

State of Alabama
Unified Judicial System

PETITION FOR PROTECTION FROM ABUSE

Court Case Number:

Form C-2 (Page 1 of 5)
Rev. 10/2023

IN THE CIRCUIT COURT OF _____ COUNTY, ALABAMA
(Name of County)

DESTINY PAYTON-WILLIAMS
(Plaintiff (Victim))

LABETZICK WILLIAMS
(Defendant (Person to be Restrained))

(Plaintiff) filing on behalf of (Victim)

(Defendant's Address (Office or Home))

Section 30-5-5(4)(1), Ala. Code 1975, provides "...[t]he following information shall not be contained on any court document made available to the public and the defendant by the circuit clerk's office: The plaintiff's home address and, if applicable, business address; a plaintiff's home telephone number and, if applicable, business telephone number; the home or business address or telephone number of any member of the plaintiff's family or household; or an address that would reveal the confidential location of a shelter for victims of domestic violence as defined in Section 30-6-1."

(City) (State) (Zip Code)

(Defendant's Social Security Number - Last 4 Only)

YOU MUST PROVIDE COMPLETE AND TRUTHFUL INFORMATION. IF YOU DO NOT, THE COURT MAY DISMISS THIS CASE, AND YOU MAY BE SUBJECT TO BEING CHARGED WITH PERJURY FOR KNOWINGLY PROVIDING FALSE INFORMATION.

I. ELIGIBLE PLAINTIFFS (CHECK ALL THAT APPLY):

(Note: The word, "Plaintiff," is used in this block to describe the victim and/or the person(s) filing on behalf of the victim):

- I am 18 years of age or older and am a victim of abuse or have reasonable cause to believe I am in imminent danger of becoming the victim of any act of abuse.
- I am a parent; or a legal guardian; or a next friend; or a court appointed guardian ad litem; or the State Department of Human Resources seeking protection from domestic violence on behalf of the victim who is: a minor child; or a person prevented by physical or mental incapacity from seeking a protection order.
- I am under 18 years of age, emancipated, and am a victim of abuse or have reasonable cause to believe I am in imminent danger of becoming the victim of any act of abuse.

In order to qualify for the issuance of a protection order pursuant to the Protection from Abuse Act, you must check ONE of the boxes below, showing you have one of the following relationships with the Defendant.

- 1. The Defendant is the victim's spouse (Describe: _____) or former spouse (Describe: DIVORCED); or the Defendant is in or had a common-law marriage with the victim (Describe: _____).
Date of Marriage: 9/7/2019 Date of Divorce (if applicable): 4/13/2021
- 2. The Defendant and the victim has or had a dating relationship (Describe: _____)
(A dating relationship means a relationship or former relationship of a romantic or intimate nature characterized by the expectation of affectionate or sexual involvement by either party; includes the period of engagement to be married; and does not include a casual or business relationship or a relationship that ended more than 12 months prior to the filing of the petition for a protection order).
- 3. The Defendant is a current or former household member of the victim (A household member excludes non-romantic or non-intimate co-residents). Describe victim's relationship to the above-named Defendant: _____
- 4. The Defendant and the victim have a child in common regardless of whether the victim and Defendant have ever been married and regardless whether they are currently residing or have in the past resided together in the same household (defined in 3 above). Describe victim's relationship to the above-named Defendant: EX-HUSBAND FATHER
- 5. The victim is a relative of a current or former household member defined in 3 above who also lived with the Defendant. Describe victim's relationship to the above-named Defendant: _____
- 6. The victim is an individual who is a parent, step-parent, child, step-child, grandparent, step-grandparent, grandchild, or step-grandchild. Describe the victim's relationship to the above-named Defendant: _____

(NOTE: The word "Plaintiff" in the remainder of this form refers to the victim for whom protection is being sought.)

I state that the following is true and correct:

The Plaintiff is a resident of MADISON in AL, The Plaintiff's age is 47 years old.
(Name of County) (Name of State)

Is the Plaintiff involved in any other civil, domestic relations, child support, or juvenile case (for example, divorce, paternity or custody) with the Defendant? YES NO

If YES, please state the County and State in which the case was brought: _____ County,
(Name of State) (Name of County)

Are there any criminal charges against the Defendant because of abuse to the Plaintiff? YES NO
If YES, the charges were brought in MADISON County, AL.
(Name of County) (Name of State)

(Note: If there are more civil or other cases with the Defendant or more criminal charges against the Defendant, please attach additional 8" x 11" sheets of paper, if necessary, stating the case number(s), County(ies), and State(s) in which these cases are being handled).

