

CRIMINAL FORMS  
FORM 9-620  
[WITHDRAWN]

Supreme Court Approved  
November 1, 2022

~~[9-620. Probation violation, judgment, and sentence.~~

~~[For use with Magistrate Court Rule 6-802 NMRA  
and Municipal Court Rule 8-802 NMRA]~~

STATE OF NEW MEXICO

[COUNTY OF \_\_\_\_\_]

[CITY OF \_\_\_\_\_]

\_\_\_\_\_ COURT

[STATE OF NEW MEXICO]

[COUNTY OF \_\_\_\_\_]

[CITY OF \_\_\_\_\_]

v. \_\_\_\_\_ No. \_\_\_\_\_

\_\_\_\_\_, Defendant.

**PROBATION VIOLATION, JUDGMENT, AND SENTENCE**

~~\_\_\_\_\_ This matter came before the court on \_\_\_\_\_ (date), on an allegation  
that Defendant violated probation. Defendant appeared in person and with counsel,  
\_\_\_\_\_ (name of counsel). The prosecution was represented by  
\_\_\_\_\_ (name and title).~~

~~\_\_\_\_\_ [ ] Defendant having denied the probation violation and a hearing having been held,  
\_\_\_\_\_ [ ] Defendant having admitted the probation violation,~~

~~\_\_\_\_\_ the Court **FINDS** that Defendant violated probation.~~

~~\_\_\_\_\_ **It is hereby ORDERED, ADJUDGED AND DECREED** that Defendant's probation is  
revoked and the following sentence is imposed:~~

~~**Count 1:** \_\_\_\_\_ (name of count) \_\_\_\_\_ days in \_\_\_\_\_ detention center, \_\_\_\_\_  
days suspended. \_\_\_\_\_ days to serve in the \_\_\_\_\_ County Detention Center. Credit  
for \_\_\_\_\_ days served in jail and \_\_\_\_\_ days served on probation. \_\_\_\_\_ days remaining to  
serve in the \_\_\_\_\_ County Detention Center to begin on \_\_\_\_\_ (date).  
Defendant to pay \_\_\_\_\_ in fines. \_\_\_\_\_ amount suspended. \_\_\_\_\_ days  
[supervised] [unsupervised] probation to begin on \_\_\_\_\_ (date).~~

~~Such sentence is to run \_\_\_\_\_ [ ] consecutively \_\_\_\_\_ [ ] concurrently.~~

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**Count 2:** \_\_\_\_\_ (name of count) \_\_\_\_\_ days in \_\_\_\_\_ detention center,  
\_\_\_\_\_ days suspended. \_\_\_\_\_ days to serve in the \_\_\_\_\_ County Detention Center.  
Credit for \_\_\_\_\_ days served in jail and \_\_\_\_\_ days served on probation. \_\_\_\_\_ days remaining  
to serve in the \_\_\_\_\_ County Detention Center to begin on \_\_\_\_\_ (date).  
Defendant to pay \_\_\_\_\_ in fines. \_\_\_\_\_ amount suspended. \_\_\_\_\_ days  
[supervised] [unsupervised] probation to begin on \_\_\_\_\_ (date).

Such sentence is to run \_\_\_\_\_ [ ] consecutively \_\_\_\_\_ [ ] concurrently.

**Count 3:** \_\_\_\_\_ (name of count) \_\_\_\_\_ days in \_\_\_\_\_ detention center,  
\_\_\_\_\_ days suspended. \_\_\_\_\_ days to serve in the \_\_\_\_\_ County Detention Center.  
Credit for \_\_\_\_\_ days served in jail and \_\_\_\_\_ days served on probation. \_\_\_\_\_ days remaining  
to serve in the \_\_\_\_\_ County Detention Center to begin on \_\_\_\_\_  
\_\_\_\_\_ (date). Defendant to pay \_\_\_\_\_ in fines. \_\_\_\_\_  
amount suspended. \_\_\_\_\_ days [supervised] [unsupervised] probation to begin on  
\_\_\_\_\_ (date).

