

PRINT in BLACK ink

STATE OF WISCONSIN, CIRCUIT COURT, _____ COUNTY

For Official Use

Petitioner:

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

**Motion for De Novo Hearing
on a Temporary Restraining
Order or Injunction**

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.

2. 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 that 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.