Original - Court Record Copy - Law Enforcement Copy - Plaintiff Copy - Defendant

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(Check the box if the following statement applies to the Plaintiff):

- The Plaintiff left his or her residence to avoid further abuse or threat of abuse, and the Plaintiff is temporarily located in _____ County, Alabama. (Name of County)
- The Defendant lives in MADISON County, AL. (Name of County) (Name of State)
- The abuse occurred in MADISON County, Alabama. (Name of County)
- The Defendant is 43 years old.
- I am requesting a protection order; a change in a current protection order; an emergency order; a change in an emergency order.

II. To Get a Protection Order, the Defendant Must Have Done One or More of the Following (Check all that apply):

- | | |
|---|---|
| <ul style="list-style-type: none"> <input type="checkbox"/> Threatened to confine the Plaintiff <input checked="" type="checkbox"/> Made the Plaintiff afraid that the Plaintiff would be seriously injured <input type="checkbox"/> Made the Plaintiff have sex by force or threat of force <input type="checkbox"/> Kidnapped the Plaintiff or his or her child(ren) <input type="checkbox"/> Trespassed on the Plaintiff's property <input type="checkbox"/> Tortured or willfully abused the Plaintiff's child(ren) <input type="checkbox"/> Stole from the Plaintiff <input type="checkbox"/> Recklessly engaged in conduct which risked serious injury to the Plaintiff <input checked="" type="checkbox"/> Tortured or willfully abused the Plaintiff's child(ren) multiple times | <ul style="list-style-type: none"> <input type="checkbox"/> Exposed the Plaintiff's child(ren) to drugs <input type="checkbox"/> Injured the Plaintiff <input checked="" type="checkbox"/> Tried to do one or more of the acts in this section <input type="checkbox"/> Threatened to injure/hurt the Plaintiff <input checked="" type="checkbox"/> Stalked the Plaintiff <input type="checkbox"/> Set fire to the Plaintiff's house <input type="checkbox"/> Restrained the Plaintiff <input type="checkbox"/> Other (please specify): _____ |
|---|---|

III. Explain the Abuse That Has Happened (Begin With the Most Recent Act. You May Add Additional 8" x 11" Sheets of Paper, if Necessary):

Date and place where the abuse occurred:

DECEMBER 1, 2024 WHEELER COURTHOUSE / POLICE STATION

Describe how the Defendant hurt or threatened the Plaintiff or how the Plaintiff is in imminent danger of becoming a victim:

SEE ATTACHED DOCUMENT (STALKING, HARRASSMENT, INTIMIDATION, PHYSICAL ABUSE)

I genuinely fear the Defendant will cause further abuse because:

The defendant was recently arrested DV/Harrasment. Plaintiff (myself) is concerned (for safety) that the Defendant will escalate behavior as a result of arrest and it being made public.

IV. Legal Information Required (Check all that apply):

There is a current restraining or protection order against the Defendant.

- YES; I don't know; NO. If YES, the County and State where it was issued: _____ County, _____ State. (Name of County) (Name of State)

The Defendant has a current restraining or protection order against the Plaintiff:

- YES; No. If YES, the County and State where it was issued: _____ County, _____ State. (Name of County) (Name of State)

(Note: If there are more current restraining or protection orders against the Defendant or against the Plaintiff, please attach additional 8" x 11" sheets of paper, if necessary, stating the case number(s), County(ies), and State(s) in which these Orders were issued).

Original - Court Record

Copy - Law Enforcement

Copy - Plaintiff

Copy - Defendant

Dear Honorable Judge,

I am writing to formally request a protective order for myself, Destiny Payton-Williams, and my minor son, Law Ace Williams (L.A.W.), due to an escalating and documented history of domestic violence, harassment, and child endangerment involving La'berrick Williams (LW). I believe there is an immediate and ongoing risk to our safety that requires the court's urgent intervention.

1. History of Significant Injuries Sustained by Law while in LW's care

- Two months old: My son experienced a life-threatening injury classified as near-miss SIDS. A guardian ad litem related to the case questioned this diagnosis and stated it appears consistent with shaken baby syndrome.

