



\* REQUEST CRIMINAL SUMMONS \*

LOCAL CRIMINAL COURT  
TOWN OF SOUTHAMPTON

CC# 10-17615

**VIOLATION INFORMATION**

STATE OF NEW YORK  
COUNTY OF SUFFOLK  
TOWN OF SOUTHAMPTON

SS: Lohan, Michael DOB 04/25/60 } DEFENDANT(S)

Complainant Kathryn Major, of [redacted] Mill, Being duly sworn, says that on or about Monday, July 19, 2010, at about 2:00pm, at [redacted] Town of Southampton, County of Suffolk, State of New York, the defendant, MICHAEL LOHAN of [redacted], intentionally, committed the offense of: **HARASSMENT IN THE SECOND DEGREE**, in violation of section 240.26 subdivision 1 of the PENAL LAW of the State of New York; a violation.

**IN THAT:**

A person is guilty of Harassment in the Second Degree when, with intent to harass, annoy or alarm another person, he or she strikes, shoves, kicks or otherwise subjects such other person to physical contact, or attempts or threatens to do the same.

**TO WIT:**

The defendant, at [redacted] New York, on or about Monday, July [redacted], with intent to harass, annoy or alarm another person, did strike, shove, kick or otherwise subject such other person to physical contact, or attempted or threatened to do the same; in that, MICHAEL LOHAN started a verbal argument with me because I didn't answer my cell phone. Then he flipped the sofa chair over while I was sitting in it causing me to burn my back. He was on my body to the floor. My left collarbone is sore and my right knee is scraped. He proceeded to throw a shoe at me and kick me in the mouth while I was down on the floor. I have a cut on my lip which is causing me a little discomfort. After he kicked me he said "I am going to put you in jail because I am going to kill you!". I am very scared of Michael Lohan and I want to pursue charges against him for harassment and get an order of protection against him.

This complaint is based upon my knowledge, of your deponent.

