

FORM SUMMARY

Name of Form: Petition for Temporary Restraining Order and/or Injunction
(Individual at Risk – 30713)

Form Number CV-428

Statutory Reference: § 813.123, Wisconsin Statutes

Benchbook Reference:

Purpose of Form: To seek a temporary restraining order and/or injunction to stop interference with a county services investigation of the individual at risk, or the delivery of protective services to the individual at risk, or a protective placement of an individual at risk.

Who Completes It: The party seeking the relief, either the county protective services agency, or a parent, adult sibling, or legal guardian of the individual at risk.

Distribution of Form: Original to court, copies to individual at risk and/or petitioner, respondent, guardian ad litem (if appointed), and law enforcement.

Accompanying Forms: Generally the Petition will be accompanied by a proposed temporary restraining order/notice of hearing.

New Form/Modification: Modification; last update 03/26.

Modifications: Revised and reformatted form to increase accessibility and usability, including clarifying party types.

Comments: An **individual at risk** is defined as:

- **an adult at risk:** an adult who has a physical or mental condition that substantially impairs his/her ability to care of his/her needs and who has experienced, is currently experiencing, or is at risk of experiencing physical abuse, emotional abuse, sexual abuse, treatment without consent, unreasonable confinement or restraint, neglect, self-neglect, or financial exploitation, or
- **an elder adult at risk:** a person age 60 or older who has experienced, is currently experiencing, or is at risk of experiencing physical abuse, emotional abuse, sexual abuse, treatment without consent, unreasonable confinement or restraint, neglect, self-neglect, or financial exploitation.

This form is available in Spanish.

About this Form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the

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**meaning of the form, attach it on a separate page. The form
itself shall not be altered.**