

9-615. Order on indirect civil contempt.
[For use with Magistrate Court Rule 2-110 NMRA]

STATE OF NEW MEXICO
COUNTY OF _____
IN THE MAGISTRATE COURT

v.

No. _____

&

In the Matter of the Indirect Civil Contempt of
_____, Contemnor.

ORDER ON INDIRECT CIVIL CONTEMPT¹

This matter came before the Court on _____ (*month/day/year*).
_____ was represented by _____ (*name
and title*). _____ was present [pro se] [represented by
_____, Esq.] (*name of attorney*).

A hearing was held and sufficient evidence offered so as to satisfy the
conscience of the Court that the contemnor committed indirect contempt by

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_____ (*State the action which constitutes
indirect civil contempt.*)² THE COURT FINDS that the contemnor is guilty of indirect
civil contempt of this Court. Furthermore, this order shall be in effect until such time as
the following condition(s) have been met:

THE COURT HEREBY ORDERS: _____

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—
(Specify remedial action required.)

THE COURT HEREBY ORDERS the contemnor shall pay the following fines and court costs:

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Date

Judge

USE NOTES

1. See NMSA 1978, § 35-3-9 (1991) on contempt. See *State v. Diamond*, 94 N.M. 118, 607 P.2d 656 (Ct. App. 1980) regarding indirect contempt. See *City of Bernalillo v. Aragon*, 100 N.M. 547, 673 P.2d 831 (Ct. App. 1983) regarding direct contempt. See Rule 5-902 NMRA for a discussion of contempt.

2. Include a full statement of the facts, including any warnings given to contemnor.

[As adopted by Supreme Court Order No. 09-8300-037, effective November 16, 2009.]