

IN THE INTEREST OF

Amended

_____ a person under the age of 18

**Petition for
Appointment of Guardian
(§48.977, Wis. Stats.)
Indian Child Welfare Act**

_____ Date of Birth

Case No. _____

I STATE ON INFORMATION AND BELIEF:

1.	Child's Address		
	Child has previously been adopted? <input type="checkbox"/> Yes <input type="checkbox"/> No		
	Mother's Name and Address		<input type="checkbox"/> Mother is deceased
	Mother's Date of Birth	Mother's Place of Birth	Mother's Tribal Affiliation:
	Father's Name and Address <input type="checkbox"/> Father is deceased		
	Father's Date of Birth	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/juvenile may be a member and aliases or enrollment numbers of parents, grandparents, or other direct lineal ancestors:		
	Guardian's Name and Address		
	Legal Custodian's Name and Address		
	Indian Custodian's Name and Address		
	Is an interpreter needed? <input type="checkbox"/> No <input type="checkbox"/> Yes Language(s) _____ Party Name(s) _____		

2. The appointment of a guardian is being requested for a child in need of protection or services. As the petitioner, I am interested as: _____.
3. The person or agency nominated as the guardian of the child is _____.
Date of Birth: _____
Address: _____
Phone: _____
4. The child is subject to the federal Indian Child Welfare Act (25 USC 1901 to 1963).
Tribe's name and address: _____
5. Placement has been made in accordance with the order of preference set forth in the federal Indian Child Welfare Act.
OR
 There is good cause to depart from the order of placement preference in the federal Indian Child Welfare Act.
_____.
6. The facts and circumstances which establish that the conditions specified under §48.977(2)(b)-(f), Wis. Stats. met are: **See attached**
7. The child was adjudicated in need of protection or services under §_____, Wis. Stats., on [Date] _____ and has been placed, or continued in a placement, outside of his or her home pursuant to one or more court orders under §_____, Wis. Stats.

A. The person representing the interests of the public under §48.09, Wis. Stats., is _____.

B. The agency primarily responsible for providing services to the child under a court order is _____

8. The department or county department has determined that the proposed guardian is eligible to receive monthly subsidized guardianship payments under §48.623(1), Wis. Stats., and it is requested that the court confirm those determinations. **Attach department eligibility statement.**

The person nominated as the successor guardian of the child is _____.

Address: _____

Phone: _____

9. The Uniform Child Custody Jurisdiction and Enforcement Act Affidavit (GF-150) is attached to this Petition.

I shall provide notice of the hearing and a copy of this petition to the child's parents, tribe, and Indian Custodian by registered mail return receipt request, which must be received at least 10 days before the date of the hearing. If the identity or location of the Indian child's parent, Indian custodian, or tribe cannot be determined, notice shall be provided at least 15 days before the date of the hearing to the U.S. Secretary of the Interior. Proof of registered mail is required.

I shall also provide notice of the hearing and a copy of this petition to the child (if 12 years of age or older), the child's guardian, legal custodian, and guardian ad litem / adversary counsel, person representing the interests of the public, caseworker, placement, and any person nominated as a successor guardian at least 7 days before the date of the hearing. Service shall be made by first class mail or by personal service.

I request that [Name] _____ be appointed guardian of the child.



Petitioner's Signature

Name Printed or Typed

Address

Email Address

Telephone Number

Date

State Bar No. (if any)

DISTRIBUTION:

- 1. Court
- 2. Child – if 12 years or older
- 3. Child's Guardian ad Litem/Adversary Counsel
- 4. Parents
- 5. Parents' Attorney(s)
- 6. Child's Guardian/Legal Custodian
- 7. District Attorney/Corporation Counsel
- 8. Caseworker
- 9. Proposed Guardian
- 10. Proposed Successor Guardian
- 11. Tribe
- 12. Indian Custodian