

1 **4-301A. Answer to civil complaint for medical debt.**

2

3 [For use with Rules 1-009(J)(2), 2-201(E)(2), 2-302, 3-301(E)(2), and 3-302 NMRA]

4

5 STATE OF NEW MEXICO

6 COUNTY OF _____

7 _____ COURT

8

9

No. _____

10

11 _____, Plaintiff

12 v.

13 _____, Defendant

14

15 **ANSWER TO CIVIL COMPLAINT FOR MEDICAL DEBT¹**

16

17 1. The Plaintiff seeks recovery for medical debt as defined in NMSA 1978, Section 57-32-
18 2(I). Collection actions, including lawsuits seeking recovery for medical debt, must be dismissed
19 if the defendant is indigent. NMSA 1978, Section 57-32-4(A).

20

21 2. A copy of an Attestation of Indigency form was served on me with the Plaintiff's
22 Complaint;

23

24 OR

25

26 The Plaintiff did not attach a copy of the Attestation of Indigency form.

27

28 3. I am an indigent patient as defined in NMSA 1978, Section 57-32-2(G). This means I
29 have a household income no greater than two hundred (200) percent of the federal poverty level.

30

31 In support of my assertion that I am an indigent patient, I have filled out
32 and attached to this Answer a copy of the Attestation of Indigency form; OR

33

34 I have attached other proof of indigency such as copies of pay stubs or
35 other relevant documents, while making unreadable all but the last two (2) digits of
36 my social security number or other taxpayer numbers;

37 OR

38

39 I admit I am not an indigent patient.

40

41 4. *(If applicable)* In addition, the Plaintiff is not entitled to the amount claimed because:

42

1
2 Name: _____
3
4 Address: _____
5
6 City, State _____
7
8 and zip code: _____]
9

10 [faxed by _____ (*name of person who faxed document*) to
11 _____ (*name of recipient*) at _____ (*telephone number*). The
12 transmission was reported as complete. The time and date of the transmission was _____ (a.m.)
13 (p.m.) on _____ (*date*).]
14

15 [e-mailed to _____ (*name of party or attorney*) at _____
16 (*electronic mail address of recipient*) upon agreement of the party to accept electronic service. The
17 transmission was reported as complete. The time and date of the transmission was _____
18 (a.m.) (p.m.) on _____ (*date*).]
19

20 [delivered to _____ (*Specify how service by delivery was made. See Use*
21 *Note 2 for the methods service that may be made using this alternative*)
22 _____ :]
23
24
25

26 _____
27 Signature of person sending paper
28

29 _____
30 Date of signature
31

32 USE NOTES

- 33
34 1. This Answer must be filed with the court on or before the date set in the Summons.
35 2. This Answer must be served on all other parties under Rules 1-005, 2-203, or
36 Rule 3-203 NMRA.
37

38 [Adopted by Supreme Court Order No. S-1-RCR-2025-00174, effective for all cases pending or
39 filed on or after December 31, 2025.]