

FORM SUMMARY

Name of Form: **Petition for Temporary Restraining Order and/or Petition and Motion for Injunction Hearing (Domestic Abuse – 30709)**

Form Number: **CV-402**

Statutory Reference: §§813.12 and 814.04, Wisconsin Statutes

Benchbook Reference: FA 15-2

Purpose of Form: Initiate domestic abuse TRO and/or Injunction

Who Completes It: Petitioner or guardian of petitioner, if petitioner is an incompetent person.

Distribution of Form: Original to court; copies to parties

Accompanying Forms: Additional factual documentation may be attached.

New Form/Modification: Modified; last update 05/16.

Modifications: Deleted notary section and added a declaration statement.

Comments: Available in Spanish and Hmong.

The 2001 Wisconsin Act 109, expands the types of relationships that adults may be in for purposes of domestic abuse injunctions to include an adult who is being cared for by another adult and adults who have a dating relationship. This act also allows the guardian of an incompetent person (ward) to file the petition for a domestic abuse order on behalf of the incompetent person. This act also extends the maximum period for a domestic abuse injunction to four years.

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.