

4-960.3. Affirmation in support of expungement; upon 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 Conviction)***

I, \_\_\_\_\_, (*Petitioner name*), am requesting the expungement of records under Section 29-3A-5 NMSA 1978 (Expungement of Records Release upon 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: \_\_\_\_\_  
\_\_\_\_\_

**AND**

2.  I have had no criminal convictions against me in the last ten (10) years.

**OR**

The most recent criminal conviction against me was: (Provide date of conviction, jurisdiction, case number, offense of conviction, and the date you finished serving your sentence for the conviction): \_\_\_\_\_  
\_\_\_\_\_

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

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*(Petitioner Signature)*

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*(Print Name)*

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*Street Address*

*City*

*State*

*Zip Code*

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*(Telephone)*

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