|  |  |  |  |
| --- | --- | --- | --- |
| **STATE OF WISCONSIN, CIRCUIT COURT,** **COUNTY** | | |  |
| Petitioner: |  | **Motion for**  **De Novo Hearing**  **on a Temporary Restraining Order**  **or Injunction** |
|  | First name Middle name Last Name |
| Protected Person:  (if different than Petitioner) | First name Middle name Last Name |
| -VS- |  |
| Respondent: |  |
|  | First name Middle name Last Name |
| Address: | City State Zip | Case No. |

|  |  |
| --- | --- |
| This notice must be filed with the court within 30 days after the circuit court commissioner issued a determination on the temporary restraining order or injunction. The case was decided by a circuit court commissioner on  [Date]       . A de novo hearing will not be allowed unless this motion is filed within that time limit.   1. I am the  petitioner  respondent in   a Temporary Restraining Order; **OR**  an Injunction.   1. The Temporary Restraining Order or Injunction was the following type of action:   Domestic Abuse  Child Abuse  Individual at Risk  Harassment  I request a de novo hearing before a circuit court judge.  I understand it is my responsibility to mail or deliver copies of this motion to all other parties and their attorneys, if any, and I must prove that I have done so before a circuit court judge can hold a de novo hearing on an injunction. (There are no parties to serve if the original decision made by a circuit court commissioner was a denial of a temporary restraining order.)  A de novo hearing means a circuit court judge conducts a new hearing on the temporary restraining order or injunction. The circuit court judge does not have to consider the record which was before the commissioner, but conducts the hearing as if the earlier hearing before the circuit court commissioner never occurred. This means that any evidence presented to the circuit court commissioner must be presented again, and any witnesses who testified must testify again, in order for the judge to consider the evidence or witness testimony. | |
| Signature of Party  ⯈ | Date |
| Attorney Name, Law Firm, Address, and Telephone Number | Attorney's State Bar Number |

**FOR USE BY THE COURT ONLY**

A de novo hearing shall be held:

See hearing date information below;

|  |  |  |
| --- | --- | --- |
| Date | Time | Location |
| Judge | |

**-OR-**

A separate notice of hearing will be mailed to you.