

10-514. Order for service of process by publication or other alternative method.

STATE OF NEW MEXICO
COUNTY OF _____
_____ JUDICIAL DISTRICT
IN THE CHILDREN'S COURT

STATE OF NEW MEXICO ex rel.
CHILDREN, YOUTH AND FAMILIES DEPARTMENT

No. _____

In the Matter of

_____, (a) Child(ren), and Concerning
_____, Respondent(s).

**ORDER FOR SERVICE OF PROCESS
BY PUBLICATION OR OTHER ALTERNATIVE METHOD**

Petitioner, the Children, Youth and Families Department, has filed a motion requesting that the Court approve service of process upon _____ (*name of Respondent*) by [publication in a newspaper of general circulation] [and] [by alternative method].

The Court finds that Petitioner has made diligent efforts to make personal service of process upon _____ (*name of Respondent*), but has not been able to do so as provided by Rule 10-103 NMRA.

The Court finds that a newspaper of general circulation in this county where the action is pending is most likely to apprise _____ (*name of Respondent*) of the existence and pendency of this action.

OR

The Court finds that a newspaper of general circulation in this county where the action is pending is not the newspaper most likely to apprise _____ (*name of Respondent*) of the existence and pendency of this action and that a newspaper of general circulation in _____ (*county and state*) is most likely to do so.

OR

The Court finds that an alternative method is most likely to apprise _____ (*name of Respondent*) of the existence and pendency of this action.

THEREFORE, IT IS HEREBY ORDERED: (*Check all that are applicable*)

Petitioner shall serve process on _____ (*name of Respondent*) by publication once a week for three (3) consecutive weeks in a newspaper of general circulation in this county and state.

Petitioner shall also serve process on _____ (*name of Respondent*) by publication once a week for three (3) consecutive weeks in a newspaper of general circulation in _____ (*county and state*).

Petitioner shall file proof of service with a copy of the affidavit of publication when service has been completed.

Petitioner shall serve process on _____ (*name of Respondent*) by the following alternative method that is reasonably calculated under all of the circumstances to apprise Respondent of the existence and pendency of the action and afford a reasonable opportunity to appear and defend:

_____.

District Court Judge

[Adopted by Supreme Court Order No. 14-8300-009, effective for all cases filed or pending on or after December 31, 2014.]