

TEMPORARY RESTRAINING ORDER - CHILD ABUSE INFORMATION

Child Abuse Forms:

- Petition for Temporary Restraining Order and/or Injunction (Child Abuse) form [CV-412](#)
- Notice of Hearing – Temporary Restraining Order (Child Abuse) form [CV-413](#)
- Injunction (Child Abuse) form [CV-414](#)

Instructions for Completing forms: *(Please print)*

Petition for Temporary Restraining Order and/or Injunction (Child Abuse)

- Petitioner, parent, stepparent or guardian to complete all blanks. The petition must be signed before a notary. There are notaries available at the courthouse.
- The petitioner must provide proper identification – a valid driver's license or state I.D.
- The petitioner should prepare a written statement listing the incidents of abuse and attach the statement to the petition.

Notice of Hearing – Temporary Restraining Order (Child Abuse)

- Complete top section with petitioner's name, respondent's name and address.

Injunction (Child Abuse)

- Complete top section with petitioner's name, date of birth and respondent's name, address and respondent's description.

Filing Instructions:

- Completed paperwork should be presented for filing in the Civil Division, Room C-167 of the Waukesha County Courthouse.
- A court official will review the petition.
- If approved by the court official, the case will be filed and a hearing date will be assigned.
- The petitioner will be provided copies of the documents for service. One copy is to be kept with the petitioner at all times.
- Copies of the documents are faxed to petitioner's local police department. Report any violations to the local police.

Service Information:

- The petitioner will be provided three copies and will be instructed to take the copies of the documents to the Sheriff for service on the respondent.
- The respondent **must** be served to give notice of the court date. The temporary restraining order is not in effect until the respondent has been

served.

- If the respondent is to be served in Waukesha County, the Waukesha County Sheriff can serve the papers and file proof of service. Contact the Waukesha County Sheriff's Process Office at: (262) 548-7151.
- **If the Respondent is to be served outside of Waukesha County**, and that county will accept a faxed copy for service (it is the petitioner's responsibility to verify and supply a fax number to the clerk's office), the clerk's office will then fax the paperwork for service on the respondent to the Sheriff's Dept. in the county where the respondent is to be served.
- It is petitioner's responsibility to file the proof of service with the Clerk of Courts. A copy of the proof of service may be faxed to the clerk's office at (262) 548-7546 or the petitioner may mail the original to the Clerk of Courts Office.
- If service cannot be obtained, petitioner must appear and bring written proof of attempted service to the court hearing. The court may extend the time for hearing up to fourteen (14) additional days, for service to be accomplished.
- There are no service fees for domestic abuse and child abuse actions.

Hearing:

- Report to the designated courtroom on the assigned date and time and check in with the bailiff.
- Bring any necessary documents or witnesses with you to the hearing.