**4-712. Plaintiff’s certification of absence of 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,  v. | No.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |

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

**PLAINTIFF’S CERTIFICATION OF THE ABSENCE OF  
LOSS MITIGATION NEGOTIATIONS**

I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, duly authorized agent for Plaintiff, certify the following statements are true and correct as of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*date*):

|  |  |
| --- | --- |
| 1. | Plaintiff or Plaintiff’s affiliate or agent has solicited and attempted to engage Defendant homeowner in loss mitigation negotiations. |
| 2. | Neither Plaintiff nor Plaintiff’s affiliate or agent is currently engaged in any loss mitigation negotiations with Defendant or Defendant’s agents. |

|  |
| --- |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Company Name |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Signature |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Printed Name |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Title |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Address |

[Approved by Supreme Court Order No. 21-8300-004, effective for all cases filed on or after September 7, 2021; as amended by Supreme Court Order No. 22-8300-010, effective for all cases pending or filed on or after May 23, 2022.]