

CLERK COMM 26 CV 921
 PLEA CASE NO. 1
 LICKING CO. OHIO

FORM 10-C:
WARNING CONCERNING THE ATTACHED
PROTECTION ORDER OR CONSENT AGREEMENT

Courts are required to notify defendants and respondents orally or in writing about potential domestic violence firearms prohibitions stemming from legal action. [R.C. 2151.34(F)(2), 2903.214(F)(2), 2919.26(G)(2), and 3113.31(F)(2)]

NOTE: Rules 10.01, 10.02, 10.03, and 10.05 of the Rules of Superintendence for the Courts of Ohio require this Warning to be attached to the FRONT of all civil and criminal EX PARTE or FULL HEARING protection orders issued by the courts of the State of Ohio.

WARNING TO RESPONDENT / DEFENDANT

Violating the attached Protection Order is a crime, punishable by incarceration, fine, or both and may cause the revocation of your bond or result in a contempt of court citation against you.

This Protection Order is enforceable in all counties in Ohio and 50 states, the District of Columbia, tribal lands, and U.S. territories pursuant to state law and the Violence Against Women Act, 18 U.S.C. 2265. Violating this Protection Order may subject you to state and federal charges and punishment.

Only the Court may change the terms of this Protection Order. The Petitioner/Alleged Victim/Protected Person cannot give you legal permission to change this Order. If you go near the Petitioner/Alleged Victim/Protected Person, even with the person's permission, you may be arrested. Only the Court may change or end this Protection Order. Unless the Court changes or ends this Order, you may be arrested for violating this Protection Order. **YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.**

WARNING TO PETITIONER / ALLEGED VICTIM

You **cannot** change the terms of this Order by your words or actions. Only the Court may allow the Respondent/Defendant to contact you or return to your residence. This Protection Order **cannot** be changed by either party without obtaining a written court order.

NOTICE ABOUT FIREARMS AND OTHER DEADLY WEAPONS

As a result of this Protection Order or Consent Agreement, it may be a federal crime for you to possess or purchase a firearm, including a rifle, pistol, or revolver, or ammunition pursuant to 18 U.S.C. 922(g)(8) for the duration of this Order. If you have any questions whether the law makes it illegal for you to possess or purchase a firearm or ammunition, you should consult with a lawyer.

This Protection Order may be subject to the exceptions pursuant to 18 U.S.C. 925(a)(1) **only** with respect to the official use of government-issued firearms or ammunition for the use of any department or agency of the United States, Ohio, or its political subdivision. This exception does not apply if the Defendant/Respondent has been convicted of an offense of violence, for example, domestic violence, menacing by stalking, etc., against a family or household member.

NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS

The attached Protection Order is enforceable in all counties in Ohio. Violation of this Protection Order is a crime under R.C. 2919.27. Law enforcement officers with powers to arrest under R.C. 2935.03 for violations of the Ohio Revised Code must enforce the terms of this Protection Order as required by R.C. 2151.34, 2903.213, 2903.214, 2919.26, 2919.27, and 3113.31. If you have reasonable grounds to believe that the Respondent/Defendant has violated this Protection Order, it is the preferred course of action in Ohio under R.C. 2935.03 to arrest and detain the Respondent/Defendant until a warrant may be obtained. Federal and state law prohibits charging a fee for service of this Order to the Petitioner/Alleged Victim or protected parties.

FORM 10.03-F: CIVIL STALKING PROTECTION ORDER OR CIVIL SEXUALLY ORIENTED OFFENSE PROTECTION ORDER FULL HEARING

IN THE COURT OF COMMON PLEAS

General Division, Licking

COUNTY, OHIO

Order of Protection

Per R.C. 2903.214(F)(3), this Order is Indexed at

Licking County Sheriff

LAW ENFORCEMENT AGENCY WHERE INDEXED

(740) 670 - 5500

PHONE NUMBER

Case No.

