

CH-140

Restraining Order After Hearing to Stop Harassment *by STIPULATION*

FILED
 Clerk's stamp: date filed, where filed.
 LOS ANGELES SUPERIOR COURT
 NOV 16 2009
 JOHN A. CLARKE, CLERK
Sharon Charles
 CLERK

1 Your name (person asking for protection): NICKIE RICHIE

Your address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead):

City: _____ State: _____ Zip: _____

Your telephone (optional): (_____) _____

Your lawyer (if you have one): (Name, address, telephone number, and State Bar number): _____

MARK GERAGOS, SBW # 108325
444 South Figueroa, Los Angeles, CA
90017

2 Name of person to be restrained: Ivan Emilio Melo Miguel

Fill in court name and street address:
 Superior Court of California, County of
LOS ANGELES SUPERIOR COURT
 111 N. HILL STREET
 LOS ANGELES, CA 90012

Fill in case number:
 Case Number:
B 8123460

Description:
 Sex: M F Height: 5'10" Weight: 200 lbs Race: HISPANIC
 Hair Color: BROWN Eye Color: BROWN Age: 33 Date of Birth: 8/16/76

3 **Hearing**

There was a hearing:
 on (date): 11-16-09 at (time): 1:30 a.m. p.m. Dept.: 75 Rm.: 736
Carol Boas Goodson made the orders at the hearing.
 (Name of judicial officer)

These people were at the hearing:
 a. Plaintiff (the person in 1) c. Plaintiff's lawyer (name): MARK GERAGOS
 b. Defendant (the person in 2) d. Defendant's lawyer (name): _____

4 **This Is a Court Order**

You must obey all the orders indicated below. If you do not obey this Order, you can be arrested and charged with a crime. And you may have to go to jail, pay a fine of up to \$1,000, or both.

5 **Expiration Date**

This Order, except for an award of lawyer's fees, expires at:
 (time): _____ a.m. p.m. or midnight on (date): 11-16-12
 If no date is present, this Order expires three years from the date of issuance.

This is a Court Order.

Your name: _____

6 **Personal Conduct Orders**

You must *not* do the following things to the people listed in ① and ⑪:

- a. Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, destroy personal property, keep under surveillance, or block movements.
- b. Contact (directly or indirectly), telephone, send messages, mail, or e-mail.
- c. Take any action, directly or through others, to obtain the addresses or locations of the persons in ① and ⑪. (If item c is not checked, the court has found good cause not to make this order.)

Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case does not violate these orders.

7 **Stay-Away Order**

You must stay at least (specify): 50 yards away from:

- a. The person listed in ①
- b. The people listed in ⑪
- c. The home of the persons in ① and ⑪
- d. Jobs or workplaces of the persons in ① and ⑪
- e. Vehicle of person in ① Vehicles of persons in ⑪
- f. The protected children's school or child care
- g. Other (specify): _____

This stay-away order does not prevent the person in ② from going to or from that person's home or place of work.

8 **No Guns or Other Firearms**

You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get a gun or firearm.

9 **Turn In or Sell Guns or Firearms**

You must:

- Sell to a licensed gun dealer or turn in to police any guns or firearms that you possess or control. This must be done within 24 hours of being served with this order.
- File a receipt with the court within 48 hours of receiving this order that proves guns have been turned in or sold. (You may use CH-145 for this.)

10 **Other Orders (specify):** _____

EXCEPT FOR CELEBRITY PUBLICITY EVENTS

11 **Other Protected Persons**

List of the full names of all family and household members protected by these orders:

HARLOW WINTER KATE RICHIE MADDEN, (2)
SPARROW JAMES MIDNIGHT MADDEN, (6 WEEKS)

This is a Court Order.

Case Number: B 8123460

Your name: _____

Instructions for the Protected Person

To the person in ① (Write the name of the person in ①): Nichole Richie

12 **Delivery to Law Enforcement**

If the court issues restraining orders, by the close of business on the date this Order is made, you or your attorney must deliver a copy of this Order and any proof of service forms to each law enforcement agency listed below:

Name of Law Enforcement Agency:	Address (City, State, Zip)
<u>Beverly Hills Police Dept</u>	_____
<u>Los Angeles Police Dept</u>	_____
<u>Los Angeles County Sheriff's Dept</u>	_____

13 **No Fee for Service of Order by Law Enforcement**

The sheriff or marshal will serve this Order without charge because:

- a. The Order is based on stalking.
- b. The Order is based on a credible threat of violence.
- c. The person in ① is entitled to a fee waiver.

