

1 **4-712. Plaintiff's certification of absence of loan modification and loss mitigation**
2 **negotiations in foreclosure actions.**

3
4 [For use with District Court Rule 1-054.2 NMRA]

5
6 STATE OF NEW MEXICO
7 COUNTY OF _____
8 _____ JUDICIAL DISTRICT COURT
9

10 _____,

11 Plaintiff,

12 vs.

13 No. _____

14 _____,

15 Defendant.
16
17

18
19
20 **PLAINTIFF'S CERTIFICATION OF THE ABSENCE OF LOAN**
21 **MODIFICATION AND/OR LOSS MITIGATION NEGOTIATIONS**
22

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

- 25 1. Neither Plaintiff nor any affiliate or agent of Plaintiff is currently engaged in any loan
26 modification negotiations with Defendant or Defendant's agents.
27
28 2. Neither Plaintiff nor any affiliate or agent of Plaintiff is currently engaged in any loss
29 mitigation negotiations with Defendant or Defendant's their agents.
30
31 3. Plaintiff or its affiliate or agent has solicited and attempted to engage Defendant
32 homeowner in loan modification negotiations pre-foreclosure.
33
34 4. Plaintiff or its affiliate or agent has solicited and attempted to engage Defendant
35 homeowner in loss mitigation negotiations pre-foreclosure.
36
37

38 _____
39 Company Name

40 _____
41 Signature

42 _____
43 Printed Name

**CIVIL FORMS
RULE 4-712
[NEW MATERIAL]**

**Supreme Court Approved
August 2, 2021**

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4
5
6
7

Title

Address

[Approved by Supreme Court Order No. 21-8300-004, effective for all cases filed on or after
September 7, 2021.]