SWORN TO BEFORE ME THIS 19th DAY OF July, 2010

*[Signature]*  
SIGNATURE OF OFFICIAL ADMINISTERING OATH  
COSA

*[Signature]*  
COMPLAINANT

SERGEANT  
Town of Southampton

Agency <b>STPD</b>		ORI <b>05189</b>		Sprint # (NYC)		Incident #	
Month	Day	Year	Time (24 hr)	Address of Occurrence		APT #	Product priority
<b>7</b>	<b>19</b>	<b>10</b>	<b>400</b>				<b>02</b>
How can we help you contact us? (Name, Phone)		AFT #		Aided in (NYC)		Complaint #	
<b>7 19 10 100</b>							
<b>INFORMATION</b>							
Name (Last, First, M.I.) (include aliases) <b>MAJOR RAMON</b>				Race		Month	Day
Street & City				Age		<b>11</b>	<b>16</b>
Injured? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes				Sex		<b>20</b>	<b>07</b>
Describe: <b>SHOOTING TO L/R / PAIN IN SHOULDER</b>				Ethnicity		M/F	
Name (Last, First, M.I.) (include aliases) <b>LOHAN MICHAEL</b>				Race		Month	Day
Street & City				Age		<b>05</b>	<b>60</b>
Injured? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes				Sex		<b>05</b>	<b>50</b>
Describe:				Ethnicity		M/F	
<b>SUSPECT/P2 present?</b>		<b>LIVING SITUATION</b>		<b>RELATIONSHIP: (SUSPECT/PT to VICTIM/P1)</b>		Date of Birth	
<input checked="" type="checkbox"/> No		Do parties currently live together? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		<input checked="" type="checkbox"/> Married		Date of Arrest	
<input type="checkbox"/> Yes		If NO, have they lived together in the past? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Intimate Partner/Dating		Date of Release	
<input checked="" type="checkbox"/> No		Do the parties have a child in common? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Child of victim/party 1		Date of Conviction	
				<input type="checkbox"/> Relative			
1. Name (Street/ALIAS/DOB) (Last/First)							
2.							
3.							
<input checked="" type="checkbox"/> Stinging <input checked="" type="checkbox"/> Damaged Property <input checked="" type="checkbox"/> Property Entry <input checked="" type="checkbox"/> Porcible Restraint <input checked="" type="checkbox"/> Hair Pulling <input checked="" type="checkbox"/> Homeless <input type="checkbox"/> Impaired Alcohol/Drugs <input type="checkbox"/> Injury to Child <input type="checkbox"/> Injury to Other Persons <input type="checkbox"/> Injury to Pet/Animal <input type="checkbox"/> Interference With Phone <input type="checkbox"/> Intimidation/Coercion <input type="checkbox"/> Kissing <input type="checkbox"/> Pushing <input type="checkbox"/> Sexual Assault <input type="checkbox"/> Shoving <input type="checkbox"/> Slapping <input type="checkbox"/> Striking/Body <input type="checkbox"/> Stabbing <input type="checkbox"/> Strangulation/Choking <input type="checkbox"/> Suicide or Attempt							
Arrest Made? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No							
Reasons arrest not made on: <input type="checkbox"/> Warrant/Original Charge <input type="checkbox"/> Violative <input type="checkbox"/> Not in police presence, the name of case <input type="checkbox"/> Other							
Offenses							
1. <b>HARA SSIMOT 2ND</b>							
2.							
3.							
<input type="checkbox"/> Photos Taken? <input checked="" type="checkbox"/> YES, photos taken <input type="checkbox"/> NO <input type="checkbox"/> Some <input type="checkbox"/> Damaged <input type="checkbox"/> Other items collected? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Results of investigation and basis of action taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No							
(Applicable) <b>ON THE ABOVE AND THE (P1) REPORTS (P2) DMS TO BE A SUFA CHAIR WHILE (P1) WAS SEATED IN SAID CHAIR CAUSING PAIN TO (P1)'S LEFT SHOULDER. (P1) STATED AFTER OVER HEARING CHAIR (P2) TOOK OFF HIS SHOULDER IT AT (P1)'S SIDE AND KICKED (P1) IN THE FACE WHILE SHE WAS DOWN. (P1) STATED DURING TO (P1)'S HIP. (P1) REQUESTS MEDICAL ATTENTION AND SHE IS SCARED AND WISHES TO REPORT (P1) DMS TO THE POLICE TO STOP HIM FROM COMING TO THE AREA.</b>							
<input type="checkbox"/> Home <input type="checkbox"/> Other <input type="checkbox"/> Other <input type="checkbox"/> Other <input type="checkbox"/> Other							
244 7 19 10							

ORI <b>05158</b>	Sprint # (NYC)	Incident #	Pre-class or CV	Alded # (NYC)	Complaint # <b>10-17615</b>
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**Page 2 of the NYS Domestic Incident Report:  
STATEMENT OF ALLEGATIONS / SUPPORTING DEPOSITION**

Suspect Name (Last, First, M.I.)  
**LOHAN, MICHAEL (D-O) 4/25/60**

**KATHRYN MAJOR** (victim/deponent name), state that on **7/19/10** (date) at **2:00pm**  
, (nombre de victima/deponente), declaro que en tal fecha \_\_\_\_\_ en \_\_\_\_\_

ocation of incident), in the County/City/Town/Village of \_\_\_\_\_, of the state of New York, the following did occur:  
onde el incidente ocurrio), el condado/ciudad/aldea/pueblo de \_\_\_\_\_, del estado de Nueva York, lo siguiente ocurrio:

