

# Request for Annexation Review

Wisconsin Department of Administration

WI Dept. of Administration  
Municipal Boundary Review  
101 E. Wilson Street, 9<sup>th</sup> Floor  
Madison WI 53703  
608-264-6102 Fax: 608-264-6104  
[wimunicipalboundaryreview@wi.gov](mailto:wimunicipalboundaryreview@wi.gov)  
<http://doa.wi.gov/municipalboundaryreview/>

## Petitioner Information

Name: Dan & Christal ~~Thielker~~ Thielker  
Address: N6206 Cole Ct.  
Onalaska, WI 54650  
Email: \_\_\_\_\_

Office use only:

**RECEIVED**

**July 24, 2020**

Municipal Boundary Review  
Wisconsin Dept. of Admin.

1. Town where property is located: Onalaska
2. Petitioned City or Village Holmen
3. County where property is located: La Crosse
4. Population of the territory to be annexed: 3
5. Area (in acres) of the territory to be annexed: 2.609
6. Tax parcel number(s) of territory to be annexed 10-402-0  
(if the territory is part or all of an existing parcel): 10-402-2

Petitioners phone:

608-769-5186

Town clerk's phone:

608-783-4958

City/Village clerk's phone:

608-526-4336

## Contact Information if different than petitioner:

10-400-100, Part of 10-398-1

Representative's Name and Address:

Surveyor or Engineering Firm's Name & Address:

Phone:

Phone:

E-mail:

E-mail:

Berg Enterprises

300 State Street, P.O. Box 625

Holmen, WI 54636

608-526-9248

## Required Items to be provided with submission (to be completed by petitioner):

1. ☒ Legal Description meeting the requirements of s.66.0217 (1) (c) [see attached annexation guide]
2. ☒ Map meeting the requirements of s. 66.0217 (1) (g) [see attached annexation guide]
3. ☒ Signed Petition or Notice of Intent to Circulate is included
4. Indicate Statutory annexation method used:
  - ☒ Unanimous per s. 66.0217 (2), or,
  - OR
  - ☐ Direct by one-half approval per s. 66.0217 (3)
5. ☒ Check or money order covering review fee [see next page for fee calculation]

# Annexation Review Fee Schedule

A Guide for Calculating the Fee Required by ss.16.53 (4) and 66.0217, Wis. Stats.

## Required Fees

There is an initial filing fee and a variable review fee

**\$ 350 Initial Filing Fee** (required with the first submittal of all petitions)

\$200 – 2 acres or less

\$350 – 2.01 acres or more

**\$ 600 Review Fee** (required with all annexation submittals except those that consist ONLY of road right-of-way)

\$200 – 2 acres or less

\$600 – 2.01 to 10 acres

\$800 – 10.01 to 50 acres

\$1,000 – 50.01 to 100 acres

\$1,400 – 100.01 to 200 acres

\$2,000 – 200.01 to 500 acres

\$4,000 – Over 500 acres

**\$ 950 TOTAL FEE DUE** (Add the Filing Fee to the Review Fee)

Attach check or money order here, payable to: **Department of Administration**

THE DEPARTMENT WILL NOT PROCESS  
AN ANNEXATION PETITION THAT IS NOT ACCOMPANIED  
BY THE REQUIRED FEE.

THE DEPARTMENT'S 20-DAY STATUTORY REVIEW PERIOD  
COMMENCES UPON RECEIPT OF THE PETITION AND REVIEW FEE

Rec'd 7-22-2020  
Village of Holmen

Check # 77493  
7-15-20  
\$950.00

VILLAGE OF HOLMEN ANNEXATION PETITION

The undersigned, being all the electors and owners of all of the real property described below, do hereby petition the Village of Holmen for direct annexation of said described properties now located in the Town of Onalaska in La Crosse County, Wisconsin, to said Village of Holmen pursuant to Wisconsin Statutes, Sec. 66.0217(2). This land is contiguous to the Village of Holmen limits and is described as follows:

Description of property: See Attached Exhibit A

Total Acreage: 2.609

Tax Parcel No(s): 10-402-0, 10-402-2, 10-400-100, part of 10-398-1

The proposed Village zoning on these parcels is: B-2 commercial

The current population of the territory affected by this petition is: 3

RECEIVED  
7/14/20  
2:30pm

Dated this 16 day of June, 20 20

State of Wisconsin}

} ss.

County of La Crosse}

Personally came before me this 16<sup>th</sup> day of June, 20 20,  
Danny Thielker to me

known to be the person(s) who executed the foregoing instrument and acknowledged the same.

