

Amended

INJUNCTION – Harassment
(Order of Protection - 30711)

JUN 22 2010

Case No. 10CV 2326

WAUKESHA CO. WI
CIVIL DIVISION

PETITIONER/PROTECTED PERSON

Name of Petitioner (First, Middle, Last)
Lisa A. Martin dba Hayes & Martin
Name of Protected Person (if different than Petitioner)
sc

Date of Birth of Protected Person

-VS.-

RESPONDENT/DEFENDANT

Name of Respondent/Defendant (First, Middle, Last)
Jill Michelle Ferguson

SEX	RACE	DOB	HT	WT
F	W	4/16/53	5'5"	145

Respondent's/Defendant's Street Address, City, State, Zip
611 N. 66th Street
Wauwatosa, WI 53213

HAIR COLOR	EYE COLOR
Blonde	Blue

- Please specify Petitioner/Protected Person's relationship(s) to Respondent/Defendant:
- spouse
 - former spouse
 - person in dating relationship
 - current or former live-in relationship
 - other: (be specific) Client's former spouse
 - cousin
 - sibling
 - parent
 - step parent
 - adoptive parent
 - grandparent
 - child (biological/adoptive/step)

Respondent's/Defendant's Distinguishing Features (such as scars, marks or tattoos)
 None known.

CAUTION:
(Check all that apply)

- Respondent/Defendant has access to weapon(s). Type of weapon(s): gun
Location of weapon(s): Unknown
- Weapon(s) were involved in an incident (past or present) involving me.

THE COURT FINDS:

Findings are on the following page(s) of this injunction.

THE COURT ORDERS:

Orders are on the following page(s) of this injunction.

THIS INJUNCTION SHALL BE EFFECTIVE UNTIL _____

June 22, 2014
Not to exceed 4 years

NOTIFICATIONS/WARNINGS TO RESPONDENT/DEFENDANT:

This order shall be enforced, even without registration, and is entitled to full faith and credit in every civil or criminal court of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. Section 2265; Wis. Stats. 813.128). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. Section 2262).

Federal law provides penalties for, and you may be prohibited from possessing, transporting, shipping, receiving, or purchasing a firearm, including, but not limited to, a rifle, shotgun, pistol, revolver, or ammunition, pursuant to 18 U.S.C. 922(g)(8). Additional notifications/warnings are on the following page of this injunction.

Violation of this order shall result in immediate arrest and is punishable by imprisonment not to exceed 90 days or a fine not to exceed \$1,000, or both, and payment of filing and service fees.

Only the court can change this order.

THE COURT FINDS:

- 1. The petitioner has filed a petition alleging harassment under §813.125, Wisconsin Statutes.
- 2. This court has personal and subject matter jurisdiction. The respondent has been properly served and had an opportunity to be heard.
- 3. There are reasonable grounds to believe the respondent has engaged in harassment with intent to harass or intimidate the petitioner as defined in §813.125, Wisconsin Statutes.
- 4. The petitioner requested the respondent be ordered to surrender his/her firearm(s).
There is is not clear and convincing evidence that the respondent may use a firearm to cause physical harm to another or to endanger public safety.

THE COURT ORDERS THE RESPONDENT:

- 1. Cease or avoid the harassment of the petitioner.
- 2. Avoid the residence and/or any premises temporarily occupied by the petitioner.
- 3. Avoid contact that harasses or intimidates the petitioner. Contact includes: contact at petitioner's home, work, school, public places, in person, by phone, in writing, by electronic communication or device, or in any other manner.
- 4. Other: (list specific prohibited conduct or conduct that is substantially similar to that noted in the petition) *Respondent may have contact with petitioner at her office only regarding Wauwata County Case No. 08 FA 277 -*

THE COURT FURTHER ORDERS:

(This order only applies if finding #4 above has been checked and the court has found by clear and convincing evidence that the respondent may use a firearm to cause physical harm to another or to endanger public safety.)

