

**4-101. Notice of [excusal] facts requiring recusal (constitution or code of conduct).**

[For use with Magistrate Court Rule 2-106 and Metropolitan Court Rule 3-106]

STATE OF NEW MEXICO  
COUNTY OF \_\_\_\_\_  
\_\_\_\_\_ COURT

\_\_\_\_\_, Plaintiff

v.

No. \_\_\_\_\_

\_\_\_\_\_, Defendant

**NOTICE OF [EXCUSAL] FACTS REQUIRING RECUSAL  
(CONSTITUTION OR CODE OF CONDUCT)**

The undersigned believes that the impartiality of the Honorable \_\_\_\_\_ may reasonably be questioned because: \_\_\_\_\_ *(set forth specific facts which prohibit the judge from presiding. The facts must be grounds for excusal under the New Mexico Constitution or the Code of Judicial Conduct.)*

The undersigned believes that participation of the above-named judge would be in violation of \_\_\_\_\_ of the Code of Judicial Conduct.

\_\_\_\_\_  
Signature of party

**USE NOTES**

Each party must be served with a copy of this notice. See Rules 2-203 and 3-303 NMRA. See Civil Form 4-221 for the certificate of service and affidavit of service.

[As amended, effective May 1, 1986; November 1, 1995; May 1, 2002.]