**Now July 19, 2010 AT ABOUT 2:00pm MY FIANCE MICHAEL LOHAN CAME HOME WHILE I WAS SLEEPING IN A SOFA CHAIR. HE WAKE ME UP YELLING "WHY DIDNT YOU PICK UP YOUR CELL PHONE YOU STUPID CUNT" HE THEN TURNED OVER THE CHAIR WHILE I WAS STILL IN IT, TOSSED ME TO THE FLOOR. I CRAWLED TO THE OTHER END OF THE ROOM TO GET AWAY FROM HIM. HE STOOD OVER TO ME, TOOK HIS SHOE OFF AND PUT IT ON MY FACE WHILE I WAS ON THE FLOOR. HE STOOD OVER ME AND SAID "I'M GOING TO KILL YOU BECAUSE OF YOU, CAUSE I WILL KILL YOU" HE SAID ALL OF THIS TO ME CAUSE I SAID I'M GOING TO LEAVE HIM. I AM NOW AFRAID OF HIM. I GIVE THIS STATEMENT TO P.O. \_\_\_\_\_ OF THE SOUTHAMPTON TOWN \_\_\_\_\_ AND IT IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND IS FREELY GIVEN.**

**KM**

(Use additional pages as needed)

False Statements made herein are punishable as a Class A Misdemeanor, pursuant to section 210.45 of the Penal Law.  
Declaraciones falsas hechas aqui son castigables como una clase de delito menor, de acuerdo con la seccion 210.45 de la ley penal.

**[Signature]**  
Victim/Deponent Signature  
Firma de victima/deponente

**7/19/10**  
Date  
Fecha

**Note:**  
Whether or not this form is filed with this enforcement.

**[Signature]**  
Interpreter  
Witness or Officer

**7/19/10**  
Date

**Note:**  
Si esta forma no es presentada con esta D.I.R. forma no sera procesada con la ley penal.

**D'ARCE 244**

**2**

ORINo: NY051311

At a term of the SOUTHAMPTON JUSTICE Court, County of SUFFOLK,  
at the Courthouse at 32 JACKSON Ave. HAMPTON BAYS, State of New York

NYSID No: \_\_\_\_\_

ORDER OF PROTECTION  
Family Offenses - C.P.L. 530.12

PRESENT: Hon. Andrea Schiavoni  
PEOPLE OF THE STATE OF NEW YORK

Youthful Offender (check if applicable)  
Part: Criminal Index/Docket No: 10-07502  
Judgment No., if any: \_\_\_\_\_  
Charges: 240.26(1)

against

Michael Lohan Defendant Date of Birth: 4/05/60

(Check box:  Ex Parte  Defendant Present in Court

NOTICE: YOUR FAILURE TO OBEY THIS ORDER MAY SUBJECT YOU TO MANDATORY ARREST AND CRIMINAL PROSECUTION WHICH MAY RESULT IN YOUR INCARCERATION FOR UP TO SEVEN YEARS FOR CONTEMPT OF COURT. IF THIS IS A TEMPORARY ORDER OF PROTECTION AND YOU FAIL TO APPEAR IN COURT WHEN YOU ARE REQUIRED TO DO SO, THIS ORDER MAY BE EXTENDED IN YOUR ABSENCE AND THEN CONTINUES IN EFFECT UNTIL A NEW DATE SET BY THE COURT.

TEMPORARY ORDER OF PROTECTION - Whereas good cause has been shown for the issuance of a temporary order of protection [as a condition of  recognizance  release on bail  adjournment  contemplation of dismissal]

ORDER OF PROTECTION - Whereas defendant has been convicted of [specify crime or violation]: \_\_\_\_\_

And the Court having made a determination in accordance with section 530.12 of the Criminal Procedure Law,

IT IS HEREBY ORDERED that the above-named defendant observe the following conditions of behavior:

[Check applicable paragraphs and subparagraphs]:

[01]  Stay away from [A]  name(s) of protected person(s) or witness(es): Kathryn Major and/or from the

[B]  home of Kathryn Major [C]  school of \_\_\_\_\_

[D]  business of Kathryn Major [E]  place of employment of Kathryn Major

[02]  Michael Lohan may continue to reside

[14]  Refrain from communication or any other contact by mail, telephone, text, voicemail, other electronic or any other means with [specify protected person(s)]: Kathryn Major

[02]  Refrain from assault, stalking, harassment, aggravated harassment, menacing, reckless endangerment, disorderly conduct, criminal mischief, sexual abuse, sexual misconduct, forcible touching, intimidation, threat or any criminal offense against [specify name(s) of protected person(s), members of protected person's family or household member, or person(s) with custody of child(ren)]: Kathryn Major

