

## FORM SUMMARY

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**Name of Form:** Petition for Appointment of Emergency Guardian (§48.9795, Wis. Stats.)

**Form Number:** JN-1504

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**Statutory Reference:** §48.9795, Wisconsin Statutes

**Benchbook Reference:**

**Purpose of Form:** Petition to the court to appoint an emergency guardian for a child.

**Who Completes It:** Party seeking the appointment.

**Distribution of Form:** Court; copies to the child – if 12 years or older, child’s parents, child’s guardian, child’s legal custodian, child’s Guardian ad Litem/Adversary Counsel, tribe (if any), Indian Custodian (if any), and any additional interested persons (if any).

**Accompanying Forms:** The Uniform Child Custody Jurisdiction and Enforcement Act Affidavit (GF-150).

**New Form/Modification:** Modified; last update 02/23.

**Modifications:** Updated #11 – changed “Affidavit” to “Declaration” pursuant to 2023 WI Act 245 – Unsworn Declaration.

**Comments:** This guardianship petition requests the court to appoint an emergency guardian for a child under §48.9795, Wis. Stats.

Use JN-1501 to Petition for Appointment of a Guardian Full/Limited/Temporary Guardianship (§48.9795, Wis. Stats.).

Use GN-3290 to Petition for Guardianship of the Estate (Minor Guardianship).

The party seeking the appointment of guardian for a child must provide notice of the hearing and the petition to the child (if 12 years or older), his or her parents, guardian, 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.

The court may appoint co-guardians of the person for a child, subject to any conditions that the court imposes. Unless the court orders otherwise, any decision concerning the child must be concurred in by all co-guardians or is void. Wis. Stat. §48.9795 (2)(b)(4). If co-guardians are nominated, both names shall be included on the petition.

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