

Oneida Family Court
P O Box 19
Oneida, WI 54155
(920) 496-7200

INSTRUCTIONS FOR FILING A MOTION TO EXTEND CONSENT DECREE

1. Complete and sign the Motion to Extend Consent Decree.
2. Have a copy of the completed and signed motion served on the other parties involved (e.g. parent(s), caregiver(s), Oneida Nation Indian Child Welfare Department, etc.).
 - a. Serving a person means delivering the court papers to them in person. Service may be made by any law enforcement officer or other person, not a party, who is at least 18 years of age. **You may not deliver the court papers yourself!**
 - b. The person serving the motion must complete an Affidavit of Service which is included in this packet. You should make a copy for each of the parties that you must serve (additional copies may be found in the Family Court forms section of the Judiciary's website - <https://oneida-nsn.gov/government/judiciary/judiciary-forms/#Family-Court>). The Affidavit(s) of Service must be filed with the Clerk's office along with your original motion.
3. If personal service is not possible, you may mail the motion to those entitled to notice via certified mail with return receipt requested. If you complete service by certified mail, you must file the certified return receipt (green card) showing the date of delivery with the Clerk along with your original motion.
4. If personal service and mail service are not possible, you may ask the Court to permit service by publication.
5. File the original motion form, your proof of service, and pay the \$25.00 filing fee with the Clerk (or request a fee waiver). **PLEASE NOTE: The Court will not accept your motion without the proof of service and the filing fee.**
6. If a written objection to the motion is filed with the Court, a hearing will be scheduled.

Any questions, call the Clerk of Court at (920) 496-7200.

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ONEIDA FAMILY COURT

IN THE INTEREST OF:

Name

Case No. _____

Date of Birth

Motion to Extend Consent Decree

Child's Address and Telephone Number	
Parent 1's Name, Address, and Telephone Number	Date of Birth
Parent 2's Name Address, and Telephone Number	Date of Birth
Legal Custodian or Guardian's Name, Address, and Telephone Number	
Current Caregiver's Name, Address, and Telephone Number	

I REQUEST THE COURT:

1. Extend the Consent Decree that is set to expire on [Date] _____.
2. I request that the Consent Decree be extended for an additional [*up to six (6) months*] _____ for the following reasons: _____

See attached

If you do not object, the Consent Decree may be extended without a court hearing. If you object to the extension, a written objection must be filed with the Family Court within ten (10) days of the filing of this request. If you file a written objection, a hearing will be scheduled.

Signature

Date

Name Printed or Typed

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AFFIDAVIT OF SERVICE

Case No. _____

In the Interest of: _____
(Child's initials and date of birth)

I, _____, swear that I personally served the Motion to
(Name of person serving party)

Extend Consent Decree on the following person: _____.
(Name of party being served)

DATE: _____

TIME: _____

PLACE: _____

To the best of my knowledge, _____, is present in
(Name of party being served)
the community and is not a member of the armed forces.

I swear the foregoing is true and correct.

Dated this _____ day of _____, 20_____.

(Signature of person serving party)

PLEASE NOTE: Only use this form if you are having the other person personally served. If you are serving the other person by certified mail, simply give the return receipt (green card) to the Clerk of Court.