

No. 183, A.]

[Published June 20, 1961.

CHAPTER 140

AN ACT to amend 261.08 (1) of the statutes, relating to writ of prejudice.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

261.08 (1) of the statutes is amended to read:

261.08 (1) * * * Upon the application of any party, who * * * files his affidavit, that he has good reason to, and does believe, that he cannot have a fair trial on account of the prejudice of the judge, naming him, * * * the court shall request the chairman of the board of circuit judges to call some other circuit judge to attend and hold court during the current or next term for the purpose of exercising jurisdiction in all actions and proceedings in which applications for change of the place of trial have been made for such reason. And while so in attendance said judge may make all orders and hear all applications and motions that may be brought on for hearing. If no other judge can hold court for such purpose, at either of such terms, an order changing the place of trial shall be entered on the first day of the next term. *In no event, however, shall a judge against whom an affidavit of prejudice has been filed be allowed to choose the successor judge.*

Approved June 15, 1961.