

CLOCK IN

SCOTT ELLIS

2007 FEB -6 A 11:10

FILED IN TVL-27
CLERK OF CIR. CT.
BREVARD COUNTY, FL

1155218

<input checked="" type="checkbox"/> IN THE CIRCUIT COURT, EIGHTEENTH JUDICIAL CIRCUIT, BREVARD COUNTY, FLORIDA <input type="checkbox"/> IN THE COUNTY COURT, BREVARD COUNTY, FLORIDA		CASE NUMBER 05 - 2007 - DR - 007608 - XXXX-XX
DIVISION <input checked="" type="checkbox"/> CIVIL <input type="checkbox"/> CRIMINAL <input type="checkbox"/> JUVENILE <input type="checkbox"/> TRAFFIC	ORDER SETTING HEARING ON PETITION FOR INJUNCTION FOR PROTECTION AGAINST VIOLENCE WITHOUT ISSUANCE OF AN INTERIM TEMPORARY INJUNCTION <input type="checkbox"/> DOMESTIC <input checked="" type="checkbox"/> REPEAT <input type="checkbox"/> DATING <input type="checkbox"/> SEXUAL	BAR CODE LABEL
PETITIONER COLLEEN SHIPMAN		RESPONDENT LISA NOWAK

The petition for Injunction for Protection Against Domestic Violence filed under section 741.30, Florida Statutes or Repeat Violence, Dating Violence, or Sexual Violence under section 784.046, Florida Statutes, has been reviewed. This Court has jurisdiction of the parties and subject matter. A Temporary Injunction for Protection Against Domestic, Repeat or Dating or Sexual Violence, pending the hearing scheduled below, is NOT being entered at this time but an injunction may be entered after the hearing, depending on the findings made by the Court at that time.

FINDINGS

The Court finds that the facts, as stated in the Petition alone and without a hearing on the matter, do not demonstrate that Petitioner is a victim of domestic, repeat, dating or sexual violence or that Petitioner has reasonable cause to believe that he or she is in imminent danger of becoming a victim of domestic, repeat, dating or sexual violence. Therefore, there is not a sufficient factual basis upon which the court can enter a Temporary Injunction for Protection Against Domestic, Repeat, Dating or Sexual Violence prior to a hearing. A hearing is scheduled on the Petition for Injunction for Protection Against Domestic, Repeat, Dating or Sexual Violence under Notice Of Hearing in this order. Petitioner may amend or supplement the Petition at any time to state further reasons why a Temporary Injunction should be ordered which would be in effect until the hearing scheduled below.

NOTICE OF HEARING

Petitioner and Respondent are ordered to appear and testify at a hearing on the Petition for Injunction for Protection Against Domestic, Repeat, Dating or Sexual Violence on (date) FEBRUARY 20, 2007, at 8:30A.m. at (location) VIERA CT RM 2B before the Honorable MCCLUAN FOR PJB at which time the Court will consider whether a Final Judgment of Injunction for Protection Against Domestic, Repeat, Dating or Sexual Violence should be entered. If entered, the injunction will remain in effect until a fixed date set by the Court or until modified or dissolved by the Court. At the hearing, the Court will determine whether other things should be ordered, including for example, such matters as visitation and support.

If Petitioner and/or Respondent do not appear, orders may be entered, including the imposition of court costs or an injunction.

V

PETITIONER/RESPONDENT COLLEEN SHIPMAN LISA NOWAK	ORDER SETTING HEARING ON PETITION FOR INJUNCTION FOR PROTECTION AGAINST <input type="checkbox"/> DOMESTIC <input checked="" type="checkbox"/> REPEAT <input type="checkbox"/> DATING <input type="checkbox"/> SEXUAL VIOLENCE WITHOUT ISSUANCE OF AN INTERIM TEMPORARY INJUNCTION	CASE NUMBER 05-2007-DR-007608-XXXX-X)
--	---	--

All witnesses and evidence, if any, must be presented at this time. In cases where temporary support issues have been alleged in the pleadings, each party is ordered to bring his or her financial affidavit (Florida Family Law Rules of Procedure Form 12.902(b) or (c)), tax return, pay stubs, and other evidence of financial income to the hearing.

