

**4-710. Order setting aside judgment, order or writ of this court.**

[For use with Rules 2-703 and 3-704 NMRA]

STATE OF NEW MEXICO

IN THE \_\_\_\_\_ COURT  
\_\_\_\_\_ COUNTY

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

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

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

**ORDER SETTING ASIDE JUDGMENT, ORDER  
OR WRIT OF THIS COURT**

A motion having been made to set aside the *(judgment)* *(an order)*  
\_\_\_\_\_ *(writ)* \_\_\_\_\_ entered in the above styled case  
on the \_\_\_\_\_, day of \_\_\_\_\_, upon the grounds  
that such

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

*(judgment) (order) (writ):*

[ ] was entered because of *(a) (mistake) (inadvertence) (surprise) (excusable  
neglect) (fraud).*

[ ] is void because \_\_\_\_\_

*(set forth the reason the judgment is void)*

The court having held a hearing finds that the motion was timely filed and there  
are good grounds to grant the relief requested.

**IT IS ORDERED** that the above *(judgment) (order) (writ)* be set aside.

[It is further ordered that \_\_\_\_\_]

*(set forth if other proceedings or trial is to be held)*

Dated:

\_\_\_\_\_, \_\_\_\_\_  
Judge

[Approved, effective October 1, 1991.]