Date: 11/16/09 ▶ Carol Boas Goodson
Judicial Officer
Carol Boas Goodson

Warnings and Notices to the Restrained Person in ②

You Cannot Have Guns or Firearms

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get a gun while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to a licensed gun dealer or turn in to police any guns or firearms that you have or control in accordance with item ⑨ above. The court will require you to prove that you did so. If you do not obey this Order, you can be charged with a crime.

Instructions for Law Enforcement

This Order is effective when made. It is enforceable anywhere in all 50 states, the District of Columbia, all tribal lands, and all U.S. territories and shall be enforced as if it were an Order of that jurisdiction by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency shall advise the restrained person of the terms of the Order and then shall enforce it. Violations of this restraining order are subject to criminal penalties.

(Clerk will fill out this part)

Clerk's Certificate

Clerk's Certificate
[seal]

I certify that this Restraining Order After Hearing to Stop Harassment (CLETS) is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

Your name: Nicole Richie

Temporary Orders Against the Restrained Person

(Write the name of the person in ②): Ivon Emilio Melo Miguel

The court has made the temporary orders indicated below against you. You must obey all these orders. These orders will expire on the date of the hearing listed in ③ unless they are extended by the court.

⑤ **Personal Conduct Orders**

You must **not** do the following things to the people listed in ① and ⑩:

- a. Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, destroy personal property, keep under surveillance, or block movements.
- b. Contact (directly or indirectly), telephone, send messages, mail, or e-mail.
- c. Take any action, directly or through others, to obtain the addresses or locations of the persons in ① and ⑩. (If item c is not checked, the court has found good cause not to make this order.)

Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this Order.

⑥ **Stay-Away Order**

You **must** stay at least (specify): 100 DSC 10/30/09 ~~500~~ yards away from:

- a. The person listed in ①
- b. The people listed in ⑩
- c. The home of the persons in ① and ⑩
- d. Jobs or workplaces of the persons in ① and ⑩
- e. Vehicle of person in ① Vehicles of persons in ⑩
- f. The protected children's school or child care
- g. Other (specify): _____

This stay-away order does not prevent the person in ② from going to or from that person's home or place of employment.

⑦ **No Guns or Other Firearms**

You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get a gun or firearm.

⑧ **Turn In or Sell Guns or Firearms**

You must:

- Sell to a licensed gun dealer or turn in to police any guns or firearms that you possess or control. This must be done within 24 hours of being served with this order.
- File a receipt with the court within 48 hours of receiving this order that proves guns have been turned in or sold. (You may use Form CH-145 for this.)

⑨ **Other Orders (specify):** _____

This is a Court Order.

PAGE 2 OF 4 REQUEST



ATTACHMENT A

BS188460

5.  Ivon Emilio Melo Miguel is a paparazzi who has continued to harass and follow my family and me for several months up until October 27, 2009. On October 5, 2009 he caused a car collision, damaging my vehicle and injuring me while he and his associate were attempting to take photographs of my family and me. Thereafter, he again continued to harass and stalk us.

6d.  Ivon Emilio Melo Miguel is a paparazzi who stalks us daily, screams at me in an attempt to get a reaction, scares me, follows me, chases me in his vehicle in an attempt to photograph my family and me. On October 5, 2009, he caused a car collision, as a result of chasing me in his vehicle. According to the police report, Defendant lied to the Police about driving the vehicle and was cited for 148.9 P.C. (False information to a peace officer). His behavior has caused and continues to cause severe emotional distress both to myself and to my family.

12.  The harassment occurs on a daily basis. Defendant sits outside my house, waiting for me to leave. Defendant continues to follow my family and me almost daily, stalking our home, as we try to go about living our lives. His actions have already caused one car collision, injuring me. I am fearful that his continued presence may cause yet another accident, this time with my infant children in the vehicle.

