

4-712. Plaintiff's certification of absence of loan modification and loss mitigation negotiations in foreclosure actions.

[For use with District Court Rule 1-054.2 NMRA]

STATE OF NEW MEXICO
COUNTY OF _____
_____ JUDICIAL DISTRICT COURT

_____, Plaintiff, No. _____

v.

_____, Defendant.

**PLAINTIFF'S CERTIFICATION OF THE ABSENCE OF LOAN
MODIFICATION AND/OR LOSS MITIGATION NEGOTIATIONS**

I, _____, duly authorized agent for Plaintiff certify that on _____ Plaintiff provided pre-filing notice to Defendant of the following:

1. Neither Plaintiff nor any affiliate or agent of Plaintiff is currently engaged in any loan modification negotiations with Defendant or Defendant's agents.
2. Neither Plaintiff nor any affiliate or agent of Plaintiff is currently engaged in any loss mitigation negotiations with Defendant or Defendant's their agents.
3. Plaintiff or its affiliate or agent has solicited and attempted to engage Defendant homeowner in loan modification negotiations pre-foreclosure.
4. Plaintiff or its affiliate or agent has solicited and attempted to engage Defendant homeowner in loss mitigation negotiations pre-foreclosure.

Company Name

Signature

Printed Name

Title

Address

[Adopted by Supreme Court Order No. 21-8300-004, effective for all cases filed on or after September 7, 2021.]