

STATE OF WISCONSIN, CIRCUIT COURT, _____ COUNTY

IN THE INTEREST OF

☐ Amended

Name _____

**Petition for Termination
of Parental Rights
Indian Child Welfare Act**

Date of Birth _____

Case No. _____

I state on information and belief that the following is true: [if unknown or cannot be ascertained, so state]

1. Petitioner's Name and Address		Petitioner's Attorney's Name and Address		
Child's Address	Name(s) of Foster Parent or Other Physical Custodian	Child's Place of Birth	Child's Tribal Affiliation	Sex <input type="checkbox"/> Female <input type="checkbox"/> Male
Child has previously been adopted? <input type="checkbox"/> Yes <input type="checkbox"/> No County where child is present at time of filing petition _____				
Mother's Name and Address		Mother's Date of Birth <input type="checkbox"/> deceased	Mother's Place of Birth	Mother's Tribal Affiliation
Father's Name and Address		Father's Date of Birth <input type="checkbox"/> deceased	Father's Place of Birth	Father's Tribal Affiliation
Other known information in regard to tribal affiliation or enrollment, including all potential tribes that the child may be a member and aliases or enrollment numbers of parents, grandparents, or other direct lineal ancestors:				
Child's Legal Guardian		Legal Guardian's Address		
Child's Indian Custodian/Legal Custodian		Legal Custodian's Address		
Is an interpreter needed? <input type="checkbox"/> No <input type="checkbox"/> Yes Language(s) _____ Party Name(s) _____				

2. The petitioner is interested as _____.

3. The child is subject to the federal Indian Child Welfare Act (25 USC §§1901-1963).

Tribe/address: _____

4. The child is a ☐ marital ☐ non-marital child.

5. The above-named father is ☐ adjudicated ☐ adoptive ☐ marital ☐ alleged ☐ unknown.

6. The petitioner seeks termination of parental rights of the
☐ mother, who ☐ will ☐ may ☐ will not consent to the termination of her parental rights under §48.41, Wis. Stats.

If involuntary, grounds for termination of parental rights exist under §48.415 (_____), Wis. Stats.

A statement of the facts and circumstances which support these grounds is as follows: ☐ See attached

☐ father, who ☐ will ☐ may ☐ will not consent to the termination of his parental rights under §48.41, Wis. Stats.

If involuntary, grounds for termination of parental rights exist under §48.415 (_____), Wis. Stats.

A statement of the facts and circumstances which support these grounds is as follows: ☐ See attached

- ☐ 7. Names and addresses of additional possible fathers, if known, are attached. The statutory grounds for termination of the parental rights of each possible father (known or unknown) and the facts and circumstances which support these grounds are attached.
8. The Uniform Child Custody Jurisdiction and Enforcement Act Declaration is attached to this Petition.
9. If involuntary for one or both parents, continued custody of the child by the parent(s) or Indian custodian ☐ is ☐ is not likely to result in serious emotional or physical damage to the child.
10. If involuntary for one or both parents, active efforts ☐ were ☐ were not made to provide remedial services and rehabilitation programs designed to prevent the breakup of the Indian family.
☐ See attached Statement of Active Efforts (IW-1609)
11. The best interests of the Indian child will be served by termination of the parental rights of the parent(s).
- ☐ 12. The best interests of the minor birth parent(s) will be served by the termination of ☐ his ☐ her ☐ their parental rights.

▶ _____
Petitioner

Name Printed or Typed

Address

Email Address

Telephone Number

Date

State Bar No. (if any)

▶ _____
Petitioner

Name Printed or Typed

Address

Email Address

Telephone Number

Date

State Bar No. (if any)

Name of Attorney	
Address	
Email Address	
Telephone Number	Bar Number

DISTRIBUTION:

SUMMONS & PETITION

1. Court
2. Child - if 12 years old or older
3. Child's Guardian ad Litem/Adversary Counsel
4. Parents
5. Non-adjudicated father who filed a declaration of paternal interest
6. Alleged father(s)
7. Person who has lived in a familial relationship with the child and may be the father
8. Guardian/Legal Custodian
9. Any other person to whom notice is required to be given by Wis. Stats. Ch. 822 (UCCJEA), excluding foster parents.
10. Tribe
11. Indian Custodian

NOTICE & PETITION

11. Parents' Attorneys
12. Relative or Like-Kin Caregiver/Foster Parent
13. Caseworker
14. District Attorney/Corporation Counsel
15. U.S. Secretary of Interior – if identity or location of the Indian child's parent, Indian Custodian, or tribe cannot be determined