

**PROPOSED REVISIONS TO THE CRIMINAL FORMS
PROPOSAL 2023-015**

March 24, 2023

The Rules of Criminal Procedure for State Courts Committee has recommended amendments to Form 9-201 NMRA for the Supreme Court's consideration.

If you would like to comment on the proposed amendments set forth below before the Court takes final action, you may do so by either submitting a comment electronically through the Supreme Court's web site at <http://supremecourt.nmcourts.gov/open-for-comment.aspx> or sending your written comments by mail, email, or fax to:

Elizabeth A. Garcia, Chief Clerk of Court
New Mexico Supreme Court
P.O. Box 848
Santa Fe, New Mexico 87504-0848
nmsupremecourtclerk@nmcourts.gov
505-827-4837 (fax)

Your comments must be received by the Clerk on or before April 24, 2023, to be considered by the Court. Please note that any submitted comments may be posted on the Supreme Court's web site for public viewing.

9-201. Criminal complaint.

[For use with District Court Rule 5-201 NMRA,
Magistrate Court Rule 6-201 NMRA,
Metropolitan Court Rule 7-201 NMRA and
Municipal Court Rule 8-201 NMRA]

STATE OF NEW MEXICO

[COUNTY OF _____]

[CITY OF _____]

_____ COURT

STATE OF NEW MEXICO

[COUNTY OF _____]

[CITY OF _____]

v.

No. _____

_____, Defendant.

CRIMINAL COMPLAINT

CRIME: _____

(common name of offense or offenses)

The undersigned, under penalty of perjury, complains and says that on or about the _____ day of _____, _____, in the County of _____, State of New Mexico, the above-named defendant(s) did:

(here state the essential facts) contrary to Sections(s) _____ [NMSA 1978] (set forth applicable section number of New Mexico statute, municipal code, or ordinance, and date of adoption).

I SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT THE FACTS SET FORTH ABOVE ARE TRUE TO THE BEST OF MY INFORMATION AND BELIEF. I UNDERSTAND THAT IT IS A CRIMINAL OFFENSE SUBJECT TO THE PENALTY OF IMPRISONMENT TO MAKE A FALSE STATEMENT IN A CRIMINAL COMPLAINT.

Complainant

Title (if any)

Approved:

Title

(Optional: Criminal Form 9-207A NMRA is available in lieu of completing this section of Criminal Form 9-201 NMRA.)

If Probable Cause Determination Required:

☐ Probable Cause Found

☐ Probable Cause Not Found and Defendant Released from Custody

☒ ~~Complaint Dismissed Without Prejudice~~

Judge: _____

Date: _____

Time: _____

[As amended, effective September 1, 1990; April 1, 1991; November 1, 1991; as amended by Supreme Court Order No. 13-8300-020, effective for all cases pending or filed on or after December 31, 2013; as amended by Supreme Court Order No. _____, effective for all cases pending or filed on or after _____.]

**No Comments
Received**