26 CV 921

Judge Marcelain

State

OHIO

☒ CIVIL STALKING PROTECTION ORDER
FULL HEARING (R.C. 2903.214)

☐ CIVIL SEXUALLY ORIENTED OFFENSE
PROTECTION ORDER FULL HEARING (R.C. 2903.214)

PETITIONER:

Ashley L. Muccardi

First

Middle

Last

v.

PERSON(S) PROTECTED BY THIS ORDER:

Petitioner Ashley L. Muccardi DOB: 3/2/85

Petitioner's Family or Household Members:

(☐ Additional forms attached)

Josephine Muccardi DOB: 2/17/25

DOB:

DOB:

DOB:

RESPONDENT:

Jameson M. Tolliver

First

Middle

Last

RESPONDENT IDENTIFIERS

SEX	RACE	HGT	WGT
Male	Caucasian	6'0"	170 lbs.
EYES	HAIR	DOB	
Brown	Brown	2 / 3	85
DRIVER'S LIC. NO.		EXP. DATE	STATE

Relationship to Petitioner: None

Address where Respondent can be found:

21 E. Harrison St., Apt. 104, Newark, OH,

43055 OR 155, E. Main St., Newark, 43055

Distinguishing Features: N/A

☐ WARNING TO LAW ENFORCEMENT: RESPONDENT HAS FIREARMS ACCESS – PROCEED WITH CAUTION

Violence Against Women Act, 18 U.S.C. 2265, Federal Full Faith & Credit Declaration: Registration of this Order is not required for enforcement.

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter, and Respondent was provided with reasonable notice and opportunity to be heard within the time required by Ohio law. Additional findings of this Order are set forth below.

THE COURT HEREBY ORDERS:

That the above named Respondent be restrained from committing acts of abuse or threats of abuse against Petitioner and other protected persons named in this Order. Additional terms of this Order are set forth below.

The terms of this Order shall be effective until

5 / 7 / 31

(DATE CERTAIN – 5 YEARS
MAXIMUM)

WARNING TO RESPONDENT: See the warning page attached to the front of this Order.

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Case No. 26 CV 921

This proceeding came on for a hearing on 5 / 20 / 26 before the Court and the ☒ Civil Stalking Protection Order Ex Parte or ☐ Civil Sexually Oriented Offense Protection Order Ex Parte issued on 5 / 7 / 26, all in accordance with R.C. 2903.214. The following individuals were present:

Petitioner was present pro se. Respondent did not appear despite service and did not contact the Court in any fashion.

The Court hereby makes the following findings of fact:

The Court finds that Petitioner has met her burden under the applicable statute. The evidence establishes that the parties knew each other casually during high school in approximately 2003. The parties appear to have lost touch (only because they made no particular effort to do otherwise) after they completed school. In 2013, Respondent sought Petitioner's contact information and obtained her email address. He then began emailing Petitioner, professing his love for her and expressing a desire to have a family with Petitioner. Similar messages continued for a time. In November of 2013, Petitioner instructed Respondent to have no further contact with her. He threatened suicide and was involuntarily committed to a mental health care facility. Further email communication from Respondent followed in March of 2014. Some significant period of time passed. Then, in April of 2026, Respondent again began contacting Petitioner in various ways. He posted photographs of her on his social media pages. He also called, emailed, and texted her. In total, during this period of time, Respondent has contacted Petitioner some fifty (50) times in various ways. This has caused Petitioner great concern. She is a nurse who works from home, and she is married with a daughter who is not yet two (2) years old. Most startlingly, Respondent appeared at Petitioner's home on or about May 7, 2026, at which time he was arrested for and charged with menacing by stalking and telephone harassment. Petitioner is now taking anxiety medication as a result of Respondent's behavior. Clearly, Respondent has engaged in a pattern of behavior and has knowingly caused great concern and fear for Petitioner.

☐ Additional findings on a separate page are included and attached herein.