Rhonda D. Hennelberg

Notary Public, State of Wisconsin

My Commission Expires: 11/13/22

Danny W. Thielker (Elector)  
Owner name

Danny W. Thielker  
Owner name

N6206 Cole Ct  
Onalaska WI 54650  
Owner address

Dated this 16<sup>th</sup> day of June, 20 20

State of Wisconsin}

} ss.

County of La Crosse}

Personally came before me this 16<sup>th</sup> day of June, 20 20,  
Christal Thielker to me

known to be the person(s) who executed the foregoing instrument and acknowledged the same.

Rhonda D. Hennelberg

Notary Public, State of Wisconsin

My Commission Expires: 11/13/22

Christal Thielker (Elector)  
Owner name

Christal Thielker  
Owner name

N6206 Cole Ct  
Onalaska, WI 54650  
Owner address

Dated this 16<sup>th</sup> day of June, 20 20

State of Wisconsin}

} ss.

County of La Crosse}

Personally came before me this 16<sup>th</sup> day of June, 20 20.

Kyle Thielker to me  
known to be the person(s) who executed the fore-  
going instrument and acknowledged the same.

Theresa D. Hesselberg  
Notary Public, State of Wisconsin  
My Commission Expires: 11/13/22

Kyle Thielker

(Elector)

Owner name

James D. Carlson

Owner name

N6606 Cole Ct.

Omaha WI

Owner address

Dated this 18<sup>th</sup> day of June, 20 20

State of Wisconsin}

} ss.

County of La Crosse}

Personally came before me this 18<sup>th</sup> day of June, 20 20.

James A. Carlson to me  
known to be the person(s) who executed the fore-  
going instrument and acknowledged the same.

Theresa D. Hesselberg  
Notary Public, State of Wisconsin  
My Commission Expires: 11/13/22

JAMES A. CARLSON

Owner name

James A. Carlson

Owner name

526 3<sup>rd</sup> Ave NW

OWASKA, WI 54650

Owner address

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_

State of Wisconsin}

} ss.

County of La Crosse}

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_, to me

known to be the person(s) who executed the fore-  
going instrument and acknowledged the same.

Notary Public, State of Wisconsin

My Commission Expires: \_\_\_\_\_

Owner name

Owner name

Owner address

**ANNEXATION DESCRIPTION**

(PARCEL NUMBERS 10-402-0, 10-402-2, 10-400-100, PART OF 10-398-1)

