

IN THE FAMILY COURT OF _____ COUNTY, WEST VIRGINIA

Petitioner (First/Middle/Last)

Magistrate Court Case No.: _____

By: (Parent/Guardian/Next Friend)
vs.

Family Court Civil Action No.: _____

Respondent (First/Middle/Last)

**AFFIDAVIT:
ATTEMPT AT SERVICE OF PROTECTIVE ORDER**

STATE OF WEST VIRGINIA

COUNTY OF _____, TO WIT:

I, _____, the Petitioner named in the attached Protective Order, issued by the Magistrate/ Family Court of _____ County, West Virginia, on the _____ day of _____, _____, swear or affirm that:

- 1. Personal Service of the Protective Order has been attempted on the Respondent by law enforcement in accordance with Rule 11 of the Rules of Practice and Procedure for Domestic Violence Civil Proceedings and Rule 4 of the West Virginia Rules of Civil Procedure; and despite such attempts, service has not been completed.
OR
Evidence was presented at the hearing for the Protective Order that the Respondent has left the State of West Virginia.
- 2. A certified copy of the Protective Order was sent by the Circuit Clerk by certified mail, restricted delivery, return receipt, to the Respondent's last known address of: _____, _____ and the Protective Order was returned undelivered.

Petitioner's Signature

Taken, subscribed, and sworn or affirmed before me this _____ day of _____, 2_____.

Notary Public

My commission expires on _____.

REQUEST FOR PUBLICATION

Pursuant to W.Va. Code § 48-27-311, the above-named Petitioner/Affiant hereby requests that service of the PROTECTIVE ORDER on the Respondent be accomplished by means of published notice in a Class I legal advertisement in accord with W.Va. Code § 59-3-2.

Requested this _____
(Date / Time)

Petitioner