- o LW's account of the incident changed three times when the incident was reported.
- o Since this event, my son has experienced developmental delays, including speech delays which has been said to be in line with "shaken baby syndrome".

- Two years old: My son sustained physical injuries, including a contusion, hematoma, and edema, while in LW's care.

- o LW did not take LAW in for medical care.

2. Recent Incidents of Violence and Harassment

- December 1, 2024: During a custody exchange at Wheeler Police Station, LW was positioned behind me and made physical contact with me when attempting to grab my son from my arms. As a person who has experienced him as physically abusive, I feel unsafe when he makes physical contact with me, especially during a disagreement. This incident caused our son L.A.W. to become visibly upset. This incident occurred in the presence of law enforcement, who intervened.

- March 2024: During another custody exchange, LW threw my son's medication on the ground and became verbally abusive in the presence of my son, prompting police intervention. He became argumentative with the officer, who instructed him to leave the building and had to come from behind the desk after he commands were being ignored. A report was filed documenting the event.

- LW regularly sends harassing messages via telecommunications to me that are verbally abusive and unrelated to co-parenting.

3. Exposure to Violence

- My son has witnessed violent behavior by LW on multiple occasions. For example:
 - o He has witnessed physical abuse by his father and has made statements such as "Daddy scary" and "Daddy angry" and "Daddy scary, [current girlfriend scared]"
 - o LW's current girlfriend has disclosed being physically abused by him, that is an ongoing pattern of domestic violence towards his partner that has persisted since our marriage. [such as strangulation during my pregnancy with our mutual child, and attacking me during delivery of mutual child/police report was made.]

There is photographic evidence of bruises and strangulation marks provided from [current girlfriend], also some of these current incidents occurred in my son's presence.

* LW can be observed using abusive language, such as name-calling, and intimidation of myself and my son via telecommunications, despite his awareness that the communication can be monitored.

Request for Relief

In light of these concerns, I respectfully request the following:

1. A protective order for myself and my minor son.
2. Temporary sole custody of my son to ensure his immediate safety.
3. Appointment of a new guardian ad litem to independently evaluate my son's well-being and the history of abuse.

Conclusion

The Child Advocacy Center; Teachers and therapists have expressed concerns [all documented] about my son's emotional dysregulation, which correlates with his exposure to traumatic events. Considering LW's history of physical abuse against me, his current and previous partners, and the documented injuries to my son while in his care, I am pleading with the court to prioritize the safety and well-being of my child and me.

Thank you for your attention to this urgent matter. I am available to provide additional documentation or testimony as needed.

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V. Child(ren)

A. The name(s) and date(s) of birth of any child(ren) of the Defendant and the Plaintiff, who are under 19 years old.

Name: L.A.W. Date of Birth: 06-19-2020

Name: _____ Date of Birth: _____

Name: _____ Date of Birth: _____

Name: _____ Date of Birth: _____

B. Is there a custody order concerning any of the above children? YES NO

C. For the last six months, the child(ren) (has) have lived (in what State and with whom):

Child: L.A.W. Lived with: MOTHER State: AL

Child: _____ Lived with: _____ State: _____

Child: _____ Lived with: _____ State: _____

Child: _____ Lived with: _____ State: _____

VI. Residence

THE DEFENDANT MAY BE REQUIRED TO MOVE FROM THE PLAINTIFF'S RESIDENCE IF THE RESIDENCE IS IN THE SOLE NAME OF THE PLAINTIFF, IF IT IS JOINTLY OWNED OR RENTED BY THE PLAINTIFF AND THE DEFENDANT, OR IF THE PARTIES ARE MARRIED TO EACH OTHER.

The place where the Plaintiff lives is: Owned by: the Plaintiff; or the Defendant; or both the Plaintiff and the Defendant.

Rented by: the Plaintiff; or the Defendant; or both the Plaintiff and the Defendant.

The Plaintiff must notify the Court of any change(s) in address.

VII. Ex Parte Relief Requested (Please Check the Boxes To Show What is Requested):

I am asking the Court for the following for myself and/or the person(s) for whom I am applying:

(1) Enjoin the Defendant from threatening to commit or committing acts of abuse, as defined in the Protection from Abuse Act, against the Plaintiff; and/or child(ren) of the Plaintiff; and/or any designated person. List the name(s) of person(s) who need protection: [REDACTED]

(2) Restrain and enjoin the Defendant from annoying, harassing, stalking, threatening, and engaging in conduct that would place the Plaintiff and/or minor(s); and/or child(ren) of the Plaintiff; and/or any designated person in reasonable fear of bodily injury or from contacting the Plaintiff or the children of the Plaintiff. List the name(s) of the person(s) who need protection: [REDACTED]

* "Contacting" includes, but is not limited to, communicating with the victim verbally or in any written form, either in person, telephonically, electronically, or in any other manner, either directly or indirectly through a third person.