LOT 2 OF THE CERTIFIED SURVEY MAP RECORDED IN VOLUME 11 OF LACROSSE COUNTY CERTIFIED SURVEY MAPS, PAGE 153, AS DOCUMENT NUMBER 1401856, AND PART OF THE NW1/4 OF THE SE1/4, AND PART OF THE SW1/4 OF THE SE1/4, AND PART OF THE SE1/4 OF THE SW1/4, AND PART OF THE NE1/4 OF THE SW1/4 OF SECTION 18, T17N, R7W, TOWN OF ONALASKA, LACROSSE COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 18, T17N, R7W; THENCE S00°38'31"E, 2632.93 FEET, TO THE NORTHWEST CORNER OF THE NW1/4 OF THE SE1/4 OF SECTION 18, T17N, R7W; THENCE S00°38'48"E, 980.04 FEET ALONG THE WEST LINE OF THE NW1/4 OF THE SE1/4 OF SAID SECTION 18, TO A POINT ON THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT 1 OF THE CERTIFIED SURVEY MAP RECORDED IN VOLUME 11 OF LACROSSE COUNTY CERTIFIED SURVEY MAPS, PAGE 153, AS DOCUMENT NUMBER 1401856, AND THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE S89°47'45"E, 33.00 FEET ALONG THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT 1 OF THE CERTIFIED SURVEY MAP RECORDED IN VOLUME 11, PAGE 153, TO THE NORTHWEST CORNER OF LOT 1 OF SAID CERTIFIED SURVEY MAP; THENCE S00°38'48"E, 150.93 FEET ALONG THE WEST LINE OF LOT 1 OF SAID CERTIFIED SURVEY MAP, TO THE NORTHWEST CORNER OF LOT 2 OF THE CERTIFIED SURVEY MAP RECORDED IN VOLUME 11, PAGE 153; THENCE S89°47'56"E, 40.00 FEET ALONG THE NORTH LINE OF LOT 2 OF SAID CERTIFIED SURVEY MAP; THENCE S65°13'36"E, 157.23 FEET ALONG THE NORTHEAST LINE OF LOT 2 OF SAID CERTIFIED SURVEY MAP; THENCE S00°38'48"E, 123.73 FEET ALONG THE EAST LINE OF LOT 2 OF SAID CERTIFIED SURVEY MAP, TO THE SOUTHEAST CORNER THEREOF; THENCE N89°47'45"W, 182.02 FEET ALONG THE SOUTH LINE OF LOT 2 OF SAID CERTIFIED SURVEY MAP, TO THE SOUTHWEST CORNER THEREOF, ALSO BEING THE NORTHWEST CORNER OF A PARCEL OF LAND DESCRIBED IN DOCUMENT NUMBER 1169201 OF LACROSSE COUNTY RECORDS; THENCE S00°38'48"E, 157.00 FEET ALONG THE WEST LINE OF THE PARCEL DESCRIBED IN DOCUMENT NUMBER 1169201, TO THE SOUTHWEST CORNER THEREOF; THENCE N89°47'45"W, 33.00 FEET ALONG THE WESTERLY EXTENSION OF THE SOUTH LINE OF THE PARCEL DESCRIBED IN DOCUMENT NUMBER 1169201, TO THE WEST LINE OF THE SW1/4 OF THE SE1/4 OF SECTION 18, T17N, R7W; THENCE S00°38'48"E, 191.67 FEET ALONG THE WEST LINE OF THE SW1/4 OF THE SE1/4 OF SECTION 18, T17N, R7W, TO THE REFERENCE LINE OF U.S. HIGHWAY 53 (THE NORTH-BOUND REFERENCE LINE AS SHOWN ON WISCONSIN DEPARTMENT OF TRANSPORTATION PLAN NUMBER 1631-1-21); THENCE N51°35'51"W, 332.51 FEET ALONG SAID U.S. HIGHWAY 53 REFERENCE LINE, TO THE SOUTHWESTERLY EXTENSION OF THE NORTHWESTERLY RIGHT-OF-WAY LINE OF COLE COURT; THENCE N38°24'07"E, 357.52 FEET ALONG THE NORTHWESTERLY RIGHT-OF-WAY LINE OF COLE COURT AND THE SOUTHWESTERLY EXTENSION THEREOF, TO ITS INTERSECTION WITH A LINE LYING 33 FEET WEST OF, AND PARALLEL TO THE WEST LINE OF THE NW1/4 OF THE SE1/4 OF SECTION 18, T17N, R7W; THENCE N89°21'12"E, 33.00 FEET ALONG A LINE PERPENDICULAR TO THE WEST LINE OF THE NW1/4 OF THE SE1/4 OF SAID SECTION 18, TO A POINT ON SAID WEST LINE; THENCE N00°38'48"W, 201.57 FEET ALONG THE WEST LINE OF THE NW1/4 OF THE SE1/4 OF SECTION 18, T17N, R7W, TO THE POINT OF BEGINNING OF THIS DESCRIPTION.

CONTAINING 2.609 ACRES.

