



**STATE OF RHODE ISLAND**

**DISTRICT COURT**

**COMPLAINT AND MOTION FOR TEMPORARY RESTRAINING ORDER - TENANT AGAINST LANDLORD**

<b>Plaintiff</b>	<b>Civil Action File Number</b>
<b>Defendant</b>	<b>Attorney for the Plaintiff or the Plaintiff</b>
<b>Address of the Defendant</b>	<b>Address of the Plaintiff's Attorney or the Plaintiff</b>

<input type="checkbox"/> Murray Judicial Complex 2nd Division District Court 45 Washington Square Newport, Rhode Island 02840-2913 (401) 841-8350	<input type="checkbox"/> Noel Judicial Complex 3rd Division District Court 222 Quaker Lane Warwick, Rhode Island 02886-0107 (401) 822-6750
<input type="checkbox"/> McGrath Judicial Complex 4th Division District Court 4800 Tower Hill Road Wakefield, Rhode Island 02879-2239 (401) 782-4131	<input type="checkbox"/> Garrahy Judicial Complex 6th Division District Court One Dorrance Plaza Providence, Rhode Island 02903-2719 (401) 458-5400

Pursuant to G.L. 1956 §§ 34-18-6, 34-18-34, and/or 34-18-45, the Plaintiff hereby requests that this court enter a Temporary Restraining Order for the reasons set forth below. In support of this Complaint and Motion, the Plaintiff states:

1. The Plaintiff is the tenant of the rental premises located at: \_\_\_\_\_

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2. The Defendant is the landlord/owner of the property.
3. The Defendant has violated G.L. 1956 §§ 34-18-44 and/or 34-18-26 by doing one (1) or more of the following:
  - The Defendant changed the locks to Plaintiff's apartment or otherwise excluded Plaintiff from the apartment.
  - The Defendant shut off or otherwise interrupted Plaintiff's utility service, specifically: (Check as needed)
    - Electricity  Heat  Gas  Water  Other: \_\_\_\_\_



## STATE OF RHODE ISLAND

### DISTRICT COURT

- The Defendant has abused the right to reasonable access by entering the Plaintiff's apartment without giving the Plaintiff prior notice and without obtaining the Plaintiff's consent.

4. The Plaintiff has been harmed by these actions and will suffer irreparable harm if the court does not enter a Temporary Order as requested in this Motion and Complaint.

5. The Plaintiff contacted or attempted to contact the Defendant to tell the Defendant of this request for a Temporary Restraining Order by doing the following: \_\_\_\_\_

\_\_\_\_\_

**WHEREFORE**, the Plaintiff asks this court to:

1. Enter a Temporary Restraining Order and Preliminary and Permanent Injunction, enjoining the Defendant to:

- Immediately give Plaintiff full access to and use of the rental premises and to return any property he/she may have removed from Plaintiff's apartment.
- Immediately restore all utility services that he/she terminated or interrupted.
- Cease and desist from entering Plaintiff's apartment without first giving Plaintiff proper notice and obtaining Plaintiff's prior consent except in case of emergency.

and

2. Award the Plaintiff statutory damages as allowed by G.L. 1956 §§ 34-18-34 and/or 34-18-45 and grant such further relief as this court deems fit and proper.

I, \_\_\_\_\_, after being duly sworn, depose on oath and state that I am the Plaintiff in the above-entitled case, and I have personal knowledge of the matters to which the Complaint refers, and that these matters are true and correct to the best of my knowledge and belief.

Name of the Plaintiff

\_\_\_\_\_

Signature of the Plaintiff

\_\_\_\_\_



**STATE OF RHODE ISLAND**

**DISTRICT COURT**

State of \_\_\_\_\_  
County of \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned notary public, personally appeared \_\_\_\_\_

personally known to the notary or  proved to the notary through satisfactory evidence of identification, which was \_\_\_\_\_, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: \_\_\_\_\_

My commission expires: \_\_\_\_\_

Notary identification number: \_\_\_\_\_

**ATTORNEY CERTIFICATE**

/s/ _____ Attorney for the Plaintiff	Rhode Island Bar Number:
	Date:
Office Telephone Number: _____	





**STATE OF RHODE ISLAND**  
**DISTRICT COURT**

State of \_\_\_\_\_  
County of \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned notary public, personally appeared \_\_\_\_\_  
 personally known to the notary or  proved to the notary through satisfactory evidence of identification, which was \_\_\_\_\_, to be the person who signed above in my presence, and who swore or affirmed to the notary that the contents of the document are truthful to the best of his or her knowledge.

Notary Public: \_\_\_\_\_  
My commission expires: \_\_\_\_\_  
Notary identification number: \_\_\_\_\_



**STATE OF RHODE ISLAND**

**DISTRICT COURT**

**TEMPORARY RESTRAINING ORDER - TENANT AGAINST LANDLORD**

<b>Plaintiff</b>	<b>Civil Action File Number</b>
<b>Defendant</b>	<b>Attorney for the Plaintiff or the Plaintiff</b>
<b>Address of the Defendant</b>	<b>Address of the Plaintiff's Attorney or the Plaintiff</b>

Upon consideration of the Complaint and Motion for Temporary Restraining Order, and having found likelihood of immediate and irreparable harm to the Plaintiff, it is hereby

**ORDERED, ADJUDGED, and DECREED as follows:**

1. That the Defendant is hereby ordered to immediately give full access to and use of the rental premises and to return any property that was removed from apartment.
2. That the Defendant is hereby prohibited from taking any steps to remove or exclude from the premises except by legal means.
3. That the Defendant is hereby ordered to immediately restore utilities, specifically the \_\_\_\_\_ service(s), and to refrain from interfering with these or any other utilities.
4. That the Defendant is hereby prohibited from entering the premises without giving proper prior notice and obtaining prior consent, except in case of emergency.
5. That this order shall remain in effect until a hearing on a Preliminary Injunction which shall be held on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at 9:00 A.M. in the District Court at the address indicated on the Summons served with this Restraining Order.

Entered as an Order of the court on _____.	<b>BY ORDER OF:</b> /s/ _____ Clerk
	<b>ENTER:</b> /s/ _____ Judicial Officer