

FORM SUMMARY

Name of Form: Writ of Replevin (Small Claims)

Form Number: SC-514

Statutory Reference: §§799.01(1)(c), 810.02, and 810.14, Wis. Stats.

Purpose of Form: An order to the sheriff to seize moveable property that a court has determined is being wrongly held and return that property to the rightful owner.

Who Completes It: Depending on county policy, this is completed either by the parties or by the clerk of court. The clerk of court can generate this from the CCAP system; see comments below.

Who Signs It: **BY THE COURT:** Circuit Court Judge/Clerk/Clerk of Circuit Court.
COURT SEAL.

Distribution of Form: Court; authenticated copy to sheriff, copies to plaintiff and defendant.

Accompanying Forms: Generally none, unless the description of the property is so extensive as to require additional pages

New Form/Modification: Modified; last update 05/18.

Modifications: Deleted “(to be completed by court staff)”. Not needed with eFiling. Deleted “COURT SEAL”. CCAP programmed to automatically apply.

Comments: Several counties have provided these forms on a regular basis in the past. They have requested it also be available on CCAP. RMC has no concern with providing blank forms that are expected to be completed by the parties. However, RMC has reservations about providing these forms with information generated from CCAP. RMC's concerns are that completing these forms may be construed as the practice of law, and errors may create potential liability.

RMC recommends that each county give careful consideration to its policy on how to use this form.

**January 2008, RMC approved to not default in county name on the first line of the form. It will be in a dialog box, where the current county defaults in, but the user can change it. CCAP change only.

For replevin actions where the property value is \$10,000 or less or for the return of consumer goods under §425.205, Wisconsin Statutes, the small claims replevin procedure must be used.

About this Form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.