

VILLAGE OF HANCOCK

vs

PLAINTIFF

DEFENDANT

Address: _____

Phone: _____

Email: _____

Citation Number(s):

(Please print citation numbers above the line)

MOTION FOR RELIEF FROM JUDGMENT AND ORDER ON MOTION

TO BE COMPLETED BY THE DEFENDANT - PRINT CLEARLY

1. I am the defendant named above and a judgement was entered against me on: _____
2. This matter should be reopened because:
 - a. ☐ Judgement was entered against me because of my failure to appear for a scheduled court proceeding. My failure to appear was the result of: (check all that apply)

☐ Mistake.
☐ Inadvertence.
☐ Excusable neglect.
 - b. ☐ It is no longer equitable that the judgement should have any perspective application.
 - c. ☐ Fraud, misrepresentation, or other misconduct of an adverse party.
 - d. ☐ Another reason justifies relief from the judgement.
3. ☐ I understand that I may be required to pay reopening costs, attend future court dates, and that I still owe the forfeiture if my motion is denied.
4. ☐ I understand that if I cannot pay the reopening costs due to poverty, I may file a request to waive those costs.
5. My request to reopen should be granted by the court because: [if you failed to appear, indicate why]

(Attach additional pages if necessary)

Signature of the defendant_____
Date

TO BE COMPLETED BY THE PROSECUTOR

PROSECUTOR'S POSITION ON THE MOTION:

- ☐
- Do not object
- ☐
- Schedule for hearing

Signature of the prosecutor_____
Date

COURT ORDERS THAT:

- ☐ The motion is denied for failure to:

☐ meet the statutory requirements
☐ establish mistake, inadvertence, or excusable neglect.
☐ other/explanation (see attached order of the court)
- ☐ A hearing on the motion shall be held on _____ at _____
- ☐ The motion is granted subject to the moving party paying the costs of \$_____, pursuant to Wis. Stat. §814.07. if the defendant is unable to pay the costs due to poverty, he or she may file a request to waive those costs. This matter is scheduled for a pretrial conference on _____ at _____

 Honorable Paul J. Mertz
 Municipal Court Judge

Date