

1 **4A-509. Motion to appoint temporary kinship guardian(s).**

2
3 STATE OF NEW MEXICO

4 COUNTY OF _____
5 _____ JUDICIAL DISTRICT

6 _____, Petitioner(s)

7
8 No. _____

9
10 IN THE MATTER OF THE KINSHIP GUARDIANSHIP OF
11 _____, ¹ (a) Child(ren) (*use initials only*), and concerning
12 [_____, Respondent(s).]
13 _____, Respondent #1,
14 _____, Respondent #2.

15
16 **MOTION TO APPOINT**
17 **TEMPORARY KINSHIP GUARDIAN(S)²**

18
19 Petitioner(s), _____, (*name of Petitioner(s)*), move(s) the court to grant
20 this Motion to Appoint Temporary Kinship Guardian for the minor child(ren) under the Kinship
21 Guardianship Act. In support of the motion, Petitioner(s) state(s) as follows:

22
23 1. A Petition to Appoint Kinship Guardian(s) has been filed in this court under the
24 Kinship Guardianship Act for the following child(ren):

Child's name	Birth year	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

25
26
27 2. Petitioner(s) incorporate(s) all of the allegations contained in the Petition to
28 Appoint Kinship Guardian(s).

29
30 3. Petitioner(s) request(s) appointment of a temporary guardian(s) because (*explain*
31 *why a temporary guardianship is requested before a final hearing is held on the Petition*):

32 _____
33 _____
34 _____
35 _____.

36
37 4. It is in the child(ren)'s best interests that Petitioner(s) be appointed the child(ren)'s
38 temporary guardian(s) until a hearing on the Petition to Appoint Kinship Guardian(s) is heard.

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40 WHEREFORE, Petitioner(s) request(s) that the court appoint Petitioner(s) as Temporary
41 Kinship Guardian(s) of the minor child(ren).
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Submitted by,

Signature

Printed Name

Address

Phone number and email address

VERIFICATION

Petitioner #1:

I, _____, 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 to Appoint Temporary Kinship Guardian(s); and that the contents of the petition are true and correct to the best of my information and belief.

Date

Signature of Petitioner #1

Petitioner #2:

I, _____, 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 to Appoint Temporary Kinship Guardian(s); and that the contents of the petition are true and correct to the best of my information and belief.

Date

Signature of Petitioner #2

VERIFICATION OF SERVICE³

I affirm under penalty of perjury under the laws of the State of New Mexico that on _____ (date), I (check the applicable item below and fill in all information)

[] mailed a copy of this motion by United States mail, postage prepaid, to:

1 Name: _____
2 Mailing address: _____
3 City, state, and zip code: _____;
4

5 [] delivered a copy of this motion to _____ (*the other party or the*
6 *other party's attorney*); or

7
8 [] emailed a copy of this motion to _____ (*the other party or the other*
9 *party's attorney*) using the following email address: _____. The time and date of
10 the email was _____ (a.m.) (p.m.) on _____ (*date*).
11

12
13
14 _____
15 Signature of person who made service

16
17 _____
18 Date of signature

19 USE NOTES

- 20
21 1. Insert the initials of each child listed in the Petition to Appoint Kinship Guardian.
22 2. This motion may be filed at the same time as, or at anytime after, the Petition to
23 Appoint Kinship Guardian is filed.
24 3. All respondents must be served with this motion [~~unless the respondent(s) has/have~~
25 ~~signed a Parental Consent to Appointment of Guardian and Waiver of Service of Process,~~
26 ~~Form 4A-505 NMRA~~]. The Children, Youth and Families Department must be served with a copy
27 of this motion if it has custody of the minor child(ren).
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29 [Provisionally approved, effective August 15, 2003 until August 31, 2004; approved, effective
30 January 20, 2005; 4-984 recompiled and amended as 4A-509 by Supreme Court Order No. 16-
31 8300-020, effective for all pleadings and papers filed on or after December 31, 2016; as amended
32 by Supreme Court Order No. 22-8300-020, effective for all pleadings and papers filed on or after
33 December 31, 2022; as amended by Supreme Court Order No. S-1-RCR-2023-00052, effective
34 for all cases pending or filed on or after December 31, 2024.]