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Superior Court of Washington For King County

In re the Matter of: OMANA THANKAMMA

A Vulnerable Adult (Protected Person)

v.

JAYAKRISHNAN NAIR, A.K.A. JAY NAIR

Respondent (Restrained Person)

Amended Order for Protection - Vulnerable Adult

No. 18-2-20186-1 SEA

Court Address: King County Superior Court, Courtroom W-325, 516 3rd Avenue, MS C-203, Seattle, WA 98104

Telephone Number: (206) 296-9100

(Clerk's Action Required) (ORPRTVA)

Violation of Restraint Provisions 1, 3, 4, or 5 With Actual Notice of its Terms is a Criminal Offense Under Chapter 26.50 RCW and Will Subject a Violator to Arrest. RCW 74.34.145

Petitioner is:

- the vulnerable adult.
is Randy Wilson, APS Investigator, who filed on behalf of the vulnerable adult and is:
the vulnerable adult's guardian or legal fiduciary.
an interested person as defined in RCW 74.34.020(9).
WA Dep't of Social and Health Services.

Respondent Identification:

Table with 3 columns: Sex, Race, Hair, Height, Weight, Eyes. Values: Male, East Indian/Asian, Black, Approx 5'9", Approx 165 lbs, Brown.

Respondent's Distinguishing Features:

Access to weapons: yes no unknown

The Court Finds Based Upon the Court Record:

The court has jurisdiction over the parties and the subject matter and respondent has been provided with reasonable notice and an opportunity to be heard. Notice of this hearing was served on the respondent by personal service service by mail pursuant to court order service by publication pursuant to court order other

This order is issued in accordance with the Full Faith and Credit provisions of VAWA: 18 U.S.C. § 2265. Respondent committed acts of abandonment, abuse, neglect and/or financial exploitation of the vulnerable adult, as described in the Petition and its attachments.

The court also finds that the respondent represents a credible threat to the physical safety of the vulnerable adult, and that the relationship of the respondent to the vulnerable adult is spouse or former spouse parent of a common child current or former cohabitants and intimate partners Other: Son

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The court concludes as a matter of law the relief below shall be granted.

**Court Order Summary:**

- The respondent is restrained from committing acts of abuse as listed in restraint provision 1, on page 2.
- No-contact provisions apply as set forth on the following pages.
- Additional provisions are listed on the following pages.

The terms of this order shall be effective immediately and for five years from today's date, unless stated otherwise here (date):

**It is Ordered:**

- 1. The respondent is **Restrained** from committing or threatening to commit physical harm, bodily injury, assault, including sexual assault against the vulnerable adult and from molesting, harassing, or stalking the vulnerable adult.  
  
(If the respondent's relationship to the vulnerable adult is that of spouse or former spouse, parent of a common child, or former or current cohabitant as intimate partner, then effective immediately, and continuing as long as this protection order is in effect, **the respondent may not possess a firearm or ammunition.** 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).)
- 2. Respondent is **Restrained** from committing or threatening to commit acts of abandonment, abuse, neglect, or financial exploitation against the vulnerable adult.
- 3. The respondent is **Excluded** from the vulnerable adult's residence.  The vulnerable adult's address is confidential.  The vulnerable adult waives confidentiality of the address which is:
- 4. The respondent is **Restrained** from coming near and from having any contact with the vulnerable adult, in person or through others, by phone, mail, electronic media including but not limited to email, or any means, directly or indirectly, except through an attorney, or mailing or delivery by a third party of court documents.
- 5. Respondent is **Prohibited** from knowingly coming within, or knowingly remaining within 1000 feet of the vulnerable adult's x residence x workplace x adult day program; x the premises of the long-term care facility where the vulnerable adult resides.  
 other:
- 6. The respondent is **Required** to provide an accounting of the disposition of the vulnerable adult's income or other resources by \_\_\_\_\_ (date).
- 7. The respondent is **Restrained** from transferring the vulnerable adult's property for \_\_\_\_\_ (up to 90) Days.
- 8. The respondent is **Restrained** from transferring respondent's property for \_\_\_\_\_ (up to 90) Days.

9. ~~Respondent shall not remove or attempt to remove the Respondent from any~~  
Respondent shall ~~not~~ remove Oman Thankamma from any

10. The bond posted is exonerated or the petitioner may apply ex parte for an order to disburse other security.  
security.

**Warnings to the Respondent:** Violation of restraint provisions 1, 3, 4 and 5 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.

Violation of restraint provisions 1, 3, 4, and 5 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 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  ~~Seattle Police Department~~ and to  King County Sheriff's Office **Where the Protected Person Lives** which shall enter it in a computer-based criminal intelligence system available in this state used by law enforcement to list outstanding warrants.

**Service**

Petitioner shall arrange for service of this order on:  
 Respondent.  
 Vulnerable Adult.  
 Vulnerable Adult's guardian.

The following persons appeared, further service is not required:  
 Respondent.  
 Vulnerable adult.  
 Vulnerable adult's guardian.

**Law Enforcement Assistance**

Pursuant to RCW 74.34.140, law enforcement shall assist petitioner as follows: **SERVING THE RESPONDENT(S)**

**This Order is in Effect Until the Expiration Date on Page Two.**

Dated: 8/23/18 at 11:45 a.m./p.m.

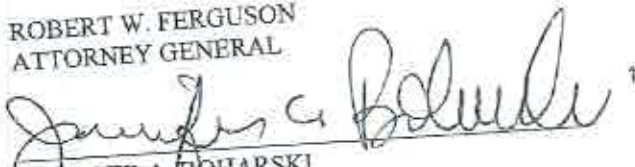
**HENRY H. JUDSON**

**AUG 23 2018**

*[Signature]*  
\_\_\_\_\_  
Judge/Commissioner

Presented by:

ROBERT W. FERGUSON  
ATTORNEY GENERAL



JENNIFER A. BOHARSKI  
Assistant Attorney General  
WSBA #15527  
Attorney for Petitioner, APS

I acknowledge receipt of a copy of this Order:



Respondent, JAY YAKRISHNAN K. NAIR, A.K.A. JAY NAIR

Date: August 23, 2018

A Law Enforcement Information Sheet (LEIS) must be completed.