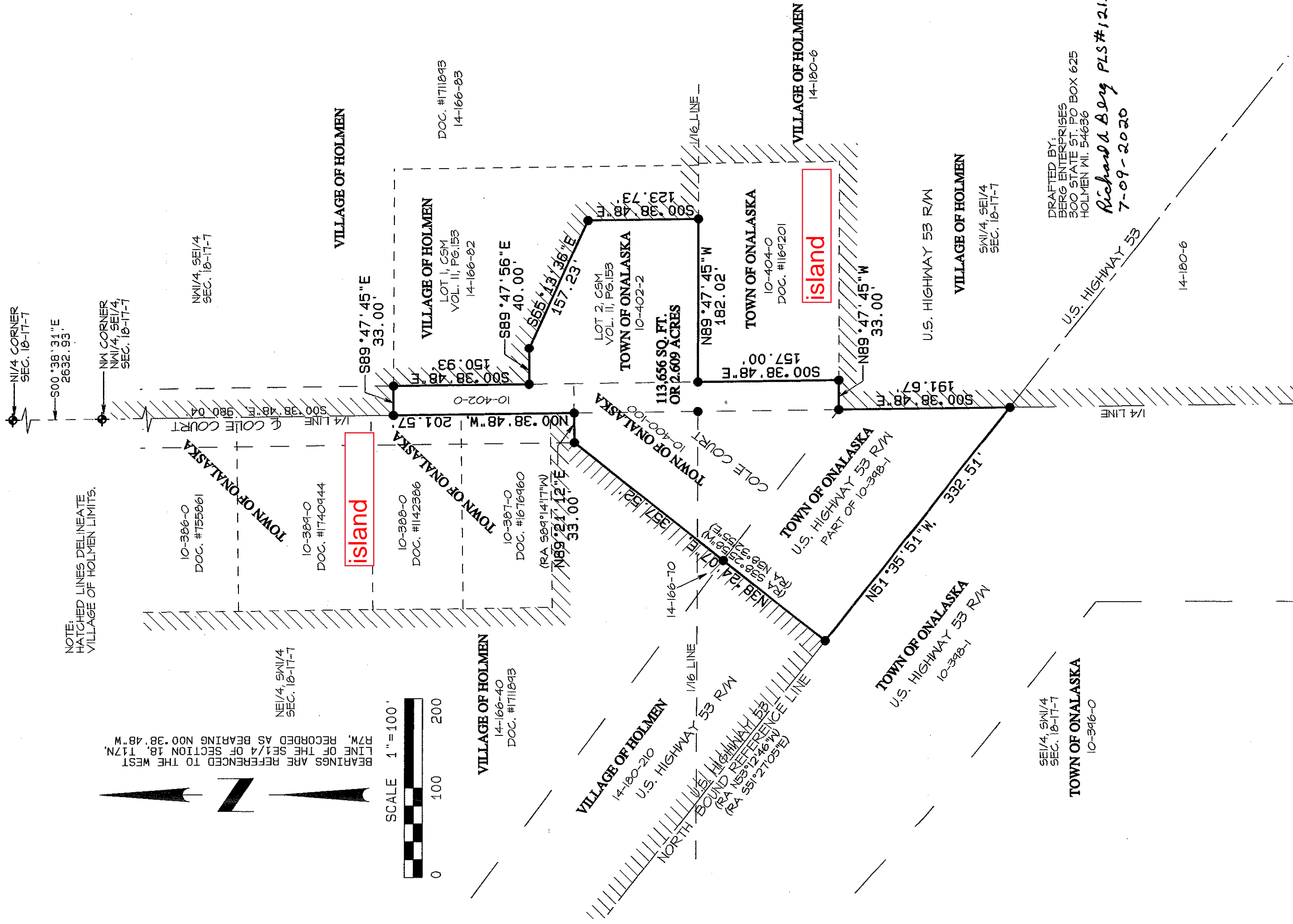
DRAFTED BY: RICHARD A. BERG, PLS #1213  
BERG ENTERPRISES  
300 STATE ST. - PO BOX 625  
HOLMEN, WI 54636

*Richard A. Berg*  
7-09-2020

## ANNEXATION MAP

LOT 2 OF THE CERTIFIED SURVEY MAP RECORDED IN VOLUME 11 OF LACROSSE COUNTY CERTIFIED SURVEY MAPS, PAGE 153, AS DOCUMENT NUMBER 1401856, AND PART OF THE NW1/4 OF THE SE1/4, AND PART OF THE SE1/4 OF THE NW1/4 OF THE SW1/4 OF THE SW1/4, AND PART OF THE SE1/4 OF THE NW1/4 OF THE SW1/4, OF SECTION 18, T17N, R7W, TOWN OF ONALASKA, LACROSSE COUNTY, WISCONSIN. (PARCEL NUMBERS 10-402-0, 10-402-2, 10-400-100, PART OF 10-348-1)

(PARCEL NUMBERS 0-402-0, 0-402-2, 0-400-100, PART OF 0-398-1)



**REAL PROPERTY LISTERS ANNEXATION REVIEW**

1. Territory to be annexed: <b>THIELKER</b>	From Town of: <b>ONALASKA</b>	To City/Village of: <b>VILLAGE HOLMEN</b>
--	----------------------------------	--

2. Checklist: (Y) Yes; (N) No; (NA) Not applicable; (NC) Not checked

**Location and Position**

Y (1) Location description by government lot, recorded private claim, ¼ - ¼ section, section, township, range and county

Y (2) Contiguous with existing village/city boundaries

Y (3) Creates an island area in Township (completely surrounded by city)

N (4) Creates an island area in City (completely surrounded by town)

**Petition and Map Information**

Y (1) Identify owner(s) of annexed land

Y (2) Identify parcel ID numbers included in annexation.

Y (3) Identify parcel ID numbers being split by annexation

Y (4) North arrow

Y (5) Graphic Scale

Y (6) Streets and Highways shown and identified

N/A (7) Legend

Y (8) Total area/acreage of annexation

3. Other relevant information and comments:

10-402-0 is owned by James Carlson and I don't see his name on this annex.

