

1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **June 28, 2021**

3 **NO. 21-8500-013**

4 **IN THE MATTER OF THE**
5 **ELGIBILITY OF RETIRED JUDGES**
6 **FOR APPOINTMENT AS**
7 **JUDGES PRO TEMPORE.**

8 **ORDER**

9 WHEREAS, on May 3, 2021, this Court issued Order No. 19-8500-006 to
10 clarify the eligibility requirements for the appointment of retired judges as judges
11 pro tempore under the New Mexico Constitution, and the Court wishing to further
12 clarify those eligibility requirements and being sufficiently advised; Chief Justice
13 Michael E. Vigil, Justice Barbara J. Vigil, Justice C. Shannon Bacon, Justice
14 David K. Thomson, and Justice Julie J. Vargas concurring;

15 NOW, THEREFORE, IT IS ORDERED that former New Mexico district
16 judges, Court of Appeals judges, and Supreme Court justices meeting the
17 following requirements shall be eligible for appointment to serve as judges pro
18 tempore upon designation by the Chief Justice of the Supreme Court of New
19 Mexico:

- 20 1. The former judge or justice shall be retired, or eligible to retire, under
21 the Judicial Retirement Act or the Magistrate Retirement Act;

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2. The former judge or justice shall be an active status member of the State Bar of New Mexico; and
3. The former judge or justice shall comply with the Code of Judicial Conduct while serving as a judge pro tempore to the full extent of its applicability under Rule 21-004 NMRA;

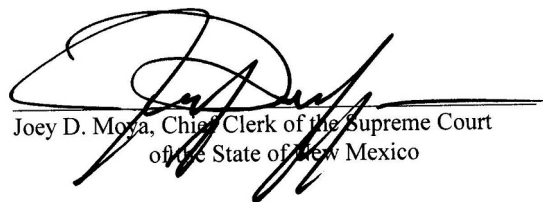
IT FURTHER ORDERED that any former judge or justice meeting the eligibility requirements set forth in this order who is willing to serve as a judge pro tempore may be appointed to do so in the discretion of the Chief Justice; and

IT IS FURTHER ORDERED that Supreme Court Order No. 19-8500-006 is WITHDRAWN.

IT IS SO ORDERED.



WITNESS, the Honorable Michael E. Vigil, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 28th day of June, 2021.


Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico