

STATE OF NEW MEXICO
COUNTY OF _____
_____ JUDICIAL DISTRICT COURT

_____,
Petitioner(s),

v.

_____,
Respondent(s).

PETITION FOR GRANDPARENT VISITATION

Petitioner(s) _____, request(s) the Court issue an Order Granting Grandparent Visitation of the minor child(ren), _____.

The Court has jurisdiction over the parties and subject matter of this cause of action. —

A. INFORMATION ABOUT THE PETITIONER(S)

1. Petitioner #1 Name and Address (*physical street address, city, state and zip code*):

2. Petitioner #2 Name and Address (*physical street address, city, state and zip code*):

3. Petitioner(s) is/are the ___ maternal ___ paternal grandparent(s) of the minor child(ren).

4. Petitioner(s) is/are seeking visitation with the minor child(ren).

B. INFORMATION ABOUT THE CHILD(REN)

1. First Child's Name: _____

a. Child's Address (*physical street address, city, state and zip code*):

b. Child's date of birth: _____

c. Has the child ever lived with Petitioner(s)? ___ Yes ___ No

1. If yes, was it for a period of three (3) or more months? ___ Yes ___ No

2. If yes, the child has lived with Petitioner(s) for _____ months.

3. If yes, the child was ____ years of age when he/she began living with Petitioner(s).
- d. Has this child been adopted, or is adoption sought, by another individual?
 1. If yes, what is the individual's relationship to the child?

2. Second Child's Name: _____
 - a. Child's Address (*physical street address, city, state and zip code*):

 - b. Child's date of birth: _____
 - c. Has the child ever lived with Petitioner(s)?
 1. If yes, was it for a period of three (3) or more months? ___ Yes ___ No
 2. If yes, the child has lived with Petitioner(s) for ____ months.
 3. If yes, the child was ____ years of age when he/she began living with Petitioner(s).
 - d. Has this child been adopted, or is adoption sought, by another individual?
 1. If yes, what is the individual's relationship to the child?

3. For additional children, add a separate sheet to this Petition.

C. INFORMATION ABOUT THE CHILD(REN)'S PARENTS (RESPONDENTS)

1. Respondent #1
 - a. _____ (*name of Respondent-Parent*)
is the parent of _____ (*child(ren)'s name(s)*).
 - b. This Respondent-Parent is ___ alive ___ deceased.
 - c. If Respondent-Parent is alive, list address (*physical street address, city, state and zip code*):

 - d. Has this Respondent-Parent's parental rights been terminated or relinquished? ___ Yes ___ No
2. Respondent #2
 - a. _____ (*name of Respondent-Parent*)
is the parent of _____ (*child(ren)'s name(s)*).

- b. This Respondent-Parent is ___ alive ___ deceased
- c. If Respondent-Parent is alive, list address (*physical street address, city, state and zip code*):

- d. Has this Respondent-Parent's parental rights been terminated or relinquished? ___ Yes ___ No
3. Are the Respondent-Parents ___ married ___ unmarried and living together?
 4. Is there a custody order between the child(ren)'s parents? ___ Yes ___ No ___ Do not know.

D. OTHER INFORMATION

1. Are there any other court cases involving the minor child(ren)? ___ Yes ___ No
 - a. If yes, please provide the case number: _____
 - b. If yes, please provide the type of case: _____
2. Do/does any other person(s) have or claim to have court ordered custody of the child(ren)? ___ Yes ___ No
3. Why is it in the best interests of the child(ren) that you be granted visitation?

WHEREFORE, Petitioner(s) respectfully request(s) an Order Granting Visits with Grandchild(ren).

VERIFICATION

Petitioner #1:

I, _____, the Petitioner, affirm under penalty of perjury under the laws of the State of New Mexico that I am the Petitioner in the above-entitled cause; that I have read the Petition for Grandchild Visitation; and that the contents of the Petition are true and correct to the best of my information and belief.

Signature of Petitioner #1

Date

Petitioner #2:

I, _____, the Petitioner, affirm under penalty of perjury under the laws of the State of New Mexico that I am the Petitioner in the above-entitled cause;

that I have read the Petition for Grandchild Visitation; and that the contents of the Petition are true and correct to the best of my information and belief.

Signature of Petitioner #2

Date

4-206. Summons.

