

1 4-967

2 \_\_\_\_\_ JUDICIAL DISTRICT COURT  
3 COUNTY OF \_\_\_\_\_  
4 STATE OF NEW MEXICO

5 \_\_\_\_\_  
6  
7 Petitioner

8  
9 v. No. \_\_\_\_\_

10 \_\_\_\_\_  
11  
12 Respondent

13  
14 COUNSELING, CUSTODY, SUPPORT AND  
15 DIVISION OF PROPERTY ORDER<sup>1</sup>

16  
17 This matter came before the court on the \_\_\_\_ day of  
18 \_\_\_\_\_, the court having determined that it has legal  
19 jurisdiction over the parties and subject matter, FINDS,  
20 CONCLUDES AND ORDERS:

21  
22 1. NOTICE AND APPEARANCES

- 23
- 24  This order was entered on stipulation of the
- 25 parties.
- 26  This order was entered after a hearing by the
- 27 court on notice to the parties.
- 28  Respondent was present.
- 29  Respondent was represented by counsel.
- 30  Petitioner was present.
- 31  Petitioner was represented by counsel.

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33 2. COUNSELING

- 34
- 35  The respondent shall attend counseling at
- 36 \_\_\_\_\_, contacting that office
- 37 within five (5) days. The respondent shall
- 38 participate in, attend and complete counseling as
- 39 recommended by the named agency.
- 40
- 41  The petitioner shall attend counseling at
- 42 \_\_\_\_\_, contacting that office
- 43 within five (5) days. The petitioner shall
- 44 participate in, attend and complete counseling as
- 45 recommended by the named agency.
- 46
- 47  The respondent shall report to
- 48 \_\_\_\_\_, for a  drug [and]
- 49 alcohol screen by \_\_\_\_\_, \_\_\_\_\_ (date)
- 50 with the results returned to this court.
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- 52  The petitioner shall report to

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\_\_\_\_\_, for a  drug [and]   
alcohol screen by \_\_\_\_\_, \_\_\_\_\_ (date)  
with the results returned to this court.

Other counseling requirements:  
\_\_\_\_\_  
\_\_\_\_\_.

**3. CUSTODY**

A. The [petitioner] [respondent] shall have  
temporary legal custody of the following  
child(ren):  
\_\_\_\_\_  
\_\_\_\_\_.

B. [Petitioner] [Respondent] shall have physical  
custody of the above child(ren) at all times,  
except that [respondent] [petitioner] shall  
have contact as follows:

No contact, and stay \_\_\_\_\_ yards  
from the child(ren)'s school at all times.

Contact at the following specified  
times:  
\_\_\_\_\_  
\_\_\_\_\_.

The children shall be exchanged for  
visitation at \_\_\_\_\_  
on \_\_\_\_\_.

Referred to \_\_\_\_\_  
for evaluation or mediation, with  
appropriate safeguards to protect the  
parties and allow them to mediate  
fairly. Contact with the child(ren) is  
deferred until findings of mediator or  
counselor.

C. Custody, visitation and child support will be  
continued in accordance with the court order  
in \_\_\_\_\_ County, State  
of \_\_\_\_\_, Cause No.  
\_\_\_\_\_.

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D. Other  
\_\_\_\_\_  
\_\_\_\_\_.

E. The [parties] [respondent] [petitioner] shall not hide the child(ren) from the other parent or permanently remove the child(ren) from the State of New Mexico. Neither parent should speak negatively about the absent parent in front of the children or question the child(ren) about the other parent.

F. Each parent shall immediately notify the other parent about any emergency condition of the child(ren).

**4. PROVISIONS RELATING TO SUPPORT**

Temporary support shall be paid by respondent to petitioner in the amount of \$\_\_\_\_\_ per month payable \_\_\_\_\_.

Respondent shall provide suitable alternative housing to petitioner and any children to whom the respondent owes a legal obligation of support. This shall be provided as follows:  
\_\_\_\_\_  
\_\_\_\_\_.

All child support payments shall be made by check or money order made payable to and sent to \_\_\_\_\_.

A separate wage withholding order shall be entered and directed to (*employer*) \_\_\_\_\_, at \_\_\_\_\_ (*address*).

**5. PROPERTY, DEBTS, PAYMENTS OF MONEY**

Neither party shall transfer, conceal, encumber or otherwise dispose of the other party's property or the joint property of the parties except in the usual course of business or for the necessities of life. Each party shall account to the other party for all such transfers, encumbrances and expenditures made by that party after the order is entered.

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This means that you shall not give away, hide, add debt to, sell or pawn the property.

[ ] The parties' property shall be temporarily distributed as set forth in the attached document.

[ ] [Petitioner] [Respondent] shall have temporary physical custody of the following physical assets<sup>2</sup>:

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

**6. ADDITIONAL ORDERS**

IT IS FURTHER ORDERED<sup>3</sup>:

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

**7. EXPIRATION**

The provisions set forth in this order shall expire on \_\_\_\_\_, \_\_\_\_\_ (date) at 5:00 p.m., unless explicitly extended by court order.

**8. EFFECT OF ORDER**

If there is a pending or completed action relating to child custody or child support at the time this order is filed, the court may modify the order, but the portion of the order dealing with child custody or child support must then be transferred to the court that has or continues to have jurisdiction over the pending or prior custody or support action.

This order does not serve as a divorce and does not permanently resolve child custody or support issues.

**9. AGREEMENT OF PARTIES**

*(Parties sign below only if the parties agree to this order.)*

The parties stipulate to the entry of this order.

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Petitioner's signature  
signature

Respondent's

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Petitioner's counsel, if any  
counsel, if any

Respondent's

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Date

Date

**10. RECOMMENDATIONS**

I have:

- reviewed the pleadings in this case;
- conducted hearings on the merits of the pleadings;
- I prepared this order as my recommendation to the district court judge regarding disposition of requests of petitioner.

\_\_\_\_\_

Signed

\_\_\_\_\_

Title

Court's telephone number:

\_\_\_\_\_

**SO ORDERED.**

\_\_\_\_\_

District Judge

- A copy of this order was  hand delivered  faxed  mailed to  respondent  respondent's counsel on \_\_\_\_\_ (date).
- A copy of this order was  hand delivered  faxed  mailed to  petitioner's  petitioner's counsel on \_\_\_\_\_

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\_\_\_\_\_ (date).

\_\_\_\_\_  
Signed

**USE NOTE**

1. This form may be modified as appropriate and entered upon stipulation of the parties or upon hearing by the court. It may be issued in any domestic violence proceeding.
2. List personal assets. A separate schedule may be attached to this order.
3. If appropriate, an order providing for restitution may be included in this paragraph.

[Approved, effective November 1, 1999 until November 1, 2000.]

DBD::DB2::st execute failed: [IBM][CLI Driver][DB2/6000] SQL0530N The insert or update value of the FOREIGN KEY "DBUSER.BILDETAIL.SQL980508102800170" is not equal to any value of the parent key of the parent table. SQLSTATE=23503