

STATE OF NEW MEXICO

Click or tap here to enter text. **JUDICIAL DISTRICT COURT**

COUNTY OF Click or tap here to enter text.

In the Matter of an Extreme Risk

Firearm Protection Order for

Click here to enter text.

Case No.:

PETITION FOR EXTREME RISK FIREARM PROTECTION ORDER

SECTION I. PETITIONER (*Petitioner must be a law enforcement officer working for a law enforcement agency as defined under the Extreme Risk Firearm Protection Order Act (“Act”)*)

Petitioner is employed by the following type of agency: Choose an item.

1. Petitioner’s name: Click or tap here to enter text.
Badge/CAID Number: Click here to enter text.
2. Law Enforcement Agency Petitioner works for: Click or tap here to enter text.
3. Law Enforcement Agency’s address: {street address, city, state, and zip code}:
Click or tap here to enter text.
4. Law Enforcement Agency’s telephone number: Click or tap here to enter text.

SECTION II. REPORTING PARTY

1. Reporting Party’s full name: Click or tap here to enter text.
2. Reporting Party’s address: {street address, city, state, and zip code}
 Address sealed upon request of Reporting Party.

Click or tap here to enter text.

3. Reporting Party’s relationship to Respondent: {relationship must fit one of the defined relationships under the Act}: Choose an item.

SECTION III. RESPONDENT

1. Respondent’s full legal name: Click or tap here to enter text.

2. Respondent's permanent address: {*street address, city, state, and zip code*}

Click or tap here to enter text.

3. Respondent's current address, if different from permanent address: {*facility (if applicable), street address, city, state, and zip code*}

Click or tap here to enter text.

SECTION IV. BASIS FOR PETITION

In support of this petition, the undersigned Law Enforcement Officer swears and affirms that based upon credible information contained in the attached affidavit (*Exhibit A*) there is probable cause to believe the Respondent poses a significant danger of causing imminent personal injury to self or others by having custody or control of a firearm *or* by purchasing, possessing or receiving a firearm. The undersigned Law Enforcement Officer has probable cause to believe the following factors should be considered by the Court when determining whether to issue a temporary extreme risk firearm protection order:

- A recent act or threat of violence by the Respondent against self or others, regardless of whether the act or threat involved a firearm;
- A pattern of acts or threats of violence by the Respondent within the past twelve months, including acts or threats of violence against self or others;
- The Respondent's mental health history;
- The Respondent's abuse of controlled substances or alcohol;
- The Respondent's previous violations of any court order;
- Previous extreme risk firearm protection orders issued against the Respondent;
- The Respondent's criminal history, including arrests and convictions for violent felony offenses, violent misdemeanor offenses, crimes involving domestic violence or stalking;
- The Respondent's history of the use, attempted use or threatened use of physical violence against another person; of stalking another person; or of cruelty to animals; and
- Any recent acquisition or attempts at acquisition of a firearm by the Respondent.
- Other considerations: Click here to enter text.

FIREARMS. The quantities, types, and total number of all firearms the Petitioner believes to be in the Respondent’s ownership, possession, custody, or control are listed below and/or attached as Exhibit B.

Type of Firearm	Number	Location	Ammunition
<input type="checkbox"/> Long gun (<i>includes rifles and shotguns</i>)	Click here to enter text.	Click here to enter text.	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown
<input type="checkbox"/> Short gun (<i>includes revolvers and pistols</i>)	Click here to enter text.	Click here to enter text.	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown
<input type="checkbox"/> Other:	Click here to enter text.	Click here to enter text.	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown

TOTAL NUMBER OF FIREARMS: Click here to enter text.

LEGAL ACTION(S) BETWEEN REPORTING PARTY AND THE RESPONDENT.

- Lawsuit. *Please describe:* Click here to enter text.
- Complaint. *Please describe:* Click here to enter text.
- Petition. *Please describe:* Click here to enter text.
- Restraining Order. *Date Issued:* Click here to enter text. *Issued by:* Click here to enter text.
- Injunction. *Please describe:* Click here to enter text.
- Other Legal Action. *Please describe:* Click here to enter text.
- None.

For the foregoing reasons, Petitioner respectfully requests the Court enter a Temporary Extreme Risk Firearm Protection Order and schedule a hearing to be held within 10 days of the issuance of a Temporary Extreme Risk Firearm Protection Order to determine if a One-Year Extreme Risk Firearm Protection Order should be entered.

Respectfully submitted this _____ day of _____, 20__.

Signature of Petitioner

State of New Mexico
County of _____

SIGNED AND SWORN to before me on _____
date

by _____
name of person making sworn statement

Signature of notarial officer

{Notary Seal}

My Commission Expires: _____