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**IN THE
HO-CHUNK NATION TRIAL COURT**

4 **In the Interest of:**

5 _____,
6 Name

7 DOB: _____
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PETITION FOR EMANCIPATION

Case No.: JV 0__ - ____
[assigned by the Court]

9
10 Pursuant to the HOCAK NATION CHILDREN AND FAMILY ACT, 4 HCC § 3, the petitioner in
11 the above-captioned case comes before the Ho-Chunk Nation Trial Court as a Ho-Chunk Tribal
12 Member over the age of sixteen (16), petitioning the Court for emancipation.

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14 The following information relates to the **PETITIONER**:

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PETITIONER'S INFORMATION

1. Name: _____

2. Address: _____
(state physical address also if P.O. Box is listed)

City State Zip Code

3. Phone: (____) _____ (____) _____
Home Work

4. Facsimile Number (if available): (____) _____

5. E-mail address: _____

6. I am a member of the Ho-Chunk Nation. My enrollment number is:

439A00 _____.
(four numbers)

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The following information relates to the **MOTHER** of the Petitioner:

MOTHER'S INFORMATION

1. Mother's Name: _____
2. Mother's Address: _____
(state physical address also if P.O. Box is listed)

City State Zip Code
3. Mother's Phone Number : (_____) _____
Home
(_____) _____
Work
4. Facsimile Number (if available): (_____) _____
5. E-mail address: _____
6. My mother is an enrolled member of the Ho-Chunk Nation:
 Yes or No.

The following information relates to the **FATHER** of the Petitioner:

FATHER'S INFORMATION

1. Father's Name: _____
2. Father's Address: _____
(state physical address also if P.O. Box is listed)

City State Zip Code
3. Father's Phone Number : (_____) _____
Home
(_____) _____
Work
4. Facsimile Number (if available): (_____) _____
5. E-mail address: _____
6. My father is an enrolled member of the Ho-Chunk Nation:
 Yes or No.

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The following information relates to the **LEGAL GUARDIAN** of the Petitioner (if applicable):

GUARDIAN'S INFORMATION

- 1. Legal Guardian's Name: _____
- 2. Legal Guardian's Address: _____
(state physical address also if P.O. Box is listed)

City State Zip Code
- 2. Legal Guardian's Phone No. : (_____) _____
Home
(_____) _____
Work
- 4. Facsimile Number (if available): (_____) _____
- 5. E-mail address: _____
- 6. My legal guardian is an enrolled member of the Ho-Chunk Nation:
 Yes or No.

The applicable law governing this *Petition for Emancipation* is the HOCAK NATION CHILDREN AND FAMILY ACT, 4 HCC § 3.17i. Pursuant to the HOCAK NATION CHILDREN AND FAMILY ACT, 4 HCC § 3.17i, any child over the age of sixteen (16) may petition the Court for emancipation. The Court shall grant such status when the child proves to the Court that the child is capable of functioning as an independent and responsible adult member of the community.

I provide this written request to the Court and provide notice to the Nation of my request for emancipation. I understand that with my emancipation, my parents no longer have the legal duty of support towards me. I understand that my emancipation, should the Court grant it, has no effect on any other law of the Nation (e.g., I must still meet the age and degree requirements in order to receive a release of any Children's Trust Fund monies to which I may be entitled). I am making this decision of my own free will. No promises or threats have been made to entice me to sign this document.

I hereby recognize and consent to the jurisdiction of the Trial Court. I request that the Court enter an *Order* granting my emancipation based on the following evidence:

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1. Documentation providing proof of petitioner’s age (e.g., Birth Certificate, Driver’s License, etc.)
2. Documentation that shows petitioner is currently functioning as an independent and responsible adult member of the community (e.g., Employment Verification, Copy of Lease or Bill of Sale, Vehicle Title and Insurance, Health Insurance, utility and/or telephone billing statements, High School Diploma or equivalent, Proof of College Enrollment, etc.)

For the reasons stated above, and according to the attached documentation, I request that the Court enter an *Order* granting my emancipation.

RESPECTFULLY SUBMITTED BY PETITIONER,

Signature: _____

Date: _____, 20 _____

Signature of counsel (if any): _____

Mailing address of counsel: _____

E-mail address of counsel: _____

Telephone number of counsel: _____

Facsimile number of counsel: _____

Ho-Chunk Bar number of counsel: _____

If counsel is not a member of the Ho-Chunk bar, a *Motion to Appear Pro Hac Vice* has been attached in accordance with *Ho-Chunk Nation Rules of Civil Procedure*, Rule 16(B),¹ and/or counsel has applied for membership in the Ho-Chunk Nation bar in accordance with the *Ho-Chunk Nation Rules for Admission to Practice*.

¹Parties can obtain a copy of the *Ho-Chunk Nation Rules of Civil Procedure* by contacting the Ho-Chunk Nation Judiciary at (715) 284-2722 or (800) 434-4070 or visiting the judicial website at [http://www.ho-chunknation.com/UserFiles/Civ%20Pro%20\(08-17-06%20version\).pdf](http://www.ho-chunknation.com/UserFiles/Civ%20Pro%20(08-17-06%20version).pdf).