Looks like it creates 2 islands. One for 10-404-0 and one for 10-387-0 and the addition 5 parcels that run to the north of the 10-387-0.

**James Carlson is included and signed the petition**

Prepared by: Pam Hollnagel  
 Title: Real Property Lister  
 Phone: 608-785-5510  
 Date: 7/27/20

Please **RETURN PROMPTLY** to:  
 Municipal Boundary Review  
 PO Box 1645  
 Madison WI 53701

(608) 264-6102 **FAX** (608) 264-6104  
[wimunicipalboundaryreview@wi.gov](mailto:wimunicipalboundaryreview@wi.gov)

# Annexation Review Questionnaire

Wisconsin Department of Administration

WI Dept. of Administration  
Municipal Boundary Review  
PO Box 1645  
Madison WI 53701  
608-264-6102 Fax: 608-264-6104  
[wimunicipalboundaryreview@wi.gov](mailto:wimunicipalboundaryreview@wi.gov)  
<http://doa.wi.gov/municipalboundaryreview>

Petitioner: Thielker

Petition Number: 14327

1. Territory to be annexed: From TOWN OF ONALASKA To VILLAGE OF HOLMEN

2. Area (Acres): 2.609

3. Pick one: ☒ Property Tax Payments

OR ☐ Boundary Agreement

a. Annual town property tax on territory to be annexed:

\$ 301.09

a. Title of boundary agreement \_\_\_\_\_

b. Year adopted \_\_\_\_\_

b. Total that will be paid to Town

(annual tax multiplied by 5 years): \$1,505.45

c. Participating jurisdictions \_\_\_\_\_

c. Paid by: ☐ Petitioner ☐ City ☒ Village

d. Statutory authority (pick one)

☐ s.66.0307 ☐ s.66.0225 ☐ s.66.0301

☐ Other: \_\_\_\_\_

4. Resident Population: Electors: 3 Total: 3

5. Approximate present land use of territory:

Residential: 100% Recreational: \_\_\_\_\_% Commercial: \_\_\_\_\_% Industrial: \_\_\_\_\_%

Undeveloped: \_\_\_\_\_%

6. If territory is undeveloped, what is the anticipated use?

Residential: \_\_\_\_\_% Recreational: \_\_\_\_\_% Commercial: \_\_\_\_\_% Industrial: \_\_\_\_\_%

Other: \_\_\_\_\_%

Comments: \_\_\_\_\_

7. Has a ☐ preliminary or ☐ final plat been submitted to the Plan Commission: ☐ Yes ☒ No

Plat Name: \_\_\_\_\_

8. What is the nature of land use adjacent to this territory in the city or village?

Residential, Commercial, Ag.

In the town?: Residential

9. What are the basic service needs that precipitated the request for annexation?

☒ Sanitary sewer

☒ Water supply

☒ Storm sewers

☒ Police/Fire protection

☐ EMS

☒ Zoning

Other \_\_\_\_\_

10. Is the city/village or town capable of providing needed utility services?

City/Village ☒ Yes ☐ No

Town ☐ Yes ☒ No

If yes, approximate timetable for providing service:

City/Village

Town

Sanitary Sewers immediately  
or, write in number of years.

☒  
1 yr

☐ N/A

Water Supply immediately  
or, write in number of years.

☒  
1 yr

☐ N/A

Will provision of sanitary sewers and/or water supply to the territory proposed for annexation require capital expenditures (i.e. treatment plant expansion, new lift stations, interceptor sewers, wells, water storage facilities)?

☒ Yes ☐ No

If yes, identify the nature of the anticipated improvements and their probable costs:

Slight water / sewer main extension

11. Planning & Zoning:

a. Do you have a comprehensive plan for the City Village Town?

☒ Yes ☐ No

Is this annexation consistent with your comprehensive plan?

☒ Yes ☐ No

b. How is the annexation territory now zoned?

Residential/  
Commercial

c. How will the land be zoned and used if annexed?

Commercial

12. Elections: ☐ New ward or ☒ Existing ward? Will the annexation create a new ward or join an existing ward? For more information, please contact the Wisconsin Election Commission at (608) 266-8005, [elections@wi.gov](mailto:elections@wi.gov) or see their annexation checklist here: <http://elections.wi.gov/forms/el-100>

13. Other relevant information and comments bearing upon the public interest in the annexation:

This annexation creates an island that is permitted under the terms of the Village of Holmen and Town of Onaleska Boundary Agreement.

