**4B-1001. Order transferring case from probate court to district court.**

[For use with Rules 1B-101 and 1B-701 NMRA]

STATE OF NEW MEXICO

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PROBATE COURT

IN THE MATTER OF THE ESTATE OF

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, DECEASED. No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ORDER TRANSFERRING CASE FROM PROBATE COURT**

**TO DISTRICT COURT**

The probate court hereby transfers the above-captioned matter to the district court for the following reason(s):

[ ] The probate court judge has declined the application for informal probate of a will under Section 45-3-305 NMSA 1978.

[ ] The probate court judge has declined the application for informal appointment of a personal representative under Section 45-3-309 NMSA 1978.

[ ] The probate court judge has declined to act due to a conflict of interest.

[ ] An evidentiary hearing may be required.

A general description of the issue presented is as follows: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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IT IS, THEREFORE, ORDERED that the case in the matter of the Estate of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Deceased, Probate Court No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ filed in the probate court of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, be transferred to the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*insert number of the district court, such as Second, Thirteenth, etc.*) Judicial District Court for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, New Mexico, for further proceedings.

IT IS FURTHER ORDERED that \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ shall pay any filing fee required by the district court.

Witness my hand and seal of the Probate Court on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

County Probate Judge

(*Seal*)

[Adopted by Supreme Court Order No. 18-8300-014, effective for all cases pending or filed on or after December 31, 2018.]