

INSTRUCTIONS FOR PETITION FOR REMOVAL FROM MEMBERSHIP ROLLS

These instructions are only intended to provide information on how to fill out this form. It is not intended to substitute legal advice. There may be additional documents and procedures for your particular type of civil action. If you have any legal questions regarding the specific facts of your case, please consult with an attorney.

For other questions, you may contact the Trial Court at (715) 284-2722. In addition, copies of the applicable law can be found on the Nation's website located at www.ho-chunknation.com/HCNLaws.aspx or by contacting the Ho-Chunk Nation Legislature at (715) 284-9343 or (800) 294-9343.

Do not include these instruction sheets when you file the completed form.

Petition: A petition is an initial pleading that starts an action and states the basis for the court's jurisdiction, the basis for the petitioner's claim, and the demand for relief.

Instructions:

- **Page 1, Lines 1-8:** Enter your full, legal name on the petitioner line. There can be more than one petitioner. Enter the respondent's full, legal name on the respondent line. There can be more than one respondent. You do not need to write a case number. A case number will be assigned by the Court.
- **Page 1, Line 10:** A basis for petition is a factual situation that entitles one person to obtain a remedy in court from another person.
- **Page 1, Lines 18-28:** Fill in the information relating to the petitioner – the person who is bringing the action.
- **Page 2, Lines 1-13:** Fill in the information relating to the respondent – the person who is being sued.
- **Page 2, Lines 15-20:** Jurisdiction is the court's power to exercise authority over all persons and things within its territory and to hear and decide a case or issue in dispute. The petitioner must show that the Ho-Chunk Nation Trial Court has jurisdiction over the action and the parties in the action.
- **Page 2, Lines 22-28:** Write down the reasoning why the respondent is not eligible for membership. Include additional sheets of paper if necessary.
- **Page 4, Lines 18-20:** Sign your name and write down the date you signed the petition.
- **Page 5, Lines 2-13:** Your attorney should fill in this information if you have secured an attorney.