

4-306. Order dismissing action for failure to prosecute.

[For use with Rule 3-305 NMRA]

STATE OF NEW MEXICO

COURT

COUNTY

_____, Plaintiff,

v. No. _____

_____, Defendant.

**ORDER DISMISSING ACTION FOR FAILURE TO
PROSECUTE**

This action has remained pending for six (6) months from the date of the complaint and the court, at a hearing pursuant to the rules governing procedure in this court, has found that *(Plaintiff has failed to take all available steps to bring the matter to trial) (Defendant has failed to take all available steps to bring his counterclaim to trial)*.

IT IS ORDERED that this action is dismissed without prejudice.

Judge

[As amended by Supreme Court Order No. 16-8300-021, effective for all cases pending or filed on or after December 31, 2016.]