

4-960.2. Affirmation in support of expungement; upon release without conviction.  
[For use with District Court Rule 1-077.1 NMRA]

**STATE OF NEW MEXICO**  
**COUNTY OF \_\_\_\_\_**  
**\_\_\_\_\_ JUDICIAL DISTRICT COURT**

**In re \_\_\_\_\_, No. \_\_\_\_\_**  
**Petitioner.**

**AFFIRMATION IN SUPPORT OF EXPUNGEMENT**  
***(Upon Release without Conviction)***

I, \_\_\_\_\_, (*Petitioner name*), am requesting the expungement of records under Section 29-3A-4 NMSA 1978 (Expungement of Records upon Release without Conviction), and hereby affirm the following:

1.  No charge or criminal proceeding is pending against me in any state or federal court in the United States.

**OR**

The following charge(s) or criminal proceeding(s) are pending against me in New Mexico state court(s): \_\_\_\_\_  
\_\_\_\_\_

The following charge(s) or criminal proceeding(s) are pending against me in another state court: \_\_\_\_\_  
\_\_\_\_\_

The following charge(s) or criminal proceeding(s) are pending against me in federal court: \_\_\_\_\_  
\_\_\_\_\_

**I, Petitioner, declare under penalty of perjury under the laws of the State of New Mexico that the statements herein are true and correct.**

\_\_\_\_\_  
*(Petitioner Signature)* (Print Name)

\_\_\_\_\_  
*Street Address* *City* *State* *Zip Code*

\_\_\_\_\_  
*(Telephone)*

[Provisionally adopted by Supreme Court Order No. 21-8300-033, effective for all cases pending or filed on or after January 28, 2022.]