

**4-962. Response to petition for order of protection from domestic abuse.**

[Standard simplified response to petition form, Family Violence Protection Act, Sections 40-13-1 to 40-13-8 NMSA 1978.]

\_\_\_\_\_  
JUDICIAL DISTRICT COURT  
COUNTY OF \_\_\_\_\_  
STATE OF NEW MEXICO

\_\_\_\_\_  
Petitioner

v.

No. \_\_\_\_\_

\_\_\_\_\_  
Respondent

**RESPONSE TO PETITION  
FOR ORDER OF PROTECTION  
FROM DOMESTIC ABUSE**

Respondent in response to the allegations in the petition for order of protection from domestic abuse states: *(Set forth a response to each paragraph of the petition you do not agree with. Please include the paragraph number of the petition preceding each response.)*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

*(If you need additional space, please attach additional pages.)*

Respondent requests that the court:

*(check and complete applicable alternatives)*

modify the temporary order of protection as follows:

\_\_\_\_\_  
\_\_\_\_\_.

terminate the temporary order of protection because:

\_\_\_\_\_  
\_\_\_\_\_.

hold an earlier hearing on the petition for protection order because:

\_\_\_\_\_  
\_\_\_\_\_.

hold a later hearing on the petition for protection order because:  
\_\_\_\_\_  
\_\_\_\_\_.

dismiss the petition for protection order because:  
\_\_\_\_\_  
\_\_\_\_\_.

\_\_\_\_\_  
*(Signature of respondent)*

\_\_\_\_\_  
*(Respondent's name printed)*

\_\_\_\_\_  
*(Respondent's address)*

\_\_\_\_\_  
*(Respondent's telephone number)*

**AFFIDAVIT OF SERVICE OF PARTY**

I affirm under penalty of perjury under the laws of the State of New Mexico that a copy of this response was served on the petitioner by:

*(check and complete applicable alternative)*

first class mail, postage prepaid on this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at the following address:

\_\_\_\_\_  
*(address)*  
\_\_\_\_\_

OR

the following means: \_\_\_\_\_

OR

*(check only if the petitioner's present address is unknown to respondent and not contained on the petition)* service on the clerk of the court by filing two copies of this response with the clerk on this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Signature of respondent

\_\_\_\_\_  
Date of signature

**SERVICE OF PETITIONER BY CLERK**  
*(to be completed by clerk when  
petitioner's address has been sealed  
by order of the court)*

I served this response on the petitioner by first class mail, postage prepaid on this \_\_\_\_  
day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Clerk

USE NOTE

This Response to Petition gives respondent an opportunity to state defenses against the charges in the petition. This Response to Petition does **not** contain a counter petition charging the petitioner with an act of domestic abuse. If the respondent only wants to defend against the petitioner's charge of abuse, this form should be used as drafted. If the respondent wants both to defend against the petitioner's charge of domestic abuse and also to charge the petitioner with domestic abuse, the respondent should fill out this form and also fill out Form 4-962A NMRA. Respondent then should attach Form 4-962 and Form 4-962A.

[Approved, effective November 1, 1999 until July 1, 2001; approved, as amended, effective May 1, 2001; as amended by Supreme Court Order No. 14-8300-023, effective for all pleadings and papers filed on or after December 31, 2014.]