Prepared by: ☐ Town ☐ City ☒ Village

Name: Scott Heinig

Email: [heinig@holmenwi.com](mailto:heinig@holmenwi.com)

Phone: 608-526-6305

Date: 7/27/20

Please RETURN PROMPTLY to:

[wimunicipalboundaryreview@wi.gov](mailto:wimunicipalboundaryreview@wi.gov)

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Fax: (608) 264-6104

(March 2018)

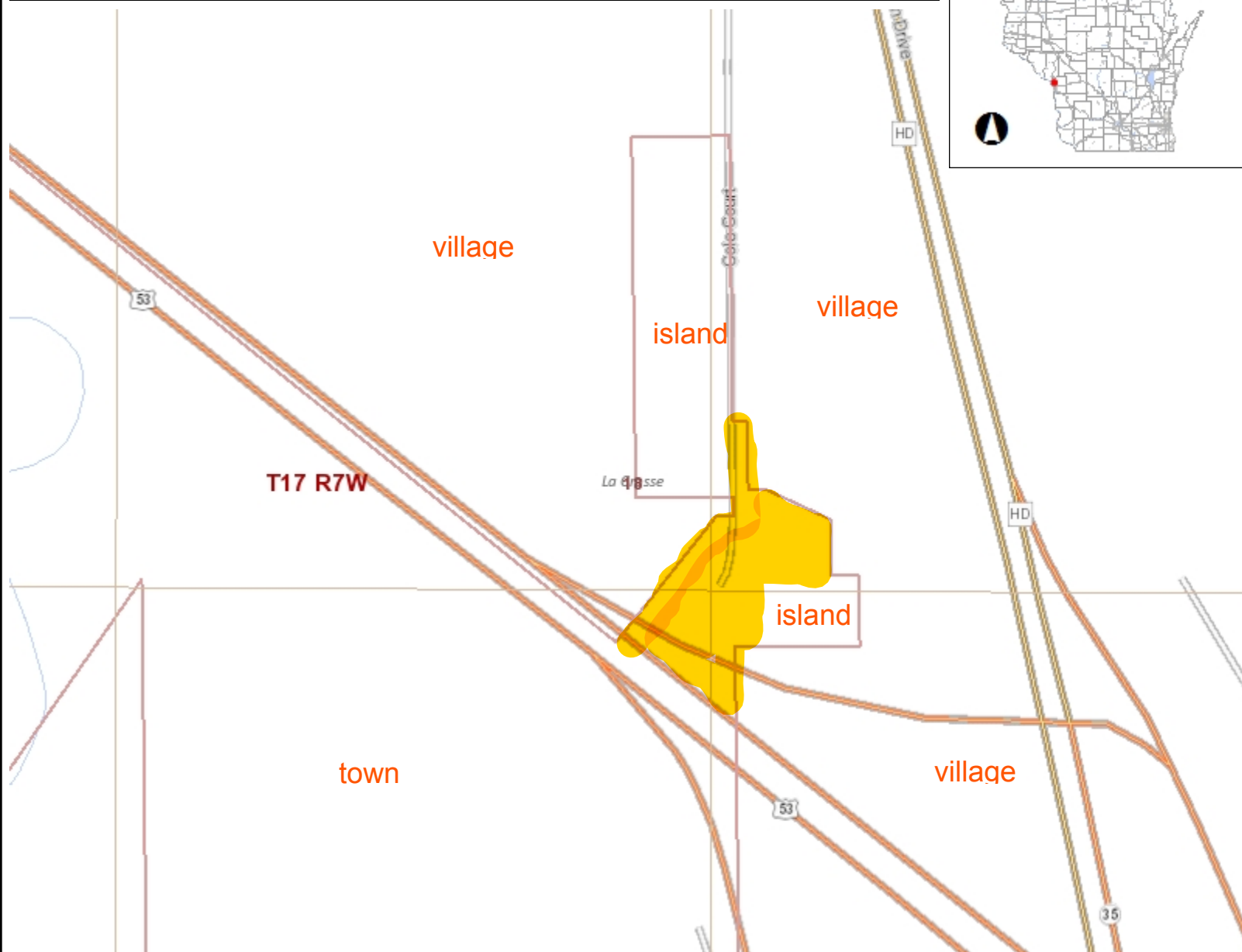


# Surface Water Data Viewer Map



## Legend

- Township
- Section
- Quarter-Quarter
- County Boundary
- Cities, Towns & Villages
  - City
  - Village
  - Civil Town
- Municipality
- State Boundaries
- County Boundaries
- Major Roads
  - Interstate Highway
  - State Highway
  - US Highway
- County and Local Roads
  - County HWY
  - Local Road
- Railroads
- Tribal Lands
- Rivers and Streams
- Intermittent Streams
- Lakes and Open water