- ☒ The Court finds by a preponderance of the evidence that 1) Respondent has knowingly engaged in a pattern of conduct that caused Petitioner to believe that Respondent will cause physical harm or cause or has caused mental distress; and 2) the following orders are equitable, fair, and necessary to protect the persons named in this Order from stalking offenses.
- ☐ The Court finds by a preponderance of the evidence that 1) Petitioner or Petitioner's family or household members have been a victim of a sexually oriented offense as defined in R.C. 2950.01, committed by Respondent; and 2) the following orders are equitable, fair, and necessary to protect the persons named in this Order from sexually oriented offenses.
- ☒ The Court finds by clear and convincing evidence that 1) Petitioner or Petitioner's family or household members reasonably believed Respondent's conduct before the filing of the Petition endangered the health, welfare, or safety of Petitioner or Petitioner's family or household members; 2) Respondent presents a continuing danger to Petitioner or Petitioner's family or household members; and 3) the following orders are equitable, fair, and necessary to protect the persons named in this Order from experiencing a continuing danger.

RESPONDENT SHALL NOT ABUSE, harm, attempt to harm, threaten, follow, stalk, harass, force sexual relations upon, or commit sexually oriented offenses against the protected persons named in this Order.
[NCIC 01 and 02]

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Case No. 26 CV 921**ALL OF THE PROVISIONS CHECKED BELOW ALSO APPLY TO RESPONDENT**

☒ **1. RESPONDENT SHALL NOT ENTER** the residence, school, business, place of employment, day care centers, or child care providers of the protected persons named in this Order, including the buildings, grounds, and parking lots at those locations. Respondent may not violate this Order even with the permission of a protected person. [NCIC 04]

☒ **2. RESPONDENT SHALL NOT INTERFERE** with the protected persons' right to occupy the residence including, but not limited to canceling utilities or insurance or interrupting telecommunication (e.g., telephone internet, or cable) services, mail delivery, or the delivery of any other documents or items. [NCIC 03]

☐ **3. RESPONDENT SHALL SURRENDER** all keys and garage door openers to the following residence:

within 24 hours of service of this Order to the law enforcement agency that serves Respondent with this Order or as follows:

☒ **4. RESPONDENT SHALL STAY AWAY FROM PETITIONER** and all other protected persons named in this Order, and not be present within 500 feet or _____ (distance) of any protected persons wherever those protected persons may be found, or any place Respondent knows or should know the protected persons are likely to be, even with a protected person's permission. If Respondent accidentally comes in contact with protected persons in any public or private place, Respondent must depart immediately. This Order includes encounters on public and private roads, highways, and thoroughfares. [NCIC 04]

☒ **5. RESPONDENT SHALL NOT REMOVE, DAMAGE, HIDE, OR DISPOSE OF ANY PROPERTY, COMPANION ANIMALS, OR PETS** owned or possessed by the protected persons named in this Order.

☐ **6. PETITIONER IS AUTHORIZED TO REMOVE THE FOLLOWING COMPANION ANIMALS OR PETS** owned by Petitioner from the possession of Respondent:

Exchange of the listed companion animals or pets shall take place as follows:

☒ **7. RESPONDENT SHALL NOT INITIATE OR HAVE ANY CONTACT** with the protected persons named in this Order or their residences, businesses, places of employment, schools, day care centers, or child care providers. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voicemail; delivery service; social media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person.

Respondent may not violate this Order even with the permission of a protected person. [NCIC 05]

☒ **8. RESPONDENT SHALL NOT** use any form of electronic surveillance on protected persons.

☒ **9. RESPONDENT SHALL NOT CAUSE OR ENCOURAGE ANY PERSON** to do any act prohibited by this Order.

☒ **10. RESPONDENT SHALL NOT POSSESS, USE, CARRY, OR OBTAIN ANY DEADLY WEAPON** at any time while this Order remains in effect for the safety and protection of the protected persons named in this Order. Furthermore, Respondent may be subject to firearms and ammunition restrictions pursuant to 18 U.S.C. 922(g)(1) through (9), 18 U.S.C. 922(n), or R.C. 2923.13. [NCIC 07]

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RESPONDENT IS EXCEPTED only for official use pursuant to 18 U.S.C. 925(a)(1), if no other firearms and ammunition prohibitions apply.

