



ST. CROIX COUNTY WISCONSIN

CLERK OF CIRCUIT COURT

Kristi Severson

ST CROIX COUNTY GOVERNMENT CENTER

1101 Carmichael Road

Hudson, WI 54016-7710

(715) 386-4630 FAX (715) 381-4396

Small Claims Clerk: 715-386-4636

## **Replevin Procedures**

*Effective for cases being heard starting January of 2025.*

- **Replevin Return Dates are held via ZOOM on Tuesdays at 3:00 pm.**
- Plaintiff will complete a Summons and Complaint (SC-500) to open a case and pay the \$94.50 filing fee. If Plaintiff is seeking Money in addition to Replevin, both boxes must be marked on page 1 and 2 and the amount of money entered on page 2.
- Plaintiff must have each defendant personally served with the Summons and Complaint and pay the service provider any required fees. Service must be by a neutral third party. Many people choose law enforcement to do this for them. At least 24 hours prior to your hearing, Plaintiff must file a Certificate of Service with the Clerk of Court showing Defendant was served at least 8 business days prior to the hearing. File any bills for service with your proof of service since the filing and service fees are added to any judgment. Judgment will not be granted without this proof.
- **If Plaintiff fails to appear at the Replevin Return Date, the matter will be DISMISSED. If the Defendant fails to appear, a DEFAULT JUDGMENT will be granted.**
- If the Defendant has a valid legal defense at the Replevin Return Date the matter will be set for a Replevin Hearing with the Judge assigned to the case to decide the matter of replevin. This is to be heard within 30 days of the Return Date. If the replevin is granted, a money judgment may be granted if not disputed and was requested on the Summons and Complaint.

**Where do I file my Small Claims case?** If you determine that your claim can be brought as a small claims case and have determined the right party to sue, you will need to decide where you should file the small claims action.

**Replevin Actions: (return of personal property)** you must be filed in the county where one of the following is true:

**For Non-consumer claims:**

- The defendant resides
- the personal property is located, or
- the claim arose.

For Consumer claims:

- The customer resides or is personally served;
- Collateral securing a consumer credit transaction is located, or
- The customer sought or acquired the property, services, money or credit.

The full guide to Small Claims in Wisconsin can be found at:

[www.wicourts.gov](http://www.wicourts.gov) → Forms → Small Claims → (SC-6000) Basic Guide to Wisconsin Small Claims Actions.