NOTICE: Because this is a civil case, there is no requirement that these proceedings be transcribed at public expense.

YOU ARE ADVISED THAT IN THIS COURT:

- A. A court reporter is provided by the court.
- B. Electronic audio tape recording only is provided by the court. A party may arrange in advance for the services of and provide for a court reporter to prepare a written transcript of the proceedings at that party's expense.
- C. In repeat, dating, and sexual violence cases, no electronic audio tape recording or court reporting services are provided by the Court. A party may arrange in advance for the services of and provide for a court reporter to prepare a written transcript of the proceedings at that party's expense.

A RECORD, WHICH INCLUDES A TRANSCRIPT, MAY BE REQUIRED TO SUPPORT AN APPEAL. THE PARTY SEEKING THE APPEAL IS RESPONSIBLE FOR HAVING THE TRANSCRIPT PREPARED BY A COURT REPORTER. THE TRANSCRIPT MUST BE FILED WITH THE REVIEWING COURT OR THE APPEAL MAY BE DENIED.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the Disability Coordinator at 2825 Judge Fran Jamieson Way, 3rd Floor, Viera, FL 32940-8006 at least two (2) working days prior to the proceeding. The telephone number is (321) 633-2171. If you are hearing/voice impaired, call TDD 1-800-955-8771. For other information, please call (321) 637-5413.

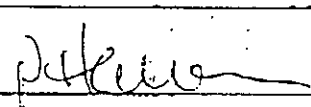
Nothing in this order limits Petitioner's rights to dismiss the petition.

DONE AND ORDERED, BREVARD COUNTY, FLORIDA	 JUDGE	DATE 6 Feb 2007
---	--	--------------------

COPIES TO:

- Sheriff of Brevard County
- Petitioner
- Respondent
- U.S. Mail
- U.S. Mail
- Hand delivery
- Hand delivery
- Forwarded to Orange Sheriff for service
County - faxed to jail
- Other: _____

I certify the foregoing is a true copy of the original as it appears on file in the office of the Clerk of the Circuit Court of Brevard County, Florida, and that I have furnished copies of this order as indicated above.

SCOTT ELLIS CLERK OF COURTS	BY  DC	DATE 2/6/07
--------------------------------	---	----------------

PETITIONER/RESPONDENT COLLEEN SHIPMAN LISA NOWAK	PETITION FOR INJUNCTION FOR PROTECTION AGAINST REPEAT VIOLENCE	CASE NUMBER 05-2007-DR-007608-XXXX-XX
--	--	--

3. Respondent's last known place of employment: NASA
 Employment Address: LBJ SPACE CENTER, HOUSTON TX
 Working Hours: _____
MONDAY TUESDAY WEDNESDAY THURSDAY FRIDAY SATURDAY SUNDAY

4. Physical description of Respondent:
 Race: WHITE Sex: Male Female Date of Birth: 05/10/63
 Height: 5'5" Weight: 150 Eye Color: _____ Hair Color: BROWN
 Distinguishing marks and/or scars: _____
 Vehicle: (make/model): _____ Color: _____ Tag Number: _____

5. Other names Respondent goes by (aliases or nicknames): _____

6. Respondent's attorney's name, address, and telephone number is: unknown

(If you do not know whether Respondent has an attorney, write "unknown". If Respondent does not have an attorney, write "none".)

SECTION III. CASE HISTORY AND REASON FOR SEEKING PETITION (This section must be completed.)

1. Has Petitioner ever received or tried to get an injunction for protection against domestic violence, repeat violence, dating violence, or sexual violence against Respondent in this or any other court?
 Yes No If yes, what happened in that case? {include case number, if known}

2. Has Respondent ever received or tried to get an injunction for protection against domestic violence, repeat violence, dating violence, or sexual violence against Petitioner in this or any other court? Yes No If yes, what happened in that case? {include case number if known}

3. Describe any other court case that is either going on now or that happened in the past between Petitioner and Respondent (include case number, if known):

none

PETITIONER/RESPONDENT COLLEEN SHIPMAN LISA NOWAK	PETITION FOR INJUNCTION FOR PROTECTION AGAINST REPEAT VIOLENCE	CASE NUMBER 05-2007-DR-007608-XXXX-XX
--	--	--

4. Respondent has directed at least two incidents of "violence", meaning assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnaping, or false imprisonment, or any criminal offense resulting in physical injury or death against Petitioner or a member of Petitioner's immediate family. One of these two incidents of "violence" has occurred within 6 months of the date of filing of this petition. The most recent incident (including date and location) is described below.