Such sentence is to run \_\_\_\_\_ [ ] consecutively \_\_\_\_\_ [ ] concurrently.

~~It is hereby ORDERED, ADJUDGED AND DECREED~~ that

[ ] Defendant is to report to the \_\_\_\_\_ DETENTION CENTER at  
\_\_\_\_\_, \_\_\_\_\_ (location), no later than \_\_\_\_\_ (date), to  
serve \_\_\_\_\_ days.

[ ] Work release is authorized.

[ ] This sentence shall be served on weekends.

[ ] Defendant is to pay a one hundred dollar (\$100.00) bench warrant fee. Defendant is now  
ordered to pay \_\_\_\_\_ in fines and \_\_\_\_\_ in fees. Defendant shall receive  
credit for \_\_\_\_\_ already paid.

\_\_\_\_\_ All provisions of the original judgment and sentence not specifically modified herein  
remain in effect.

\_\_\_\_\_ Defendant is placed on \_\_\_\_\_ days [supervised] [unsupervised] probation to begin on  
\_\_\_\_\_ (date), with conditions as specified in the attached **Standard-  
Order of Probation Conditions** in effect in the \_\_\_\_\_ court, which is  
specifically incorporated herein, and special conditions as follows: \_\_\_\_\_

[ ] IT IS FURTHER ORDERED THAT Defendant's cash bond is to be

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\_\_\_\_\_ [ ] \_\_\_\_\_ returned to Defendant.

\_\_\_\_\_ [ ] \_\_\_\_\_ applied to the payment of court costs, court fees, and fines.

[ ] \_\_\_\_\_ Defendant IS HEREBY ORDERED to report to probation services as follows:

\_\_\_\_\_ [ ] \_\_\_\_\_ DWI Compliance Program, \_\_\_\_\_

(address), \_\_\_\_\_ (city), New Mexico, \_\_\_\_\_ (telephone-

number) with proof of enrollment to the Court no later than

\_\_\_\_\_ (date).

\_\_\_\_\_ [ ] \_\_\_\_\_ Adult probation service no later than \_\_\_\_\_ (date).

\_\_\_\_\_ [ ] \_\_\_\_\_ county misdemeanor compliance service no later than

\_\_\_\_\_ (date).

\_\_\_\_\_ ~~IT IS ORDERED~~ that a copy of this judgment and commitment be delivered to the

\_\_\_\_\_ ~~Detention Center~~, and that this copy be the order of commitment of

Defendant.

**~~FAILURE TO COMPLY~~**

\_\_\_\_\_ ~~FAILURE TO REPORT, COMPLY WITH CONDITIONS OF PROBATION, OR PAY-  
COSTS OR FINES WILL RESULT IN A BENCH WARRANT FOR DEFENDANT'S-  
ARREST.~~

**~~APPEAL~~**

\_\_\_\_\_ Defendant is hereby advised that this Order and Amended Sentence may be appealed to  
the district court by filing a notice of appeal in the district court within fifteen (15) days from the  
date of entry of this Judgment and Sentence. In accordance with Supreme Court Rule 6-802-  
NMRA, "the only issue the district court will address on appeal will be the propriety of the  
revocation of probation. The district court shall not modify the sentence of the magistrate court."  
Defendant is further advised that if Defendant appeals, Defendant must obtain a hearing date  
before the district court within six (6) months of the date of the filing of the notice of appeal. If  
Defendant's case is not heard by the district court within six (6) months, Defendant's appeal will  
be dismissed and this conviction will be affirmed.

**~~OTHER CONDITIONS OF RELEASE~~**

\_\_\_\_\_ If Defendant files a notice of appeal, the following additional conditions of release are  
hereby approved pending appeal to the District Court: \_\_\_\_\_

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1 ~~Appeal bond is set at \$~~ \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_ Judge]  
5 \_\_\_\_\_  
6 [As adopted by Supreme Court Order No. 09-8300-037, effective November 16, 2009;  
7 withdrawn by Supreme Court Order No. 22-8300-024, effective December 31, 2022.]