

**4A-209. Motion to enforce order.**

STATE OF NEW MEXICO  
COUNTY OF \_\_\_\_\_  
\_\_\_\_\_ JUDICIAL DISTRICT

\_\_\_\_\_,  
Petitioner,

v.

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

\_\_\_\_\_,  
Respondent.

**MOTION TO ENFORCE ORDER**

Petitioner (or)  Respondent states:

1. I am filing this motion regarding the following order(s) issued by the court:  
*(check the order(s) that you are seeking to have enforced and complete the additional information required)*

Name of Order:	Section/Paragraph/Page # that you believe is not being followed	Date of order
_____ Temporary Domestic Order	_____	_____
_____ Interim Order	_____	_____
_____ Custody Plan and Order	_____	_____
_____ Child Support Obligation and Order	_____	_____
_____ Final Decree (adopting Marital Settlement Agreement)	_____	_____
_____ Default Final Decree	_____	_____
_____ Domestic Violence Order of Protection	_____	_____
_____ Other: _____ _____	_____	_____

2. The other party is not following the referenced sections/paragraphs of the order(s) in the following way(s): *(You should be very specific when completing the motion; tell the court what the court order says and what the other person is doing or not doing that is violating the order. State only serious violations and be as complete as possible.)*

A. \_\_\_\_\_  
(Name of first order checked in Paragraph 1 above)

i. What the section/paragraph of the order says:

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ii. What the other party is doing or not doing that is violating the order:

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B. \_\_\_\_\_  
(Name of next order checked in Paragraph 1 above)

i. What the section/paragraph of the order says:

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ii. What the other party is doing or not doing that is violating the order:

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(Use additional pages if necessary. Use the same format as above to tell the court what order you are talking about, what the order says, and what the other party is doing or not doing that is violating the order.)

3. I have tried to talk to \_\_\_\_\_ (name of the other party or the other party's attorney if represented). This is what happened: (You **MUST** check one of these boxes.)

- The other party AGREES with my motion.
- The other party DOES NOT AGREE with my motion.
- The other party WILL NOT TALK TO ME about my motion.
- I CANNOT TALK TO THE OTHER PARTY because there is a protective order between us and the other party does not have a lawyer.
- I HAVE NOT TALKED TO THE OTHER PARTY because:

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4.  Petitioner (or)  Respondent asks the Court to:

A.

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B. Order the other relief deemed necessary.

5.  **YES**, I understand that I must bring a copy of the order(s) listed in Paragraph 2 to the hearing.<sup>1</sup>

\_\_\_\_\_  
Signature of Petitioner/Respondent  
pro se

\_\_\_\_\_  
Name (*print*)

\_\_\_\_\_  
Mailing address (*print*)

\_\_\_\_\_  
City, state, and zip code (*print*)

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Telephone number

**YOU MUST FILL OUT THE INFORMATION BELOW AND YOU MUST  
SERVE THE OTHER PARTY AS YOU TELL THE COURT BELOW**

**VERIFICATION**

I, \_\_\_\_\_, affirm under penalty of perjury under the laws of the State of New Mexico that I am the [ ] Petitioner (or) [ ] Respondent in the above-entitled cause, and I know and understand that the contents of this Motion are true to the best of my knowledge and belief.

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

\_\_\_\_\_  
Date

**VERIFICATION OF SERVICE**

I affirm under penalty of perjury under the laws of the State of New Mexico that on \_\_\_\_\_ (date), I (check the applicable item below and fill in all information)

[ ] mailed a copy of this motion by United States mail, postage prepaid, to:

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

Mailing address: \_\_\_\_\_

\_\_\_\_\_  
City, state, and zip code:

[ ] delivered a copy of this motion to \_\_\_\_\_; (the other party or the other party's attorney); or

[ ] faxed a copy of this motion to \_\_\_\_\_ (the other party or the other party's attorney) using the following fax number: \_\_\_\_\_.

The transmission was reported as complete and without error. The time and date of the transmission was \_\_\_\_\_ (a.m) (p.m) on \_\_\_\_\_ (date).

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

\_\_\_\_\_  
Date of signature

**USE NOTES**

1. If you do not have a copy of the order(s) listed in Paragraph 2, you may request one from the clerk's office. Standard copying fees may apply.

[Approved by Supreme Court Order No. 13-8300-010, effective for all pleadings and papers filed on or after May 31, 2013, in all cases pending or filed on or after May 31, 2013; as amended by Supreme Court Order No. 14-8300-011, effective for all pleadings and papers filed on or after December 31, 2014, in all cases filed or pending

on or after December 31, 2014; as amended by Supreme Court Order 17-8300-017, effective for all pleadings and papers filed on or after December 31, 2017.]