

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR
MIAMI-DADE COUNTY, FLORIDA

IN RE: _____ CASE NO.: _____

Petition and Affidavit Seeking Ex Parte Order Requiring Involuntary Examination (BAKER ACT)

I, _____, being duly sworn, am filing this sworn statement requesting a court Order for
Print Name of Petitioner

the involuntary examination of _____ (hereinafter referred to as RESPONDENT).
Print Name of Respondent

This petition and affidavit will be included in RESPONDENT's clinical record and may be viewed by RESPONDENT.

I understand that, by filling out this form, RESPONDENT may be taken by law enforcement to a mental health facility for an examination.

I SWEAR that the answers to the following questions are given honestly, in good faith, and to the best of my knowledge.

1. My contact information: Phone: () _____ Email: _____

Address: _____
Street Address City State Zip Code

Occupation: _____ Work Phone: () _____

Work Address: _____
Street Address City State Zip Code

2. RESPONDENT's contact information: Phone: () _____ Email: _____

RESPONDENT lives at, or may be located at, the following address(es):

Address: _____
Street Address City State Zip Code

Address: _____
Street Address City State Zip Code

Address: _____
Street Address City State Zip Code

3. I have the following relationship with RESPONDENT: _____

4. Check the one box that applies:

- a. I or a family member have **OR** have not previously made allegations to law enforcement involving RESPONDENT on (date) _____ such as domestic violence, trespassing, battery, child abuse or neglect, Baker Act, Marchman Act, etc. Please describe:

-
-
-
- b. RESPONDENT has OR has not previously made allegations to law enforcement involving me or my family on (date) _____ such as domestic violence, trespassing, battery, child abuse or neglect, Baker Act, Marchman Act, etc. Please describe:

5. Check the one box that applies:

- a. I or a family member are not now, and have not in the past, been involved in a court case with RESPONDENT.
- b. I or a family member am now, or was, involved in a court case with RESPONDENT. This case is/
was a _____ in _____
Type of Case When

Explain: _____

6. I have known RESPONDENT for (how long): _____, AND (check the one box that applies):

- RESPONDENT has only recently displayed unusual kinds of behavior.
- RESPONDENT has, over a period of time, always acted in a strange manner.
- RESPONDENT's behavior has developed over a period of time.

7. Check the one box that applies:

- a. I am on good terms with RESPONDENT.
- b. I am not on good terms with RESPONDENT.

Explain: _____

COMPLETE THE FOLLOWING ONLY IF THE SECTION APPLIES TO THIS CASE:

8. I have seen the following behavior, which causes me to believe that there is a good chance that the RESPONDENT will cause seriously bodily harm to himself/herself or others: On _____ (date) at approximately _____ (time), I saw RESPONDENT:

9. Other similar behavior I have personally seen is as follows:

10. To my knowledge or belief, I do **OR** I do not believe these actions were a result of intellectual disability, developmental disability, traumatic brain injury, dementia, intoxication, or conditions resulting from antisocial behavior or substance abuse impairment.

CHECK AND/OR ANSWER APPLICABLE SECTIONS:

11. Check the one box that applies:

a. I have attempted to get RESPONDENT to agree to seek assistance for a mental or emotional problem(s). I explained the purpose of the examination (describe when, who was present, and whether you or another person explained the need for the examination):

b. I did not try to get RESPONDENT to agree to a voluntary examination because:

c. RESPONDENT refused a voluntary examination because:

12. The following steps were taken to get RESPONDENT to go to a hospital for mental health care:

These steps did not work because:

13. I believe that RESPONDENT is unable to determine for himself/herself why the examination is necessary because:

14. I believe that RESPONDENT has a mental illness which will keep RESPONDENT from being able to meet the ordinary demands of living because:

15. I believe that without treatment, RESPONDENT is likely to suffer from neglect or refuse to care for himself/herself because:

16. I believe that this lack of care or neglect has led or will lead to RESPONDENT harming himself/herself because:

17. Can family or close friends now provide enough care to avoid harm to RESPONDENT? Yes **OR** No

If not, why?

KNOWN RELATED CASES:

CASE NUMBER	STYLE	DATE OF ADJUDICATION

A copy of the petition(s) must be attached to an Ex Parte Order for Involuntary Examination and accompany RESPONDENT to the receiving facility.