CH-140

Restraining Order After Hearing to Stop Harassment *by stipulation*

FILED

LOS ANGELES SUPERIOR COURT
Clerk stamp: This form is filed.

NOV 16 2009

JOHN A. CLARKE, CLERK

Sharon Charles
HARRISON CLARKE

1 Your name (person asking for protection):
Nicole Richie

Your address (skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead):

City: _____ State: _____ Zip: _____

Your telephone (optional): (_____) _____

Your lawyer (if you have one): (Name, address, telephone number, and State Bar number): _____

MARK GERAGOS, SBV # 108325
644 South Figueroa St., Los Angeles, CA 90017

2 Name of person to be restrained:
EDUARDO CERRI ARRIVABENE

Fill in court name and street address:

Superior Court of California, County of

LOS ANGELES SUPERIOR COURT
111 N. HILL STREET
LOS ANGELES, CA 90012

Fill in case number:

Case Number:

BS 123459

Description:

Sex: M F Height: 6'2" Weight: 210 lbs Race: HISPANIC
Hair Color: BROWN Eye Color: BLUE Age: 29 Date of Birth: 1/2/1980

3 **Hearing**

There was a hearing:

on (date): 11-16-09 at (time): 8:30 a.m. p.m. Dept.: 75 Rm.: 736

Carol Boas Goodson made the orders at the hearing.
(Name of judicial officer)

These people were at the hearing:

- a. Plaintiff (the person in 1)
- b. Defendant (the person in 2)
- c. Plaintiff's lawyer (name): MARK GERAGOS
- d. Defendant's lawyer (name): _____

4 **This Is a Court Order**

You must obey all the orders indicated below. If you do not obey this Order, you can be arrested and charged with a crime. And you may have to go to jail, pay a fine of up to \$1,000, or both.

5 **Expiration Date**

This Order, except for an award of lawyer's fees, expires at:

(time): _____ a.m. p.m. or midnight on (date): 11-16-12

If no date is present, this Order expires three years from the date of issuance.

This is a Court Order.

Restraining Order After Hearing to Stop Harassment (CLETS) (Civil Harassment)

Your name: _____

6 **Personal Conduct Orders**

You must *not* do the following things to the people listed in ① and ⑪ :

- a. Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, destroy personal property, keep under surveillance, or block movements.
- b. Contact (directly or indirectly), telephone, send messages, mail, or e-mail.
- c. Take any action, directly or through others, to obtain the addresses or locations of the persons in ① and ⑪. (If item c is not checked, the court has found good cause not to make this order.)

Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case does not violate these orders.

7 **Stay-Away Order**

You must stay at least (specify): 50 yards away from:

- a. The person listed in ①
- b. The people listed in ⑪
- c. The home of the persons in ① and ⑪
- d. Jobs or workplaces of the persons in ① and ⑪
- e. Vehicle of person in ①
- f. The protected children's school or child care
- g. Other (specify): _____

This stay-away order does not prevent the person in ② from going to or from that person's home or place of work.

8 **No Guns or Other Firearms**

You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get a gun or firearm.

9 **Turn In or Sell Guns or Firearms**

You must:

- Sell to a licensed gun dealer or turn in to police any guns or firearms that you possess or control. This must be done within 24 hours of being served with this order.
- File a receipt with the court within 48 hours of receiving this order that proves guns have been turned in or sold. (You may use CH-145 for this.)

10 **Other Orders (specify):** _____

EXCEPT FOR CELEBRITY PUBLICITY EVENTS

11 **Other Protected Persons**

List of the full names of all family and household members protected by these orders:

MARLOW WINTER KATE RICHIE MADDEN, (2)
SPARROW JAMES MIDNIGHT MADDEN, (6 WEEKS)

This is a Court Order.



