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## Petition for Appointment of Emergency Guardian

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STATE OF WISCONSIN, CIRCUIT COURT, \_\_\_\_\_ COUNTY

IN THE INTEREST OF

☐ Amended

Name \_\_\_\_\_

**Petition for Appointment of  
Emergency Guardian  
(\$48.9795, Wis. Stats.)**

Date of Birth \_\_\_\_\_

Case No. \_\_\_\_\_

**I STATE ON INFORMATION AND BELIEF:**

1.	<b>Child's</b> Address
	Child has previously been adopted? <input type="checkbox"/> Yes <input type="checkbox"/> No
	<b>Parent 1's</b> Name and Address <input type="checkbox"/> Parent 1 is deceased
	<b>Parent 2's</b> Name and Address <input type="checkbox"/> Parent 2 is deceased
	<b>Current Guardian's</b> Name and Address
	<b>Legal Custodian's</b> Name and Address
	Additional Interested Person(s) Name and Address

***If applicable, use JN-1501 to Petition for Appointment of a Guardian Full/Limited/Temporary Guardianship (\$48.9795, Wis. Stats.).***

***If applicable, use GN-3290 to Petition for Guardianship of the Estate (Minor Guardianship).***

2. The appointment of an emergency guardian is being requested for the child. As the petitioner, I am interested as: \_\_\_\_\_
3. The person or agency nominated as the guardian of the child is \_\_\_\_\_.  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_
4. The child  
☐ is subject to §48.028, Wis. Stats., or the federal Indian Child Welfare Act (25 USC 1901 to 1963).  
Tribe's name and address: \_\_\_\_\_  
An emergency guardianship ☐ is ☐ is not necessary to prevent imminent physical damage or harm to the Indian child.  
☐ may be subject to §48.028, Wis. Stats., or the federal Indian Child Welfare Act (25 USC 1901 to 1963).  
Tribe's name and address: \_\_\_\_\_  
☐ is not subject to §48.028, Wis. Stats., or the federal Indian Child Welfare Act (25 USC 1901 to 1963).
5. I am requesting an emergency guardianship.  
The facts and circumstances establishing that the welfare of the child requires the immediate appointment of an emergency guardian are: ☐ See attached  
\_\_\_\_\_  
☐ A temporary order appointing an emergency guardian without a hearing is requested until a hearing on the emergency guardianship petition is held. ☐ See attached  
\_\_\_\_\_  
\_\_\_\_\_
6. The facts and circumstances establishing that the proposed guardian is fit, willing, and able to serve as the child's guardian are: ☐ See attached  
\_\_\_\_\_  
\_\_\_\_\_

- ☐ 7. I request that one or both parents be ordered to pay child support in an amount to be determined by the court.
8. The child ☐ is or ☐ is not involved in another pending matter or subject to a court order under §§48.13, 48.133, or 48.14 or ch. 938, Wis. Stats., including guardianship, child in need of protection or services, unborn child in need of protection or services, juvenile in need of protection or services, delinquency, termination of parental rights, adoption, or other related proceedings.  
If the child is involved, provide details regarding any other cases: \_\_\_\_\_
- ☐ 9. This Petition for Appointment of a Guardian is filed with a Petition for Protective Placement prior to transfer of the child directly from a hospital to a nursing facility or community-based residential facility under §50.06, Wis. Stats.
- ☐ 10. A Petition for Minor Guardianship of the Estate has been or will be filed separately.  
☐ I request to consolidate the Minor Guardianship of the Child and Minor Guardianship of the Estate cases subject to court approval.
11. The Uniform Child Custody Jurisdiction and Enforcement Act Affidavit (GF-150) form is attached to this Petition.

I request that [Name] \_\_\_\_\_ be appointed guardian of the child.

If the court appoints an emergency guardian, any person entitled to notice may petition for reconsideration or modification of the emergency guardianship and the court shall hold a rehearing on the issue of appointment of the emergency guardian within 30 calendar days after the filing of the petition.

I will provide notice of the hearing and a copy of this petition to the child, his or her parents, the guardian, the legal custodian, and any other interested persons as soon as possible after filing the petition. Notice shall be served by the most practical means possible, including personal service or service by electronic mail or telephone.

DISTRIBUTION:

1. Court
2. Child
3. Child's Parents
4. Child's Guardian
5. Child's Legal Custodian
6. Child's Guardian ad Litem/Adversary Counsel
7. Tribe (if any)
8. Additional Interested Persons (if any)



\_\_\_\_\_  
Petitioner's Signature

\_\_\_\_\_  
Name Printed or Typed

\_\_\_\_\_  
Address

\_\_\_\_\_  
Email Address

\_\_\_\_\_  
Telephone Number

\_\_\_\_\_  
Date

\_\_\_\_\_  
State Bar No. (if any)