

INSTRUCTIONS FOR RESPONDENT'S REQUEST TO TERMINATE A ONE-YEAR EXTREME RISK FIREARM PROTECTION ORDER

When should this form be used?

This form should be used if you wish to terminate a One-Year Extreme Risk Firearm Protection Order that has been entered against you. If you use this form, you are the Respondent. You may file a request to terminate a One-Year Extreme Risk Firearm Protection Order anytime prior to the expiration of the Order.

Who may file this form?

This form may be filed by:

- A Respondent who has had a One-Year Extreme Risk Firearm Protection Order entered against him or her.

Additional Instructions

You must file the original of this form with the court and must serve a copy (by U.S. Mail, personal delivery, or other means of service permitted under the rules) on the Petitioner and the Petitioner's attorney (if there is one) in this case. The Petitioner is the law enforcement agency that petitioned to have an Extreme Risk Firearm Protection Order issued against you.

STATE OF NEW MEXICO

JUDICIAL DISTRICT COURT

COUNTY OF _____

In the Matter of an Extreme Risk
Firearm Protection Order for

Case No.:

**RESPONDENT'S REQUEST TO TERMINATE A ONE-YEAR
EXTREME RISK FIREARM PROTECTION ORDER**

1. I am the Respondent in this case.
2. I currently live at the following address {street address, city, state, and zip code}:

3. My attorney's name, address, and telephone number are:

If you do not have an attorney, write "none".

4. A One-Year Extreme Risk Firearm Protection Order was entered against me on

_____.

date

5. The One-Year Extreme Risk Firearm Protection Order expires on _____.

date

6. I am requesting to terminate the One-Year Extreme Risk Firearm Protection Order for the following reasons: _____

add another page if necessary

Signature of Respondent

Date

Print Name of Respondent

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on _____ {date} a copy of this Request to Terminate a One-Year Extreme Risk Firearm Protection Order was served on

Petitioner by _____ at _____
enter service method (U.S. Mail, personal service, etc.) street address

_____, _____, _____
city state zip code

Petitioner's Attorney by _____ at _____
enter service method (U.S. Mail, personal service, etc.) street address

_____, _____, _____
city state zip code

Signature of Respondent

STATE OF NEW MEXICO

_____ JUDICIAL DISTRICT COURT

COUNTY OF _____

In the Matter of an Extreme Risk
Firearm Protection Order for

Case No.:

ORDER ON RESPONDENT'S REQUEST TO TERMINATE A ONE-YEAR EXTREME RISK FIREARM PROTECTION ORDER

THIS MATTER comes before the Court upon Respondent's Request to Terminate a One-Year Extreme Risk Firearm Protection Order issued on _____, 20____. The Court having reviewed the Respondent's request and all other relevant evidence presented, and being otherwise fully advised in the premises, hereby:

DENIES the Respondent's Request to Terminate the One-Year Extreme Risk Firearm Protection Order. The Court finds that the Respondent *continues* to pose a significant danger of causing imminent personal injury to self or others by having in Respondent's custody or control or by purchasing, possessing or receiving a firearm. THE EXTREME RISK FIREARM PROTECTION ORDER REMAINS IN EFFECT UNTIL _____; OR

GRANTS the Respondent's Request to Terminate the One-Year Extreme Risk Firearm Protection Order. The Court finds that the Respondent *no longer* poses a significant danger of causing imminent personal injury to self or others by having in Respondent's custody or control or by purchasing, possessing or receiving a firearm. THE EXTREME RISK FIREARM PROTECTION ORDER IS HEREBY TERMINATED.

IT IS FURTHER ORDERED:

RESPONDENT CONTINUES TO BE PROHIBITED FROM HAVING IN THE RESPONDENT'S POSSESSION, CUSTODY OR CONTROL ANY FIREARMS. RESPONDENT IS ALSO PROHIBITED FROM PURCHASING, RECEIVING OR ATTEMPTING TO PURCHASE OR RECEIVE A FIREARM WHILE THIS ORDER IS IN EFFECT. (*select if Respondent's Request to Terminate ERFPO is DENIED*); OR

any firearms Respondent relinquished in accordance with a Temporary or One-Year Extreme Risk Firearm Protection Order be returned to Respondent (*select if Respondent's Request to Terminate ERFPO is GRANTED*)

IT IS SO ORDERED.

District Court Judge

Judicial District Court
{Address}
{City}, {State} {Zip Code}

Issued this _____ day of _____, _____ at _____ am pm
day month year time

A copy of this Order was: hand delivered mailed faxed e-mailed
to: Respondent Respondent's counsel on _____.
date

A copy of this Order was: hand delivered mailed faxed e-mailed
to: Petitioner Petitioner's counsel on _____.
date

A copy of this Order was: hand delivered mailed faxed e-mailed
to: Reporting Party _____ on _____.
name date

Signed

Title