[15]  Refrain from intentionally injuring or killing without justification the following animal(s) (pet(s)) (specify type(s) and, if available, name(s)): \_\_\_\_\_

[11]  Permit [specify individual]: \_\_\_\_\_ to enter the residence of \_\_\_\_\_ during [specify date/time]: \_\_\_\_\_ with [specify law enforcement agency]: \_\_\_\_\_ to remove personal belongings not in issue in litigation [specify items]: \_\_\_\_\_

[04]  Refrain from [Indicate acts]: any acts that create an unreasonable risk to the health, safety, or welfare of Kathryn Major that create an unreasonable risk to the health, safety, or welfare of [specify individual, family or household member]: \_\_\_\_\_

[05]  Permit [specify individual(s)]: \_\_\_\_\_ entitled by a court order or separation or other written agreement to visit with [specify child(ren)]: \_\_\_\_\_ during the following period of time [specify]: \_\_\_\_\_

\_\_\_\_\_ under the following terms and conditions [specify]: \_\_\_\_\_

[12]  Surrender any and all handguns, pistols, rifles, shotguns, and other firearms owned or possessed, including, but not limited to, the following any and all and do not obtain any further guns or other firearms. Such surrender shall be made by \_\_\_\_\_ on or before [specify date/time]: immediately

[19]  Specify other conditions of defendant must observe for the duration of protection: to Suffolk County Sheriff's Office or local police

IT IS FURTHER ORDERED that defendant's license to carry, possess, repair, sell or otherwise dispose of a firearm or firearm accessory under Section 263.00, is hereby [13A]  suspended or [13B]  revoked (check final order only), and/or [13C]  defendant shall remain ineligible to receive a firearm license during the period of this order (check applicable boxes). to not purchase or attempt to purchase any firearm

IT IS FURTHER ORDERED that this order of protection shall remain in force until and including [specify date]: July 21, 2010

DATED: July 21, 2010 JUDGE/JUSTICE: \_\_\_\_\_

I, \_\_\_\_\_ Defendant advised in Court of issuance and contents of Order. Court (Court Seat): \_\_\_\_\_

I, \_\_\_\_\_ Order personally served on Defendant in Court. DATE: \_\_\_\_\_

TIME: \_\_\_\_\_ (Defendant's signature) TIME: \_\_\_\_\_ OFFICER: \_\_\_\_\_

OFFICER: \_\_\_\_\_ Order to be served by other means [specify]: \_\_\_\_\_

1. Warrant issued for Defendant

2. ADDITIONAL SERVICE INFORMATION: [specify]: \_\_\_\_\_

The Criminal Procedure Law provides that presentation of a copy of this order of protection to any police officer or peace officer acting pursuant to his or her special duties shall authorize and in some situations may require, such officer to arrest a defendant who is alleged to have violated its terms and to bring him or her before the Court to face penalties authorized by law.

Federal law requires that this order be honored and enforced by state and tribal courts, including courts of a state, the District of Columbia, a commonwealth, territory or possession of the United States, if the person against whom the order is sought is an intimate partner of the protected party and has been or will be afforded reasonable notice and opportunity to be heard in accordance with state law sufficient to protect that person's rights. (18 USC §§2263, 2266)

It is a federal crime to:

- cross state lines to violate this order or to stalk, harass or commit domestic violence against an intimate partner or family member;
- buy, possess or transfer a handgun, rifle, shotgun or other firearm or ammunition while this Order remains in effect

(Note that there is a limited exception for military or law enforcement officers who are on duty or on call at the time of the crime.)

• buy, possess or transfer a handgun, rifle, shotgun or other firearm or ammunition while this Order remains in effect if the crime involves a domestic violence offense.

• buy, possess or transfer a handgun, rifle, shotgun or other firearm or ammunition while this Order remains in effect if the crime involves a domestic violence offense after this Order has expired. (18 USC §§2263(a)(1), 2266(a))