

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

2 **January 14, 2022**

3 **NO. 22-8300-002**

4 **IN THE MATTER OF THE PROVISIONAL**
5 **AMENDMENT OF RULE 5-304 NMRA OF**
6 **THE RULES OF CRIMINAL PROCEDURE**
7 **FOR THE DISTRICT COURTS**

8 **ORDER**

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10 WHEREAS, this matter came on for consideration upon recommendation of
11 the Ad Hoc Criminal Review Committee to provisionally amend Rule 5-304 NMRA
12 of the Rules of Criminal Procedure for the District Courts to allow judicial
13 participation in settlement conferences as a means to streamline the processing of
14 criminal cases during the COVID-19 public health emergency, and the Court having
15 considered the recommendation and being sufficiently advised, Chief Justice
16 Michael E. Vigil, Justice C. Shannon Bacon, Justice David K. Thomson, Justice
17 Julie J. Vargas, and Justice Briana H. Zamora concurring;

18 NOW, THEREFORE, IT IS ORDERED that the amendment of Rule 5-304
19 NMRA is PROVISIONALLY APPROVED;

20 IT IS FURTHER ORDERED that the above-referenced amendments shall be
21 **effective for all cases pending or filed on or after January 18, 2022**, and shall
22 remain in effect until further order of the Court;

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IT IS FURTHER ORDERED that the Clerk of the Court is authorized and directed to provide notice of the above-referenced amendments on the Supreme Court’s public website and in the *Bar Bulletin* and to publish the amendments in the *New Mexico Rules Annotated*.

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 14th day of January, 2022.


Jennifer L. Scott, Chief Clerk of the Supreme Court
of the State of New Mexico