The respondent is prohibited from possessing a firearm until the expiration of this injunction. Possession of a firearm is a Class G Felony punishable by a fine not to exceed \$25,000 or imprisonment not to exceed 10 years, or both. A respondent may retain a firearm only if the respondent is a peace officer and only to the extent required by the peace officer's employer. The respondent shall immediately surrender any firearm(s) that he or she owns or has in his or her possession to:

- the sheriff of this county.
- the sheriff of the county in which the respondent resides: _____
- another person: (Name and Address) _____

Note: Court shall complete CV-432 - Notice of Firearms Possession Penalties and send to the third party unless the third party is personally served in court.

THIS IS A FINAL ORDER FOR PURPOSES OF APPEAL IF SIGNED BY A CIRCUIT COURT JUDGE.

- The respondent was present in court and personally served with a copy of this order.
- Third party was present in court and served with CV-432.

BY THE COURT:

David F. Pike

Circuit Court Judge Circuit Court Commissioner

David F. Pike
Name Printed or Typed

6-22-10
Date

DISTRIBUTION:

- 1. Original - Court
- 2. Petitioner
- 3. Respondent
- 4. Law Enforcement
- 5. Other: _____

5. See additional Orders on attached sheet.

6. Respondent may not use the internet in any manner to communicate about petitioner or her law firm while the injunction is in place.

7. Respondent shall immediately remove website www.lisamartin-attorney.com from the internet and shall make no future websites or postings to other websites, or on Yahoo, regarding petitioner or her law firm while the injunction is in place.

STATE OF WISCONSIN

CIRCUIT COURT
CIVIL COURT BRANCH

WAUKESHA COUNTY

LISA A. MARTIN, d/b/a
HAYES & MARTIN, S.C.

AFFIDAVIT OF NOT
FOUND

Petitioner,

-vs-

JILL M. FERGUSON,

Case No. 10CV2326
Case Code No. 30711

Respondent.

STATE OF WISCONSIN)
) SS
WAUKESHA COUNTY)

FILED
IN CIRCUIT COURT

JUN 22 2010

WAUKESHA CO. WI
CIVIL DIVISION

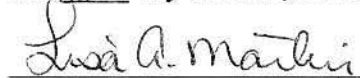
Ronald S. LaGosh, being sworn, states:

1. I am an adult resident of the State of Wisconsin and not a party to this action.
2. I certify to the best of my knowledge and determination that respondent cannot be found. I attempted service at 611 North 66 Street in the City of Wauwatosa, County of Milwaukee, State of Wisconsin, on June 8, 2010.
3. I was advised by the respondent's son, Damien Buchman, that the respondent no longer resides at 611 North 66 Street, Wauwatosa, Wisconsin, and that she was traveling and did not have a known address. I was further advised by Damien Buchman that contact could be made with the respondent at her e-mail address of jillster55@yahoo.com.



Ronald S. LaGosh

Subscribed and sworn to before me
this 20th day of June, 2010.



Notary Public, State of Wisconsin
My commission ~~expires~~ is plain

WI STATUTES ARE REplete
w/ PROV. THAT CRIMINALIZE
CONDUCT THAT MAY OTHERWISE
BE CONST. PROTECTED, IF THAT
CONDUCT IS CARRIED OUT IN AN
UNLAWFUL MANNER

§ 943.201 UNAUTHORIZED USE OF AN
INDIVIDUAL'S PERSONAL IDENTIFYING
INFORMATION OR DOCUMENTS

(Identity Theft)
Statute defines "identifying
information" as a person's
name

NOT A VIOLATION OF 1ST AMENDMENT
RIGHTS

involves speech or
expressive conduct

PUNISHING SUCH UNAUTHORIZED
USE WITH AN INTENT TO
HARM THAT PERSON'S REPUTATION

943.201(2)(c) narrowly tailored 2
achieve compelling st interest; +
viol of 1st 2 freedom of speech

STATE v BARRO
2009 WI 58
318 W2d 60