- ☒ **11. RESPONDENT SHALL TURN OVER ALL DEADLY WEAPONS OWNED** by Respondent or in Respondent's possession to the law enforcement agency that serves Respondent with this Order no later than _____ or as follows:

Respondent shall immediately surrender any firearms or other deadly weapons in his possession and shall not possess the same during the operation of this Order.

Any law enforcement agency is authorized to accept possession of deadly weapons pursuant to this paragraph and hold them in protective custody for the duration of this Order. [NCIC 07]

Law enforcement shall immediately notify the Court upon receiving Respondent's deadly weapons into protective custody as set forth in this Order.

Upon the expiration or termination of this Order, Respondent may reclaim any deadly weapons held in protective custody by law enforcement pursuant to this Order unless Respondent is otherwise disqualified as verified by a check of the NCIC protection order file.

- 12. RESPONDENT'S CONCEALED CARRY WEAPON LICENSE**, if any, is now subject to R.C. 2923.128.

- ☐ **13. IT IS FURTHER ORDERED:** [NCIC 08]

- ☐ **14. RESPONDENT SHALL COMPLETE** the following counseling program:

Respondent shall contact this program within _____ days after receiving this Order and immediately arrange for an initial appointment. The counseling program is requested to provide the Court a written notice when Respondent attends the initial appointment, if Respondent fails to attend or is discharged, and when Respondent completes the program. Respondent is required to sign all necessary waivers to allow the Court to receive information from the counseling program.

- ☐ Respondent is ordered to appear before Judge or Magistrate _____ on _____ / _____ / _____ at _____ ☐ a.m. ☐ p.m. to review Respondent's compliance with this counseling order. Respondent is warned: If you fail to attend the counseling program you may be held in contempt of court. If you fail to appear at this hearing, the Court may issue a warrant for your arrest.

- ☒ **15. RESPONDENT SHALL NOT USE OR POSSESS** ☒ alcohol or ☒ illegal drugs.

- ☐ **16. RESPONDENT SHALL BE SUBJECT TO ELECTRONIC MONITORING.** Respondent is ordered to report to _____ for placement of a global positioning system for the purpose of electronic monitoring for the duration of this Order or until _____ / _____ / _____ whichever expires first. The Court further imposes the following terms and conditions:

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☒ 17. The Clerk of Court shall cause a copy of this Order to be served on Respondent as set forth in Civ.R. 5(B) and 65.1(C)(3). The Clerk of Court shall also provide certified copies of this Order to Petitioner upon request.

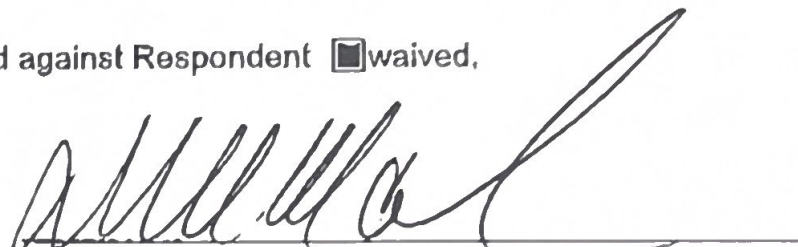
18. IF THE FULL HEARING PROCEEDING WAS REFERRED TO A MAGISTRATE, the Court has reviewed the magistrate's granting of this Order and finds no error of law or other defect evident on the face of the Order. Accordingly, the Court adopts the magistrate's granting of this Order.

19. IT IS FURTHER ORDERED NO COSTS OR FEES SHALL BE ASSESSED AGAINST PETITIONER for filing, issuing, registering, modifying, enforcing, dismissing, withdrawing, serving, or subpoenaing witnesses or obtaining a certified copy of this Order. This Order is granted without bond.

20. THE COSTS OF THIS ACTION ARE ☐ assessed against Respondent ☒ waived.

IT IS SO ORDERED.


