request that the court order Defendant to relinquish firearms, other weapons or ammunition listed on Attachment A to Petition.

9. The sheriff, police department or law enforcement agency that should be provided with a copy of the protection order are:

**PSP:BETHLEHEM**

10. There is an immediate and present danger of further abuse from Defendant.

11. Plaintiff is asking the court to evict and exclude Defendant from the following residence:  
**7347 TANGLEWOOD ROAD**  
**NORTHAMPTON PA 18067**

Owned By:  
**PAUL LEENDERTZ**

**12. FOR THE REASONS SET FORTH ABOVE, I REQUEST THAT THE COURT ENTER A TEMPORARY ORDER, and AFTER HEARING, A FINAL ORDER THAT WOULD DO THE FOLLOWING:**

- a. Restrain Defendant from abusing, threatening, harassing, or stalking Plaintiff and/or the minor child/ren in any place where Plaintiff and/or the child/ren may be found.
- b. Evict/exclude Defendant from Plaintiff's residence and prohibit Defendant from attempting to enter any temporary or permanent residence of Plaintiff.
- c. Prohibit Defendant from having any contact with Plaintiff and/or the minor child/ren, either in person, by telephone, or in writing, personally or through third persons, including but not limited to any contact at Plaintiff's school, business, or place of employment, except as the court may find necessary with respect to partial custody and/or visitation with the minor child/ren.
- d. Prohibit Defendant from having any contact with Plaintiff's relatives and Plaintiff's children listed in this petition, except as the court may find necessary with respect to partial custody and/or visitation with the minor child/ren.


The following persons are Plaintiff's relatives or family and household members that Plaintiff believes require protection from stalking and harassment by Defendant.

<b>Name</b>	<b>Relationship</b>	<b>Address</b>
PAUL AND OLGA LEENDERTZ	PARENTS	

- e. Order Defendant to pay the costs of this action, including filing and service fees.
- f. Order the following additional relief, not listed above:
- g. Grant such other relief as Plaintiff requests and/or the court deems appropriate.
- h. Order the police, sheriff or other law enforcement agency to serve Defendant with a copy of this petition, any order issued, and the order for hearing. Plaintiff will inform the designated authority of any addresses, other than the Defendant's residence, where Defendant can be served.

#### **VERIFICATION**

I verify that I am the petitioner as designated in the present action and that the facts and statements contained in the above petition are true and correct to the best of my knowledge. I understand that any false statements are made subject to the Penalties of 18 Pa. C.S.A. §4904, relating to unsworn falsification to authorities

  
Signature

Date \_\_\_\_\_

PFAD Number: **UG3843176R**