



GENERAL POLICE ORDER CLEVELAND DIVISION OF POLICE



EFFECTIVE DATE: MARCH 1, 2002	REVISED DATE:	NO. PAGES: 1 of 2	NUMBER: 3.4.08
SUBJECT: PROTECTION ORDER ENFORCEMENT			
ASSOCIATED MANUAL: JAIL, WARRANT UNIT		RELATED ORDERS: 3.4.07, 3.4.16	
CHIEF OF POLICE: <i>Edward F. Lohn, Chief</i>			

PURPOSE: To provide members of the Cleveland Division of Police with direction specific to Violation of Protection Orders, Ohio Revised Code 2919.27.

POLICY: The Division shall enforce all protection orders generated within the United States.

PROCEDURE:

I. Field operations:

When investigating an alleged violation of a Temporary Protection Order (TPO), an Anti-Stalking Protection Order (APO) or a Civil Protection Order (CPO), officers shall:

- A. Confirm with Channel Nine that the protection order is in effect and has not been modified.
- B. Determine if the suspect is aware of the protection order and its provisions.
 - 1. If the investigating officers are satisfied that the suspect is aware of the protection order, they shall complete a Records Management System (RMS) report for Violation of a Protection Order and arrest the suspect. If the suspect is not present, officers shall promptly seek a warrant for the suspect's arrest.
 - 2. If the investigating officers cannot determine that the suspect had prior knowledge of the protection order and the suspect has no warrants, they shall inform the suspect of the order and its provisions and advise the suspect to comply. If the suspect refuses, the officers shall arrest the suspect.

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- C. If the suspect is arrested for any reason, advise the complainant to consult with a municipal prosecutor, as soon as possible, and provide the prosecutors' hours of operation.

II. Computerized criminal history check:

If a suspect is arrested for violating a protection order, the arresting officer shall obtain a Computerized Criminal History (CCH) check on the person prior to booking. The name and badge number of the member who obtains the CCH check shall be included in the RMS report.

- III.** Violating a Restraining Order is a civil matter and the investigating officer shall advise the complainant to the Domestic Relations Court. Officers shall not arrest someone who violates a restraining order unless the suspect has committed a separate criminal violation.