



**OFFICE OF THE
DISTRICT ATTORNEY
COUNTY OF NEVADA**



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GOOD CAUSE REPORT
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Per Penal Code Section 278.7(e) Portions of This Report Are Confidential

PENAL CODE 278.7 “GOOD CAUSE” NOTIFICATION TO DISTRICT ATTORNEY
*****This Report IS NOT a Court Order Granting or Denying Custody/Visitation*****

Penal Code Section 278.5(a) (The Parental Child Abduction Law) defines the Felony crime of parental child abduction/concealment. This crime is punishable by a maximum of 3 years in state prison and a fine of \$10,000.00. The crime is committed when someone maliciously deprives a lawful custodian of a right to custody of a child or deprives a person of a right to visitation with a child, by taking, concealing, or withholding that child. A custody order obtained after the taking of a child does not constitute a defense to a charge of Parental Child Abduction.

Penal Code Section 278.7(a)&(b) may provide a defense to a person charged with the crime of Parental Child Abduction if the person taking/keeping/withholding/ concealing the child:

1. Has a right of custody to the child or children (as defined in Penal Code Section 277(e)),
2. Has been the victim of domestic violence by the other person, and/or
3. Has a good faith and reasonable belief that the child or children will suffer **immediate** bodily injury or emotional harm* if left with the other person.

“Emotional harm” includes the infliction of domestic violence by one parent upon the parent/person who takes, entices away, keeps, withholds, or conceals that child.

This defense temporarily prevents a prosecution under PC 278.5 (a) (Parental Child Abduction). In order to fulfill the “Good Cause” defense to a prosecution under PC 278.5, the person with a right to custody who takes, etc. the child, **SHALL** do and/or be advised of the following per PC Section 278.7:

Advise and Initial

1. Make a report of the taking, within a reasonable time (**10 days**), to the District Attorney’s Office of the county where the child resides before the taking. _____
2. Commence a custody proceeding in a court of competent jurisdiction within a reasonable time (**30 days**) from the taking. _____
3. Inform the District Attorney’s Office if you move yourself or the child(ren) from the location you specify herein and provide a telephone number where you can be reached (PC 278.7(c)). _____
4. If there is a pending court action or court order, you may be restrained from leaving the county or state. _____
5. The address(es) and telephone number(s) disclosed in this report are confidential and cannot be released to anyone without legal authority or a protective court order. _____

Initialing Witnessed By: _____ Date/Time: _____
Date this report taken: _____ Time: _____

Taking parent or person who has physical custody of the child(ren)

Your name: _____
Last First Middle Maiden

Address: _____
Number Street City State Zip

Home /Cell Phone #: _____ Work Phone #: _____ Email: _____

Date of birth: _____ Sex: _____ Race: _____ Hgt. _____ Wgt. _____ Hair: _____ Eyes: _____

Driver's license or ID#: _____ State: _____ SSN: _____

Other name(s) you are known by: _____

Your relationship to the child(ren): _____

Address where child(ren) is or will be concealed until the court hearing:

Name of contact person at address (Shelter name if applicable):

Phone # at (Shelter) address: _____

Address where child(ren) had been living: _____

Have you filled for custody yet? Yes _____ No _____ Pending _____

If yes or pending, in which County and State? _____ Case # _____

Have you retained an attorney? _____ If yes or pending, list the attorney's name, address, and phone number:

Were you the victim of Domestic Violence committed by the other person/parent? Yes _____ No _____

If yes, have you reported it to law enforcement? Yes _____ No _____

If yes, list when the report was made, what agency took the report, and report number

Date Law enforcement agency Case number

Was an arrest made? Yes _____ No _____

Is the person/parent currently in custody/jail? Yes _____ No _____

