

1 **4-229. Order on Homeowner Assistance Fund stay.**

2
3 STATE OF NEW MEXICO
4 COUNTY OF _____
5 _____ JUDICIAL DISTRICT COURT

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7 _____,
8
9 Plaintiff,

10
11 v.

No. _____

12
13 _____,
14
15 Defendant.

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17
18 **ORDER ON MOTION FOR HOMEOWNER ASSISTANCE FUND STAY¹**

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20 **THIS MATTER** came before the court on Defendant’s motion to stay this case while
21 Defendant applies for financial assistance from the New Mexico Homeowner Assistance Fund
22 (HAF) program. The court, having considered the motion and being sufficiently advised, orders as
23 follows:

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25 [] The motion is well taken and is **GRANTED**. This case is stayed, that is, put on
26 hold, for ninety (90) days from the date of entry of this Order, so that Defendant may seek
27 financial assistance from the HAF program. Plaintiff cannot proceed with litigation, evict,
28 or remove Defendant from the residence while the stay is in place. Further, all deadlines
29 for filing answers, motions, or other pleadings in this case are stayed. The stay of litigation
30 does not prevent referral to and participation in any court-ordered mediation or settlement
31 facilitation. In the absence of any earlier notice of a decision on the HAF application,
32 Plaintiff shall notify the court upon the expiration of the ninety (90)-day stay.

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34 [] The motion is not well taken and is **DENIED**. The parties may proceed with
35 foreclosure litigation.

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37 _____
38 Date

_____ Judge

39
40
41 **USE NOTES**

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43 1. This form shall expire and be withdrawn on September 30, 2025, or upon
44 notification to the Supreme Court of exhaustion of the New Mexico Homeowner Assistance Fund
45 (HAF) program funds, whichever is earlier.

CIVIL FORMS
RULE 4-229
[NEW MATERIAL]

Supreme Court Approved
April 18, 2022

- 1 [Adopted by Supreme Court Order No. 22-8300-010, effective for all cases pending or filed on
- 2 or after May 23, 2022.]