MAGISTRATE


JUDGE

NOTICE TO RESPONDENT

NO PERSON PROTECTED BY THIS ORDER CAN GIVE YOU LEGAL PERMISSION TO CHANGE OR VIOLATE THE TERMS OF THIS ORDER. IF YOU VIOLATE THE TERMS OF THIS ORDER, EVEN WITH THE PROTECTED PERSON'S PERMISSION, YOU MAY BE HELD IN CONTEMPT OR ARRESTED. ONLY THE COURT CAN CHANGE THIS ORDER. YOU ACT AT YOUR OWN RISK IF YOU DISREGARD THIS WARNING.

NOTICE OF FINAL APPEALABLE ORDER

Copies of the foregoing Order, which is a final appealable order, were served on or delivered to the parties indicated pursuant to Civ.R. 5(B) and 65.1(C)(3), including ordinary mail

on 5 / 21 / 2026

By: 
CLERK OF COURT

TO THE CLERK

A COPY OF THIS ORDER SHALL BE SERVED ON RESPONDENT PURSUANT TO CIV.R. 65.1(C)(3).

COPIES OF THIS ORDER SHALL BE DELIVERED TO:

Petitioner

- ☐ Petitioner's Attorney
☐ Respondent's Attorney
☐ Law Enforcement Agency Where Petitioner Resides:

☐ Law Enforcement Agency Where Petitioner Works:

☒ Sheriff's Office
Licking County Sheriff

☐ Other: _____

WAIVER

I, _____ (Respondent) understand that I have the right to a full hearing on the Petition for Civil Stalking Protection Order or Civil Sexually Oriented Offense Protection Order, and acknowledge each of the following:

1. I waive the right to have a full hearing on this Protection Order.
2. I waive the right to cross-examine witnesses and review evidence submitted in support of this Protection Order.
3. I waive the right to present witnesses and evidence on my own behalf.

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4. I waive the right to file objections and recognize this may limit my right to appeal the issuance of this Protection Order.

I understand that based on the waivers listed above, a Protection Order will be entered against me.

RESPONDENT

DATE

NOTICE TO PARTIES

Objections. (1) A party may file written objections to the Court's adoption, modification, or rejection of the Magistrate's denial or granting of a Civil Protection Order after a full hearing, or any terms of such an order, within fourteen days of the Court's filing of the Civil Protection Order. If any party timely files objections, any other party may also file objections not later than ten days after the first objections are filed.

(2) The timely filing of objections under Civil Rule 65.1 (F)(3)(d) shall not stay the execution of the Civil Protection Order.

(3) A party filing objections under Civil Rule 65.1 (F)(3)(d) has the burden of showing that an error of law or other defect is evident on the face of the civil protection order, or that the credible evidence of record is insufficient to support the granting or denial of the civil protection order, or that the Magistrate abused the Magistrate's discretion in including or failing to include specific terms in the civil protection order.

(4) Objections based upon evidence of record shall be supported by a transcript of all the evidence submitted to the Magistrate or an affidavit of that evidence if a transcript is not available. With leave of Court, alternative technology or manner of reviewing the relevant evidence may be considered. The objecting party shall file the transcript or affidavit with the Court within thirty days after filing objections unless the Court extends the time in writing for preparation of the transcript or other good cause. If a party files timely objections prior to the date on which a transcript is prepared, the party may seek leave of Court to supplement the objections.

Final order; stay of appeal. Notwithstanding the provisions of any other rule, a Civil Protection Order entered by the Court under Civil Rule 65.1 (F)(3)(c), with or without the subsequent filing of objections, is a final, appealable order that can be appealed upon issuance of the civil protection order. The timely filing of objections under Civil Rule 65.1 (F)(3)(d) shall stay the running of the time for appeal until the filing of the Court's ruling on the objections.

Disposition of Confiscated Weapons. Within thirty days of the expiration or dismissal of this Civil Protection Order, a party may make a written request for the return of confiscated weapons, provided that no other law prohibits the return. AFTER THIRTY DAYS, IF NO WRITTEN REQUEST IS RECEIVED, OR THE RETURN IS PROHIBITED BY LAW, THE LICKING COUNTY SHERIFF'S OFFICE SHALL DISPOSE OF THE WEAPONS PURSUANT TO PROCEDURES ESTABLISHED FOR THE DISPOSITION OF ABANDONED PROPERTY.