0.1 0 0.06 0.1 Miles

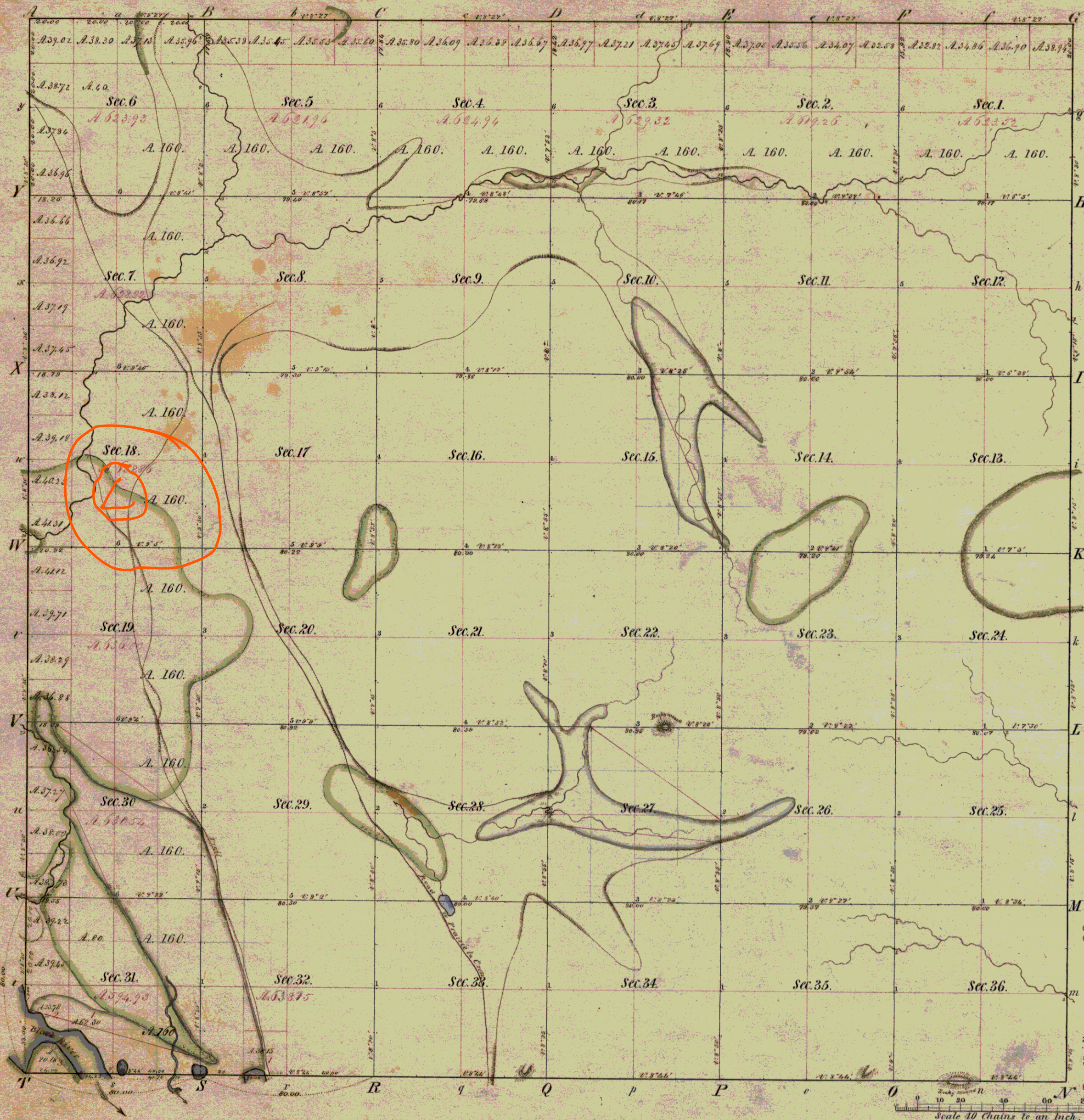
NAD\_1983\_HARN\_Wisconsin\_TM

1: 3,960

DISCLAIMER: The information shown on these maps has been obtained from various sources, and are of varying age, reliability and resolution. These maps are not intended to be used for navigation, nor are these maps an authoritative source of information about legal land ownership or public access. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map. For more information, see the DNR Legal Notices web page: <http://dnr.wi.gov/legal/>