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

SUMMONS	
District Court: _____ _____ County, New Mexico Court Address: P.O. Box 2268 225 Montezuma, Ave. Santa Fe, New Mexico 87504/87501 Court Telephone No.: 505-455-8250	Case Number: Judge:
Plaintiff(s): v. Defendant(s):	Defendant Name: Address:

TO THE ABOVE NAMED DEFENDANT(S): Take notice that

1. A lawsuit has been filed against you. A copy of the lawsuit is attached. The Court issued this Summons.
2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA.) The Court's address is listed above.
3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.
4. If you do not respond in writing, the Court may enter judgment against you as requested in the lawsuit.
5. You are entitled to a jury trial in most types of lawsuits. To ask for a jury trial, you must request one in writing and pay a jury fee.
6. If you need an interpreter, you must ask for one in writing.
7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at www.nmbar.org; 1-800-876-6657; or 1-505-797-6066.

Dated at _____, New Mexico, this ____ day of _____, 20__.

KATHLEEN VIGIL

CLERK OF COURT

By: _____
Deputy

Attorney for Plaintiff or Plaintiff pro se
 Name:
 Address:
 Telephone No.:
 Fax No.:
 Email Address:

an association subject to a suit under a common name, a land grant board of trustees, the State of New Mexico or any political subdivision).

Fees: _____

Signature of person making service

Title (if any)

Subscribed and sworn to before me this _____ day of _____, _____²

Judge, notary or other officer authorized
to administer oaths

Official title

USE NOTE

1. Unless otherwise ordered by the court, this return is not to be filed with the court prior to service of the summons and complaint on the defendant.

2. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy sheriff need not be notarized.

[Adopted effective August 1, 1988; as amended by Supreme Court Order No. 05-8300-001, effective March 1, 2005; by Supreme Court Order No. 07-8300-016, effective August 1, 2007; as amended by Supreme Court Order No. 12-8300-026, effective for all cases filed or pending on or after January 7, 2013; as amended by Supreme Court Order No. 13-8300-022, effective for all cases pending or filed on or after December 31, 2013.]

STATE OF NEW MEXICO
COUNTY OF _____
FIRST JUDICIAL DISTRICT COURT

CASE NO. _____

_____,
Petitioner(s),

vs.

_____ and _____
Respondents.

ORDER FOR MEDIATION

It appears to the Court that a parenting plan or agreement has not been filed concerning custody and/or visitation affecting the parties' children or, that a parenting plan has been filed and there is a dispute regarding custody and/or visitation issues.

This Court encourages mediation of a parenting plan.

It is, therefore, approved and ordered by the Court that:

1. The parties shall both attend an Information Session on Children and Separation. An Information Session on Children and Separation has been scheduled for Wednesday _____, 201__ 8:45 a.m. to 10:00 a.m. at the Judge Steve Herrera Judicial Complex, in Santa Fe, 225 Montezuma Avenue, Santa Fe, New Mexico. **Children shall NOT attend this session.**

Immediately following the Information Session (approximately 10:00 a.m.), attorneys and mediators will be available to work with the parties, without a fee, on an uncontested Parenting Plan, Child Support Order, and/or Final Decree of Dissolution of Marriage when both parents are present, and there is an agreement regarding custody and/or visitation and property/debt division.

2. The parties are required to fill out and complete the *Mediation Service Information Data Sheet* which will be provided at the Information Session on Children and Separation on the date indicated above. The parties will be scheduled for mandatory services through Family Court Services (fees are charged) in all cases, unless full agreement is reached prior to the appointment.

3. Unless a Parenting Plan has been completed and accepted by the Court, the parties are referred to the Family Court Services, for the purposes of mediation, and for Priority Consultation and/or Advisory Consultation if mediation has been unsuccessful.

4. Family Court Service shall be paid by the parties prior to each session in accordance with the sliding scale fee determined by the Family Court Services.

5. The Family Court Services mediator shall encourage and assist the parties to resolve the contested child custody and visitation matters in a way that is mutually satisfactory to the parties and beneficial to the child or children.

6. Mediation proceedings shall be held in private and shall be confidential. Consistent with New Mexico Statute and Court Rules, all communications, verbal or written, from the parties to the mediator made pursuant to this order, shall be inadmissible in any Court hearing.

7. No report of the personal content of mediation shall be made to the Court. The mediator shall inform the Court by written report the result of the mediation session. If the mediation process is successful, the agreement shall be reduced to writing on a form to be signed by the parties and approved by the judge.

DISTRICT COURT JUDGE