

Interjurisdictional Service in Guam

A Resource from the
Pandemic Rapid Response Team

December 2022



	Ex Parte Protective Order (Temporary/Emergency)	Final Protective Order
Statute	7 Guam Code § 40	
Terminology	Emergency Order of Protection Temporary Order of Protection	Permanent Order of Protection
Length of Order	Emergency Order: Up to when court business resumes at the beginning of the week or within 72 hours, whichever is sooner Temporary Order: Up to 10 days after filing the petition.	As ordered by the court.
Available Relief	<p>Emergency Order:</p> <ul style="list-style-type: none"> • Grant the plaintiff possession of the residence • Order the defendant to provide suitable alternative housing (if the petitioner is not granted possession of the residence). <p>Temporary and Permanent Orders: In addition to relief provided by an emergency order:</p> <ul style="list-style-type: none"> • Order the defendant to refrain from abusing the plaintiff or minor children • The court may also: <ul style="list-style-type: none"> ○ Award temporary custody/visitation rights ○ Order a wireless service provider to transfer a party’s phone number and billing authority to their own account. 	
Protected Parties	<ul style="list-style-type: none"> • Current or former spouse • Have child in common • Currently or formerly living together • Related by consanguinity or adoption to the fourth degree of affinity • Currently or formerly in a dating or sexual relationship • Minor children of the above 	

Requirements for Service	<ul style="list-style-type: none"> • The court will mail the order to the parties and send a copy of the order to law enforcement. • Upon request, law enforcement may also personally serve the order on the respondent • Law enforcement will enter the order into their systematic records and Family Violence Registry.
Registration Required for Enforcement	Not required.
Military Jurisdictions	<p>Military Bases:</p> <ul style="list-style-type: none"> • Joint Region Marianas – Andersen AFB <p>Processes on Military Jurisdictions: Contact the individual military jurisdiction for service process details.</p>
Tribal Jurisdictions	<p>Federally Recognized Tribe: None</p> <p>State Recognized Tribes: None</p>
Other Information	None

Out of State Service Fees¹:

None

For more information, please contact State Point of Contact Danielle Rosete (drosete@guamcourts.org).

If you would like to provide suggestions/feedback on this Profile, visit:
https://ncsc2.iad1.qualtrics.com/jfe/form/SV_eQzzYCCgK38Q64C

¹ Courts should not charge a victim of domestic violence, dating violence, stalking, or sexual assault any costs associated with the filing, issuance, registration, or service of protection orders, whether issued by civil or criminal courts, including intra- and inter-jurisdictional orders. This no-cost provision also applies to any fees or costs associated with a criminal matter related to domestic violence, stalking, dating violence, and sexual assault (42 U.S.C. § 3796 hh(c)(4)). Charging any of these costs will render a jurisdiction ineligible for certain VAWA funds.