## Notes

# Township N<sup>o</sup> 17 N; Range N<sup>o</sup> 7 West, 4<sup>th</sup> Mer.



Total number of Acres: 22,869.63

Survey Designated	By Whom Surveyed	Date of Contract	Amount of Survey	When Surveyed	When p <sup>d</sup> for and ch <sup>d</sup> in the Sur. Gen <sup>l</sup> acc <sup>t</sup>
Township lines	Wash. Briggs	August 16 <sup>th</sup> 1845	M. Ch <sup>s</sup> Eks.	November 1845	
Subdivisions	A. H. Brown	October 9 <sup>th</sup> 1846	61 10 .94	Nov. 23 <sup>rd</sup> Dec <sup>r</sup> 1846	

The above Map of Township N<sup>o</sup> 17 North, of Range N<sup>o</sup> 7 West, of the 4<sup>th</sup> Principal Meridian, Wisconsin Territory is strictly conformable to the field notes of the survey thereof on file in this Office, which have been examined and approved.

Surveyor General's Office.

Dubuque, April 8<sup>th</sup> 1847.

Geo. M. Jones  
Sur. Gen<sup>l</sup>

## Meanders of Black River

Posts	Courses	Ch <sup>s</sup> Lk <sup>s</sup>	Posts	Courses	Ch <sup>s</sup> Lk <sup>s</sup>	Posts	Courses	Ch <sup>s</sup> Lk <sup>s</sup>
Blk river by old down stream								
1	N 16° E	5.50						
	S 89° E	5.50						
	S 17° E	6.50						
	S 68° E	7.00						
	S 86° E	10.00						
	S 20° E	3.50						
	S 32° E	7.50						
	S 32° E	10.00						
	S 45° E	2.50						
right bank down stream								
3	S 20° E	11.00						
	S 63° E	5.50						
	S 88° E	4.50						
4	S 40° E	17.90						
Head of Lake								
5	S 64° E	5.50						
	S 88° E	4.50						
6	S 16° E	2.50						
Miles Chs Lks								
1. 22. 90								

Comp<sup>d</sup>



TONY EVERS

GOVERNOR

JOEL BRENNAN

SECRETARY

**Municipal Boundary Review**

PO Box 1645, Madison WI 53701

Voice (608) 264-6102 Fax (608) 264-6104

Email: [wimunicipalboundaryreview@wi.gov](mailto:wimunicipalboundaryreview@wi.gov)

Web: <http://doa.wi.gov/municipalboundaryreview>

August 13, 2020

PETITION FILE NO. 14327

ANGELA HORNBERG, CLERK  
VILLAGE OF HOLMEN  
PO BOX 158  
HOLMEN, WI 54636-0158

MARY RINEHART, CLERK  
TOWN OF ONALASKA  
N5589 COMMERCE ROAD  
ONALASKA, WI 54650-9266

Subject: THIELKER ANNEXATION

The proposed annexation submitted to our office on July 24, 2020, has been reviewed and found to be in the public interest. In determining whether an annexation is in the public interest, s. 66.0217 (6), Wis. Stats. requires the Department to examine "[t]he shape of the proposed annexation and the homogeneity of the territory with the annexing village or city..." so as, to ensure the resulting boundaries are rational and compact. The statute also requires the Department to consider whether the annexing city or village can provide needed municipal services to the territory. The subject petition is for territory that is reasonably shaped and contiguous to the **VILLAGE OF HOLMEN**, which is able to provide needed municipal services.

Note: although Town islands will result from this annexation, this is permissible under s. 66.0221, Wis. Stats. due to the Communities having an approved boundary agreement between them.

The Department reminds clerks of annexing municipalities of the requirements of s. 66.0217 (9)(a), Wis. Stats., which states:

"The clerk of a city or village which has annexed shall file immediately with the secretary of administration a certified copy of the ordinance, certificate and plat, and shall send one copy to each company that provides any utility service in the area that is annexed. The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district..."

State and federal aids based on population and equalized value may be significantly affected through failure to file with the Department of Administration. Please file a copy of your annexing ordinance, including a statement certifying the population of the annexed territory. **Please include your MBR number 14327 with your ordinance.** Ordinance filing checklist available at <http://mds.wi.gov/>, click on "Help on How to Submit Municipal Records". Email scanned copy of required materials (color scan maps with color) to [mds@wi.gov](mailto:mds@wi.gov) or mail to: Wisconsin Department of Administration, Municipal Boundary Review, PO Box 1645, Madison WI 53701-1645.

The petition file is available for viewing at: <http://mds.wi.gov/View/Petition?ID=2401>

Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner