

In re: _____

DOB: _____

Petitioner

- and -

DOB: _____

Respondent

NOTICE AND PETITION FOR APPOINTMENT OF GUARDIAN AD LITEM

Case No.: _____

Family A B C D E

[Address this to other party or his/her attorney]

TO:

A copy of this notice / petition was:

- served upon the person named here.
- mailed to the person named here on: _____.

Signed: _____

I am the (check one) petitioner respondent attorney for _____ in this action. I believe it appropriate to appoint a guardian ad litem for the parties' child(ren) now because:

1. In the course of a hearing before me, it became apparent that:
 - One of the parties to this action says that the child or children in question are not issue of this marriage. Therefore, appointment of a guardian ad litem is required under Sec. 891.39, Wis. Stats.
 - There is an ongoing custody or placement dispute between the parties which will require the appointment of a guardian ad litem because, pursuant to Sec. 767.405, Wis. Stats., and local rule, this matter has been referred to Family Court Counseling Service for mediation and that process has been unsuccessful or there has been an order filed waiving mediation. A copy of the Report to Court Regarding Mediation or Order Waiving Mediation is:
 - on file with the court.
 - is attached hereto.
 - Pursuant to Sec. 767.405, Wis. Stats., I believe that attendance at an initial session of mediation would cause undue hardship because: _____
 - Pursuant to Sec. 767.405, Wis. Stats., I believe that attendance at an initial session of mediation would endanger the health or safety of one or both of the parties because sufficient evidence is available to show that:
 - a party has engaged in abuse of the child or children, as defined in Sec. 48.98(1)(a) and (b) or Sec. 813.122, Wis. Stats. [provide details here] _____
 - there has been inter spousal battery as described in Sec. 940.19 or domestic abuse as defined in Sec. 813.12, Wis. Stats. [provide details here] _____
 - one or both parties has a significant problem with alcohol or drug abuse. [provide details here] _____
 - Other: [provide details here] _____

2. The child or children in question is/are:
____ DOB: _____ DOB: _____ DOB: _____
____ DOB: _____ DOB: _____ DOB: _____

3. The mother resides at: _____
Her phone number is: [days] Tel: (____) _____ [evenings] Tel: (____) _____
Her email address is: _____
Her gross monthly income is: \$ _____
Received by mother: Food share; W-2; child care assistance; SSI; Need based VA benefits
Source of income: Employment [Name/Address of Employer]

 Other: [Explain] _____
Name: _____
Address: _____
Tel.: (____) _____ Email Address: _____

Attorney for Mother:

4. The father resides at: _____
His phone number is: [days] Tel: (____) _____ [evenings] Tel: (____) _____
His email address is: _____
His gross monthly income is: \$ _____
Received by father: Food share; W-2; child care assistance; SSI; Need based VA benefits
Source of income: Employment [Name/Address of Employer]

 Other: [Explain] _____
Name: _____
Address: _____
Tel.: (____) _____ Email Address: _____

Attorney for Father:

5. Within the last 5 years, Atty. _____ has previously served as guardian ad litem in this matter.

6. Mother Father both parties children do not speak English.
The language spoken is: _____

7. If there is no order in place for custody and/or placement, what orders are you seeking from the court?

8. If there is an order in place regarding custody and placement, what are the terms of the current orders? What modifications are you seeking to the orders, and what are the reasons for your request?

9. There is presently in effect a Chapter 813 domestic abuse/harassment/child abuse restraining order/injunction or criminal "no contact" order affecting the parties and/or children.

NO
 YES, The case number(s) is/are: _____
Optional Additional Information: _____

10. Additional Information: _____

WHEREFORE, if no objection is filed with the Court within 5 working days after this request is served on the other party, or his/her attorney, I request that the court appoint an attorney admitted to practice law in this state to act as guardian ad litem for the above-named minor child(ren). If an objection is filed, I request a hearing be set on this petition. If the parties agree to the appointment of a guardian ad litem, the request is that the appointment be made immediately

Signature

Print or Type Name

Date

Attorney State Bar Number: _____