

## FORM SUMMARY

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**Name of Form:** Motion for Discretionary Transfer of Civil Action to Tribal Court

**Form Number:** GF-206

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**Statutory Reference:** §801.54, Wisconsin Statutes

**Purpose of Form:** Motion transferring a matter from a circuit court to a Wisconsin tribal court.

**Who Completes It:** Petitioner/Plaintiff or attorney (if any).

**Distribution of Form:** Court. Copy to parties and counsel, if any.

**Accompanying Forms:**

**New Form/Modification:** Modified; last update 09/16.

**Modifications:** Pursuant to 2019 WI Act 30, updated to add party/attorney address, email address and telephone number.

**Comments:** Transfer is allowable when the circuit court has made a determination that the tribal court or tribal judicial system has concurrent jurisdiction with the circuit court and other relevant factors have been considered. *Plain Commerce Bank v. Long Family Land & Cattle Co.*, 554 U.S. \_\_\_, 128 S. Ct. 2709 (2008); *Montana v. United States*, 450 U.S. 544, 564-66; *Teague v. Bad River Band*, 2003 WI 118, 265 Wis. 2d 64, 664 N. W. 2d 899; *Bryan v. Itasca County*, 426 U.S.373, 385-86 (1976); Public Law 83-280, 28 U.S.C. 1360 and 18 U.S.C. 1162.

**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.**