

No. 442, S.]

[Published July 22, 1953.

CHAPTER 493

AN ACT to amend section 1 and section 5, 1. of chapter 168, laws of 1951; and to create section 6 of chapter 168, laws of 1951, changing the civil court of Milwaukee county from a municipal court to an inferior court and providing for change of venue from such court; all relating to the jurisdiction and procedure of such civil court.

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

SECTION 1. Section 1 of chapter 168, laws of 1951, is amended to read:

(Chapter 168, laws of 1951) Section 1. There is hereby created and established in and for the county of Milwaukee * * * *an inferior* court to be designated as the "civil court of Milwaukee county", hereinafter referred to as the civil court, with the jurisdiction and powers hereinafter specified and provided, which shall be exercised by as many branch courts as there may be judges of said court, and each of which branch courts shall exercise all the powers vested by this act in said civil court. * * *

SECTION 2. Section 5, 1. of chapter 168, laws of 1951, is amended to read:

(Chapter 168, laws of 1951) Section 5, 1. The said civil court shall have jurisdiction and cognizance of the actions and proceedings set forth and enumerated in s. 300.05 and s. 300.06 (2) and (4) of the statutes, and the acts amendatory thereof when the amount claimed or involved in such actions or proceedings does not exceed the sum of \$10,000; provided that said court shall have jurisdiction of any action founded on an account when the amount claimed shall not exceed \$10,000; and of the actions and proceedings mentioned in ch. 291 of the statutes, entitled "Forceful entry and unlawful detainer," and the acts amendatory thereof; and shall possess, except so far as may be inconsistent with the provisions of this act, the jurisdiction and powers over persons and subject matter possessed by justices of the peace in the county of Milwaukee on * * * January 1, 1909; and shall have territorial jurisdiction co-extensive with the * * * state of Wisconsin, except as to matters within the jurisdiction of justices of the peace. As to such matters the court shall have territorial jurisdiction co-extensive with the county of Milwaukee. * * * The judgments of said court shall be enforceable throughout the state as circuit court judgments are enforced, and the executions and other process of said civil court, including garnishment summonses in said execution, may be issued to, executed, and served, and actions and proceedings to enforce collection of its judgments may be commenced and prosecuted in any court in which a transcript of the judgment docket of said civil court judgment, duly certified by the clerk of said court, shall have been filed in accordance with the provisions of ss. 270.74 and 270.76 of the statutes, to the same extent and with the same force and effect as in actions and proceedings for the collection and enforcement of judgments of the circuit court in similar cases. * * * The orders, writs, warrants, subpoenas and other process in bastardy cases pending in said civil court pursuant to sub. 2 hereof may be issued to and executed in any county of the state. Sheriffs and other officers charged with the duty of executing, serving and enforcing summonses, executions, writs, warrants, subpoenas and other process of the circuit court in similar cases shall be charged with the duty and are hereby empowered to execute, serve and enforce the same when issued by the civil court.

SECTION 3. Section 6 of chapter 168, laws of 1951 is created to read:

(Chapter 168, laws of 1951) Section 6. In any action commenced in said civil court, if the defendant is not a resident of Milwaukee county and resides in some other county of Wisconsin, he may apply for and have a change of the place of trial to the proper county upon the grounds and pursuant to the provisions governing change of venue in actions in circuit court by serving upon the plaintiff a demand in writing substantially as prescribed in s. 261.03 of the statutes, within 20 days after service of the complaint. The right to obtain a change of the place of trial under this act shall be in addition to the provisions of s. 261.07 of the statutes.

Approved July 9, 1953.