On (date) 5 Feb 07, at (location) Orlando International Airport Blue Lot
 Respondent followed me from the B terminal ground transportation (satellite parking pick up), onto the satellite parking bus and into the blue lot.
Lisa Nowak got off of the bus when I got off the bus. She was wearing a tan trenchcoat with a hood and a wig and glasses, as well as jeans & black shoes. She followed me to my car, then tried to open my driver's side door or beat on the window with her hands. She then repeatedly asked me to help her and asked to use my phone. I told her "No." She asked me to open the doors give her a ride to the parking garage. I started the car & told her that I would send someone to help her. She said she couldn't hear me. I opened my window about 2" and she sprayed me with a mace or pepper spray. I threw the car in gear & drove to the parking garage, where I called the police.

5. Other prior incidents (including dates and location) are described below:

On (date) approx 26 Jan - 5 Feb 07, at (location) Houston TX and Orlando FL
 Respondent researched my personal information, either using her cell contacts or computer and found my flight information for 5 Feb 07. She traveled from Houston, TX to Orlando, FL to physically confront and assault me.

Check here if you are attaching additional pages to continue these facts

PETITIONER/RESPONDENT COLLEEN SHIPMAN LISA NOWAK	PETITION FOR INJUNCTION FOR PROTECTION AGAINST REPEAT VIOLENCE	CASE NUMBER 05-2007-DR-007608-XXXX-XX
--	--	--

[check all that apply]

- e. prohibiting Respondent from going to or within 500 feet of the following place(s) Petitioner or Petitioner's immediate family must go often:
Kiwanis Island (Merritt Island, FL) (same class)
- f. prohibiting Respondent from knowingly and intentionally going to or within 100 feet of Petitioner's motor vehicle; and any other terms the Court deems necessary for the safety of Petitioner and Petitioner's immediate family.

I UNDERSTAND THAT BY FILING THIS PETITION, I AM ASKING THE COURT TO HOLD A HEARING ON THIS PETITION, THAT BOTH THE RESPONDENT AND I WILL BE NOTIFIED OF THE HEARING, AND THAT I MUST APPEAR AT THE HEARING.

I UNDERSTAND THAT I AM SWEARING OR AFFIRMING UNDER OATH TO THE TRUTHFULNESS OF THE CLAIMS MADE IN THIS PETITION AND THAT THE PUNISHMENT FOR KNOWINGLY MAKING A FALSE STATEMENT INCLUDES FINES AND/OR IMPRISONMENT.

[Signature]
Petitioner

5 Feb 07
Dated

[Redacted]
Address

[Redacted]
City, State, Zip

[Redacted]
Telephone Number

[Redacted]
Fax Number

Sworn to or affirmed and signed before me this 5 day of February, 2007 by Colleen Shipman who _____ is personally known to me or presented PA DL as identification.

[Signature]
Deputy Clerk

CONTINUATION SUPPLEMENT TO PETITION FOR INJUNCTION	PETITION FOR INJUNCTION FOR PROTECTION AGAINST REPEAT VIOLENCE	CASE NUMBER 05-2007-DR-007608-XXXX-XX
--	--	--

Continuation of Page 3, number 4: Describe what he/she did that amounts to an Assault, Aggravated Assault, Battery, Aggravated Battery, Sexual Assault, Sexual Battery, Stalking, Aggravated Stalking, Kidnaping or False Imprisonment on you or your immediate family, or created reasonable fear in you that he/she will commit Assault, Aggravated Assault, Battery, Aggravated Battery, Sexual Battery, Sexual Assault, Stalking, Aggravated Stalking, Kidnaping or False Imprisonment on you or your immediate family.

(see attached police statement; Case # 07-047314)

SWORN TO AND SUBSCRIBED BEFORE ME ON:

02/05/2007

Date

Deputy Clerk

Petitioner

Mailing Address

City, State, Zip