

STATE OF WISCONSIN

CIRCUIT COURT
CHILDREN'S DIVISION

MILWAUKEE COUNTY

IN THE INTEREST OF

A Person/Persons under the Age of
Eighteen

Court Case No.:

**NOTICE OF MOTION AND
MOTION FOR PARTIAL
SUMMARY JUDGMENT**

For Official Use

The Petitioner, by Assistant District Attorney _____ hereby moves the Court for partial summary judgment pursuant to Wis. Stat. § 802.08. The Petition for Termination of Parental Rights alleges that grounds exist to terminate the parental rights of [the parent's name] pursuant to Wis. Stat. § 48.415(4). No genuine issue of material fact exists as to the elements that petitioner must prove to establish grounds pursuant to Wis. Stat. § 48.415(4), and petitioner is entitled to judgment as matter of law. On _____, the Honorable _____ entered a CHIPS _____ order regarding the above-named child(ren), pursuant to Wis. Stat. § _____, that suspended [the parent's] visits with the child(ren). The CHIPS order contained written warnings as required by Wis. Stat. § 48.356(2). The CHIPS order has remained in effect for over one year and has not been modified to permit visitation between [the parent] and the above-named child(ren). Further basis for this motion is contained in the accompanying affidavit of [the Assistant District Attorney]. The Petitioner respectfully requests that the Court schedule a hearing on this motion as soon as it may be heard.

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For Official Use

The Petitioner, by Assistant District Attorney _____, hereby moves the Court for partial summary judgment pursuant to Wis. Stat. § 802.08. The Petition for Termination of Parental Rights alleges that grounds exist to terminate the parental rights of [the parent] pursuant to Wis. Stat. § 48.415(10). No genuine issue of material fact exists as to the elements that petitioner must prove to establish grounds pursuant to Wis. Stat. § 48.415(10), and Petitioner is entitled to judgment as matter of law.

Within the three year period prior to the finding that the above-named child was in need of protection or services pursuant to Wis. Stat. § 48.13(), [the parent's] parental rights to another child were involuntarily terminated. Further basis for this motion is contained in the accompanying affidavit of ADA. The Petitioner respectfully requests that the Court schedule a hearing on this motion as soon as it may be heard.