Original - Court Record

Copy - Law Enforcement

Copy - Plaintiff

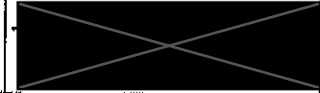
Copy - Defendant

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(3) Restrain and enjoin the Defendant from having any physical or violent contact with the Plaintiff or the Plaintiff's property, or from going within a minimum of 300 feet of the Plaintiff's residence, even if the residence is shared with the Defendant, school, or place of employment of the Plaintiff, any children, or any other person designated by the court, or order the Defendant to stay away from any specified place frequented by the Plaintiff, any children, or any person designated by the court where the court determines the Defendant has not legitimate reason to frequent.

(4) Award temporary custody of the child(ren) to [REDACTED] (Please specify the name of the person to whom custody should be given)

(5) Enjoin the Defendant from interfering with the Plaintiff's efforts to remove any of the Plaintiff's child(ren) or from removing any children from the jurisdiction of the court and direct the appropriate law enforcement officer to accompany the Plaintiff during the effort to remove any of the Plaintiff's child(ren) as necessary to protect the Plaintiff or any children from abuse or child abuse.

(6) Enjoin the Defendant from removing any child(ren) from SCHOOL / ACTIVITIES (the individual having legal custody of the child(ren)), except as subsequently authorized by a custody or visitation order issued by a court of competent jurisdiction.

(7) Remove and exclude the Defendant from the residence of the Plaintiff, regardless of ownership of the residence.

(8) Order possession and use of an automobile; and/or other essential personal effects regardless of ownership, and direct the appropriate law enforcement officer to accompany the Plaintiff to the residence of the parties or to other specified locations as necessary to protect the Plaintiff or any children from abuse.

(9) Prohibit the Defendant from transferring, concealing, encumbering, or otherwise disposing of specified property mutually owned or leased by the parties (Please describe property): _____

(10) Order other relief deemed necessary to provide for the safety and welfare of the Plaintiff, and/or any child(ren); and/or any designated person. List the name(s) of the person(s) who need protection: [REDACTED]

VIII. Additional relief requested for final hearing (permanent order):

In addition to the relief requested above in "VII. Ex Parte Relief Requested," I request the following relief for myself and/or the person(s) for whom I am applying:

(11) Order the Defendant to comply with the following visitation arrangements of any child(ren):

Visitation; Deny visitation; Require supervision by a third party

(Please specify visitation arrangements of any child(ren) below giving primary consideration to the safety of the Plaintiff or any child(ren) or both): _____

(12) Order the Defendant to pay attorney's fees and court costs.

(13) Grant possession of the residence or household to the Plaintiff to the exclusion of the Defendant by evicting the Defendant; restoring possessions to the Plaintiff; or both; or agreeing to allow the Defendant to provide suitable alternate housing.

(14) Order the Defendant to pay temporary reasonable child support for the Plaintiff and/or any child(ren) in the Plaintiff's custody, or both, in accordance with the Child Support Guidelines. (If this relief is sought, you must attach COMPLETED copies of Form CS-41, Child Support Obligation Income Statement/Affidavit, Form CS-42, Child Support Guidelines, and Form CS-47, Child Support Information Sheet).

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(15) Order the Defendant to provide temporary possession of the vehicle (description): _____

_____ to the Plaintiff because the Plaintiff has no other means of transportation of his or her own and the Defendant has control of more than one vehicle; or has alternate means of transportation.

(16) Incorporate another custody order (Case Number, County, State: XXXXXXXXXX Madison Co. AL.); and/or support order (Case Number, County, State: _____) into this Order.

(17) Order the Defendant to surrender all firearms.

(18) Direct the appropriate law enforcement office to accompany the Plaintiff to the residence of the parties; and/or another location, _____ (description of location), as necessary to enforce any of the terms of this Order.

