

## **DE NOVO REVIEW FOR COURT COMMISSIONER DECISIONS IN WISCONSIN**

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### **Motion for De Novo Review- Temporary Restraining Orders and/or Injunctions**

Wisconsin statute [813.126](#) allows for a party to request a court to review a case *de novo* (a court hears the case as if it is hearing it for the first time) after it has been ruled upon by a court commissioner. This statute applies to actions under s. [813.12](#), [813.122](#), [813.123](#), or [813.125](#), which includes the denial of a temporary restraining order.

The motion requesting the hearing must be filed with the court within 30 days after the circuit court commissioner issued the determination, order, or ruling.

The court shall hold the de novo hearing within 30 days after the motion requesting the hearing is filed with the court unless the court finds good cause for an extension. Any determination, order, or ruling entered by a court commissioner in an action under s. [813.12](#), [813.122](#), [813.123](#), or [813.125](#) remains in effect until the judge in the de novo hearing issues his or her final determination, order, or ruling.

### **Forms for De Novo Review for Temporary Restraining Order or Injunction**

To access form CV-503, motion for de novo review for a temporary restraining order (TRO) or injunction, click [here](#).

### **Review of Decisions from Court Commissioners**

In other civil cases that are not temporary restraining orders or injunctions, any party may file a motion for a judge to review a court commissioner's decision. Any determination, order, or ruling by a circuit court commissioner may be certified to the branch of court to which the case has been assigned, upon a motion of any party for a hearing de novo. [Wis. Stat. 757.69\(8\)](#)