

PETITION FOR RETURN OF PROPERTY

Pursuant to §968.20, Wisconsin Statutes, I hereby petition the Circuit Court of Milwaukee County to direct the agency or entity listed below to return the property which was taken and is being held by that agency or entity.

Case Number: _____
(If Not Prosecuted, Write "No Process")

Agency/Entity Holding Property:

_____ Inventory Number: _____

Name of Petitioner: _____ Phone: _____

Address: _____

City/State/Zip: _____

Date of Birth: _____ Date Property Taken: _____

Description of Property: _____

Why was Property Taken? _____

Signature of Petitioner or Attorney: _____

If Attorney, Print Name, Address & Phone: _____

IF THE PROPERTY IS A FIREARM, THE FOLLOWING MUST BE FILLED OUT:

NOTICE: §941.29, Wisconsin Statutes, and 18 USC §922 of the Federal Code prohibit certain persons from possessing or attempting to possess firearms. Before a firearm is returned to you, you must be able to truthfully answer the following questions: **CIRCLE THE ANSWERS**

1. I AM the lawful owner of the firearm and can provide proof of ownership. YES or NO
2. I am NOT a convicted felon. TRUE or FALSE
3. I have NEVER been convicted of a crime of domestic violence. TRUE or FALSE
4. I am NOT an unlawful user of controlled substances. TRUE or FALSE
5. I was NOT adjudicated guilty of a juvenile offense that would be a felony if committed by an adult. TRUE or FALSE
6. I do NOT have a civil injunction that prohibits me from having a firearm. TRUE or FALSE
7. I am NOT subject to a court order under Wisconsin Mental Health Act and have NOT been found guilty of a crime by reason of mental disease or defect. TRUE or FALSE
8. I did NOT transfer the firearm to a prohibited person or allow the firearm to be used for any unlawful purpose. TRUE or FALSE

Signature of Petitioner: _____ Date: _____

*****SEE IMPORTANT INSTRUCTIONS AND INFORMATION ON BACK*****

INSTRUCTIONS FOR FILING A PETITION FOR RETURN OF PROPERTY

1. Fill out Petition for Return of Property.
 - A. You **must** provide a case number. If you were not prosecuted, write “No Process” on the line.
 - B. You must include Inventory Number for property seized.
 - C. Include name, address, and telephone number for yourself and attorney, if applicable.
2. Check the Petition for completeness.
3. You must **serve** the Petition on **all** applicable, interested parties (see below). You will not receive a court date until proof of service is filed.

If Milwaukee Police Department Has Your Property, Serve All of the Following:

- Property Control Section, 2620 W. Wisconsin Avenue, Milwaukee, WI 53233.
- City Attorney, Room #205, Police Administration Building, 951 N. James Lovell Street, Milwaukee, WI 53233.
- Intelligence/Fusion Center—Gun Desk, Room #204, Police Administration Building, 951 N. James Lovell Street, Milwaukee, WI 53233.
- District Attorney’s Office, Room #405, Safety Building, 821 W. State Street, Milwaukee, WI 53233.

If Milwaukee County Sheriff’s Department Has Your Property, Serve All of the Following:

- Sheriff’s Department Property Section, Room #209, Safety Building, 821 W. State Street, Milwaukee, WI 53233.
- District Attorney’s Office, Room #405, Safety Building, 821 W. State Street, Milwaukee, WI 53233.
- Corporation Counsel, Room #303, Courthouse, 901 N. 9th Street, Milwaukee, WI 53233.

If Another City/Municipality Has Your Property, Serve All of the Following: (West Allis, Greenfield, Franklin, Oak Creek, Wauwatosa, etc.)

- City Attorney for **that** municipality. **(If you do not know the name and/or location of the city attorney, please ask.)**
- District Attorney’s Office, Room #405, Safety Building, 821 W. State Street, Milwaukee, WI 53233.

IF ANYONE ELSE HAS AN OWNERSHIP INTEREST IN THE PROPERTY, YOU MUST SERVE THEM AS WELL AND PROVIDE PROOF OF SERVICE.

4. Submit the **original** petition (showing **proof of service** for each applicable party). You may bring it in or mail it to:

PETITIONS FOR RETURNS OF PROPERTY
Clerk of Circuit Court, Criminal Division
Safety Building, Room 117
821 W. State Street
Milwaukee, WI 53233

5. Notices of the hearing will be sent to all parties to appear on a certain date before a judge to determine if the property may be released to the petitioner.