

Name of Child: _____
 Name of Petitioner: _____
 (if not the Child)
 -VS.-
 Respondent/Defendant: _____
 Address: _____

Amended

**Petition in Juvenile Court for
 Temporary Restraining Order
 and/or Petition and Motion
 for Injunction Hearing
 (Child Abuse – 30710)**

Case No. _____

If there is a **CHIPS proceeding** involving the child or the respondent is a minor, use this form.

Respondent's:	Sex	Race	Date of Birth	Height	Weight	Hair color	Eye color
Please specify Child's relationship(s) to Respondent: <input type="checkbox"/> spouse <input type="checkbox"/> cousin <input type="checkbox"/> adoptive parent <input type="checkbox"/> former spouse <input type="checkbox"/> sibling <input type="checkbox"/> grandparent <input type="checkbox"/> person in dating relationship <input type="checkbox"/> parent <input type="checkbox"/> child (biological/adoptive/step) <input type="checkbox"/> current or former live-in relationship <input type="checkbox"/> step parent <input type="checkbox"/> other: (Be specific) _____						Respondent's Distinguishing Features: (such as scars, marks or tattoos) <input type="checkbox"/> None known.	

CAUTION: (Check all that apply)	<input type="checkbox"/> Respondent has access to weapon(s). Type of weapon(s): _____ Location of weapon(s): _____
	<input type="checkbox"/> Weapon(s) were involved in an incident (past or present) involving the child.

I PETITION THE COURT for a temporary restraining order and/or injunction against the respondent under §813.122, Wisconsin Statutes, based on the following:

- The petitioner is the child. parent. stepparent. legal guardian. agency involved in CHIPS proceeding.
- The name of the child is _____ and date of birth is _____.
- The respondent is is not a parent of the child. (If the respondent is a parent of the child, the court must appoint a guardian ad litem.)
- The respondent is a child. an adult and there is a pending CHIPS action in the juvenile court involving the child victim.
- The respondent has engaged in, has threatened to engage in, or based on prior conduct of the child and the respondent, may engage in: [Mark any of the following boxes that apply]
 - physical injury inflicted on the child by other than accidental means.
 - sexual intercourse or sexual contact contrary to §§940.225, 948.02, 948.025, 948.095, Wis. Stats.
 - sexual exploitation of the child contrary to §948.05, Wis. Stats.
 - permitting, allowing or encouraging the child to violate prostitution laws contrary to §944.30, Wis. Stats.
 - forcing the child to view sexual activity contrary to §948.055, Wis. Stats.
 - exposing genitals or pubic area to the child contrary to §948.10, Wis. Stats.
 - causing the child to expose genitals or pubic area contrary to §948.10, Wis. Stats.
 - emotional damage to the child as defined in §48.02(1)(gm), Wis. Stats.
 - manufacturing methamphetamines contrary to §48.02(1)(g), Wis. Stats.

CONFIDENTIAL COURT RECORD

6. Stated below or attached as part of this petition is a statement of facts indicating that the respondent has engaged in, or based on prior conduct of the child and the respondent, may engage in abuse of the child. **(State when, where, what happened, and who did what to whom)** See attached

7. Another no contact order between the child and the respondent
 does not exist or the petitioner/child does not know or is uncertain as to whether another no contact order exists.
 does exist.

Name of other case: _____

County or State: [if not Wisconsin] _____

Type of Case: _____

Case Number: [if known] _____

Date of proceeding that resulted in no contact order: [if known] _____

Details of no contact order: _____

8. If the respondent is the parent or legal guardian of the child or has court-ordered visitation with the child, the petitioner must complete the Uniform Child Custody Jurisdiction and Enforcement Act Affidavit form (GF-150), **which the clerk shall keep confidential and not disclose to the respondent.**

I REQUEST THE COURT: [Mark any of the following boxes that apply]

- 1. Issue a temporary restraining order requiring the respondent to
 - a. avoid the child's residence and/or any premises temporarily occupied by the child.
 - b. avoid contacting the child or causing any other person to have contact with the child in any way unless the court agrees such contact is in the best interest of the child. *Contact includes: contact at child's home, work, school, public places, in person, by phone, in writing, by electronic communication or device, or in any other manner.*
 - c. refrain from removing, hiding, damaging, harming, or mistreating, or disposing of, a household pet.
 - d. allow the petitioner or a family member or household member of the petitioner acting on his/her behalf to retrieve a household pet.
 - e. Other: *(May not be inconsistent with remedies requested in petition)* _____

- 2. Set a time for a hearing on the petition for an injunction requiring the respondent to
 - a. avoid the residence of the child and any premises temporarily occupied by the child.
 - b. avoid contacting the child or causing any other person to have contact the child in any way unless the court agrees such contact is in the best interest of the child. *Contact includes: contact at child's home, work, school, public places, in person, by phone, in writing, by electronic communication or device, or in any other manner.*
 - c. refrain from removing, hiding, damaging, harming, or mistreating, or disposing of, a household pet.
 - d. allow the petitioner or a family member or household member of the petitioner acting on his/her behalf to retrieve a household pet.
 - e. Other: *(May not be inconsistent with remedies noted above)* _____

3. If the temporary restraining order is denied, the child/petitioner asks the court to schedule an injunction hearing.

4. Issue an injunction against the respondent for not more than two years, or until the child reaches 18 years of age, whichever occurs first.

Order the wireless telephone service provider to transfer to the petitioner each telephone number(s) he/she or a minor child in his/her custody uses. The provider will transfer to the petitioner all financial responsibility for and right to the use of any telephone number(s) transferred. **(See form CV-437, Wireless Telephone Transfer Service in Injunction Case.)**

CONFIDENTIAL COURT RECORD

- 5. Order the injunction, which is in effect for not more than 5 years, if the court finds a substantial risk respondent may commit 1st or 2nd degree intentional homicide, or 1st, 2nd or 3rd degree sexual assault against the child.
- 6. Set reasonable or necessary child support.
- 7. Appoint a guardian ad litem for the child.

SERVICE ON RESPONDENT

Before the injunction hearing, it is the child's/petitioner's responsibility to contact the sheriff's office or private process server to verify that the documents were served and proof of service filed with the Clerk of Circuit Court. The court will not do this for the child/petitioner.

If a temporary restraining order is granted, and you choose to have the sheriff's office serve the documents on the respondent, it is your responsibility to contact the sheriff's office before the injunction hearing to verify that the documents were served and proof of service has been filed with the Clerk of Circuit Court. The court will not do this for you.

The clerk of circuit court shall forward the temporary restraining order to the sheriff and the sheriff shall assist the petitioner in serving the temporary restraining order.

State of _____
 County of _____
 Subscribed and sworn to before me on _____

 Notary Public/Court Official

 Name Printed or Typed

▶ _____
 Petitioner

 Name Printed or Typed

 Date

My commission/term expires: _____

DISTRIBUTION:

- 1. Original - Court
- 2. Petitioner (Child)
- 3. Person filing on behalf of the child
- 4. Respondent
- 5. Guardian ad Litem, if appointed
- 6. Law Enforcement
- 7. Other: _____

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