4-209. Motion for service by publication.

[For use with District Court Civil Rule 1-004 NMRA]

STATE OF NEW MEXICO COUNTY OF _____ JUDICIAL DISTRICT

. Plaintiff

٧.

No.

, Defendant

MOTION FOR SERVICE BY PUBLICATION

_____, the plaintiff states that after diligent inquiry and search efforts, plaintiff has been unable to serve process on the above-named defendant personally and the following diligent efforts were made to locate and serve the above-named defendant personally with a summons and complaint:

(Check each method of service attempted and complete applicable blank spaces.)

personal service; [] [] service at the defendant's last known residential address by _____ (name of person attempting service); service by mail or courier service pursuant to Paragraph F of Rule 1-004 [] NMRA: service at the defendant's last known business address; [] service at the address listed at the motor vehicle division for the [] defendant's driver's license: service at the address listed in the last telephone directory listing for the [] following city or county: _____ (list cities and counties); [] a search of the records of the following courts _____ (list courts); _____ (describe other attempts to [] locate defendant); [] contacted the post office for the zip code of the last known address of the defendant and there was no forwarding address; _____ (describe other attempts to [] locate and serve the defendant). I state upon my oath or affirmation that this document and the statements in it are true and correct to the best of my information and belief. Date: _____

Signature of plaintiff

STATE OF NEW MEXICO)		
)ss COUNTY OF)	; ;	
Signed and sworn to be	efore me this	day of
Notary		
	CERTIFICATE OF SERVICE	
I hereby certify that on this [mailed by United States mail,	day of,,, _,, _	this motion was
Name: Address:		
City, state and zip code:		_
(defendant	(name of person who faxe or defendant's attorney). The transm . The time and date of the transmissi (date).]	ission was reported
who agreed to service in this r	(name of person who (electronic ade manner. The transmission was succe (a.m.) (p.m.) on ate).]	dress of recipient)
Signature of attorney		
Date of signature		

If this motion was served by a person other than an attorney, the following must also be completed and filed with the court:

AFFIDAVIT OF SERVICE

I declare under penalty of perjury that a copy of this motion was served by [mail] [fax] [electronic transmission] as described above on this _____ day of

Signature of person who made service

Subscribed and sworn to before me this _____, ____, ____.

_____, ____, ____.

Judge, notary or other officer authorized to administer oaths

Official title

Signature

Date of signature

USE NOTES

This form was prepared for service by publication. It is used in conjunction with Form 4-209A or 4-210B NMRA.

[Provisionally approved, effective August 15, 2003 until August 31, 2004; approved, October 14, 2004.]