

4-205. Civil complaint for interpleader.
[For use with Rules 2-301 and 3-301 NMRA]

STATE OF NEW MEXICO
_____ COUNTY No. _____
IN THE _____ COURT
_____, Interpleader
against _____, Defendant
and _____, Defendant

**CIVIL COMPLAINT FOR
INTERPLEADER**

Interpleader hereby complains against defendants, _____
_____ and _____

as follows:

1. Interpleader is

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—

(briefly describe the position of interpleader and the relationship to the defendants);

2. Defendants, on information and belief, are residents of _____ county.

3. Interpleader is presently holding money in the amount of \$ _____.
The money held by interpleader belongs to either or both of the defendants.

4. Interpleader is in doubt and cannot safely determine as between the defendants' claims for the money held by interpleader and hereby offers to deliver the money to the court in order that the claims of the defendants may be settled.

WHEREFORE, Interpleader asks that:

1. Defendant _____
and defendant _____ be ordered to interplead and settle between themselves their rights and claims to the money held by interpleader.

2. Interpleader be discharged from any further liability to the defendants on account of _____ (*set forth relationship of interpleader to defendants*).

3. Interpleader also requests court costs and such other relief as the court deems just and proper.

Signed

Name [*print*]

Address

City, State and Zip Code

Telephone Number

[Adopted, effective July 1, 1988.]