

## FORM SUMMARY

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| <b>Name of Form:</b>          | <b>Summons (Termination of Parental Rights) Indian Child Welfare Act</b>   |
| <b>Form Number:</b>           | <b>IW-1633</b>   |
| <b>Statutory Reference:</b>   | §48.42, Wisconsin Statutes; 25 U.S.C. §1912  |
| <b>Benchbook Reference:</b>   | JV 13  |
| <b>Purpose of Form:</b>       | <p>To give notice to parents that a petition to terminate parental rights has been filed and to summons the parents to court for a hearing.</p> <ul style="list-style-type: none"><li>• If this is the first notice for an involuntary termination of parental rights proceeding involving a child subject to the Indian Child Welfare Act, it must be provided to the parent/Indian custodian and the tribe by registered mail with a return receipt requested.</li><li>• If the identity or location of the tribe cannot be determined, notice must be sent by registered mail with return receipt requested to the Secretary of the Interior, Bureau of Indian Affairs.</li></ul> |
| <b>Who Completes It:</b>      | Petitioner, petitioner's attorney, or court official.  |
| <b>Distribution of Form:</b>  | <p>SUMMONS &amp; TPR PETITION:<br/>Court, Child - if 12 years old or older, Child's Guardian ad Litem/Adversary Counsel, Parents, Non-adjudicated father who filed a declaration of paternal interest, Alleged father(s), Person who has lived in a familial relationship with the child and may be the father, Guardian/Legal Custodian, Any other person to whom notice is required to be given by Wis. Stats. Ch. 822 (UCCJEA) - excluding foster parents, Tribe and Indian Custodian.</p>  |
| <b>Accompanying Forms:</b>    | The Petition for Termination of Parental Rights accompanies the Summons when served.   |
| <b>New Form/Modification:</b> | Modified; last update 10/09.   |
| <b>Modifications:</b>         | Added distribution list.   |
| <b>Comments:</b>              | Initial notice of all ICWA cases must be sent by registered mail with return receipt requested to the Secretary of the Interior, Bureau of Indian Affairs.   |
| <b>About this Form:</b>       | <p>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.</p> <p><b>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.</b></p>  |