

LR1-114. Submission of orders, decrees, and judgments.

[Related to Statewide Rules 1-058 and 5-121 NMRA]

A. **Time for submissions ~~[pursuant to]~~ after court's decision.** Unless otherwise ordered by the court, all orders, judgments, and decrees shall be submitted to the judge by the prevailing party not later than fourteen (14) days ~~[following]~~ after the date of oral announcement of the decision or of the letter announcing the decision.

B. **Indication of opportunity to examine required.** The party proposing the order, judgment, or decree shall indicate on the document that all parties were given an opportunity to examine the proposed document and make suggestions or objections using the following procedures:

(1) Orders, judgments, and decrees that have been approved by all parties shall bear the signatures or initials, or indication of telephonic or electronic approval, of the attorneys for all parties to the cause. Orders approved by the parties shall be submitted for the judge's signature without a request for hearing.

(2) If the attorney proposing the order, judgment, or decree certifies on the proposed document that a copy has been served on attorneys for all parties and that the attorneys have failed to respond or indicate objections to the proposing party within five (5) days of service, regardless of the means of service, the document may be submitted to the judge for signature without a request for hearing~~[and may be signed if no objection is received by the judge within seven (7) days of the date the proposed order was submitted to the judge.]~~. These time periods may be enlarged or shortened by order of the court.

(3) In matters where a party appears pro se, if the attorney who has prepared the order, judgment, or decree certifies on the proposed document that a copy has been sent to the

pro se party with a notice that objections must be received by the court and opposing counsel in writing within [~~fourteen (14)~~]seven (7) days and that no objections were received, the document may be submitted to the judge for signature without a request for hearing. These time periods may be enlarged or shortened by order of the court.

(4) Orders, judgments, and decrees to which objections have been indicated to the proposing party may be signed by the court after submission in accordance with [~~paragraph~~] Paragraph C of this rule.

C. **Presentment hearings.** If objections to an order, judgment, or decree have been indicated to the proposing party, the party proposing the document shall submit it to the judge with a request for a hearing to present the document to the court. Copies must be served on all parties. Within seven (7) days of the date of the request, any party who has not approved the document shall file the objections with the clerk of the court and deliver a courtesy copy to the judge. Further, within seven (7) days of the date of the request, any objecting party who has not approved the document must submit the party's alternate proposed order to the court, together with a redline to show changes to the initial proposed order. Copies of the alternate proposed order and redline must be served on all parties. Unless otherwise ordered, the court will not accept an alternate proposed order in lieu of objections. The court may resolve the objections and sign the document or the alternate document without a presentment hearing. The court may also, sua sponte, set a matter for presentment.

D. **Court-issued order.** This local rule shall not limit the court's authority to enter its own form of order, judgement, or decree.

1 E. Electronic file format of proposed order. All proposed orders, judgments, and
2 decrees sent electronically shall be submitted to the judge in both Microsoft Word and portable
3 documents format (“PDF”) file formats.

4 [As amended, effective September 1, 1993; January 1, 1998; LR1-304 recompiled and amended
5 as LR1-114 by Supreme Court Order No. 16-8300-015, effective for all cases pending or filed on
6 or after December 31, 2016; as amended by Supreme Court Order No. 22-8300-021, effective for
7 all cases pending or filed on or after December 31, 2022.]