Case Number: _____

Your name: _____

Instructions for the Protected Person

To the person in ① (Write the name of the person in ①): Nicole Richie

⑫ **Delivery to Law Enforcement**

If the court issues restraining orders, by the close of business on the date this Order is made, you or your attorney must deliver a copy of this Order and any proof of service forms to each law enforcement agency listed below:

Name of Law Enforcement Agency:	Address (City, State, Zip)
<u>Beverly Hills Police Dept</u>	_____
<u>Los Angeles Police Dept</u>	_____
<u>Los Angeles County Sheriff's Dept</u>	_____

⑬ **No Fee for Service of Order by Law Enforcement**

The sheriff or marshal will serve this Order without charge because:

- a. The Order is based on stalking.
- b. The Order is based on a credible threat of violence.
- c. The person in ① is entitled to a fee waiver.

Date: 11-16-09 Boas Goodson
 Judicial Officer **Boas Goodson**

Warnings and Notices to the Restrained Person in ②

You Cannot Have Guns or Firearms

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get a gun while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to a licensed gun dealer or turn in to police any guns or firearms that you have or control in accordance with item ⑨ above. The court will require you to prove that you did so. If you do not obey this Order, you can be charged with a crime.

Instructions for Law Enforcement

This Order is effective when made. It is enforceable anywhere in all 50 states, the District of Columbia, all tribal lands, and all U.S. territories and shall be enforced as if it were an Order of that jurisdiction by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency shall advise the restrained person of the terms of the Order and then shall enforce it. Violations of this restraining order are subject to criminal penalties.

(Clerk will fill out this part)

Clerk's Certificate

Clerk's Certificate
[seal]

I certify that this Restraining Order After Hearing to Stop Harassment (CLETS) is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

Your name: Nicole Richie

Temporary Orders Against the Restrained Person

(Write the name of the person in ②): Eduardo Cerri Arrivabene

The court has made the temporary orders indicated below against you. You must obey all these orders. These orders will expire on the date of the hearing listed in ③ unless they are extended by the court.

⑤ **Personal Conduct Orders**

You must **not** do the following things to the people listed in ① and ⑩:

- a. Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, destroy personal property, keep under surveillance, or block movements.
- b. Contact (directly or indirectly), telephone, send messages, mail, or e-mail.
- c. Take any action, directly or through others, to obtain the addresses or locations of the persons in ① and ⑩. (If item c is not checked, the court has found good cause not to make this order.)

Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this Order.

⑥ **Stay-Away Order**

You must stay at least (specify): 100 DSC 10/31/09
~~500~~ yards away from:

- a. The person listed in ①
- b. The people listed in ⑩
- c. The home of the persons in ① and ⑩
- d. Jobs or workplaces of the persons in ① and ⑩
- e. Vehicle of person in ① Vehicles of persons in ⑩
- f. The protected children's school or child care
- g. Other (specify): _____

This stay-away order does not prevent the person in ② from going to or from that person's home or place of employment.

⑦ **No Guns or Other Firearms**

You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get a gun or firearm.

⑧ **Turn In or Sell Guns or Firearms**

You must:

- Sell to a licensed gun dealer or turn in to police any guns or firearms that you possess or control. This must be done within 24 hours of being served with this order.
- File a receipt with the court within 48 hours of receiving this order that proves guns have been turned in or sold. (You may use Form CH-145 for this.)

⑨ **Other Orders (specify):** _____

This is a Court Order.



ATTACHMENT A

5.  Eduardo Cerri Arrivabene is a paparazzi who has continued to harass and follow my family and me for several months up until October 27, 2009. On October 5, 2009 he caused a car collision, damaging my vehicle and injuring me while he and his associate were attempting to take photographs of my family and me. Thereafter, he again continued to harass and stalk us.
- 6d.  Arrivabene is a paparazzi who stalks us daily, screams at me in an attempt to get a reaction, scares me, follows me, chases me in his vehicle in an attempt to photograph my family and me. On October 5, 2009, he caused a car collision while chasing me in his vehicle and as a result he was arrested at the scene. It was later determined that he is not licensed to drive in the State of California, but continues to drive, follow and stalk my family. His behavior has caused and continues to cause severe emotional distress both to myself and to my family.
12. The harassment occurs on a daily basis. Defendant sits outside my house, waiting for me to leave. Defendant continues to follow my family and me almost daily, stalking our home, as we try to go about living our lives. His actions have already caused one car collision, injuring me. I am fearful that his continued presence may cause yet another accident, this time with my infant children in the vehicle.