

1 4-954. Petition to expunge arrest records and public records; automatic.

2 [For use with District Court Rule 1-077.1 NMRA]

3

4 STATE OF NEW MEXICO

5 COUNTY OF \_\_\_\_\_

6 \_\_\_\_\_ JUDICIAL DISTRICT COURT

7

8

9

10 In re \_\_\_\_\_,

No.

11

Petitioner.

12

13 **PETITION FOR REQUEST FOR AUTOMATIC EXPUNGEMENT UNDER SECTION**

14 **29-3A-8 NMSA 1978**

15 *(Automatic Expungement of Arrest and Conviction Records;*

16 *Cannabis Regulation Act, Sections 26-2C-1 to -42 NMSA 1978)*

17

18

19

20 Name: \_\_\_\_\_

21

First

Middle

Last

22

23 Date of Birth: \_\_\_\_\_

24 Current Mailing Address: \_\_\_\_\_

25 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

26 Home Phone #: \_\_\_\_\_ Work Phone #: \_\_\_\_\_ Cell #: \_\_\_\_\_

27 Other names or aliases by which Petitioner has been known

28 *(Include prior names, nicknames, or aliases, especially if your arrest records may reflect a*

29 *different name):*

30

31

32

33

34

35 Petitioner claims an entitlement to automatic expungement of the following offense(s) involving

36 cannabis that is(are) no longer a crime as of the effective date of the Cannabis Regulation Act,

37 Sections 26-2C-1 to -42 NMSA 1978, or would have resulted in a lesser offense if the Cannabis

38 Regulation Act had been in effect at the time of the offense(s).

39

40 *You may include more than one case if there are multiple cases with eligible offenses. (Include*

41 *additional pages if necessary)*

42

1 District Court case number: \_\_\_\_\_  
2 Metropolitan/Magistrate/Municipal Court case number(s): \_\_\_\_\_  
3 Arrest number(s): \_\_\_\_\_  
4 Law enforcement agency numbers(s): \_\_\_\_\_  
5 Eligible charge(s) related to the above case: \_\_\_\_\_  
6 \_\_\_\_\_  
7 \_\_\_\_\_

8  Petitioner is not seeking to reopen the underlying criminal matter

9  
10 District Court case number(s): \_\_\_\_\_  
11 Metropolitan/Magistrate/Municipal Court case number(s): \_\_\_\_\_  
12 Arrest number(s): \_\_\_\_\_  
13 Law enforcement agency numbers(s): \_\_\_\_\_  
14 Eligible charge(s) related to the above case: \_\_\_\_\_  
15 \_\_\_\_\_  
16 \_\_\_\_\_

17  Petitioner is not seeking to reopen the underlying criminal matter

18  
19  
20  Petitioner wishes to attend any hearings in this matter by telephonic or other electronic means  
21 as provided for in Rule 1-077.1(J) NMRA.  
22  
23  
24

25 \_\_\_\_\_  
26 **SIGNATURE SECTION**

27 **I, Petitioner, affirm under penalty of perjury under the laws of the State of New Mexico**  
28 **that the statements herein are true and correct.**

29  
30  
31 Printed name of Petitioner \_\_\_\_\_ Date \_\_\_\_\_  
32  
33 Signature of Petitioner \_\_\_\_\_  
34  
35 Mailing Address \_\_\_\_\_  
36  
37 Telephone Number \_\_\_\_\_ Email \_\_\_\_\_  
38  
39  
40 Attorney Name (if applicable) \_\_\_\_\_ Date \_\_\_\_\_  
41  
42 Attorney Signature \_\_\_\_\_  
43 \_\_\_\_\_

1 Mailing Address

2

3 \_\_\_\_\_  
Telephone Number

\_\_\_\_\_ Email

4

5 [Provisionally adopted by Supreme Court Order No. 21-8300-033, effective for all cases pending  
6 or filed on or after January 28, 2022.]

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