

**4-712. Plaintiff's certification of absence of loan modification and 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, No. \_\_\_\_\_

v.

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

**PLAINTIFF'S CERTIFICATION OF THE ABSENCE OF LOAN  
MODIFICATION AND/OR LOSS MITIGATION NEGOTIATIONS**

I, \_\_\_\_\_, duly authorized agent for Plaintiff certify that  
on \_\_\_\_\_ Plaintiff provided pre-filing notice to Defendant of the following:

1. Neither Plaintiff nor any affiliate or agent of Plaintiff is currently engaged in any loan modification negotiations with Defendant or Defendant's agents.
2. Neither Plaintiff nor any affiliate or agent of Plaintiff is currently engaged in any loss mitigation negotiations with Defendant or Defendant's their agents.
3. Plaintiff or its affiliate or agent has solicited and attempted to engage Defendant homeowner in loan modification negotiations pre-foreclosure.
4. Plaintiff or its affiliate or agent has solicited and attempted to engage Defendant homeowner in loss mitigation negotiations pre-foreclosure.

\_\_\_\_\_  
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.]