(19) Order other relief not requested above (describe): _____

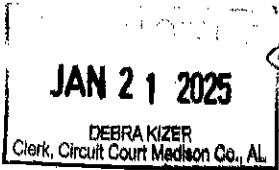
Before me, the undersigned authority, personally appeared the Plaintiff, who is known to me or presented an identification card to me, and who being duly sworn, deposes and says that he/she has read the foregoing Petition for Protection from Abuse and that the facts herein are true and correct.

Sworn to and subscribed before me this 21st day of Jan, 2025.

DESTINY PATTON-Williams
(Plaintiff (Please print))

[Signature]
(Plaintiff (Signature))

[Signature]
(Signature of Officer Authorized to Administer Oaths (Notary Public))



(Notary Public Only: My Commission expires on _____ (Date)).

NOTICE TO DEFENDANT

The Defendant is advised that (1) he or she has the right to counsel at his or her own expense at the final hearing on this Petition but not counsel appointed by the court; and (2) he or she has a right to request a final hearing prior to 10 days of perfection of Service of this Petition.

Original - Court Record

Copy - Law Enforcement

Copy - Plaintiff

Copy - Defendant

Case Number

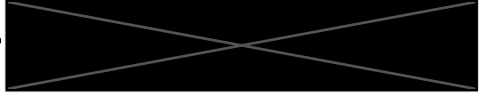


EXHIBIT "A"

Defendant's Name CABERTRICK DJUAN WILLIAMS

Address



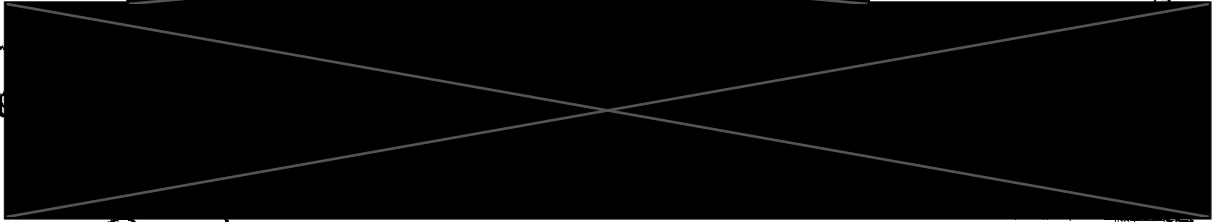
Phone#



City, State, ZIP



DOB



HEIGHT

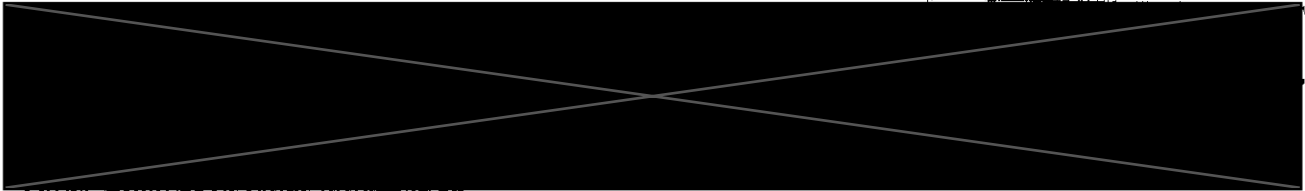
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Employer

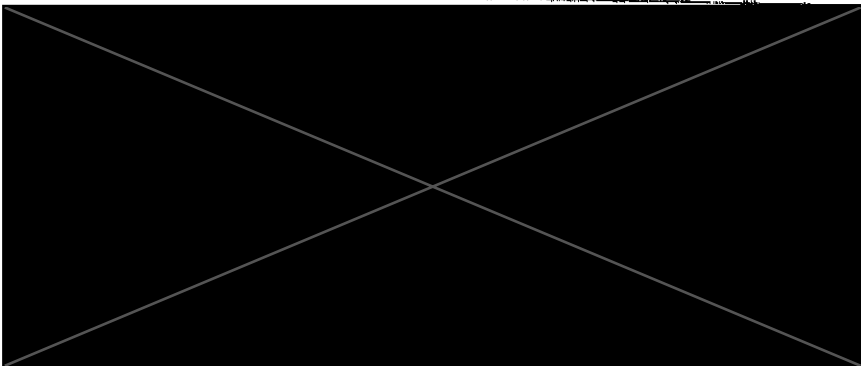
BOEING

Phone #

256 461 2121



Other Address or Other Information



Horizontal lines for additional information