

In re the Marriage of:
In re the Paternity of _____

Petitioner,

MOTION AND NOTICE
OF MOTION

Case # FA / PA _____

Respondent.

Family **A** **B** **C** **D** **E**
[CIRCLE appropriate one]

Phone number: _____

Director.
Dept. of Child Support
Enforcement. Room 101
Milwaukee County Courthouse
901 N. 9th St. Milw. WI 53233

You are notified by this document that _____, PRO SE, will ask the court to make the following orders:

I am requesting that this Court reopen my paternity judgment under Sec. 806.07 Wis. Stats. based on the fact that I believe _____ is the father of _____

I am requesting that this Court order county paid DNA tests to be performed on the mother, father, and child and I will be happy to reimburse the county for said money advanced for the DNA tests.

Appoint a Guardian Ad Litem for the child.

() Under Sec. 767.62 (5) Wis. Stats. Asking that a paternity action be voided at any time upon a motion or petition stating facts that show fraud, duress or a mistake of fact. Except for good cause shown, any orders entered under sub. (4) shall remain in effect during the

() Requesting that the Court determine that _____ is not the father of the child and that the
A hearing will be held on this request as follows:

DATE: _____

TIME: _____

PLACE: Room 707, Milwaukee County Courthouse
901 North 9th Street, Milwaukee, WI 53233

BEFORE: MICHAEL J. BRUCH, Family Court Commissioner, or his designee

If you object to the orders requested in this motion, you are expected to attend the hearing and make your objection known to the court.

If you fail to attend the hearing, the Court may go ahead without you and has the power to make the orders requested in this document.

THE GROUNDS FOR THIS MOTION ARE AS FOLLOWS:

I am requesting that this Court reopen my paternity judgment under Sec. 806.07 Wis. Stats. based on the facts that:

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- () I was not served properly and my constitutionally protected due process rights were not granted to me.
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- () I am not the biological father of _____.
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- () Attached are the DNA tests excluding me as the parent of the child.
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- () The mother misrepresented to the court the paternity of the child.
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- () The mother and I agree to have DNA tests.
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- () As a matter of good public policy, the child's future best interests are served by not perpetuating a fraud on the child but by disclosing the biological truth to the child. Ethically and morally, all children are owed the truth of their genetic make-up for future psychological, cultural, social, and medical history information.
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- () The mother of the child and her husband did not have sexual intercourse during the conceptive period of _____ and, therefore, _____ is the father and the marital presumption should be overcome.

In addition, I would also like the court to:

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- () Erase all past child support arrears.
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- () Stop all child support garnishments effective immediately.
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- () Order that the State of Wisconsin reimburse me all money I have paid to it and all the money paid to the mother including, but not limited to support, birth expenses, arrears, r&d fees, and interest.
-

Dated at Milwaukee, Wisconsin, on _____.

[Sign your name]

[PRINT your name]

P.O. Address:

Telephone () _____